



# COUNCIL MINUTES

CONFIRMED: 19 JUNE 2024

## Ordinary Meeting of Council

7pm, Wednesday 15 May 2024

Council Chambers, 6177 Great Northern Highway, Bindoon

## PUBLIC QUESTION TIME

### 1. Time Permitted

A minimum of 15 minutes is permitted for Public Question Time at Council Meetings. If there are not sufficient questions to fill the allocated time, the Presiding Member will move to the next item. If there are more questions to be considered within 15 minutes, the Presiding Member will determine whether to extend Public Question Time. Each person seeking to ask questions during Public Question Time may address the Council for a maximum of two minutes each.

### 2. Protocol

No member of the public may interrupt the Council Meeting proceedings or enter into conversation.

Members of the public wishing to participate in Public Question Time at the Council Meeting who wish to submit written questions, are requested to lodge them with the Chief Executive Officer the Tuesday by **5pm on the day before the meeting**

The Presiding Member will control Public Question time and ensure that each person wishing to ask a question is given a fair and equal opportunity to do so. Members of the public wishing to ask a question must state his or her name and address before asking a question. If the question relates to an item of the Agenda, the item number and title should be stated.

### 3. General Rules

The following general rules apply to Public Question Time:

- Public Questions should only relate to the business of the local government and should not be a personal statement or opinion.
- Only questions relating to matters affecting the local government will be considered at a Council Meeting, and only questions that relate to the purpose of the meeting will be considered at a Special Council Meeting.
- Questions may be taken on notice and responded to after the meeting.
- Questions may not be directed to specific Elected Members or a Shire employee.
- Questions are not to be framed in such a way as to reflect adversely on a particular Elected Member or Shire employee.
- First priority will be given to persons who have submitted their questions in writing.
- Second priority will be given to persons who are asking questions relating to items on the current Council Meeting Agenda.

## DEPUTATIONS

### 1. Time permitted

A minimum of 10 minutes is permitted for Deputations.

### 2. Protocol

No member of the public may interrupt the Council Meeting proceedings or enter into conversation.

Members of the public making a Deputation at the Council Meeting are requested to lodge them with the Chief Executive Officer the Tuesday by **5pm on the day before the meeting**

The Presiding Member will control Deputation time and ensure that each person wishing to ask a question is given a fair and equal opportunity to do so. Members of the public making a Deputation must state his or her name, company (if applicable) and address before commencing. Members must also state the item number and title on the Agenda.

### 3. General Rules

The following rules apply when making a Deputation:

- (a) Deputation is not to exceed five persons, only two of whom may address the Council, although others may respond to specific questions from Members.
- (b) Deputations must not exceed 10 minutes without the agreement of the Council.
- (c) Additional members of the deputation may be allowed to speak with the agreement of the Presiding Member.

Council is unlikely to take any action on the matter discussed during the deputation without first considering an officer's report on that subject in a later Council agenda.

## RECORDING AND ACCESS TO RECORDINGS OF COUNCIL MEETINGS POLICY

### **Objective**

To ensure that there is a process in place to outline access to the recorded proceedings of Council.

To emphasise that the reason for the recording of Council Meetings is to ensure the accuracy of Council Minutes and that any reproduction is for the sole purpose of Council business.

### **Recording of Proceedings**

1. Proceedings for meetings of the Council, Electors, and Public Question Time during Council meetings shall be recorded by the Shire on sound recording equipment, except in the case of meetings of the Council where the Council closes the meeting to the public.
2. Notwithstanding clause 1, proceedings of a meeting of the Council which is closed to the public shall be recorded where the Council resolves to do so.
3. No member of the public is to use any electronic, visual or vocal recording device or instrument to record the proceedings of the Council or a committee without approval as per ***Local Government (Council Meetings) Local Law 2014***, c6.15.

### **Access to Recordings**

4. The record of proceedings is to be loaded on to the Shire's website once the minutes have been made available.

### **Retention of Recordings**

5. Recordings pertaining to the proceedings of Council Meetings shall be retained in accordance with the ***State Records Act 2000***.

**During the meeting, no member of the public may interrupt the meetings proceedings or enter into conversation.**

**Members of the public shall ensure that their mobile telephone and/or audible pager is not switched on or used during any meeting of the Council.**

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

#### PREFACE

When the Chief Executive Officer approves these minutes for distribution they are in essence "Unconfirmed" until the following Ordinary Meeting of Council, where the minutes will be confirmed subject to any amendments.

The "Confirmed" minutes are then signed off by the Presiding Member.

Attachments that formed part of the agenda, in addition to those tabled at the Ordinary Meeting of Council are put together as an addendum to these Minutes.

#### UNCONFIRMED MINUTES

These minutes were approved for distribution on 20 May 2024.



**Melinda Prinsloo**  
Chief Executive Officer

#### CONFIRMED MINUTES

These minutes were confirmed at a meeting held on 19 June 2024.



Signed \_\_\_\_\_

NOTE: the Presiding Member at the meeting at which these minutes are confirmed is the person who signs above.

#### Disclaimer

The purpose of this Council meeting is to discuss and, where possible, make resolutions about items appearing on the agenda.

Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a member or officer, or on the content of any discussion occurring, during the course of the meeting.

Persons should be aware that the provisions of the *Local Government Act 1995* (section 5.25 (e)) establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person.

The Shire of Chittering expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a member or officer, or the content of any discussion occurring, during the course of the Council meeting.



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*Good evening ladies and gentlemen, we wish to acknowledge the traditional custodians of the land within the Shire of Chittering, the Yued and Whadjuk peoples. We would like to pay respect to the Elders of the Nyoongar nation, past and present, who have walked and cared for the land, we acknowledge and respect their continuing culture, and the contributions made to this region.*

## **ITEM 1. DECLARATION OF OPENING OF MEETING / ANNOUNCEMENTS OF VISITORS**

The Presiding Member declared the meeting open at 7:01pm.

## **ITEM 2. RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE / ANNOUNCEMENTS**

### **Attendance**

The following members will be in attendance:

Cr Aaron King	President
Cr Mary Angus	Deputy President
Cr John Curtis	
Cr David Dewar	
Cr Carmel Ross	
Cr Mark Campbell	
Cr Kylie Hughes	

The following staff will be in attendance:

Melinda Prinsloo	Chief Executive Officer
Scott Clayton	Deputy Chief Executive Officer
Jake Whistler	Executive Manager Development Services
Leo Pudhota	Executive Manager Technical Services
Sue Mills	Finance Manager
Denaye Kerr	Executive Assistant

Members of the General Public: 2

Media: 0

### **Apologies**

Nil

### **Approved leave of absence**

Nil

## **Announcements**

*Councillors to advise of their attendance in their role as an Elected Member at community activities and meetings. As the Chief Executive Officer's office looks after some (not all) appointments for the President and Deputy President; the Agenda includes only those meetings. Councillors are therefore requested to provide additional information at the Ordinary Meeting of Council for inclusion in the minutes.*

### Cr Aaron King

17 April 2024	Citizenship Ceremony Councillor Information Session Ordinary Meeting of Council
19 April 2024	WALGA Avon Midland Zone Meeting - Toodyay
20 April 2024	Muchea Recreation Centre Opening
25 April 2024	ANZAC Day Ceremony
1 May 2024	Landcare 25 <sup>th</sup> Anniversary Function
8 May 2024	Wildflower Ridge Public Open Space & Water Agreement Budget Session – Workshop 1 Agenda Forum
11 May 2024	Enthronement Ceremony – Buddha Mandala Monastery

### Cr Mary Angus

17 April 2024	Citizenship Ceremony Councillor Information Session Ordinary Meeting of Council
19 April 2024	WALGA Avon Midland Zone Meeting - Toodyay
20 April 2024	Muchea Recreation Centre Opening
22-23 April 2024	WALGA Training – Conflict Resolution
25 April 2024	ANZAC Day Ceremony
3 May 2024	Monthly President and CEO Meeting
8 May 2024	Wildflower Ridge Public Open Space & Water Agreement Budget Session – Workshop 1 Agenda Forum

### Cr Kylie Hughes

17 April 2024	Councillor Information Session Ordinary Meeting of Council
8 May 2024	Wildflower Ridge Public Open Space & Water Agreement Budget Session – Workshop 1 Agenda Forum

### Cr Carmel Ross

17 April 2024	Councillor Information Session Ordinary Meeting of Council
18 April 2024	Chittering Residents and Ratepayers Association – Aged Care Support Services Seminar
20 April 2024	Muchea Recreation Centre Opening
25 April 2024	ANZAC Day Ceremony
1 May 2024	Landcare 25 <sup>th</sup> Anniversary Function
2 May 2024	Chittering Tourism Advisory Group Meeting



8 May 2024 Wildflower Ridge Public Open Space & Water Agreement  
Budget Session – Workshop 1  
Agenda Forum

11 May 2024 Enthronement Ceremony – Buddha Mandala Monastery

Cr John Curtis

17 April 2024 Councillor Information Session  
Ordinary Meeting of Council

20 April 2024 Muehea Recreation Centre Opening

25 April 2024 ANZAC Day Ceremony

8 May 2024 Wildflower Ridge Public Open Space & Water Agreement  
Budget Session – Workshop 1  
Agenda Forum

Cr Mark Campbell

20 April 2024 Muehea Recreation Centre Opening

25 April 2024 ANZAC Day Ceremony

1 May 2024 Landcare 25<sup>th</sup> Anniversary Function

2 May 2024 Chittering Tourism Advisory Group Meeting

8 May 2024 Wildflower Ridge Public Open Space & Water Agreement  
Budget Session – Workshop 1  
Agenda Forum

11 May 2024 Enthronement Ceremony – Buddha Mandala Monastery

Cr David Dewar

17 April 2024 Councillor Information Session  
Ordinary Meeting of Council

20 April 2024 Muehea Recreation Centre Opening

25 April 2024 ANZAC Day Ceremony

**ITEM 3. DISCLOSURE OF INTEREST**

Nil

**ITEM 4. PUBLIC QUESTION TIME**

**Response to previous public questions taken on notice**

Nil

**Public question time**

**PQT01 – 05/24 Chris Waldie, Bindoon**

Question: When the community bus was first purchased back in 2022, the regular drivers requested that an additional step be placed in the bus, and it was given an understanding that that was originally going to be put in as a manual one and eventually when budget allowed to make it an automated step. I ask if Council can please consider room in the Budget to have this step automated before an accident occurs.

Response: *The President advised that Council are discussing Budget considerations at the moment so we will take that on board and consider it as part of the budget deliberations and we will respond accordingly. We will need to find out what the cost is and confirm that it can be fit into that bus, and we will come back to you.*

**ITEM 5. PRESENTATIONS / PETITIONS / DEPUTATIONS**

**Petitions**

Nil

**Presentations**

Nil

**Deputations**

Nil

**ITEM 6. APPLICATIONS FOR LEAVE OF ABSENCE**

**MOTION / COUNCIL RESOLUTION 010524**

**Moved Cr Curtis, seconded Cr Angus**

**That the following leave of absence be approved:**

- Cr John Curtis – 11<sup>th</sup> June to 3<sup>rd</sup> July (inclusive)

**CARRIED 7 / 0**

TIME: 7.11PM

***For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis***

***Against: Nil***

## ITEM 7. CONFIRMATION OF MINUTES

### Ordinary Meeting of Council: 17 April 2024

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 020524**

Moved Cr Angus, seconded Cr Campbell

That the minutes of the Ordinary Meeting of Council held on Wednesday 17 April 2024, as published on the Shire website, be confirmed.

**CARRIED 7 / 0**

TIME: 7.11PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

## ITEM 8. ANNOUNCEMENT FROM THE PRESIDING MEMBER

- Myself, Cr Campbell, Cr Ross and the CEO attended the Enthronement Ceremony of the Sacred Maitreya Bodhisattva Statue at the Buddha Mandala Monastery in Chittering. It was a pleasure to attend and certainly a fantastic venue. To see the amount of work that has been done on that site, the Buddha and stone sculptures, I was very impressed and humbled by the opportunity to go there and be part of the enthronement ceremony, so on behalf of myself thank you for inviting us it was an excellent occasion and privilege to be there.
- The Chief Executive Officer, Melinda will be on annual leave for the next 3 weeks returning 11 June 2024, Mr Scott Clayton will be Acting Chief Executive Officer during this time.

## ITEM 9. REPORTS

**DEVELOPMENT SERVICES****DS01 – 05/24 Application for Development Approval – Recreation (Private) – Bindoon Mountain Bike Park**

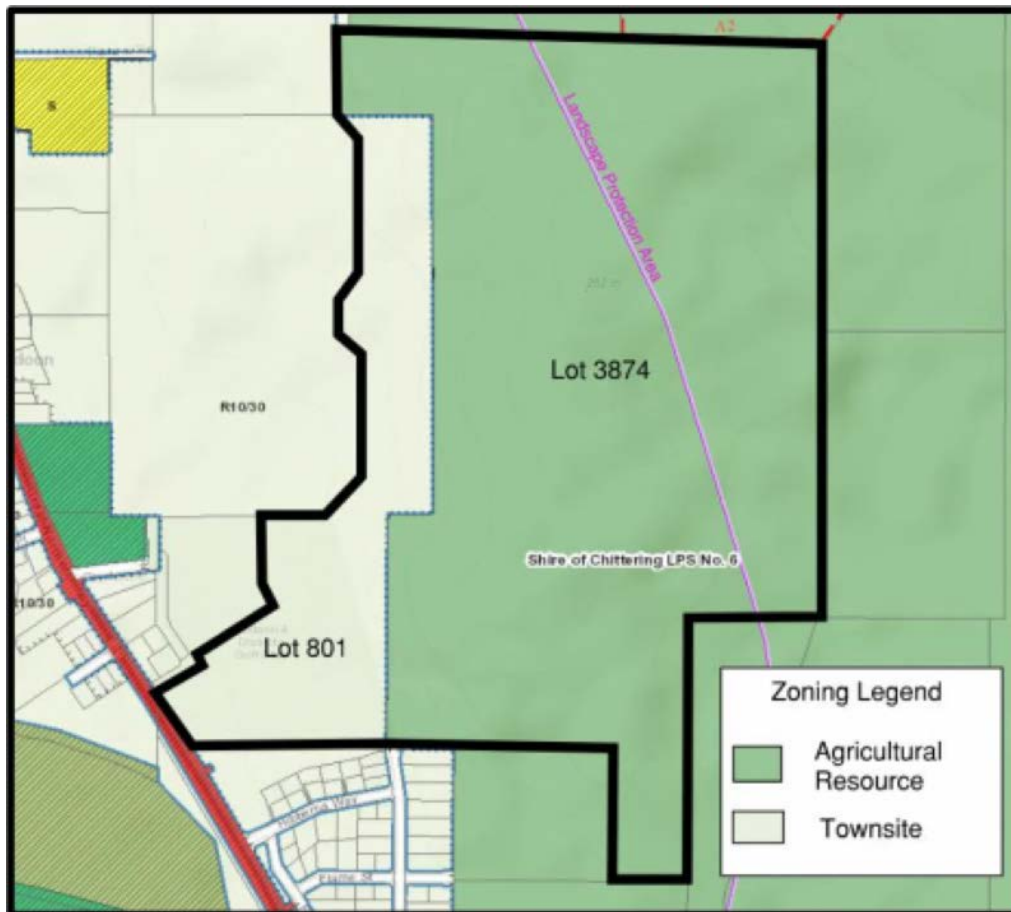
<b>Applicant</b>	Shire of Chittering
<b>File ref</b>	A11630
<b>Author</b>	Principal Planning Officer
<b>Authorising Officer</b>	Executive Manager Development Services
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. Development Application Report

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input checked="" type="checkbox"/>	Quasi-Judicial	<b><i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i></b>
<input type="checkbox"/>	Information	<i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i>

**Executive Summary**

Council is requested to consider an application for development approval to allow private businesses to operate paid tours and activities for walking, mountain biking, stargazing, and other services at the Bindoon Mountain Bike Park.

## Location Plan



## Background

The Shire of Chittering completed and opened Stage 1 of the Bindoon Mountain Bike Park (MTB Park) in March 2024 on Lots 801 and 3874 (No. 6) Woolah Rise, Bindoon. As Council is aware, the MTB Park will be managed by the Shire, similar to all other parks and recreation areas managed by the Shire, and will be open to all members of the public free of charge. To increase usage of the MTB Park and bring additional visitors to the Shire, the Shire can allow private operators or businesses to utilise the MTB Park to conduct mountain biking tours, stargazing or walking tours, provide shuttle bus services from the bottom to the top of the mountain, or other activities.

The development of the MTB Park itself does not require Development Approval as it is categorised as a 'public work' (as are all civic recreation facilities managed by Local Government), however the use of the MTB Park by commercial operators (who charge a fee to customers for a service) is considered to require Development Approval under Local Planning Scheme No. 6 (LPS 6).

In an attempt to streamline the approval process for individual operators and reduce red tape, this application seeks a general approval for private operators to utilise the MTB park and avoid the need to obtain individual Development Approval for each operator. Operators will still be required to obtain a permit to use Local Government land under the *Local Government Property and Public Places Local Law 2023*, which will provide the ability to control and place conditions on each operator. This is discussed further in the body of this report.

Shire officers sought advice and confirmation from the Department of Planning, Lands and Heritage regarding the process and appropriateness of applying for and assessing Development Applications on the

Shire's behalf, as it means that the Shire is both the applicant and the assessing body for this application. The advice provided back confirmed this approach is appropriate and consistent with the requirements and processes of the planning framework, including the *Planning and Development (Local Planning Schemes) Regulations 2015*.

The application report has been prepared by the Shire and is provided as Attachment 1 to this report.

### **Consultation Summary**

#### Local

The application was advertised to nearby residents within a 500 metre radius of the MTB Park. No submissions were received.

#### State

Nil

### **Legislative Implications**

#### State

Nil

#### Local

- Local Planning Scheme No. 6 (LPS 6)

#### Zoning and Land Use

The MTB Park is located on Lot 6 Woolah Rise and the adjacent Lot 3874. Lot 6 is zoned Townsite R10/30 under LPS 6, and Lot 3874 is zoned Agricultural Resource.

The proposal to allow private operators to utilise the MTB Park to run tours and activities should be classified as 'Recreation – Private' under LPS 6, which is defined as:

*means premises used for indoor and outdoor leisure, recreation and sport which are not usually open to the public without charge.*

Recreation – Private is a 'D' use in the Townsite zone and an 'A' use in the Agricultural Resource zone, meaning Development Approval is required and is granted at the Shire's discretion after giving special notice (public advertising) in accordance with Clause 64 of the deemed provisions (under the *Planning and Development (Local Planning Scheme) Regulations 2015*).

#### Landscape Protection Special Control Area (SCA)

The eastern portion of Lot 3874 falls within the Landscape Protection Special Control Area (SCA) under LPS6. The overarching objective of the SCA is conserve and enhance the character of the significant landscape area. The MTB Park, and proposed Private – Recreation use, is consistent with the aims of the SCA as it protects and enhances the significant vegetation and rural character of the Bindoon hill, a significant viewing point in the Shire.

Some loss of vegetation associated with the construction of trails will be offset by planting of new vegetation to the satisfaction of the Department of Water and Environmental Regulation, as per the conditions of the Clearing Permit. The impact of this application for private operators to use the MTB Park will not have any impact on this SCA and landscape values of the area, as these uses will be consistent with the general permitted uses of the MTB Park.

- Local Government Property and Public Places Local Law 2023

In order to operate private commercial activities within the Bindoon MTB Park, operators will be required to obtain a permit under the Local Government Property and Public Places Local Law 2023. This is due to the MTB Park being local government owned and managed land, and dedicated as a public space. The permit process will include the ability for the Shire to assess each individual business proposal and determine the appropriateness of the business for the MTB Park. Upon application for a permit, the Shire will have the discretion to grant a permit, refuse a permit or grant a permit with conditions depending on the nature of the proposal.

An application form, standard Permit notice and guidelines for the Permit assessment process is currently being developed by the Shire. There is a clear intent however, that the MTB Park will primarily remain open and accessible to the public, with any proposed businesses operations to be secondary and to not interfere or restrict the public's use of the MTB Park.

### **Policy Implications**

#### State

- State Planning Policy 3.7 – Planning in bushfire prone areas

The site is located within a designated bushfire prone area as determined by the Fire and Emergency Services Commissioner. State Planning Policy 3.7 – Planning in Bushfire Prone Areas (SPP 3.7) is the primary Policy that guides decision-making in regards to bushfire safety and safety of the users of a development. The principles of SPP 3.7 have been given a high level of regard when developing the MTB Park as the site would be considered to have a 'High' bushfire risk and a Bushfire Attack Level classification of Flame Zone. The mobile nature of the users of the MTB Park and the MTB Park itself not having physical infrastructure facilities or amenities that promote lengthy stays (i.e. accommodation or restaurants) warranted a focus on user awareness of bushfire risks and potential closure of the MTB Park in extreme weather conditions. This is further deemed the appropriate response as the standard response to bushfire mitigation in SPP3.7 includes vegetation removal and provision of firefighting water was not considered suitable for this development given the terrain and the emphasis on protecting the natural environment.

The Bindoon MTB Park Emergency Management Plan (EMP) has been developed which prescribes events when the MTB Park may be closed and this includes if a bushfire is in the area and if there is an extreme weather event. These closures will be communicated to potential users through several different means including media and signage on site. A copy of the EMP is included as part of Attachment 1.

Bushfire is one risk associated with using any vegetated public space (whether State or Local Government managed), including mountain bike parks. The Shire has conducted investigations with relevant stakeholders and other authorities managing mountain bike parks and there is a consensus that when using these publicly available spaces, there is a level of responsibility on the user themselves to assess the risks. While the Shire has implemented measures and strategies within the EMP that attempts to mitigate the risks on the user, it is expected that risk management (including the risk of bushfire) is placed predominantly with the user. The Shire's obligations extend to making its potential users aware of the risks, as best as it can.

This application to permit private businesses to use the MTB Park falls under the same principles as above where the business operators assume the inherent risks of using a public space, and will be required to make themselves aware of the EMP and the risks on their customers associated with their business and usage of the MTB Park. It is likely that if a private business operator is granted a Permit to use the MTB Park, they will be advised of the EMP and the associated risks of using the Park through this process.

#### Local

Nil

## Financial Implications

Nil

## Strategic Assessment / Implications

### Local

- Strategic Community Plan 2022-2032

Economic development is one of the 5 pillars of the Strategic Community Plan, with the objective to 'support new and local business, with a focus on agriculture and tourism'. The application is consistent with, and supports, the objectives of the Strategic Community Plan listed below, as it will facilitate the creation of new local businesses and attract businesses to the Shire, as well as attracting a wider array of visitors to the Shire and to Bindoon.

Focus area: Economy

Objective: S4.1 Economic growth

Strategy: S4.1.1 Support investment which stimulates sustainable industries, business and job growth

Focus area: Economy

Objective: S4.2 Local business growth

Strategy: S4.2.1 Encourage and support local businesses and new investments for the future

Focus area: Economy

Objective: S4.3 Increase visitors

Strategy: S4.3.2 Facilitate, promote and support visitation

- Economic Development Strategy

The objectives of the Economic Development Strategy align with the outcomes of the 'Economy' pillar of the Strategic Community Plan, being:

- Economic Growth
  - Jobs growth
- Local business growth
  - Skills development
  - Connected economy
- Increased visitors
  - Business support & development
  - Visitor satisfaction

The MTB Park is a key project and feature of the Shire and is anticipated to play a key role in the Shire's future and economic development. The MTB Park provides an opportunity to economically activate Bindoon, and allowing private operators to conduct tours and other activities will capitalise on the Shire's investment into the MTB Park and boost the capacity for flow-on economic benefits through additional visitors, interest and activity.

### State

Nil



**Site Inspection**

Site inspection undertaken: Not applicable

**Environmental Consideration**

Environment consideration given: Yes

The Bindoon MTB Park contains area of native vegetation that is of a good quality and also areas of remnant grazing land. In developing the MTB Park, the Shire has extensively liaised with the Department of Water and Environmental Regulation and obtained the necessary clearing permit for the limited clearing required to construct the trails. In addition, the Shire will be revegetating close to 6 hectares of the remnant grazing land back to a more natural vegetated condition.

This proposal for private operators to use the MTB Park will be on the condition that the natural vegetation and any revegetated areas are not disturbed or impacted. The private operators will need to only use the access road and trail infrastructure that the Shire has already developed. Any proposals by private operators for use of the MTB Park in areas that are not specifically designed for public use will be assessed on their merits through the Permit application process, with a high regard for protecting the natural environment.

**Risk Assessment / Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Natural Environment –</b> Potential impact from additional patrons utilising the MTB Park	Unlikely	Minor	Low	Conditions on approval of a permit. Requirement to stay on trails at all times.
<b>Opportunity:</b> More visitors, activity and interest in the MTB Park, Bindoon and the Shire, with flow on economic benefits.				

**Officer Comment/Details**

This application is for the development approval over Lots 801 and 3874 (No. 6) Woolah Rise, Bindoon for the operation of private businesses operating under the 'Recreation-Private' land use. A Development Approval granted in this instance will streamline the opportunities and approval requirements for private operators to use the MTB Park, with an expectation that this will generate further activity and interest in the Park, and the Bindoon locality.

<p><b>OFFICER RECOMMENDATION / COUNCIL RESOLUTION 030524</b></p> <p><b>Moved Cr King, seconded Cr Campbell</b></p> <p><b>That Council grants development approval to the application for development approval (Attachment 1) for 'Recreation – Private' land use on Lots 801 and 3874 (No. 6) Woolah Rise, Bindoon subject to the following conditions:</b></p> <ol style="list-style-type: none"> <li><b>1. All development shall be contained within the boundaries of the Bindoon Mountain Bike Park being Lot 801 and Lot 3874 Woolah Rise, Bindoon.</b></li> <li><b>2. All activities associated with this Development Approval shall conform to the Shire of Chittering Local Planning Scheme No. 6 definition of 'Recreation – Private' at all times to the satisfaction of the Shire.</b></li> <li><b>3. All activities associated with this Development Approval shall only gain access to the site from Woolah Rise or other access points as approved by the Shire.</b></li> </ol> <p><b>Advice Notes:</b></p> <ol style="list-style-type: none"> <li><b>i. All private business operations proposed on the subject land shall be subject to receiving a Permit under the Shire of Chittering Local Government Property and Public Places Local Law</b></li> </ol>
---

**2023.**

- ii. The issuance of this Development Approval does not preclude from further or alternative developments and land uses, not associated with the 'Recreation – Private' land use, from being considered and approved over the site.

**CARRIED 7 / 0**

TIME: 7.17PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**DS02 – 05/24 Community Survey and Location Assessment - Dog Exercise Areas in the Shire of Chittering**

<b>Applicant</b>	Shire of Chittering
<b>File ref</b>	
<b>Author</b>	Executive Manager Development Services
<b>Authorising Officer</b>	Chief Executive Officer
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. Community Survey and Location Assessment 2. Additional Survey Comments – Question 4d. 3. Additional Survey Comments – Question 6

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input checked="" type="checkbox"/>	<b>Executive</b>	<b><i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i></b>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input type="checkbox"/>	Information	<i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i>

**Executive Summary**

Council is requested to consider accepting the 'Community Survey and Location Assessment - Dog Exercise Areas in the Shire of Chittering'. This assessment details the outcome of the community survey conducted for fenced dog exercise areas within the Shire of Chittering, and provides potential locations where they can be established.

**Background**

In response to ongoing feedback from the public and the adoption of the Shire of Chittering's Dog Local Law in 2023, the Shire has reviewed the need for formalised dog exercise areas.

A dog exercise area is a dedicated area that has appropriate fencing and gates that can allow dogs to exercise off a lead and socialise with other dogs. It is typically a Local Government managed facility that any person can use with their dogs, free of charge, at any time of the day.

As part of the 2023/2024 budget adoption, \$61,500 was included for expenditure on a new dog exercise area. A community survey was developed with responses received to inform the need for such a facility and the most appropriate location. Due to the timing of the community consultation and in conjunction with the mid-year budget review, this project was considered more appropriately progressed within the 2024/2025 financial year. It would also allow the Shire to conduct a thorough review of the need for the dog exercise area and review all potential locations.

The purpose of this Assessment is to inform Council on the outcome of the community survey and identify appropriate locations that a dog exercise area can be built. This information is contained within the Community Survey and Location Assessment, contained in Attachment 1 to this report. Should the Assessment be accepted, it will be used by the Shire's administration to inform the installation of dog exercise areas, if included in an adopted budget.

### **Consultation Summary**

#### Local

The Shire of Chittering conducted a survey of residents which commenced on 1 September 2023 and concluded on 27 October 2023. The survey asked six questions:

1. *What locality do you live in?*
2. *Do you own any dogs? If yes, how many dogs do you own?*
3. *If there was a dog exercise area in your locality, would you use it? How often?*
4. *If there was a dog exercise area in your locality, would you use any of the following facilities:*
  - a. *Large Dog Area*
  - b. *Small Dog Area*
  - c. *Sitting area with shade*
  - d. *Other:*
5. *Would you travel to use a dog exercise area in another locality? If yes, how far would you travel (either in Km or minutes driving)*
6. *Please provide any other suggestions or comments that may help us determine the need for dog exercise areas within the Shire of Chittering*

The survey was made available online, and also through hard copy form, however, all 139 responses were received via the online survey.

The details of the responses received are provided within the Assessment. The additional commentary based responses to Question 4d (above) are included as Attachment 2 to this report. The additional commentary based responses received as part of survey question 6 are included as an Attachment 3 to this report.

#### State

Nil

### **Legislative Implications**

#### State

- *Dog Act 1976*

All activities that occur within a dog exercise area will need to comply with the *Dog Act 1976*.

Pursuant to Part VI, Division 1, Section 31(3A), the local government can, by absolute majority resolution, specify a public place as a 'dog exercise area'. Should Council wish to develop land as a dog exercise area, a further item will be brought to Council to make such designation.

#### Local

- *Shire of Chittering Dogs Local Law 2023*

The Shire of Chittering Dogs Local Law 2023 identifies the ability for the Shire of Chittering to designate areas that are Dog Exercise Areas (pursuant to the *Dog Act 1976*).

### Policy Implications

#### State

Nil

#### Local

Nil

### Financial Implications

The acceptance of this Assessment does not bind Council to any financial implications, or any commitments within the future 2024/2025 budget. Any consideration towards developing a dog exercise area and the cost implications will be determined during the 2024/2025 (or proceeding) budget adoption process.

### Strategic Assessment / Implications

#### Local

- Strategic Community Plan 2022-2032

Focus area: Our community

Objective: S1.1 An active and supportive community

Strategy: S1.1.2 Social hubs to bring the community together

#### State

Nil

### Site Inspection

Site inspection undertaken: Yes – Included as part of the Assessment.

### Environmental Consideration

Environment consideration given: Yes – Individual environmental impact assessment will be undertaken should specific locations being chosen. However, as part of the Assessment, it is not anticipated that there will be any adverse environmental impacts in developing a dog exercise area. As part of any dog exercise area development, the natural vegetation will be maintained and ideally used for shade.

### Risk Assessment / Implications

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Reputational</b> Prioritising one area over another for a dog exercise park	Possible	Minor	Moderate	Acceptance of the Assessment does not preclude from other localities having a dog exercise park installed.
<b>Opportunity:</b> To provide an additional facility to the community				

### Officer Comment/Details

A dog exercise park provides dog owners with an opportunity to exercise their dog off a lead in a safe and legal environment. More so, it is used as a social hub for dog owners to come together and interact over a shared or common interest. They are often used as meeting places and facilitates social networking within a community.

The attached Assessment provides details of a community survey and locational opportunities within the Shire for a dog exercise park. This Assessment is not a commitment from Council for the funding of a dog exercise area (as this will occur as part of budget discussions and adoption) but provides a guide should Council wish to allocate funds to such a facility.

The recommendations contained within the Assessment are that of Shire staff. Should Council have differing views and wish to make adjustments to the recommendations of the Assessment, this can be done within the Resolution for this item.

It is however requested that Council receive and accept the 'Community Survey and Location Assessment - Dog Exercise Areas in the Shire of Chittering' and the recommendations contained within.

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 040524**

**Moved Cr Campbell, seconded Cr Ross**

**That Council:**

- 1. Receives and accepts the 'Community Survey and Location Assessment - Dog Exercise Areas in the Shire of Chittering' (Attachment 1);**
- 2. Endorses the recommendation for a dog exercise area to be located at Sussex Bend, Lower Chittering, subject to budget allocation; and**
- 3. Notes the secondary preference of location for the establishment of a dog exercise area to be Edmonds Place, Bindoon.**

**CARRIED 6 / 1**

TIME: 7.29PM

***For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Curtis***

***Against: Cr Dewar***

**FORESHADOWED MOTION**

**Moved Cr Curtis**

**That Council receives and accepts the 'Community Survey and Location Assessment - Dog Exercise Areas in the Shire of Chittering' (Attachment 1).**

**DS03 – 05/24 Road Closure Request – Lot 1104 Gray Road, Bindoon**

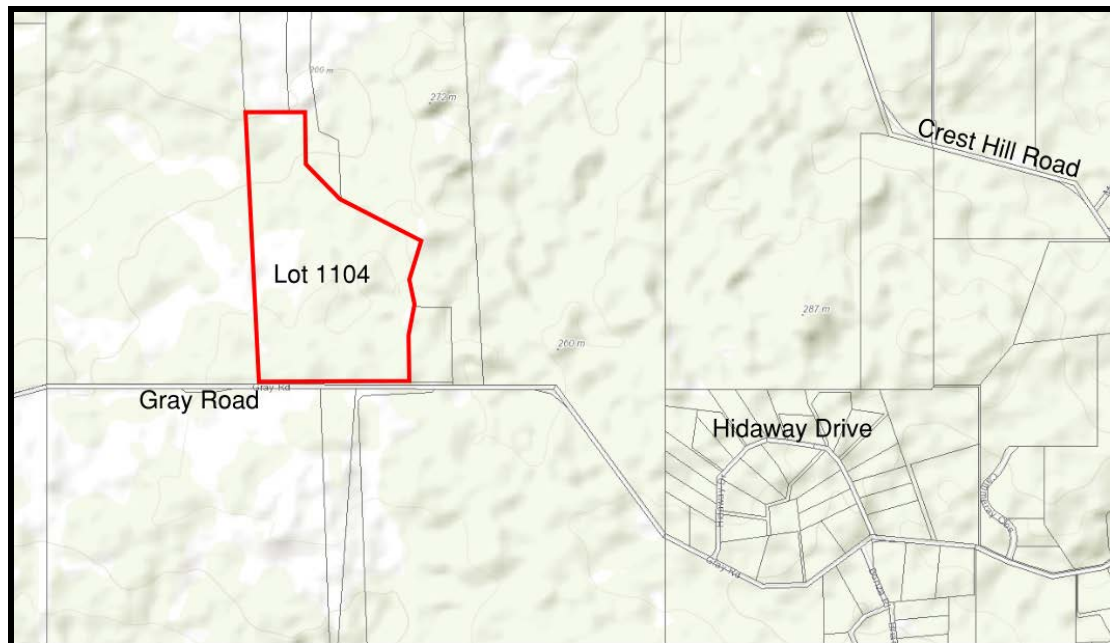
<b>Applicant</b>	Main Roads WA
<b>File ref</b>	A10263
<b>Author</b>	Executive Manager Development Services
<b>Authorising Officer</b>	Chief Executive Officer
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. Main Roads WA Request

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input checked="" type="checkbox"/>	Executive	<b><i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i></b>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input type="checkbox"/>	Information	<i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i>

**Executive Summary**

Council is requested to consider a request from Main Roads WA to close a portion of road reserve located on Lot 1104 Gray Road, Bindoon. The lot was incorrectly dedicated as road reserve when its intended use was for revegetation and environmental offsets.

## Location Plan



### Background

The Shire has received a written request from Main Roads WA (MRWA) for the closure of Lot 1104 Gray Road, Bindoon. It is requested that once the road has been formally closed, it can be held in freehold by MRWA and used for environmental offsets following a period of revegetation. The request from MRWA is contained in Attachment 1 to this report.

Lot 1104 was formerly owned by the Shire of Chittering, but as part of the land requirements for the Bindoon Bypass, was sold to MRWA in 2020. MRWA reportedly had intentions of using approximately half of this lot for road reserve, and the other half for environmental offsets, once a revegetation program had been commenced.

According to the request from MRWA, an error has occurred during the preparation of the deposited plan (which is a surveyed plan of the area which allocates road reserves and purposes of the balance of land), and it is deduced that an environmental offset cannot be credited on land dedicated as road reserve. The request to close this portion of 'road' is a process under the *Land Administration Act 1997* that needs to be followed in order to convert dedicated road reserve, to freehold land. As part of this process, the Shire needs to resolve to do so (as the road reserve falls within the Shire of Chittering), and then conduct a period of advertising.

### Consultation Summary

#### Local

Nil

#### State

- *Land Administration Act 1997*

Pursuant to Section 58 of the *Land Administration Act 1997*, the local government must resolve to close a portion of road reserve, advertise this resolution for a minimum of 35 days in a local newspaper and then present this request to the Minister for Lands.



**Legislative Implications**

State

- Land Administration Act 1997

The *Land Administration Act 1997* dictates the regulatory process to undertake in order for a dedicated road reserve to be formally closed. The local government plays a role in this process with the final decision-maker being the Minister for Lands.

Local

Nil

**Policy Implications**

State

Nil

Local

Nil

**Financial Implications**

The Shire can request that costs associated with advertising the closure be recouped from MRWA.

**Strategic Assessment / Implications**

Local

- Strategic Community Plan 2022-2032

Focus area: Administration and Governance  
 Objective: S5.2 Accountable and Transparent Governance  
 Strategy: S5.2.1 Become a leader in the areas of transparency, disclosure and public accountability

State

Nil

**Site Inspection**

Site inspection undertaken: No

**Environmental Consideration**

Environment consideration given: No

**Risk Assessment / Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
Property – Land is not designated to freehold	Unlikely	Insignificant	Low	Resolve to close the road reserve
<b>Opportunity:</b> To improve the environmental values of the Shire by facilitating the environmental offsets to be developed.				

**Officer Comment/Details**

The request received from MRWA is to correct an error that has occurred during the road reservation process for the Bindoon Bypass.

The intended purpose of Lot 1104 is partially for the construction of the Bindoon Bypass and partially for the designation of environmental offset. Resolving to close the requested portion of road reserve will enable this portion of land to achieve its intended purpose.

Pursuant to Section 58 of the *Land Administration Act 1997*, Council is recommended to support the closure of Lot 1104 Gray Road, Bindoon.

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 050524**

**Moved Cr Ross, seconded Cr Angus**

**That Council:**

- 1. Supports the closure of Lot 1104 Gray Road, Bindoon Pursuant to Section 58 of the *Land Administration Act 1997*;**
- 2. Instructs the Chief Executive Officer to advertise the supported closure of Lot 1104 Gray Road, Bindoon in the Northern Valley News; and**
- 3. Following a period of a minimum 35 days from the date the advertisement of the road closure is placed in Northern Valley News, makes a request to the Minister for Lands for this road to be closed.**

**CARRIED 7 / 0**

TIME: 7.32PM

***For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis***

***Against: Nil***

**TECHNICAL SERVICES**

Nil

**CORPORATE SERVICES****CS01 – 05/24 List of Accounts Paid for the Period Ending 30 April 2024**

<b>Applicant</b>	Shire of Chittering
<b>File ref</b>	12/03/4
<b>Author</b>	Finance Officer - Accounts
<b>Authorising Officer</b>	Deputy Chief Executive Officer
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. List of Accounts Paid as at 30 April 2024

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input checked="" type="checkbox"/>	Information	<b><i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i></b>

**Executive Summary**

Council is requested to endorse payments presented in the List of Accounts Paid for the period ending 30 April 2024.

**Background**

Pursuant to *Local Government Act 1995 Section 6.8 (2)(b)*, where expenditure has been incurred by a local government, it is to be reported to the next ordinary meeting of Council.

**Consultation/Communication Implications**Local

Deputy Chief Executive Officer

State

Nil

**Legislative Implications**State

Local Government Act 1995

Local Government (Financial Management) Regulations

Local

Nil

**Policy Implications**

State

Nil

Local

Nil

**Financial Implications**

All expenditure has been approved via adoption of the 2023-2024 Annual Budget, or resulting from a Council resolution for a budget amendment.

**Strategic Implications**

State

Nil

Local

Nil

**Site Inspection**

Not applicable

**Environmental Consideration**

Not applicable

**Risk Assessment/Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
Compliance	Low	Minor	Low	Quality Assurance prior to publishing
<b>Opportunity:</b> None				

**Officer Comment/Details**

The attached "List of Accounts Paid as at 30 April 2024" is presented to Council for endorsement.

<p><b>OFFICER RECOMMENDATION / COUNCIL RESOLUTION 060524</b>  <b>Moved Cr Curtis, seconded Cr Angus</b>  <b>That Council endorses the following List of Accounts Paid as per Attachment 1 totalling \$925,827.27, for the period ending 30 April 2024:</b></p> <ol style="list-style-type: none"> <li>1. PR6581, PR6583;</li> <li>2. EFT26733 – EFT26851; and</li> <li>3. Direct Debits, Cheques as listed.</li> </ol> <p style="text-align: right;"><b>CARRIED 7 / 0</b>  <small>TIME: 7.35PM</small></p> <p style="text-align: center;"><b>For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis</b>  <b>Against: Nil</b></p>
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**CS02 – 05/24 Monthly Financial Report for the Period Ending 30 April 2024**

<b>File ref</b>	12/03/4
<b>Author</b>	Finance Manager
<b>Authorised by</b>	Deputy Chief Executive Officer
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. Monthly Financial Report for the Period Ending 30 April 2024

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input checked="" type="checkbox"/>	Information	<b><i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i></b>

**Executive Summary**

Council is requested to consider the financial statement for the period ending 30 April 2024.

**Background**

In accordance with *Local Government (Financial Management) Regulations 1996*, the Financial Activity Statement has been prepared in compliance with the following:

*“Regulation 34(1) of the Local Government (Financial Management) Regulations 1996, which requires a local government to prepare a statement of financial activity each month, presented according to nature and type, by program, or by business unit. For the 2019/20 financial year the statement of financial activity will be presented by nature and type.*

*Regulation 34(5) of the Local Government (Financial Management) Regulations 1996, which requires a local government to adopt a percentage or value, calculated in accordance with Australian Accounting Standards, to be used in statements of financial activity for reporting material variances. For the 2019/20 financial year 10% and a value greater than \$100,000 will be used for the reporting of variances.”*

**Consultation/Communication Implications**

This document has been prepared in consultation with Responsible Officers for review and analysis.

**Legislative Implications**State

This monthly financial report complies with *Section 6.4 of the Act and Regulations 34(5) of the Local Government (Financial Management) Regulations 1996*.

Local

Nil

**Policy Implications**

Local

Finance Policy 2.1 Budget Preparation  
 Finance Policy 2.2 Investment of Funds  
 Finance Policy 2.7 Significant Accounting Policies

**Financial Implications**

Nil

**Strategic Implications**

- Strategic Community Plan 2022-2032  
 Focus area: Strong leadership  
 Objective: S5.2 Strong partnerships and relationships  
 Strategy: S5.2.1 Built effective partnerships with stakeholders  
  
 Objective: S5.3 Accountable governance  
 Strategy: S5.3.1 Good governance, which supports efficient and effective service delivery

**Site Inspection**

Not applicable

**Environmental Consideration**

Not applicable

**Risk Assessment/Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Compliance</b>	Rare	Minor	Low	Quality Assurance prior to publishing
<b>Opportunity:</b> None				

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Reputation:</b> Providing transparent, accurate financial records.	Unlikely	Minor	Low	Adequate training for all Finance Officers, to ensure balanced reports each month.
<b>Opportunity:</b> None				

**Officer Comment/Details**

Council adopted the Annual Budget for the 2023/24 financial year on 21 June 2023 (Resolution 090623). The figures in this report are compared to the Adopted Budget.

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 070524**

**Moved Cr Ross, seconded Cr Angus**

**That Council receives the Monthly Financial Report for period ending 30 April 2024, as per Attachment 1.**

**CARRIED 7 / 0**

TIME: 7.36PM

***For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis***

***Against: Nil***



**CHIEF EXECUTIVE OFFICER****CEO01 – 05/24 Work Health and Safety Statistics Report – April 2024**

<b>Applicant</b>	N/A
<b>File ref</b>	GOV.REP.OSH
<b>Author</b>	Chief Executive Officer
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. WHS Statistics Report – April 2024

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input checked="" type="checkbox"/>	Information	<b><i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i></b>

**Executive Summary**

Council is requested to receive the Shire of Chittering's Work Health and Safety Statistics Report for April 2024.

**Background**

At the Ordinary Meeting of Council held 17 November 2021, Council adopted the following resolution:

<p><b>MOTION / COUNCIL RESOLUTION 231121</b>  Moved Cr King, seconded Cr Angus  That:</p> <ol style="list-style-type: none"> <li>1. "The Shire of Chittering" adopts the following position statement: "Council cares about the employees of the shire and want to ensure that all employees arrive safely home each day. This requires that everyone commits to their role in ensuring a safe workplace, starting with Council".</li> <li>2. Council requires the Chief Executive Officer to provide a quarterly report (February (previous quarter), April, July and October of each calendar year) of the following key safety performance indicators (KPI's) for the Shire workforce and contractors; including but not limited to: <ol style="list-style-type: none"> <li>a. Number of safety observations;</li> <li>b. Number of safety audits and inspections;</li> <li>c. Number of working hours (total, workforce and contractors)</li> <li>d. Number of training hours;</li> <li>e. Number of toolbox talks;</li> <li>f. Number of equipment breakdowns;</li> </ol> </li> </ol>
--

g. Average overtime per person by department.

3. Council requires the Chief Executive Officer to provide a monthly report to be tabled at each Ordinary Council Meeting, the following key safety performance indicators (KPI's) for the Shire workforce and contractors ; including but not limited to:

- a. Number of Drug and Alcohol tests performed;
- b. Number of positive Drug test and BAC Exceedances;
- c. Number of worker compensation claims;
- d. Number of "current" worker compensation claims;
- e. Number of Near Misses;
- f. Number of Medically Treated Injuries;
- g. Number of Restricted Work Injuries;
- h. Number of Lost Time Injuries.

CARRIED UNANIMOUSLY 7 / 0

TIME: 9.53pm

### Consultation Summary

#### Local

Nil

#### State

Nil

### Legislative Implications

#### State

- Work Health and Safety Act 2020

#### Local

Nil

### Policy Implications

#### State

Nil

#### Local

- Shire of Chittering Policy 3.7 Work Health and Safety (WHS)

### Financial Implications

Nil

### Strategic Assessment / Implications

#### Local

- Strategic Community Plan 2022-2032

Focus area: Accountable governance

Objective: S5.3 Accountable Governance

Strategy: S5.3.1 Good governance which supports efficient and effective service delivery

#### State

Nil

### Site Inspection

Not applicable

**Environmental Consideration**

Not applicable

**Risk Assessment / Implications**

Nil

**Officer Comment/Details**

Nil

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 080524**

**Moved Cr Angus, seconded Cr Campbell**

**That Council receive the Shire of Chittering Work Health and Safety Statistics Report for April 2024 which includes:**

- 1. Monthly Statistics Report April 2024;**
- 2. Near Miss, Incident Report;**
- 3. WHS Training Report;**
- 4. Site Inspections Report; and**
- 5. Safety Observations Report.**

**CARRIED 7 / 0**

TIME: 7.38PM

***For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis***

***Against: Nil***

## CEO02 – 05/24 Final Adoption of Shire of Chittering Local Laws 2024

<b>Applicant</b>	Shire of Chittering
<b>File ref</b>	19/04/0001
<b>Author</b>	Executive Assistant
<b>Authorising Officer</b>	Chief Executive Officer
<b>Disclosure of interest</b>	Nil
<b>Voting requirements</b>	<b>Absolute Majority</b>
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. Shire of Chittering Dogs Amendment Local Law 2024</li> <li>2. Shire of Chittering Keeping Control of Cats Amendment Local Law 2024</li> <li>3. Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024</li> <li>4. Shire of Chittering Standing Orders Amendment Local Law 2024</li> </ol>

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input type="checkbox"/>	Executive	<i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i>
<input checked="" type="checkbox"/>	<b>Legislative</b>	<b><i>When Council initiates or adopts a policy position, or a local law</i></b>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input type="checkbox"/>	Information	<i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i>

**Executive Summary**

That Council consider adopting the following local laws:

- Shire of Chittering Dogs Amendment Local Law 2024;
- Shire of Chittering Keeping Control of Cats Amendment Local Law 2024;
- Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024; and
- Shire of Chittering Standing Orders Amendment Local Law 2024.

**Background**

At its 14 December 2022 meeting, Council approved the commencement of the process of reviewing the above mentioned local laws (Council Resolution 081222).

Local public notice of the local laws were given with submission period open between 12 January 2023 to 24 February 2023.

A number of minor changes were made due to public submission and advice from the Department of Local Government, Sport and Cultural Industries (DLGSC).

At its 19 April 2023 meeting, Council approved the making of the local laws 2023 (Council Resolutions 070423, 080423, 090423 and 100423).

The local laws were published in the government gazette on 6 June 2023 edition No. 66.

Local public notice of the adoption of the local laws were published on 8 June 2023, noting that the local laws will become operational on 21 June 2023.

The local laws were provided to the Joint Standing Committee on Delegation (JSCDL) on 12 June 2023 for their review.

On 9 August 2023, the JSCDL considered the local laws and advised the President to action certain undertakings.

At its 20 September 2023 meeting, Council presented with the requested undertakings and approved responding to the JSCDL that it commits to the undertakings (Council Resolution 080923). A letter was provided to the Committee on 27 September 2024.

At its 20 March 2024 meeting, Council was given notice of the purpose and effect of the proposed amendments and approved advertising the draft Amendment Local Laws 2024 (Council Resolution 080324).

Local public notice of the proposed amendment local laws was published on 25 March 2024 in accordance with section 3.12(3)(a) of the *Local Government Act 1995*.

Public notice and consultation on the proposed Amendment Local Laws included the following:

- News Item on the Shire of Chittering website
- Advert on the Shire of Chittering Facebook page
- Advert in the local paper, Northern Valleys News

The submission period was open between 25 March 2024 and 8 May 2024. No submissions were received during the consultation period.

### **Consultation Summary**

#### Local

- Chief Executive Officer

#### State

- WALGA

### **Legislative Implications**

#### State

Section 3.12 to 3.15 of the *Local Government Act 1995* as below outlines the procedure for making local laws –

#### **3.12 Procedure for making local laws**

- (1) *In making a local law a government is to follow the procedure described in this section, in the sequence which it is described.*
- (2A) *Despite subsection (1), a failure to follow the procedure described in this section does not invalidate a local law if there has been substantial compliance with the procedure.*
- (2) *At a council meeting the person presiding is to give notice to the*

*meeting of the purpose and effect of the proposed local law in the prescribed manner.*

- (3) *The local government is to –*
    - (a) *give local public notice stating that –*
      - (i) *the local government proposes to make a local law the purpose and effect of which is summarised in the notice; and*
      - (ii) *a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and*
      - (iii) *submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given; and*
    - (b) *as soon as the notice is given, give a copy of the proposed local law and copy of the notice to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister; and*
    - (c) *provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.*
  - (4) *After the last day for submissions, the local government is to consider any submissions made and may make the local law\* as proposed or make a local law\* that is not significantly different from what was proposed.*
- \*Absolute majority required.*
- (5) *After making the local law, the local government is to publish it in the Gazette and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.*
  - (6) *After the local law has been published in the Gazette the local government is to give local public notice –*
    - (a) *stating the title of the local law; and*
    - (b) *summarising the purpose and effect of the local law (specifying the day on which it comes into operation); and*
    - (c) *advising that the local law is published on the local government’s official website and that copies of the local law may be inspected at or obtained from the local government’s office.*
  - (7) *The Minister may give direction to local governments requiring them*

*to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.*

(8) *In this section –*

**making** *in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.*

### **3.13 Procedure where significant change in proposal**

*If during the procedure for making a proposed local law the local government decides to make a local law that would be significantly different from what it first proposed, the local government is to recommence the procedure.*

### **3.14 Commencement of local laws**

- (1) *Unless it is made under section 3.17, a local law comes into operation on the 14th day after the day on which it is published in the Gazette or on such later day as may be specified in the local law.*
- (2) *A local law made under section 3.17 comes into operation on the day on which it is published in the Gazette or on such later day as may be specified in the local law.*

### **3.15 Local laws to be published**

*A local government is to take reasonable steps to ensure that the inhabitants of the district are informed of the purpose and effect of all of its local laws.*

Local

Nil

#### **Policy Implications**

State

Nil

Local

Nil

#### **Financial Implications**

There will be a cost to gazette these local laws.

#### **Strategic Assessment / Implications**

- Strategic Community Plan 2022-2032

Focus area: Administration and Governance

Objective: S5.2 Outcome: Accountable and Transparent Governance

Strategy: S5.2.1 Become a leader in the areas of transparency, disclosure and public Accountability

State

Nil

**Site Inspection**

Not applicable

**Environmental Consideration**

Not applicable

**Risk Assessment / Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Compliance:</b> Some temporary non compliances	Possible	Insignificant	Low	Reviewing Local Laws and updating them in line with current legislation and operational practices provides more equity, consistency and transparency.
<b>Opportunity:</b> To provide clear direction to staff, Councillors and the Community pertaining to matters, in keeping with community expectations, current trends and circumstances.				

**Officer Comment/Details**

At the closure of the submission period, there were no submissions received, therefore it is recommended that Council adopt the making of these amendment local laws as attached.

<p><b>MOTION / COUNCIL RESOLUTION 090524</b>                      Moved Cr Angus, seconded Cr Ross                      That Council adopt Officer Recommendations 1 through 4 en-bloc.</p> <p style="text-align: right;"><b>CARRIED 7 / 0</b>  <small>TIME: 7.41PM</small></p> <p style="text-align: center;"><i>For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis</i></p> <p style="text-align: right;"><i>Against: Nil</i></p>
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<p><b>OFFICER RECOMMENDATION 1 / COUNCIL RESOLUTION 100524</b>                      Moved Cr Angus, seconded Cr Ross                      That Council BY AN ABSOLUTE MAJORITY:</p> <ol style="list-style-type: none"> <li>1. Notes that local public notice of the Shire of Chittering Dogs Amendment Local Law 2024 was provided for the period 25 March 2024 to 8 May 2024 and no submissions were received.</li> <li>2. Notes the purpose of the Shire of Chittering Dogs Amendment Local Law 2024 is to amend the Shire of Chittering Dogs Local Law 2023 to correct minor grammatical and formatting errors and amend clause 4.3 to delete the reference to clause 4.4(a) and Schedule 1 clause 5(c).</li> <li>3. Notes the effect of the Shire of Chittering Dogs Amendment Local Law 2024 is to ensure that this local law is effective and functional, as first intended.</li> <li>4. Authorises the Shire President and the Chief Executive Officer to affix the Common Seal to the Dogs Amendment Local Law 2024.</li> <li>5. Makes the Shire of Chittering Dogs Amendment Local Law 2024 as per Attachment 1, in accordance with section 3.12(5) of the <i>Local Government Act 1995</i>, subject to the Chief Executive Officer:                         <ol style="list-style-type: none"> <li>a. Publishing the Dogs Amendment Local Law 2024 in the Government Gazette in accordance with s3.12(5) of the <i>Local Government Act 1995</i> and providing a copy to the Minister for Local Government; and</li> </ol> </li> </ol>
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- b. Following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law signed by the President and Chief Executive Officer, explanatory memorandum and associated documentation to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

CARRIED EN-BLOC 7 / 0

TIME: 7.41PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**OFFICER RECOMMENDATION 2 / COUNCIL RESOLUTION 110524**

Moved Cr Angus, seconded Cr Ross

That Council BY AN ABSOLUTE MAJORITY:

1. Notes that local public notice of the Shire of Chittering Keeping Control of Cats Amendment Local Law 2024 was provided for the period 25 March 2024 to 8 May 2024 and no submissions were received.
2. Notes the purpose of the Shire of Chittering Keeping Control of Cats Amendment Local Law 2024 is to amend the Shire of Chittering Keeping Control of Cats Local Law 2023 to correct typographical errors in 1.4, 1.5, 2.1 (5) and 3.4(2) and delete clause 2.2, Schedule 3 and the definition of 'cat prohibited area' in clause 1.4; and clause 3.9(1)(b).
3. Notes the effect of the Shire of Chittering Keeping Control of Cats Amendment Local Law 2024 is to ensure that this local law is effective and functional, as first intended.
4. Authorises the Shire President and the Chief Executive Officer to affix the Common Seal to the Keeping Control of Cats Amendment Local Law 2024.
5. Makes the Shire of Chittering Keeping Control of Cats Amendment Local Law 2024 as per Attachment 2, in accordance with section 3.12(5) of the *Local Government Act 1995*, subject to the Chief Executive Officer:
  - a. Publishing the Keeping Control of Cats Amendment Local Law 2024 in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
  - b. Following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law signed by the President and Chief Executive Officer, explanatory memorandum and associated documentation to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

CARRIED EN-BLOC 7 / 0

TIME: 7.41PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**OFFICER RECOMMENDATION 3 / COUNCIL RESOLUTION 120524**

Moved Cr Angus, seconded Cr Ross

That Council BY AN ABSOLUTE MAJORITY:

1. Notes that local public notice of the Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024 was provided for the period 25 March 2024 to 8 May 2024 and no submissions were received.
2. Notes the purpose of the Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024 is to amend the Shire of Chittering Local Government Property and Public Places Local Law 2023 to correct minor formatting errors and amend clause 3.1 (1) to refer to Part 12 rather than Part 14; amend clause 7.10 to refer to clause 7.9; and amend clauses 8.2(3)(a) and (d) and 8.3(1) to correct the clause references.

3. Notes the effect of the Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024 is to ensure that this local law is effective and functional, as first intended.
4. Authorises the Shire President and the Chief Executive Officer to affix the Common Seal to the Local Government Property and Public Places Amendment Local Law 2024.
5. Makes the Shire of Chittering Local Government Property and Public Places Amendment Local Law 2024 as per Attachment 3, in accordance with section 3.12(5) of the *Local Government Act 1995*, subject to the Chief Executive Officer:
  - a. Publishing the Local Government Property and Public Places Amendment Local Law 2024 in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
  - b. Following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law signed by the President and Chief Executive Officer, explanatory memorandum and associated documentation to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

CARRIED EN-BLOC 7 / 0

TIME: 7.41PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**OFFICER RECOMMENDATION 4 / COUNCIL RESOLUTION 130524**

Moved Cr Angus, seconded Cr Ross

That Council BY AN ABSOLUTE MAJORITY:

1. Notes that local public notice of the Shire of Chittering Standing Orders Amendment Local Law 2024 was provided for the period 25 March 2024 to 8 May 2024 and no submissions were received.
2. Notes the purpose of the Shire of Chittering Standing Orders Amendment Local Law 2024 is to amend the Shire of Chittering Standing Orders Local Law 2023 to amend clauses 1.2, 1.6, 3.4, 4.13, 5.5, 5.6(1), 6.9(4)(c), 6.15(2), 7.2(3), 10.3 and 11.5.5(3)(b).
3. Notes the effect of the Shire of Chittering Standing Orders Amendment Local Law 2024 is to ensure that this local law is effective and functional, as first intended.
4. Authorises the Shire President and the Chief Executive Officer to affix the Common Seal to the Standing Orders Amendment Local Law 2024.
5. Makes the Shire of Chittering Standing Orders Amendment Local Law 2024 as per Attachment 4, in accordance with section 3.12(5) of the *Local Government Act 1995*, subject to the Chief Executive Officer:
  - a. Publishing the Standing Orders Amendment Local Law 2024 in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
  - b. Following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law signed by the President and Chief Executive Officer, explanatory memorandum and associated documentation to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

CARRIED EN-BLOC 7 / 0

TIME: 7.41PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**CEO03 – 05/24 Chief Executive Officer Key Performance Indicators**

<b>Applicant</b>	Melinda Prinsloo
<b>File ref</b>	22/10/168
<b>Author</b>	Chief Executive Officer
<b>Authorising Officer</b>	N/A
<b>Disclosure of interest</b>	Neither the Author nor Authorising Officer have any Impartiality, Financial or Proximity Interests that requires disclosure
<b>Voting requirements</b>	Simple Majority
<b>Attachments</b>	1. CEO Key Performance Indicators (KPIs) for 2024/25

	<b>Authority / Discretion</b>	<b>Definition</b>
<input type="checkbox"/>	Advocacy	<i>When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.</i>
<input checked="" type="checkbox"/>	Executive	<b><i>The substantial direction setting and oversight role of Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.</i></b>
<input type="checkbox"/>	Legislative	<i>When Council initiates or adopts a policy position, or a local law</i>
<input type="checkbox"/>	Quasi-Judicial	<i>When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include development applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal</i>
<input type="checkbox"/>	Information	<i>Includes items for information purposes only and do not require a decision of Council (to 'note' only)</i>

**Executive Summary**

Council is requested to endorse the Chief Executive Officer Key Performance Indicators (KPIs) for the 1 March 2024 to 28 February 2025 period.

**Background**

Under Section 5.38 of the *Local Government Act 1995* the performance of a Chief Executive Officer is to be reviewed at least once in relation to every year of the Chief Executive Officer's Performance. A performance review took place in April 2024. Following the performance review, the Chief Executive Officer was informally informed of the outcome being satisfactory performance and this was formally adopted at the Ordinary Meeting held 17 April 2024.

Council now needs to adopt the Chief Executive Officer's KPI's for the year ahead.

**Consultation Summary**

Local

Council

State

Nil

**Legislative Implications**

State

- Local Government Act 1995

Section 5.38 of the Local Government Act 1995 establishes a requirement for Council to perform an annual review of the CEO's Performance. Though not expressly mentioned, in order to do this Council would need to follow Human Resource management procedures, the foremost establishing Key Performance Objectives against which performance can be reviewed.

Local

Nil

**Policy Implications**

State

Nil

Local

Nil

**Financial Implications**

Nil

**Strategic Assessment / Implications**

Local

- Strategic Community Plan 2022-2032

Focus area: Administration and Governance

Objective: S5.2 Outcome: Accountable and Transparent Governance

Strategy: S5.2.1 Become a leader in the areas of transparency, disclosure and public Accountability

State

Nil

**Site Inspection**

Not applicable

**Environmental Consideration**

Not applicable

**Risk Assessment / Implications**

Risk	Likelihood	Consequences	Risk Analysis	Mitigation
<b>Risk Category:</b> Compliance	Unlikely	Minor	Low	There is a requirement for the Council to conduct a performance review of the CEO annually. By finalising the review and setting KPI's for the year ahead, compliance will be met.
<b>Opportunity:</b> Nil				

**Officer Comment/Details**

Nil

**OFFICER RECOMMENDATION / COUNCIL RESOLUTION 140524**

Moved Cr King, seconded Cr Ross

That Council endorses the Chief Executive Officer's Key Performance Indicators for the period 1 March 2024 to 28 February 2025, as attached.

**CARRIED 7 / 0**

TIME: 7.44PM

*For: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell, Cr Dewar, Cr Curtis*

*Against: Nil*

**ITEM 10. REPORTS OF COMMITTEES**

Nil

## ITEM 11. MOTIONS, OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

MWPN01 – 05/24 Cr John Curtis

**MOTION / COUNCIL RESOLUTION 150524**

Moved Cr Curtis, seconded Cr Dewar

That Council instruct the Chief Executive Officer to write to local state and federal members of parliament to inform them of our desire to support the establishment of Commonwealth Postal Savings Bank by federal parliament.

LOST 2 / 5

TIME: 7.56PM

*For: Cr Curtis, Cr Dewar*

*Against: Cr King, Cr Angus, Cr Hughes, Cr Ross, Cr Campbell*

### Introduction

Bank branches and ATM closures are leaving many communities without access to financial services, especially in regional Australia, with the establishment of an Australia post savings bank, communities will regain access to financial services.

### Background

For hundreds of communities their only access to cash and financial services is through Bank@Post at their community PO and that is vulnerable to commercial decision making by the banks, which can choose to withdraw their participation or charge excessive fees on transactions, this is already happening with ANZ quitting their Bank@Post participation.

### Comment

Without access to cash by communities in regional areas, roadside stalls, farmers markets, country shows etc and small enterprises will cease to exist.

This is already happening in our own shire with the closure of the containers for change refund depot by Good Sammy.

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### Officer Comment

Consideration should be given to the question of whether this is a local community issue which the community would want Council to be advocating for, and whether this is something that has a broader impact on rural local governments and should be taken up through the WALGA advocacy channels by way of a resolution to raise it through our next Zone Meeting.

There is a Bendigo Bank in the Shire, which provides banking services including an ATM. Furthermore, the IGAs located in Bindoon and Muchea do cash-out services through their pay points, therefore cash is freely accessible in the Shire.

The current Post Office license does not include a banking license, but they do provide cash-out services through their service agreements with banks.

The “Commonwealth Postal Savings Bank” is a reference to a proposed Bill for the establishment of a new Act authored by the Australian Citizens Party.

The preamble to the Bill states:

*“A Bill for an Act to establish a new, government-owned savings bank for the deposit of savings and to make Post Office retail outlets, agencies and franchises available for that purpose and to give Commonwealth security to depositors for repayment of all moneys so deposited with the bank, and for related purposes.”*

The website of the Australian Citizens Party offers the following commentary on the proposed Bill:

*“The [Commonwealth Postal Savings Bank] would be established as a new Commonwealth government company, separate from Australian Postal Corporation, with its own board and management.*

*It would be legislated to operate through Australia Post, based on a comprehensive partnership agreement that includes an access payment to Australia Post for the use of its branch network, which is sufficient to also benefit the 2,850 small business licensed post offices (LPOs).*

*This agreement would be a significant improvement on the Bank@Post agreement Australia Post has with the private banks for serving their customers (on which the banks are squeezing Australia Post). An alternative structure would be for Australian Postal Corporation to be given a banking licence, and run the bank itself, which is how New Zealand’s postal bank Kiwibank started.*

*One reason the proposed CPSB is not structured this way, however, is that it is possible this structure would require all 2,850 LPOs, because they are private small businesses, to individually apply for banking licences, which would be an unnecessary bureaucratic burden.”*

The Bill would effectively establish a public owned bank, operated from Australia Post outlets, that would be in direct competition to existing privately owned banks in Australia. The Shire of Chittering does not have the expertise to assess this Bill and the holistic impact it may have on the banking system of Australia. Therefore, it is recommended that the Shire of Chittering does not provide general blanket support to the establishment of the “Commonwealth Postal Savings Bank.

**Officer Recommendation**

That it be raised through the WALGA zone structure as an advocacy point for the broader region that regional Australians should have readily available access to cash and banking services.



**ITEM 12. QUESTIONS FROM MEMBERS WITHOUT NOTICE**

Nil

**ITEM 13. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

Nil

**ITEM 14. MEETING CLOSED TO THE PUBLIC**

**Matters for which the meeting may be closed**

Nil

**ITEM 15. CLOSURE**

The Presiding Member declared the meeting closed at 7.57pm.