



THE
**KIMBERLEY
ZONE**

Meeting Minutes

23 November 2023

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1. Kimberley Country Zone Meeting Open: 9:03am

Chair acknowledged the Traditional Custodians of the different lands on which people met today, and paid respect to all the Elders past, present and emerging.

2. Attendance and Apologies

Name	Shire / Council / Organisation	Method
Members		
Cr Chris Mitchell	Zone Delegate, and President Shire of Broome	Zoom
Cr Malcolm Edwards	President, Shire of Halls Creek	Zoom
Cr Peter McCumstie	President, Shire of Derby West Kimberley	Zoom
Cr David Menzel	Zone Chair, and President, Shire of Wyndham East Kimberley	Zoom
Observers		
Sam Mastrolembo	CEO, Shire of Broome	Zoom
Geoff Haerewa	Deputy President, Shire of Derby West Kimberley	Zoom
Amanda Dexter	CEO, Shire of Derby West Kimberley	Zoom
Phillip Cassell	CEO, Shire of Halls Creek	Zoom
Vernon Lawrence	CEO, Shire of Wyndham East Kimberley	Zoom
James Watt	Director Corporate Services, Shire of Broome	Zoom
Executive Support Team		
Paul Rosair	Principal, NAJA Business Consulting Services	Zoom
Michelle Mackenzie	Principal, Mira Consulting	Zoom
Jane Lewis	Principal, Redit Research	Zoom
Rebecca Billing	Administrative Assistant, NAJA Business Consulting Services	Zoom
Apologies		
Gordon Thomson	President, Shire of Christmas Island	
David Price	CEO, Shire of Christmas Island	

Name	Shire / Council / Organisation	Method
Aindil Minkom	President, Cocos (Keeling) Islands	
Frank Mills	CEO, Cocos (Keeling) Islands	
Cr Tony Chafer	Deputy Shire President, Shire of Wyndham East Kimberley	
Nick Kearns	Director of Planning / Community SWEK	
Nick Sloan	CEO WALGA	
Guests		
Cr Karen Chappel	CEO WALGA	Zoom
Tony Brown	Executive Manager Governance & Organisational Services, WALGA	Zoom
Hannah Godsave	Strategic Policy Development and Stakeholder Engagement, WALGA	Zoom
Janine Hatch	Director, Regional Development Australia - Kimberley	Zoom
Bill Tatchell	CEO Australia's Northwest	Zoom
Tom Chapman	Regional Manager, DLGSCI	Zoom
Chuck Berger	CEO Kimberley Development Commission	Zoom

3. Disclosures, Conflicts and Declarations of Interest:

Financial Interest / Impartiality			
Member	Item Number	Item	Nature of Interest
Nil			

4. 2023 Local Government Elections – Zone Office Bearer Elections

Item For Decision

Purpose

To advise WALGA of the newly appointed Zone delegates and to elect the new State Council representative and Deputy State Council Representative.

Background

With the bi annual Local Government elections being held on Saturday, 21 October 2023, Zones were also 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, 21 October 2023.
- Member Councils to elect/appoint their Zone Delegates and to advise the Zone Executive Officer, as soon as possible but preferably by 3 November 2023.
- 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 2023 meeting.
- Zones to advise WALGA, in writing, of their elected State Council representative and deputy representative immediately following the 2023 November Zone meeting.
- A State Councillor Induction Session will be held for all State Council representatives and deputy representatives before the first meeting in December.
- The new State Council will take office at the Ordinary Meeting of State Council on **6 December 2023**.

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 Executive Officer 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 Executive Officer, and only Elected Members who are a nominated Zone Delegates are eligible to nominate. The time period for the receipt of nominations is preferably to be **one week prior** to the Zone meeting at which the election will be held. However, nominations will be accepted from the floor at the Zone meeting.

2. Zone Executive Officer 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. Nominations will be permitted from the floor at the Zone meeting. Where there is more than one nomination for each vacant position, an election will be conducted using a secret ballot, with the Zone 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 Secretariat will put the names of the candidates concerned in a box and the first name drawn is the Elected Member.
6. Zone Executive Officer to advise WALGA in writing immediately following the Zone meeting of the outcome of their elections.

Discussion

The Shire's Zone delegates as nominated by the Local Governments are as follows:

- Shire of Broome:
 - Cr Chris Mitchell
 - Cr Desiree Male
- Shire of Halls Creek
 - Cr. Malcolm Edwards
 - Cr Patricia McKay
- Shire of Derby West Kimberley
 - Cr Peter McCumstie
 - Cr Geoff Haerewa
- Shire of Wyndham East Kimberley
 - Cr David Menzel (Chair)
 - Cr Tony Chafer
- Cocos Island – TBA
- Christmas Island – TBA

Nominations received for State Council representative:

- Chris Mitchell; Shire President Broome

Elected result: Elected Unopposed

Kimberley Country Zone

Nomination Form

Election of Zone Chair and Deputy Zone Chair
To be held Thursday 23 November 2023 via Zoom

I hereby submit my nomination for Kimberley Country Zone Chair or Deputy Zone Chair.

Term of Office – Two years November 2023 to November 2025

Office being sought KCZ State Council Rep.

Name of Candidate CHRIS MITCHELL

Candidate's Member Council BROOME SHIRE

Signature of Candidate 

Nominations are to be submitted to Jane Lewis, Kimberley Zone Executive Assistant by email Jane@reditresearch.com.au no later than **Wednesday 8 November 2023**.

Nominations received for State Council deputy representative:

- David Menzel; Shire President Wyndham East Kimberley

Elected result: Elected Unopposed



Kimberley Country Zone

Nomination Form

Election of State Council Representative and
Deputy State Council Representative to State Council
Date 23 November 2023 via Zoom

I hereby submit my nomination for Kimberley Country Zone State Council Representative or Deputy State Council Representative to WALGA State Council.

Term of Office – Two years December 2023 – December 2025

Office being sought: Deputy State Council Representative

Name of Candidate: David Menzel

Candidate's Member Council: Shire of Wyndham East Kimberley

Signature of Candidate



Link to Key Pillar/s and Strategies:		Budget Implications	
<div style="border: 1px solid black; padding: 5px;"> <p>People Place Prosperity Performance</p> </div>	<div style="border: 1px solid black; padding: 5px;"> <p>Advocate Facilitate Partner Fund Promote Monitor</p> </div>	Nil	
Resolution/s		Action(s)	
<p>That the Kimberley Country Zone advises WALGA of the election of Cr Chris Mitchell as State Council representative and Cr David Menzel as Deputy State Council representative.</p>		Executive Team to advise WALGA	
Moved:	Shire of Halls Creek	Responsible:	EA team
Seconded:	Shire of Derby West Kimberley	Due date:	As appropriate
Carried: 4/0			

5. Kimberley Country Zone State Council Agenda:

Attachments:

1 President's Report

2 WALGA State Council Agenda and Report on State Council Actions (Separately Attached)

5.1 Presidents Report – Attachment 1



President's Report December 2023

Introduction

As always, it has been a busy couple of months for the Local Government sector since the last round of Zone and State Council meetings. The 2023 Local Government elections have come and gone. We saw an increase in voter turnout of 1.4% with the total voter turnout being 31.6%. The 2021 election turnout was 30.20%.

I would like to thank and acknowledge the contribution of all Elected Members who have not returned to Councils after the recent Local Government Elections. Their commitment and contribution to their communities and Local Government is greatly appreciated. I also welcome the newly Elected and returning Members and wish them well in their Local Government journey. We held a New Councillor Seminar on 10 November 2023 with approximately 75 Elected Members attending in-person and a further 90 attending via the live streaming service. It was a great seminar with lots of knowledge sharing. The seminar has been recorded and will be distributed through WALGA's communication channels.

As we move toward the end of the calendar year, I know many of our Members are mindful of the high risk seasonal outlook.

I recently had the opportunity to attend the 2023-2024 National Preparedness Bushfire Summit hosted by the National Emergency Management Agency (NEMA) in Canberra. The summit provided a sobering outlook, with the seasonal bushfire outlook highlighting the extreme risks of natural events for many parts of our State. Of course, bushfire is not the only natural hazard Local Governments prepare for. The expected climatic conditions for this season present coastal flooding, cyclones, extreme heat and heatwaves, drought and even dust risks for the communities we represent.

I was encouraged by the messaging from Brendan Moon, Coordinator General at NEMA, who continues to advocate for a joined-up approach to managing and responding to natural events. In order to capitalise on the timing and importance of this messaging, I was pleased that WALGA was recently able to facilitate a virtual briefing from NEMA.

This session highlighted Disaster Recovery Arrangement funding requirements and challenges for councils, the partnership work between the Commonwealth and the State in distributing disaster funding to affected councils, and an update from the Bureau of Meteorology on the outlook under an El Nino and Indian Ocean Dipole scenario for the upcoming High Risk Weather Season.

2024-25 WALGA State Budget Submission.

Following State Council's endorsement of the 2023-24 State Budget Submission, I met with the Hon. Reece Whitby MLA Minister for Environment; Climate Action; Racing and Gaming and Hon Stephen Dawson MLC, Minister for Emergency Services; Innovation and the Digital Economy; Science; Medical Research to seek support for WALGA's climate change and emergency management budget proposals. Further meetings with Ministers, the Opposition, State Government agencies and other stakeholders are planned over coming months.



ARENA EV Charging Infrastructure Application

WALGA had a positive response to its final presentation to the Australian Renewable Energy Agency (ARENA) Board on Thursday 2 November, on our aggregated funding application for Local Government electric vehicle (EV) charging infrastructure and is now awaiting official notification regarding the outcome. 22 Local Governments across the State, representing 58% of the WA's population, have committed to the EV project. WALGA is seeking \$3.5 million in ARENA funding for the purchase and installation of 105 dual outlet chargers. Local Governments will fund the purchase of 129 light BEVs, and software for charging infrastructure, at a cost of \$7.7 million. The State Government through Energy Policy WA has committed \$1 million towards the project if the ARENA application is successful.

2023 Emergency Management Survey

All Local Governments have been encouraged to complete WALGA's 2023 Emergency Management Survey. Information from the survey is crucial to guide WALGA's advocacy on key emergency management issues, such as resources for emergency management, the Local Government Grants Scheme (LGGS) and the Consolidated Emergency Services legislation currently under development by the State Government.

State Road Funds to Local Government Agreement

I was pleased to sign the *State Road Funds to Local Government Agreement 2023/24 - 2027/28* alongside the Premier, Hon. Roger Cook, Minister for Transport, Hon. Rita Saffioti, Peter Woronzow (DG) and CEO Nick Sloan during the Local Government Convention in September. Funding to the Agreement is based on a share of revenue from motor vehicle licence fees. Steady increases in the number of vehicles registered and in the fees per vehicles means that this revenue stream has historically grown over time and is expected to do so in the coming years. It is forecast that the five-year agreement will provide \$1.38 billion for Local Government roads.

Local Governments have committed to work with the State Government to increase application of the State System for road safety to the Local Government road network, increase use of recycled materials in construction and maintenance and provide opportunities for the employment of Aboriginal people.

Rural Road Safety Improvement

WALGA has partnered with the RAC (WA) and Main Roads WA to prepare a business case for Government investment to improve safety on sealed rural Local Government roads. The proposed, prioritised program covers over 8,000 km of sealed Local Government managed roads. There were 18.7 road deaths per 100,000 people recorded in regional WA in 2022, which is the highest of all States. Only the Northern Territory recorded a higher fatality rate per 100,000 people. This will form a key part of WALGA advocacy for the upcoming State Budget.

Local Government Primary Healthcare Survey

Poor access to health services means that people living in outer metropolitan, regional and remote areas face increased costs, reduced quality of care and worse health outcomes than those in metropolitan areas. While primary health services are a responsibility of the Commonwealth and State Government, many Local Governments are reluctantly stepping in to subsidise the cost of the provision of these services to their communities.

WALGA, with Rural Health West (RHW) has undertaken a survey of WA Local Governments with early results indicating that that in 2021-22 53% of non-metro responding Local Governments supported GP services at cost of approximately \$7.8 million. Data from the survey data is being used to support our advocacy for the Commonwealth and State Government to do more to address systemic issues in the provision regional health services. WALGA's 2024-25 State Budget Submission calls for regional Local Governments to be compensated for the costs of securing essential primary healthcare services for their communities.



Local Government Convention

It was great to see a high turnout of delegates attend the WALGA Convention in September, representing in all over 90% of our Member Councils. It remains our largest event and as well as a networking and professional development forum this convention remains an important advocacy and promotional event.

Media Activity

The last three months of August, September and October have been very busy in terms of media engagement and activity.

The lead up to the Local Government elections attracted great interest from statewide, local and community media outlets, especially given the electoral reforms. Over 250 separate media items were monitored during the campaign and after the in-person voting day on Saturday, 21 October.

I believe WALGA media and promotional campaigns were reasonably successful, given we saw a modest increase in nominations (from 948 to 1,090) and a slight increase in voter turnout from 30.2% to 31.6% of enrolled voters.

I would also note that we have been invited to comment in the mainstream media on a number of significant issues, including on proposed state government changes on planning reforms around medium density housing codes, the provision of social housing, AirBnB policy, and changes to single-dwelling approval processes, as well on the removal of banking services from regional towns.

Cr Karen Chappel AM JP
WALGA President



President's Contacts

The President's contacts since 13 September 2023 and scheduled before 6 December 2023 are as follows:

State Government Relations

- Hon. Reece Whitby MLA, Minister for Environment; Climate Action; Racing and Gaming
- Minister for Hon Stephen Dawson MLC, Minister for Emergency Services; Innovation and the Digital Economy; Science; Medical Research
- Hon Shelley Payne MLC
- Department of Transport, Director General, Peter Woronzow

Zone Meetings

- Kimberley Zone Meeting
- Northern Country Zone Meeting

Local Government Relations

- State Council Meetings
 - State Council Meeting, 12 September
 - Finance and Services Committee
 - Local Government House Trust
- LGIS
 - Risk and Compliance Committee
 - Board Meeting
 - Key Partners Lunch
- ALGA
 - Executive Meeting
 - Pre National Emergency Management Ministers Meeting
 - National Emergency Management Minister Extraordinary Meeting
 - Board Meeting
 - Annual General Meeting
 - Joint Council Meeting Closing the Gap
- LMDRF Board Meeting
- City of Perth, Newly Sworn in Elected Members Meeting
- City of Kwinana, End of Year Function
- City Of Cockburn Annual Civic Event
- WALGA New Councillor Seminar
- State Council Induction Day
- Pre-SAC Meeting
- State Road Runds to Local Government Advisory Committee Meeting
- State Bushfire Advisory Committee Meeting

Conferences, Workshops, Public Relations

- Royal Life Saving W - Life Saving Bravery Awards
- RAC - Presidents Cocktail Reception
- Auspire - Australian of the Year Awards
- NEMA, 2023-2024 National Preparedness Summit
- WA Labor Leaders Forum – Boardroom Lunch with Hon David Michael MLA
- WA Labor Leaders Forum – Boardroom Lunch with Hon Rita Saffioti
- DFES & NEMA - Supporting Recovery Following Natural Disasters Webinar

5.2 Reports from Representatives

WALGA –

- Karen Chappel, President,
- Tony Brown, Executive Manager Governance & Organisational Services
- Hannah Godsave, Strategic Policy Development and Stakeholder Engagement

RDA Kimberley – Janine Hatch, Director

Australia's North West Tourism – Bill Tatchell, CEO

Department of Local Government, Sport and Cultural Industries – Tom Chapman, Regional Manager Kimberley. (Written report attached)

Kimberley Development Commission - Chuck Berger, CEO

5.2.1 Reports from Department of Local Government, Sport and Cultural Industries Report



Department of Local Government, Sport and Cultural Industries Report

November 2023

Local Government Act Reform

- On 18 May 2023, the Local Government Amendment Bill 2023 was passed as the Local Government Amendment Act 2023 and assented to by the Governor.
- A number of electoral reforms, including optional preferential voting and backfilling extraordinary vacancies, will take effect for the 2023 elections.
- A number of provisions have now taken effect including –
 - parental leave for council members
 - the ability of a local government to apply for a compliance exemption
 - removal of the ability for a council to waive an interest relating to an electoral gift
 - changes to special electors' meetings to increase the number of signatures required to hold a meeting (from 100 to 300) and provide for a mayor or president to prevent a meeting from being held on the same subject more than once in a 12-month period
 - the requirement to record in minutes the individual votes of council and committee members.
- Over 60 Governor's orders for local governments and a population estimates order were gazetted on 30 June 2023, giving effect to the reforms to representation based on population data at the upcoming 2023 local government elections.
- In addition, regulations to support implementation of these reforms have been finalised and are also now in effect.
- On 30 June 2023 regulation amendments were introduced ahead of the October 2023 elections to:
 - prescribe classes of local governments (in alignment with the Salaries and Allowances Tribunal band system)
 - abolish wards for class 3 and 4 local governments
 - require elector mayors for class 1 and 2 local governments.
- Additional regulation amendments are being progressed, with the next set of regulations anticipated to be published in October 2023 that include:
 - owners and occupiers enrolment reforms
 - livestreaming and recording requirements for council meetings

- payment and reimbursement for council member professional development and training
 - fair value amendments.
- The DLGSC is providing ongoing updates to the sector in relation to these reforms as part of LG Alerts and monthly reform webinars.
- Other regulations reforms are being rolled out in 2024, including integrated planning and reporting, standardised meeting procedures, online registers and local government CEO KPIs and reporting.
- Further information in relation to these reforms are on the DLGSC website.
- DLGSC is running a series of monthly webinars and deep dives into specific topics regarding the reforms - look out for LG Alerts for more details.
- If you would like a link to recordings of previous webinars, this is available on [DLGSC website under local government reforms](#)
- DLGSC has also teamed up with LG Pro to deliver a series of monthly capacity-building webinars.

Model Financial Statements (MFS) and Financial

- Model Financial Statements (MFS) for Class 1 and 2, plus a reduced version for smaller local governments (Class 3 and 4) are now published on the DLGSC website.
- An LG alert was issued on Tuesday 16 May 2023 advising of their availability.
- The MFS will apply to 2022-23 annual financial statement reports.
- Guidelines have also been developed to accompany the MFS.
- A first tranche of regulatory amendments for the MFS commenced on 1 July 2022.
- A second tranche of regulatory amendments for the MFS commenced on 1 July 2023.
- The 1 September 2023 version of the Local government (Financial Management) Regulations 1996 includes the new credit card regulation 13A.

Contact LG Accounting for queries – Lg.accounting@dlgsc.wa.gov.au

Management Regulations Amendments

- Model Financial Statements (MFS) for Bands 1 and 2, plus a reduced version for smaller local governments (Bands 3 and 4) are now published on the DLGSC website.
- An LG alert was issued on Tuesday 15 May 2023 advising of their availability.
- The MFS will apply to 2022-23 annual financial statement reports.
- Guidelines have also been developed to accompany the MFS.
- A first tranche of regulatory amendments for the MFS commenced on 1 July 2022.

- A second tranche of regulatory amendments for the MFS are currently being drafted and are anticipated to be gazetted by 30 June 2023.
- DLGSC has received feedback from LG Professionals and WALGA with the proposed second tranche of regulatory amendments to support the introduction of the MFS and improved transparency in financial reporting obligations.
- Contact LG Accounting for queries – lgaccounting@dlgsc.wa.gov.au

Local Government (Functions and General) Amendment Regulations 1996

- The Local Government (Functions and General) Amendment Regulations 1996 were gazetted on Friday 19 May 2023. These amendments do the following:

Rural GP and Dentists tender exemption

- Recognising the importance of maintaining medical and dental services in our regions, a tender exemption for renewing or extending a contract with a medical or dental service is being provided to regional local governments.
- This exemption means those local governments will be able to maintain the services of an existing doctor or dentist without needing to call for public tenders.
- This exemption is only available to local governments outside the Perth Metropolitan Area and City of Mandurah.

Novation of Contracts

- An additional tender exemption is provided for where a local government novates a contract.
- As an example In the context of a dental service, this means where the dental practice is sold to another dentist, the local government can novate the existing contract with the old dentist to the new dentist.
- This improves local government contract management, allowing novation of contracts to occur, local governments should however make sure it is in their interest to novate the contract.
- This exemption is available to all local government.

Dental leasing exemption

- An exemption from the property disposal requirements has been provided for the leasing of land for dental services.
- This is to align with the new exemption provided for regional medical and dental services.
- This exemption is however available to all local governments, like the existing medical services exemption is.

Further queries can be directed – actreview@dlqsc.wa.gov.au

Local Government Grants Commission

- The WA Local Government Grants Commission now has a full composition with the recent appointment of the Chairperson (Councillor Daniel Bull), Country Urban Member (Dr Wendy Giles) and Deputy Urban Member (Ms. Virginia Miltrup).
- An advance payment of the 2023-24 Financial Assistance Grants (FA Grants), based on a funding pool equivalent to approximately 100% of the total 2023-24 funding pool, was made to local governments on the 30 June 2023.
- The advance payments were calculated by the Commonwealth using the relativities established under the Commission's calculations for 2022-23 and needs to be recognised as revenue for 2022-23.
- It is important for local governments to note that the advance payment does not reflect their total 2023-24 grant allocation, and some may receive extremely limited or no quarterly payments in 2023-24.
- Local Governments will need to ensure they have sufficient funds for 2023-24 to complete their planned programs and activities for that year and that their 2023-24 budgeted recognise the reduction in the 2023-24 FA Grants payments.

Stop Puppy Farming

- The Dog Amendment (Stop Puppy Farming) Bill 2021 was passed by the Parliament in December 2021.
- The new laws, including for the registration and breeding of dogs, will take some time to implement.
- There will be consultation with stakeholders, including local governments, for the design and development of a centralised registration system (CRS) for dogs and cats covered under the *Dog Act 1976* and the *Cat Act 2011*, and for the development of regulations to give legal effect to the functions of the CRS.
- The DLGSC conducted engagement activities with local governments in the second half of 2022. Through this, local government requirements for the CRS were captured for inclusion within the system requirements and scope.
- Progression towards procurement of the CRS and scoping of the regulations is underway. The Request for Tender for the CRS was released to the market on 24 January closed on 8 March 2023.
- The DLGSC evaluated responses throughout March and April 2023. Consensus was reached in May 2023 and the tender evaluation report was endorsed by the State Revenue Committee in July 2023
- Negotiations with the preferred respondent were finalised in September 2023. The Discovery and Design phase of CRS implementation will commence mid-October

2023. This phase is expected to run until March 2024. DLGSC is working towards implementing the CRS in June 2024.

- The DLGSC is continuing to engage with key stakeholders to support ongoing progress towards the reforms.
- A discussion paper is currently being considered by the Minister for Local Government and further information regarding the release will be provided in due course.

DLGSC Contacts

LG Support and Engagement	lghotline@dlgsc.wa.gov.au
LG Policy and Legislation	legislation@dlgsc.wa.gov.au
CRS – Stop Puppy Farming	puppyfarming@dlgsc.wa.gov.au
Grants Commission – Financial Assistance Grants	Grants.commission@dlgsc.wa.gov.au
LG accounting enquiries	LG.accounting@dlgsc.wa.gov.au
LG Act Reform	actreview@dlgsc.wa.gov.au

5.3 Reports from Kimberley Country Zone

The following table provides a summary of Matters for Decision that will be considered at the WALGA State Meeting on 6 December, 2023, and provides an update on Matters for Noting. For full details of items, including background material and discussions, please see separately attached WALGA State Council Agenda (Attachment 2).

5.3.1 Item/Matters for Decision

Item / Matters for Decision As per State Council Agenda	WALGA Recommendations
<p>7.1 2023 Annual General Meeting Resolutions</p>	<p>That:</p> <ol style="list-style-type: none"> the following resolutions from the 2023 WALGA Annual General Meeting be referred to the People and Place Policy Team for further work to be undertaken: <ol style="list-style-type: none"> Local Governments' representation at the State Administrative Tribunal relating to planning matters within its district <p><i>That WALGA lobby the State Government for legislative reform to enable Local Governments the automatic right to be a represented party at all State Administrative Tribunal hearings related to planning matters within its district.</i></p> Land Use Policy <p><i>That WALGA establish and promote policies to protect and prioritise the preservation of agricultural land against its displacement by non-agricultural activities that lead to a net reduction of the State's productive agricultural land.</i></p> Regional and Remote Housing <p><i>That WALGA advocates to the WA State and Commonwealth Governments to address the dire shortage of affordable key worker family housing options in regional and remote towns to encourage families to live and work in regional and remote towns. Social housing is addressed at both the State and Federal levels.</i></p> <ol style="list-style-type: none"> State Council notes that the following resolution is being considered in Agenda item 7.2 of this meeting Agenda:

Item / Matters for Decision As per State Council Agenda	WALGA Recommendations
	<p>5.3 Transparency – Management Order Determinations</p> <p><i>That WALGA:</i></p> <ol style="list-style-type: none"> <i>1. Advocates for Department of Planning, Lands and Heritage to consult and collaborate with Local Governments in reviewing and publishing its policies, decision making criteria, guidelines and procedures associated with the administration of management orders;</i> <i>2. Ensure the review recognises the cost burden on local governments in managing reserves and options for supporting local governments in meeting that responsibility; and</i> <i>3. Calls for proactive consultation and advice to Local Government management bodies.</i> <p>Executive Summary</p> <ul style="list-style-type: none"> • WALGA's 2023 Annual General Meeting was held on Monday, 18 September 2023. • The meeting resolved for WALGA to act in relation to four Member motions: <ol style="list-style-type: none"> 1. Local Governments' representation at the State Administrative Tribunal relating to planning matters within its district. 2. Land Use Policy 3. Transparency – Management Order Determinations 4. Regional and Remote Housing 5. Proposed New WALGA Constitution • Two Executive Motions, one proposing a new Constitution giving effect to an alternative governance structure and the other proposing amendments to the existing Constitution, were both lost as they failed to reach the required Special Majority of support from Members. • The action taken or proposed to be taken in relation to each of the resolutions since the Annual General Meeting has been summarized for State Council's information. <p>Attachment</p> <p><u>WALGA 2023 Annual General Meeting Minutes</u></p>

Item / Matters for Decision As per State Council Agenda	WALGA Recommendations
<p>7.2 Advocacy Position – Crown Land and Management Order Administration – Land Administration Act 1997</p>	<p>That WALGA endorse the below Advocacy Position:</p> <p>Crown Land and Management Order Administration - Land Administration Act 1997</p> <p><i>WALGA advocates to the Department of Planning, Lands and Heritage (DPLH) to:</i></p> <ol style="list-style-type: none"> 1. Apply the following principles when dealing with matters affecting Local Government’s role in managing Crown land: <ol style="list-style-type: none"> a. Local Government is an equal partner with State Government in managing, developing and administration of Crown land for community benefit. b. Local Government should be provided timely advice and consulted where State Government proposals impact management of or investment in Crown land. c. Ensure timely communication with Local Government where DPLH intends to challenge an intention to levy leasing or land use revenues under a power to lease arrangement. d. Decision-making criteria, policy and procedure transparency contributes to whole of government efficiency, effectiveness and accountability. 2. Publish the policies and procedures that underpin decision making regarding: <ol style="list-style-type: none"> a. Establishing, varying or revoking management orders. b. Leasing Crown land or facilities, subject to a management order. c. Decision review where a management body or proponent lessee is dissatisfied with a decision or process. <p>Executive Summary</p> <ul style="list-style-type: none"> • Issues have been raised by the Gascoyne Country Zone and Growth Alliance Perth and Peel and are subject of a resolution from the 2023 WALGA Annual General Meeting (see Agenda Item 7.1). • Issues are further evidenced by a sample survey of Local Governments in the: Pilbara, Gascoyne, Northern Country, Peel Country, South-West Country and South-East Metropolitan Zones. • Transparency of the Department of Planning, Lands and Heritage (DPLH) decision making policy and procedures will help to: <ul style="list-style-type: none"> ○ Streamline application and decision-making processes, reduce backlog and delays. ○ Avoid wasted time, effort, resources and costs and enable consistent, transparent, and accountable decisions. • This report seeks adoption of a new WALGA Advocacy position: ‘Crown Land and Management Order Administration - Land Administration Act 1997’

Item / Matters for Decision As per State Council Agenda	WALGA Recommendations
7.3 Review of Public Open Space Advocacy Positions	<p>That WALGA endorse:</p> <ol style="list-style-type: none"> 1. the deletion of Advocacy Position 4.3 <i>Water Management</i>; 2. the deletion of Advocacy Position 4.4 <i>Public Open Space</i>; and 3. new Advocacy Position 6.11 <i>Public Open Space</i> as follows: <p>6.11 Public Open Space</p> <p><i>New subdivisions and developments should provide appropriate Public Open Space (POS) or POS contributions to provide environmental benefits and meet the needs of the community.</i></p> <p><i>The State Government should take a leadership role in the strategic planning of POS, in consultation with Local Government, including:</i></p> <ol style="list-style-type: none"> 1. Reviewing the requirement for a minimum 10 per cent of all new residential land to be provided as POS to determine if this metric is still appropriate. 2. Developing a 10+ year regional level sporting facilities plan to identify and prioritise gaps in regional sporting facilities and acquire and fund regional open spaces, specifically sporting facilities, in a timely manner to align with population growth. 3. Developing contemporary legislative and policy mechanisms to ensure that: <ol style="list-style-type: none"> a. POS design and delivery: <ol style="list-style-type: none"> i. appropriately allocates different POS uses and purposes, balancing environmental, recreational, sporting and community needs. ii. does not have its use impeded by drainage and utilities facilities. iii. is accessible and appropriately distributed. iv. is cost effective to enable sustainable maintenance and replacement by Local Government. v. is responsive to urban ecology, regional climatic conditions, and climate change. vi. considers water requirements and availability as a priority, includes water sensitive urban design principles, and prioritises water allocations for the irrigation and maintenance of functional active recreational and sport facilities. b. POS cash in lieu contributions are equitable, transparent, and simplified by: <ol style="list-style-type: none"> i. streamlining the process to collect and expend cash in lieu contributions by delegating functions to Local Government. ii. broadening how cash in lieu funds can be spent to include works beyond the current scope. iii. allowing for the collection of cash in lieu contributions at development application stage and for all forms of subdivision, including two lot subdivisions or developments.

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	<p>iv. investigating the option of a standard fixed rate contribution fee per lot or dwelling when contributions are intended for public open space upgrades.</p> <p>4. Providing guidance documents and support to assist Local Governments with their strategic POS planning.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> It is proposed that the Advocacy Positions 4.4 and 6.11 Public Open Space be replaced with a new position that reflects Local Governments' Public Open Space priorities. The new position has been informed by WALGA's Background Paper: Public Open Space in Residential Areas, WALGA's submission on draft <i>Operational Policy 2.3 Planning for Public Open Space</i> and input from Local Governments. The position was endorsed by both the People and Place Policy Team and the Environment and Waste Policy Team at a joint meeting on 17 October. <p>Attachment</p> <p>Proposed Policy Open Space Policy Statement (see full State Council Agenda)</p>
<p>7.4 2024 Salaries and Allowances Tribunal Remuneration Inquiry for Local Government Chief Executive Officers and Elected Members</p>	<p>That WALGA endorse the submission to the 2024 Salaries and Allowances Tribunal Remuneration Inquiry for Local Government Chief Executive Officers and Elected Members.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> The Salaries and Allowances Tribunal (SAT) conduct an annual inquiry into Local Government Chief Executive Officer and Elected Member remuneration. In preparation for the inquiry to be undertaken early next year, WALGA has prepared a draft submission to SAT that makes recommendations in relation to Elected Member remuneration, Chief Executive Officer remuneration and the Regional/Isolation Allowance. The submission argues for: <ul style="list-style-type: none"> An increase of 4 percent for Elected Member Fees and Allowances (including maximum reimbursable expenses); An increase to the Chief Executive Officer remuneration bands of 4 percent; An increase to the maximum payable Regional/Isolation Allowance for Local Governments that are particularly isolated, long distances from population centres and lacking in amenities; A review of the methodology, criteria and weightings for the Regional/Isolation Allowance; and Publication of guidance about how the Regional/Isolation Allowance is applied in terms of methodology, criteria and weightings. SAT will likely publish its determination for 2024-2025 in April.

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	<p>Attachment WALGA submission to the 2024 Salaries and Allowances Tribunal Remuneration Inquiry – Local Government Chief Executive Officers and Elected Members. (See full State council Agenda)</p>
<p>7.5 Household Hazardous Waste Policy Statement and Advocacy Position</p>	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Rescind the 2003 WALGA <i>Household Hazardous Waste Policy Statement</i> and Advocacy Position 7.10 Household Hazardous Waste; and 2. Endorse a new Household Hazardous Waste Policy Statement and Advocacy Position as follows: <p style="text-align: center;">7.10 Household Hazardous Waste</p> <ol style="list-style-type: none"> 1. Household Hazardous Waste (HHW) is a small but significant component of the waste stream which requires specialised management strategies to protect human health, property and the environment. 2. This requires: <ol style="list-style-type: none"> a. Effective Product Stewardship for all HHW; and b. The maintenance and expansion of the HHW Program, funded by the State Government and Product Stewardship Schemes, to provide for the management of HHW collected from the community by Local Government. <p>Executive Summary</p> <ul style="list-style-type: none"> • The Household Hazardous Waste (HHW) Policy Statement and Advocacy Position 7.10 Household Hazardous Waste are 20 years old and require updating to reflect the roles and expectations of all tiers of government, industry and the producers of materials which become HHW. • The Municipal Waste Advisory Council (MWAC) endorsed a new Policy Statement and Advocacy Position in August 2023. • The new Policy Statement and Position will support WALGA's ongoing advocacy on behalf of the sector. <p>Attachment Household Hazardous Waste Policy Statement (See full State council Agenda)</p>
<p>7.6 Waste Education Policy Statement and Advocacy Position</p>	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Rescind the existing WALGA <i>Waste Management Education Policy Statement 2008</i> and Advocacy Position 7.8 Waste Management Education; and 2. Endorse a revised WALGA Waste Education Policy Statement 2023 and Advocacy Position as follows:

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	<ol style="list-style-type: none"> 1. Waste education is essential part of waste management that empowers the community to engage in waste avoidance, reuse and recovery, and to use services correctly. 2. Effective waste education requires: <ol style="list-style-type: none"> a. Consistent communications by all stakeholders to ensure messages are clear and the community has confidence in the information provided. b. A strategic and long-term investment from the State Government, with funding mechanisms in place to support and enable collaboration between Local Governments and Regional Councils. c. Recognition of waste education in the definition of 'waste service' in the Waste Avoidance and Resource Recovery Act 2007, in order to allow a charge for waste education as part of the waste service charge. d. Identification of priority problematic materials within the waste stream and ongoing advocacy for evidence based alternative approaches. <p>Executive Summary</p> <ul style="list-style-type: none"> • The WALGA Waste Management Education Policy Statement was endorsed in 2008, prior to prior to any significant State or Federal Government involvement or investment in waste education. • The Policy Statement has been updated to incorporate feedback from MWAC to define the role of Regional Councils and highlighting the need for a long-term strategic approach to waste education. • The Advocacy Position on Waste Education has been updated to reflect the essential nature of waste education in the management of waste, roles and responsibilities of all stakeholders, the importance of sustained and strategic investment and the challenges certain materials pose at point of disposal. • The Advocacy Position and Policy Statement were considered and endorsed by the Municipal Waste Advisory Council in October 2023. <p>Attachment 2023 Waste Education Policy Statement (See full State council Agenda)</p>
<p>7.7 Submission E-Waste Landfill Ban Regulations</p>	<p>That WALGA endorse the Submission on the <i>Waste Avoidance and Resource Recovery (e-waste) Regulations 2023</i>.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • The Department of Water and Environmental Regulation (DWER) has released a consultation draft of the Waste Avoidance and Resource Recovery (e-waste) Regulations 2023 (draft Regulations) for comment.

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	<ul style="list-style-type: none"> • The draft Regulations have been developed to support the implementation of a statewide ban on e-waste disposal to landfill by 2024, with the aim of improving management and recycling of e-waste produced by households and businesses across the State. • The draft Regulations outline the materials to be covered in the first stage of the ban from 1 July 2024, as well as the regulatory obligations for e-waste service providers, commercial e-waste generators and landfill operators. • WALGA has developed a Submission on the regulations which requests clarification on several areas and reiterates our Advocacy Position that comprehensive and effective product stewardship schemes must be implemented for products subject to the e-waste landfill ban prior to the ban taking effect. • WALGA was granted an extension to the 22 November 2023 closing date to allow State Council consideration of the submission at the 6 December meeting. <p>Attachment Submission on the Waste Avoidance and Resource Recovery (e-waste) Regulations 2023 (See full State council Agenda)</p>
<p>7.8 Submission on Philanthropic Engagement Framework for Emergency Management</p>	<p>That WALGA endorse the submission to the State Emergency Management Committee on the Draft Philanthropic Engagement Framework for Emergency Management.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • The State Emergency Management Committee is currently consulting on a draft Philanthropic Engagement Framework for Emergency Management. • The Framework has been developed in recognition of the increasing role of philanthropic organisations in emergencies, the increasing frequency and severity of natural disasters, and the current lack of a governance framework to guide and manage these interactions. • The Framework aims to support increased collaboration between public and private sectors for an effective and efficient emergency management system and provides guidance on the key issues to be considered when determining appropriate governance arrangements for public-private partnerships for emergency management across preparedness, prevention, response and recovery (PPRR). • WALGA’s submission supports the development of the Framework as an important milestone in the growing maturity of emergency management governance in Western Australia, noting that fundamental responsibility for emergency management rests with the State Government, and makes a number of recommendations, including that the Framework should:

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	<ol style="list-style-type: none"> 1. Seek to strengthen the decision-making and ownership of community across PPRR. 2. Ensure equitable philanthropic funding to meet the needs of communities. 3. Clarify the roles and responsibilities of philanthropic organisations across PPRR. 4. Support LEMCs and DEMCs to identify, develop and maintain partnerships with philanthropic organisations. 5. Incorporate an additional guiding principle based on building resilience. <p>Attachment Letter to State Emergency Management Committee Chair - WALGA Submission on Draft Philanthropic Engagement Framework for Emergency Management (See full State council Agenda)</p>
<p>7.9 Submission to the WA Action Plan for Young People Consultation Paper</p>	<p>That WALGA endorse the submission to the <i>WA Action Plan for Young People Consultation Paper</i>.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • On 25 August 2023, the Department of Communities (DoC) released the consultation paper 'WA Action Plan for Young People Consultation Paper'. WALGA obtained an extension to enable this draft submission to be considered by State Council and zones. • The development of a new three-year whole-of-government Action Plan for Young People in Western Australia (the Action Plan), follows the expiry of the existing 'Beyond 2020 WA Youth Action Plan 2020-22'. • The submission reflects WALGA's advocacy position on Children and Young People, the key issues for the sector on youth policy, and highlights case studies of best practice engagement with youth across the sector. • The recommendations focus on the need to reflect the diversity of young peoples' needs across the State, the need for ongoing engagement and funding for initiatives, including those delivered by Local Governments, and the need for an evaluation process. • The submission also restates the WALGA 2024-25 State Budget Submission call to prioritise the establishment of a Child Safeguarding Independent Oversight Body, increased State and Commonwealth funding for primary healthcare services and increased funding for libraries. <p>Attachments</p> <ul style="list-style-type: none"> • WALGA Submission to the WA Action Plan for Young People Consultation Paper • Consultation Paper: WA Action Plan for Young People Consultation Paper

4.3.2 Policy Team and Committee Reports and Matters for Noting

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<p>8.1 Environment and Waste Policy Team Report</p>	<p>That State Council note the matters considered by the Environment and Waste Policy Team.</p> <p>Matters for State Council Decision</p> <p>The Policy Team considered and endorsed Submissions on:</p> <ul style="list-style-type: none"> • The Asbestos National Strategic Plan: Phase Three 2024-203 (Agenda item 9.10) • Draft Code of Practice for On-Site Wastewater Disposal (Agenda item 9.11) <p>Matters Referred by Zones</p> <p>The Central Country Zone requested WALGA investigate correspondence received by several Local Governments in relation to the <i>Contaminated Sites Act</i> requirements for Registered landfills and follow up with the Department of Water and Environmental Regulation.</p> <p>The Environment and Waste Policy Team agreed that WALGA would investigate the extent that this issue is impacting regional Local Governments with registered landfill sites and engage with the Department of Water and Environmental Regulation, on behalf of the sector, to ensure that the Department's requirements are proportionate to the risk associated with a particular site.</p> <p>Updates Provided</p> <p>Regional Climate Alliance Program Evaluation</p> <p>The Program is in the final stages of evaluation and the results are very positive. WALGA is working to include a funding request in the upcoming State Budget Submission to enable the Program to be implemented state-wide.</p> <p>Native Vegetation Clearing Issues Paper</p> <p>WALGA has commenced work on an Issues Paper to inform input into the work the Department of Water and Environmental Regulation is undertaking through the Native Vegetation Strategy.</p>
<p>8.2 Governance and Organisational Services Policy Team Report</p>	<p>That State Council:</p> <ol style="list-style-type: none"> 1. Retain Advocacy Position "2.5.22 Re-counts", with the following amendment: <p><i>The Local Government sector supports the introduction of standard processes for vote re-counts if there is a very small margin (e.g., 10 or fewer votes) between</i></p>

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	<p><u>candidates, inclusive of Regulations that specify the circumstances in which the Returning Officer must arrange for some or all of the votes to be re-counted.</u></p> <p>2. Delete Advocacy Positions:</p> <ul style="list-style-type: none"> (a) 2.5.2 No Wards for Band 3 and 4 Councils (b) 2.5.5 Tiered Limits on the Number of Councillors (c) 2.5.14 Tender Exemption General Practitioner Services (d) 2.5.21 Candidate Profiles (e) 2.5.23 Electoral Rolls (f) 2.5.24 Standardised Election Caretaker Period (g) 2.5.27 Recording Votes in Council Minutes (h) 2.5.31 Special Electors' Meeting <p>3. Notes the Governance and Organisational Services Policy Team's consideration of the following:</p> <ul style="list-style-type: none"> (a) Performance of the Auditor General – Audit Experience Survey Results (b) Optional Preferential Voting – Cost to Local Government <p>Matters for State Council Decision</p> <p>1.1 Advocacy Position Reviews</p> <p>The GOS Policy Team provides recommendations regarding nine WALGA Advocacy Positions for State Council's decision. Advocacy Positions may be reviewed in the WALGA Advocacy Position Manual.</p> <p>The Secretariat advised that the format of the Association's Advocacy Position Manual will be revised, so that achieved Advocacy Positions will be included in a separate section of the Manual for future reference purposes.</p> <p>Advocacy Position recommended for amendment: 2.5.22 Re-counts</p> <p>Policy Team Comment: The <i>Local Government Amendment Act 2023</i>, sections 46 and 47, proclaimed on 30 June 2023 and effective from 1 July 2023, inserted a new s.4.72A enabling Regulations that specify the circumstances under which a re-count would be mandatory. However, amendments have not included Regulations to this effect and therefore this Advocacy Position should be retained, with modification as recommended.</p> <p>Advocacy Positions recommended for Deletion: as these have been substantially achieved through the <i>Local Government Amendment Act 2023</i>:</p> <ul style="list-style-type: none"> (a) 2.5.2 No Wards for Band 3 and 4 Councils (b) 2.5.5 Tiered Limits on the Number of Councillors (c) 2.5.14 Tender Exemption General Practitioner Services (d) 2.5.21 Candidate Profiles (e) 2.5.23 Electoral Rolls (f) 2.5.24 Standardised Election Caretaker Period (g) 2.5.27 Recording Votes in Council Minutes (h) 2.5.31 Special Electors' Meeting

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	<p>1.2 Management Order Administration – Land Administration Act 1997 The GOS Policy Team considered a draft advocacy position that responded to concerns raised by the Gascoyne Country Zone seeking a review of Management Order administration by State Government. A resolution on this matter was also passed at the 2023 WALGA AGM. Consequentially, a new advocacy position titled ‘Crown Land and Management Order Administration – Land Administration Act 1997’ is included for consideration in the December State Council Agenda (see item 7.2).</p> <p>2. Matters for State Council Noting</p> <p>2.1 Performance of the Auditor General – Audit Experience Survey Results Responding to concerns raised by Great Eastern Country Zone and North Metropolitan Zone, WALGA collaborated with LG Professionals to undertake a survey. Results were provided at the State Council meeting held 5 July 2023 and have now been communicated to the initiating Zones.</p> <p>2.3 Optional Preferential Voting – Cost to Local Government Responding to concerns raised by Central Country Zone regarding cost of conducting elections through the WAEC, the Governance Policy Team resolved:</p> <p style="text-align: center;"><i>That the Governance and Organisational Services Policy Team support the conduct of a review of Local Government elections 2015 – 2023 and provide a summary of findings in a future report, together with proposals for an alternative engagement strategy that provides for an independent assessment of WALGA’s election advocacy.</i></p> <p>It is expected that the GOS Policy Team will consider outcomes of this review in late 2023 or early 2024, with a State Council report to follow.</p>
<p>8.3 Infrastructure Policy Team Report</p>	<p>That the Infrastructure Policy Team Report be noted.</p> <p>The Infrastructure Policy Team have not had a meeting since the last State Council meeting in September.</p>
<p>8.4 People and Place Policy Team Report</p>	<p>That State Council:</p> <ol style="list-style-type: none"> 1. note the matters considered by the Policy Team; and 2. rescind Advocacy Positions: <ol style="list-style-type: none"> a. 6.10 Town Planning and Alcohol Outlets; b. 6.12 Affordable Housing; c. 6.13 Senior Housing Strategy;

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	<p>d. 6.14 Capital City Planning Framework; and e. 6.15 Built Heritage.</p> <p>Matters for State Council Decision</p> <p>The People and Place Policy Team considered the second tranche of the Planning and Building Team’s review of WALGA’s Place (Planning and Development) Advocacy Positions. The Policy Team endorsed the rescinding of Advocacy Positions 6.10, 6.12, 6.13, 6.14 and 6.15. These Advocacy Positions are redundant or superseded by new and existing advocacy positions. Where still relevant, matters with the positions proposed for rescinding can be captured by Advocacy Position 6.1 Planning Principles and 6.2 Planning Reform.</p> <p>The Policy Team considered and endorsed the Public Open Space Advocacy Position Review, in conjunction with the Environment and Waste Policy Team, for State Council decision at the December 2023 meeting (see Agenda item 7.3). The endorsed recommendation included the deletion of Advocacy Position 4.3 Water Management and Advocacy Position 4.4 Public Open Space, and a new Advocacy Position 6.11 Public Open Space.</p> <p>2. Matters for State Council Noting</p> <p>The People and Place Policy Team noted an update on the Resilient Communities Team Upcoming State Council Items:</p> <ul style="list-style-type: none"> • WALGA Biennial Emergency Management Survey, (see Agenda item 9.2); • State Emergency Management Committee (SEMC) consultation on a Philanthropic Engagement Framework for Emergency Management (see Agenda item 7.8); • Aboriginal Heritage Legislation (see Agenda item 9.3); • State Youth Plan Submission (see Agenda item 7.9); and • 2023 Local Government Primary Healthcare Survey.
<p>8.5 Municipal Waste Advisory Council (MWAC) Report</p>	<p>That State Council note the resolutions of the 30 August 2023 and 18 October 2023 Municipal Waste Advisory Council Meetings.</p> <p>Matters for Decision</p> <p>MWAC considered and endorsed:</p> <ul style="list-style-type: none"> • Updated Household Hazardous Waste Policy Statement and Advocacy Position (Agenda item 7.5), • Updated Waste Education Policy Statement and Advocacy Position (Agenda item 7.6), and • Submission on E-Waste Landfill Ban Regulations (Agenda item 7.7).

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	<p>Matters for Discussion</p> <p>MWAC considered the following matters:</p> <p><i>E-cigarette/Vape Disposal:</i> Disposal of these products has become an increased issue for the community and Local Governments. With lack of disposal options, waste fires are reportedly becoming more frequent. WALGA has received funding to undertake a Vape Collection Study, which will inform advocacy. There is both an immediate problem of vape disposal, and the need for producer responsibility for these products.</p> <p><i>WA Reducing Illegal Dumping Strategy:</i> The Department of Water and Environmental Regulation has flagged its intent to develop a Reducing Illegal Dumping Strategy. Illegal dumping is an ongoing challenge for Local Government which has environmental, social and economic impacts. WALGA has an opportunity to develop priorities for inclusion in a strategy and directly engage with the Department to assist in informing the strategy development. It was agreed to re-form WALGA's Reducing Illegal Dumping Working Group to develop an Advocacy Position and provide input into the Strategy. WALGA is also seeking information from Local Governments on illegal dumping of specific materials such as tyres and mattresses.</p> <p><i>Review of Policy Statement on Recycled Organics Applied to Land:</i> This Policy Statement provides principles for the development of standards for recycled organics applied to land, however these principles are potentially broadly applicable to any recovered material applied to land. The Department of Water and Environmental Regulation is developing a Recovered Materials Framework to cover the application of waste derived material to land. MWAC supported using the principles/approach in the Organics Policy Statement to develop an Advocacy Position on a Recovered Materials Framework. The Policy Statement will then be rescinded.</p> <p><i>WARR Levy Review:</i> Earlier this year, the WA Government published the findings of a Review of the WARR Levy. The consultation summary report and supporting consultant report can be accessed on the Department of Water and Environmental Regulation (DWER) Website. DWER is preparing a consultation regulatory impact statement (CRIS) on options to expand the area where the WARR levy applies. This CRIS will examine the benefits, costs and financial impacts of expanding the area. The Government intends to publish the CRIS in late 2023. It will be open for comment for at least twelve weeks. After the CRIS is undertaken, the submissions will be used to formulate a final position for government, incorporating both information and views from respondents. DWER will publish a summary of the consultation and Cabinet will make a final decision based on the results of the consultation.</p>

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	<p><i>Household Hazardous Waste (HHW) Program:</i> In the 2022-23, the HHW Program expended \$1,768,825 and collected 491,467 kg of HHW. The HHW Program funded collections from 15 Permanent facilities across the state. The main materials collected were gas cylinders (30%), household batteries (17%) and flammable liquids (10%). A new 5-year funding agreement with the Waste Authority commenced from 1 July 2023 with a total budget of \$10.2 million. The Tender assessment has been completed for the new Program, with Cleanaway being appointed the principal contractor and Perth Chemical Services contracted for unknown testing.</p> <p><i>Tyre Product Stewardship:</i> Tyre Stewardship Australia (TSA) has published its report into the use, recovery, and recycling of Australia’s off-the-road tyres, conveyors, and tracks (OTR rubber products). WALGA is continuing to advocate for a mandatory, effective, product stewardship scheme for Tyres which covers all costs of recycling.</p> <p><i>Packaging Product Stewardship:</i> The Department of Climate Change, Energy, the Environment and Water (DCCEEW) has commenced consultation with industry and government on the development of a reformed regulatory scheme for managing packaging in Australia. To drive the transition to a circular economy for packaging that takes a whole-of-supply-chain approach, the Department is proposing four regulatory scheme objectives to be underpinned by mandatory obligations:</p> <ol style="list-style-type: none"> 1. Ensure all packaging is designed for circularity. 2. Increase the amount of reusable packaging. 3. Ensure packaging is recovered. 4. Increase the amount of recycled content in packaging. <p>WALGA is working with the Australian Local Government Association (ALGA), and other Local Government Associations, to provide input into the scheme design.</p> <p><i>Export Rules – Paper and Cardboard:</i> DCCEEW released an Exposure Draft of the Recycling and Waste Reduction (Export – Paper and Cardboard Rules 2023). The Draft includes specific percentage contamination rates, which need to be met, to export the materials. MWAC discussed the Draft Rules and specific concerns with the Export Bans. This matter was considered out of session by MWAC and State Council.</p>

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9.1 Planning and Development Amendment Bill 2023 and Associated Regulations and Guidelines	<p>That State Council notes the <i>Planning and Development Act Bill 2023</i> and associated Regulations and Guidance documents.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • The Planning and Development Amendment Bill 2023 (the Bill) was introduced to Parliament on 18 October 2023. • The Bill includes various changes to the Planning and Development Act 2005 including creation of new permanent significant development pathway, reforms to Development Assessment Panel (DAPs), reform of the Western Australian Planning Commission (WAPC), changes to Local Government delegations relating to Single House developments and other additional modifications with the stated aim to streamline and simplify planning processes. • The Bill is supported by various new regulations, regulation amendments and guidance documents. • Previous consultation with WALGA and Local Government on the key elements of the Bill has been occurred over previous years. <p>Attachments</p> <ul style="list-style-type: none"> • WALGA summary of changes proposed as part of <i>Planning and Development Amendment Bill 2023</i> and associated Regulations and Guidelines (see full State Council Agenda) • Planning and Development Act Bill 2023 and Associated Regulations • WALGA Media Release (18/10/2023)
9.2 WALGA Emergency Management Survey 2023	<p>That State Council note the update on the WALGA Emergency Management Survey 2023</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • WALGA's 2023 Emergency Management Survey was provided to all Local Government CEOs on Monday, 6 November, and will be open until Friday, 1 December 2023. • Focus areas for the 2023 survey include: resources for emergency management, the Local Government Grants Scheme (LGGs), Community Emergency Services Managers (CESMs), the Commonwealth-State Disaster Recovery Funding Arrangements (DRFA-WA), and the Consolidated Emergency Services legislation, which is currently under development by the State Government. • The results from the 2023 Survey will support WALGA's emergency management advocacy on 2024-25 State Budget Submission priorities and in the lead up to the 2025 State Government elections. • A report on the survey results will be provided to State Council in March 2024.

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<p>9.3 WALGA Submission on Aboriginal Cultural Heritage Legislation dated 26 September 2023 and Update</p>	<p>That State Council note:</p> <ol style="list-style-type: none"> 1. The submission to the Department of Lands, Planning and Heritage on the Aboriginal Heritage Legislation Amendment and Repeal Bill Regulations, Consultation Policy and Section 18 Guideline, as endorsed via Flying Minute; and 2. The update on the commencement of the amended <i>Aboriginal Heritage Act 1972</i>. <p>Executive Summary</p> <ul style="list-style-type: none"> On 8 August 2023 the State Government announced it would repeal the Aboriginal Cultural Heritage Act 2021 (the ACH Act) and restore the Aboriginal Heritage Act 1972 (AH Act), with amendments. WALGA engaged with the State Government on the development and implementation of the amended legislation through membership to the DPLH Implementation Group, as well as direct contact with the Minister for Aboriginal Affairs and senior Department officials. WALGA provided two submissions to State Government on the Aboriginal Heritage Legislation Amendment and Repeal Bill, including feedback on the draft Regulations, Consultation Policy and Section 18 Guideline. The feedback aligns to WALGA's relevant Advocacy Position, previous sector consultations and submissions, and discussions with WALGA's Local Government Aboriginal Heritage Reference Group and People and Place Policy Team. WALGA's submission was supportive of the content of the Bill and supporting documents, with the exception of the Fees Regulations. WALGA sought, and shared with DPLH, legal advice to give effect to an exemption for Local Government from per site investigation fees. State Council endorsed WALGA's submission pertaining to the draft legislation and supporting documents via Flying Minute on 23 September 2023 (RESOLUTION 234.FM/2023). The repeal of the ACH Act and commencement of the AH Act as amended will take effect on 15 November 2023. Local Government has not been provided with an exemption from per site investigation fees in the Regulations, however DPLH Director General, Anothony Kannis, has agreed to work with WALGA to determine the parameters on Local Government projects that may be eligible for a fee waiver and to provide guidance for works that require approval under Regulation 10 versus Section 18. <p>Attachment</p> <p>Flying Minute: Aboriginal Heritage Legislation Amendment and Repeal Bill, Regulations, Consultation Policy and Section 18 Guideline – Submission to the Department of Planning, Lands and Heritage</p>
<p>9.4 Legal Response to the</p>	<p>That State Council notes the <i>Legal Response to Local Government Approaches to Tree Retention Issues Paper</i> prepared by McLeods Lawyers.</p>

Item / Matters for Noting	WALGA Recommendations
<p>Local Government Approaches to Tree Retention Issues Paper</p>	<p>Executive Summary</p> <ul style="list-style-type: none"> • The Legal Response to the Local Government Approaches to Tree Retention (2023) provides a certified legal response to questions posed in the March 2023 Issues Paper Local Government Approaches to Tree Retention. • The legal advice assists Local Governments to understand the existing measures available to retain trees on public (street trees) and private land and the further mechanisms in the planning framework that could be used to Local Government. • 47 Local Governments have purchased the legal advice from WALGA, with estimated savings of approximately \$1.2 million in legal fees compared to participating Local Government seeking their own advice. • The legal advice will inform the development of further policy guidance for the sector and advocacy to the State Government on tree retention in the State planning framework. <p>Attachment <u>Issues Paper: Local Government Approaches to Tree Retention (March 2023)</u></p>
<p>9.5 Flying Minute: Submission to the Review of the Main Roads Pedestrian Crossing Facilities Guidelines</p>	<p>That State Council note:</p> <ol style="list-style-type: none"> 1. the new Advocacy Position regarding the design and implementation of pedestrian crossings; and 2. the submission to Main Roads WA on the draft Pedestrian Crossing Facilities Guidelines <p>as endorsed by State Council via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • Main Roads provided the draft Pedestrian Crossing Facilities Guidelines to WALGA for review and comment. • Seven overarching principles are proposed to inform revisions to the draft Guidelines document: <ul style="list-style-type: none"> ○ That planning at the Local Government level be considered in determining where and which crossing types are implemented; ○ That pedestrians must be accommodated with facilities, regardless of vehicle speeds and vehicle volume considerations; ○ That high-quality, pedestrian-priority crossings be considered first rather than last; ○ That lower cost high-quality, pedestrian-priority crossings be considered first, rather than higher cost crossings ○ That the guidelines incorporate a proactive approach, rather than react to pedestrian demand, which is often not present; ○ That the operating speed to implement high-quality, pedestrian-priority crossings be increased, so this is not a barrier to implementing pedestrian crossings;

Item / Matters for Noting	WALGA Recommendations
	<ul style="list-style-type: none"> ○ That intersection designs, particularly roundabouts, be included that support pedestrian-priority crossings. • These principles guide numerous proposed revisions to the text of the draft Guidelines. • Revisions to the Pedestrian Crossing Facility Guidelines are important to Local Government, as Local Governments maintain most of the path network, have a nuanced understanding of transport in their jurisdiction, and often prepare active transport planning documents that include priority pedestrian networks. • State Council endorsed the new Advocacy Position and submission via Flying Minute on 11 August. The Advocacy Positions Manual has subsequently been updated and the submission provided to Main Roads. <p>Attachments</p> <p>Flying Minute: Submission to the Review of the Main Roads Pedestrian Crossing Facilities Guidelines</p>
<p>9.6 Flying Minute – Draft Operational Policy 2.3: Planning for Public Open Space</p>	<p>That State Council note the submission on Draft Operation Policy 2.3 Planning for Public Open Space to the Department of Planning, Lands and Heritage as endorsed by State Council via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • Draft Operational Policy 2.3 Planning for Public Open Space (draft Policy) released by the Department of Planning, Lands and Heritage (DPLH) will replace <i>Development Control Policy 2.3 – Public Open Space (DCP 2.3) in Residential Areas</i> and <i>Position Statement – Expenditure of Cash in Lieu of Public Open Space</i> and will supplement the Livable Neighbourhoods policy. • The draft Policy seeks to retain the minimum 10 per cent POS contribution for greenfield areas and clarifies the circumstances when cash-in-lieu contributions can be charged for infill development and the calculation of the contribution. The draft Policy also provides a greater emphasis on Local Planning Strategies and other higher order planning documents to strategically inform the POS needs of communities. • WALGA’s submission generally supports the draft Policy as it will provide a contemporary update to the current policy framework and sets clear provisions, including clarity and consistency on POS contributions and proposes reasonable reduced contribution amounts for infill development. WALGA recommends further guidance and support from DPLH on the impact of the draft Policy in preparing Local Planning Strategies. • State Council endorsed the submission via Flying Minute on 21 August and the submission was provided to DPLH on 23 August. <p>Attachments</p> <p>WALGA submission on Draft Operational Policy 2.3 Planning for Public Open Space</p>

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9.7 Flying Minute – Submission on Independent Review of Commonwealth Disaster Funding Arrangements	<p>That State Council note WALGA's Submission to the <i>Independent Review of Commonwealth Disaster Funding Arrangements</i> as endorsed by State Council via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> The Federal Minister for Emergency Management has commissioned an Independent Review of Commonwealth Disaster Funding (the Review), led by Andrew Colvin AO. The Review will consider how Commonwealth arrangements for disaster funding can be optimized, following the significant government financial support provided to communities over the last three years in response to disasters. WALGA's submission to the Independent Review on Commonwealth Disaster Funding was endorsed by the State Council via flying minute in August 2023. The final report on the Independent Review of Commonwealth Disaster Funding is expected to be provided to Government in April 2024. <p>Attachment</p> <p>Independent Review of Commonwealth Disaster Funding Submission</p>
9.8 Flying Minute – Objection to the 2023 WA Electoral Distribution Commission Proposed Boundaries	<p>That WALGA's objection to the 2023 Western Australian Distribution Commission's proposed boundaries as endorsed via Flying Minute be noted.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> In July, the WA Electoral Commission published their proposed electoral boundaries to be used at the next State election in 2025. A key proposal from the Commissioners is to amalgamate two non-metropolitan districts. Objections to the proposed boundaries could be submitted to the Commissioners up until 21 August. Based on existing advocacy positions as well as discussions with State Council at the August Information Forum, the Association drafted an objection on behalf of Local Government Members. The objection primarily focused on the impact of reduced political representation for non-metropolitan communities, and asks for increased resourcing for regional electorate offices, particularly those in districts of large geographical size. State Council endorsed the submission by way of Flying Minute on 16 August. <p>Attachment</p> <p>Objection to the 2023 WA Electoral Distribution Commission Proposed Boundaries</p>

Item / Matters for Noting	WALGA Recommendations
<p>9.9 Flying Minute: Submission on the Exposure Draft of the Recycling and Waste Reduction (Export – Paper and Cardboard) Rules 2023</p>	<p>That State Council note the Submission on the Department of Climate Change, Energy, the Environment and Water (DCCEEW)’s Exposure Draft of the Recycling and Waste Reduction (Export - Paper and Cardboard) Rules 2023 as endorsed by State Council via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> Western Australia currently relies heavily on export of paper and cardboard for recycling due to the lack of processing infrastructure within the State. The draft Rules provide conditions for export including being recyclers being licenced, providing export declarations and meeting strict contamination limits. Material Recovery Facility (MRF) operators have expressed concern over meeting the new requirements with their existing infrastructure and resources. If paper and cardboard, which represent just over 50% of the material in the kerbside bin, cannot be exported, or requires significantly more processing prior to export, the impact on the cost of kerbside recycling will be significant. On the basis of these risks and the lack of processing infrastructure in the State, WALGA strongly recommends an exemption be granted for WA exports of paper and cardboard a minimum of six months before the bans come into effect and will continue advocating for effective product stewardship for the materials covered by the Export Bans. State Council endorsed the Submission via Flying Minute on 21 September. <p>Attachment Flying Minute – Submission on the Exposure Draft of the Recycling and Waste Reduction (Export – Paper and Cardboard) Rules 2023</p>
<p>9.10 Flying Minute: Submission on National Asbestos Strategic Plan</p>	<p>That State Council note the Submission on the Draft Asbestos National Strategic Plan (2024-2030) as endorsed via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> The Asbestos Safety and Eradication Agency (ASEA) has released the Draft Asbestos National Strategic Plan (2024-2030) for comment by 13 October. WALGA’s request for an extension to this deadline was refused. The Plan documents the national priorities for action in relation to asbestos management and identifies the roles and responsibilities of Government and Regulators, including Local Government, in implementing the Plan. WALGA’s Submission was developed in consultation with other Local Government Associations and national discussions with Local Governments across Australia. WALGA’s submission generally supports the draft Plan, but recommends further clarification be provided on resourcing, responsibilities, performance measures and targets for the plan to be effectively implemented. The Submission was endorsed by State Council via Flying Minute on 12 October 2023 and was provided to ASEA on 13 October 2023. <p>Attachment Flying Minute: Submission on National Asbestos Strategic Plan</p>

Item / Matters for Noting	WALGA Recommendations
<p>9.11 flying Minute: Draft Code of Practice for On-Site Wastewater Disposal</p>	<p>That State Council note the Submission on the Draft Code of Practice for On-Site Wastewater Disposal in Western Australia 2023, as endorsed via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • The Department of Health (DoH) is consulting on a Draft Code of Practice for on-site wastewater disposal. • Local Government has a key role in approving the installation and construction of wastewater disposal systems, including Local Government Authorised Officers (Environmental Health Officers (EHOs)) reviewing all stages of the approval process and ensuring compliance. • WALGA's submission includes the concerns expressed by the EHOs, as those officers currently implementing the approval/regulatory system, and the impact on cost and complexity in regional and remote areas. • The WALGA Submission also identifies opportunities to streamline some of the proposed processes and that further resourcing and clarification is needed for successful implementation. • The Submission was endorsed by State Council via Flying Minute on 12 October 2023 and was provided to DoH on 13 October 2023. • A copy of the submission is attached. <p>Attachment Flying Minute: Draft Code of Practice for On-site Wastewater Disposal</p>
<p>9.12 Flying Minute – 2024-25 WALGA State Budget Submission</p>	<p>That State Council note WALGA's 2024-25 State Budget Submission as endorsed by State Council via Flying Minute.</p> <p>Executive Summary</p> <ul style="list-style-type: none"> • Each year, WALGA prepares a submission to the State Government outlining the sector's priorities for the upcoming budget. • Given the 2024-25 Budget will be the last before the State election and the State's financial position is strong, WALGA is seeking funding for a wider range of initiatives than in previous years. • WALGA's 2024-25 State Budget Submission was endorsed by the State Council via Flying Minute in October 2023. • A copy of the final submission is attached, along with the Flying Minute. <p>Attachment Flying Minute: 2024-25 WALGA State Budget Submission</p>

Item / Matters for Noting	WALGA Recommendations
<p>10.1.1 Report on Key Activities, Advocacy Portfolio</p>	<p>That State Council note the Key Activity Report from the Advocacy Portfolio for December 2023.</p> <p>Activities:</p> <p>2023 WALGA Local Government Convention Media Engagement - Local government election campaign and elections, radio, newspaper, television</p>
<p>10.1.2 Report on Key Activities, Infrastructure Portfolio</p>	<p>That State Council note the Key Activity Report from the Infrastructure Portfolio for December 2023.</p> <p>Activities:</p> <p>Roads:</p> <ul style="list-style-type: none"> • Local Government Transport and Roads Research and Innovation Program • Update of User Guides for calculating the cost of road wear for defined freight tasks • Condition Assessment of Roads of Regional Significance • Road Rail Interface Agreements <p>Funding:</p> <ul style="list-style-type: none"> • State Road Funds to Local Government Agreement 2023/24 – 2027/28 Procedures for the State Road Funds to Local Government Agreement • Multi-Criteria Assessment (MCA) Model Revisions • Business Case for Safety Improvement to High Speed Sealed Local Government Roads <p>Utilities:</p> <ul style="list-style-type: none"> • Underground Power • Bus Stop Infrastructure • Active Transport reference Group <p>Road Safety:</p> <ul style="list-style-type: none"> • LG Stars: Road Safety Ratings for Local Government Roads Tool • Road Safety Council Update
<p>10.1.2 Report on Key Activities, Member Services Portfolio</p>	<p>That State Council note the Key Activity Report from the Member Services Portfolio for December 2023.</p> <p>Activities:</p> <p>Association and Corporate Governance:</p> <ul style="list-style-type: none"> • Constitutional amendments <p>Commercial:</p> <ul style="list-style-type: none"> • Preferred Supplier Program (PSP) Summary

Item / Matters for Noting	WALGA Recommendations
	<ul style="list-style-type: none"> • Current PSP Development Activity • Sustainable Energy Project • EV charging infrastructure <p>Employee Relations:</p> <ul style="list-style-type: none"> • WA Industrial Relations Commission applications • Changes to long service leave • Webinar – Workplace investigations • New ER training courses <p>Governance and Procurement:</p> <ul style="list-style-type: none"> • 2023 Local Government Elections • Training
<p>10.1.3 Report on Key Activities, Policy Portfolio</p>	<p>That State Council note the Key Activity Report from the Policy Portfolio for December 2023.</p> <p>Activities:</p> <p>Economics</p> <ul style="list-style-type: none"> • State Budget Submission • Engagement • JTSI engagements <p>Environment and Waste</p> <ul style="list-style-type: none"> • Natural Resource Management Grants • Electric Vehicles <p>Planning and Building</p> <ul style="list-style-type: none"> • Planning Showcase • Environmentally Sustainable Design Session • CoastWA Training Series <p>Resilient Communities</p> <p>Emergency Management</p> <p><u>State Emergency Management Committee</u></p> <p>The State Emergency Management Committee (SEMC) met on 4 October attended by WALGA CEO Nick Sloan. SEMC Communiques are available here. SEMC is currently consulting on two policy documents:</p> <ul style="list-style-type: none"> • Philanthropic Engagement Framework for Emergency Management, closing 8 December (see draft submission in items for noting) • State Hazard Plan Crash Emergency, closing 24 November. <p>The SEMC has released a Local Emergency Management Committee (LEMC) Handbook for use by Local Governments. The Handbook provides a summary of the WA emergency management arrangements, key roles, and responsibilities, and best practice advice for the administration of LEMC.</p>

Item / Matters for Noting	WALGA Recommendations
	<p>Other updates to the State Emergency Management Arrangements include:</p> <ul style="list-style-type: none"> • State Support Plan – Emergency Relief and Support (formerly State Support Plan - Emergency Welfare) • State Hazard Plan – Search and Rescue • Map of bushfire prone areas • Bushfire risk planning coordinator hosting • LEMC/DEMC Review <p>Community</p> <ul style="list-style-type: none"> • 2023 Local Government Primary Healthcare Services Survey Local Government Regional Primary Health Services Survey • Most Accessible Community in Western Australia Awards (MACWA) • WALGA’s Aboriginal Engagement Forum • Early Years • Local Government Guide to Multiculturalism • Child Safe Organisations • Mental Health and Wellbeing Support Resource for Local Government • Working with Local Governments to end Homelessness Event. •

5.4 Status Report on State Council Resolutions

Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>13 September 2023</p> <p>Item 7.1</p> <p>Local Emergency Management Arrangements (LEMA) Advocacy Position</p>	<p>That WALGA endorse the following position on Local Emergency Management Arrangements (LEMA):</p> <ol style="list-style-type: none"> 1. The State Government should fund the implementation of the Local Emergency Management Arrangements (LEMA) Improvement Plan endorsed by the State Emergency Management Committee (SEMC). 2. A reformed LEMA system should: <ol style="list-style-type: none"> a) Clearly articulate the roles and responsibilities of Local Governments in emergency management; b) Simplify the reporting processes and reduce the administrative burden of maintaining compliance; c) Provide a suite of scalable tools and guidance materials that are accessible through an online knowledge hub; d) Build the emergency management capacity and capability of Local Governments through the provision of targeted training, exercising support, human resources and sustainable funding; e) Assist Local Governments to continue to deliver their core business activities and provide public information during an emergency event; f) Improve the connectivity of Local Governments' various risk management and hazard planning processes through an integrated approach; and g) Enable resource sharing and collaboration across the Local Government sector. <p>RESOLUTION 484.4/2023</p>	<p>The Advocacy Positions Manual has been updated to insert new advocacy position 8.11 Local Emergency Management Arrangements (LEMA).</p>	<p>Complete</p>	<p>Nicole Matthews Executive Manager Policy</p>
<p>13 September 2023</p> <p>Item 7.2</p> <p>Advocacy Position on Road Works during Total Fire Ban</p>	<p>That WALGA endorse the following principles in relation to the exemptions and conditions under which road works may be undertaken during a Total Fire Ban:</p> <ol style="list-style-type: none"> 1. Road Activity Tiers: That there be a tiered risk approach for road work activities and associated controls, based on the proposed activities and fire danger forecast. 2. Local Government operations: That any controls specified in regulations to provide effective risk mitigation and response be able to be implemented within the works crew deployed for the task. 3. Reduce Red Tape: That the processes where repeated notification to DFES for the same task at the same location is required be streamlined. <p>RESOLUTION 485.4/2023</p>	<p>The Advocacy Positions Manual has been updated to insert new advocacy position 5.2.12 Road Works during Total Fire Ban.</p> <p>Feedback is now being sought from stakeholders on a proposal to remove most of the regulations concerning roadworks during Total Fire Bans, retaining:</p> <ol style="list-style-type: none"> 1. 'road work' as a prescribed activity (r.24Y) meaning that Local Governments can do work during a Total Fire Ban; 2. Requirement to stop all road works if there is both a Total Fire Ban and Catastrophic Fire Danger Rating (r.24ZA); and 3. Notify DFES of the work (r.24ZB) <p>The onus falls on the Local Government to ensure fire safety provisions based on the work area and work activities are sufficient to prevent a fire during a Total Fire Ban.</p>	<p>March 2024</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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		It is likely that the existing regulations remain in place for the 2023/24 fire season.		
<p>13 September 2023</p> <p>Item 8.5</p> <p>Municipal Waste Advisory Council (MWAC) Report</p>	<p>That State Council:</p> <ol style="list-style-type: none"> 1. rescind Advocacy Position 7.5 Waste Management Data Collection and accompanying Policy Statement; and 2. note the resolutions of the 28 June 2023 Municipal Waste Advisory Council Meeting. <p>RESOLUTION 494.4/2023</p>	<p>The Advocacy Positions Manual has been updated to remove Advocacy Position 7.5 Waste Management Data Collection.</p>	<p>Complete</p>	<p>Nicole Matthews Executive Manager Policy</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>5 July 2023 Item 7.6 Amendments to WALGA's Constitution</p>	<p>That State Council endorse putting two items to the 2023 Annual General Meeting that:</p> <ol style="list-style-type: none"> 1. considers a new Constitution to give effect to the alternate governance model as per the attached, subject to amending clause 2 in respect to the definition of "Special Majority" by inserting the words "the Board or of" after the words "in relation to" and inserting the words "the Board Members or" after the words "comprising enough of" and amending clause 32 as per the following: <ol style="list-style-type: none"> a. Replace "An Absolute" with "A Special"; and b. Insert the word "Special" before majority and delete "of not less than 75%"; and 2. amend the Constitution to retain the current governance model with necessary changes, as per the attached mark-up. <p>RESOLUTION 466.3/2023</p>	<p>Both constitution amendments considered at the 2023 Annual General Meeting were lost. The alternate model constitution was lost and the second motion proposing amendments with minor changes to the current constitution was lost for lack of a Special Majority.</p>	<p>Completed</p>	<p>Tony Brown Executive Director Member Services</p>
<p>3 May 2023 Item 7.5 State Road Funds to Local Government Agreement 2023/24 to 2027/28</p>	<p>That the State Roads Funds to Local Government Agreement 2023/24 – 2027/28 be endorsed.</p> <p>RESOLUTION 443.2/2023</p>	<p>The State Roads Funds to Local Government Agreement 2023/24 – 2027/28 was signed on 18 September 2023.</p>	<p>Completed</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>1 March 2023 Item 7.4 Submission on Draft Guideline Minimising Noise Impact from Outdoor Community Basketball Facilities</p>	<p>That WALGA: 1. Note that the Environment Minister has withdrawn the Draft Guideline: Minimising noise impact from outdoor community basketball. 2. Write to the Ministers for Environment, Local Government, Sport and Planning requesting the formation of a cross Government working group, including relevant representative bodies, to consider and develop solutions to balance urban density and infill, public recreation and noise management.</p> <p>RESOLUTION 422.1/2023</p>	<p>Correspondence has been sent, and several follow up phone calls made to the Ministers Office, awaiting a response.</p>	<p>Ongoing</p>	<p>Nicole Matthews Executive Manager Policy</p>
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken: ...</p> <p>3.1 Road Traffic Issues <i>That WALGA advocate on behalf of the local government sector to the State Government and in particular, Main Roads, to increase importance and weight given to local knowledge and input regarding road traffic issues including requests for speed reduction, intersection treatments and overall preventative and traffic safety measures.</i></p> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved: <i>That efforts to increase the importance given to Local Government knowledge regarding traffic issues be deferred for consideration in mid-2023 after a clear Local Government advocacy position on speed management is developed and endorsed.</i></p> <p>This matter is central to the new Speed Management Policy adopted by State Council in May 2023. Implementation strategy being considered.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>...</p> <p>3.2 Car Parking and Traffic Congestion Around Schools <i>That WALGA engages with the State Government on behalf of Local Government to review issues associated with car parking and traffic congestion around school sites including but not limited to:</i></p> <ol style="list-style-type: none"> 1. <i>Reviewing car parking standards for schools;</i> 2. <i>Ensuring sufficient land is set aside for the provision of parking on school sites;</i> 3. <i>Reviewing the co-location of schools to avoid issues being exacerbated;</i> 4. <i>Restricting school access from major roads;</i> 5. <i>Developing plans to enable schools to manage school traffic;</i> 6. <i>Develop programs to educate drivers; and</i> 7. <i>Develop options and implement initiatives to encourage alternative modes of transport to school.</i> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved:</p> <p><i>That WALGA uses its role at the Safe Active Travel to School Working Group to advocate for these outcomes and provide advice back to the Local Government sector.</i></p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>3.3 Proposal for Regional Road Maintenance Contracts with Main Roads WA That WALGA assist Local Governments and work with the Hon Minister Rita Saffioti to introduce a similar program that is currently in play in Queensland and introduce a sole invitee Program for Local Governments to engage in a Road Maintenance Performance Contract with Main Roads WA.</p> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved: That the opportunities and interest in contracting Local Governments to undertake maintenance and minor works on the State Road network be explored in discussion with Main Roads WA.</p>	<p>Ongoing</p>	<p>an Duncan Executive Manager Infrastructure</p>
<p>5 July 2023 Item 7.12 CEO Performance Review Report 2022-2023 – CONFIDENTIAL</p>	<p>That State Council:</p> <ol style="list-style-type: none"> 1. Note the appraisal of Mr Nick Sloan Chief Executive Officer has been completed for the period of July 2022 to June 2023. 2. Endorse the findings of the 2022-23 Annual Performance Review Report as presented by Price Consulting and thank Mr Sloan for his efforts. 3. Endorse the proposed CEO's Performance Criteria for the 2023-2024 period, as per the attached report. 4. Endorse the next annual performance review process to include 360-degree feedback. <p>RESOLUTION 472.3/2023</p>	<p>Noted</p>	<p>Complete</p>	<p>Tony Brown Executive Director Member Services</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>5 July 2023 Item 8.2 Governance and Organisational Services Policy Team Report</p>	<p>That State Council:</p> <ol style="list-style-type: none"> 1. retain, without amendment, Advocacy Positions: <ol style="list-style-type: none"> (a) 2.1.10 Recovery of Rates and Service Charges; and (b) 2.5.31 Annual Electors' General Meetings; 2. delete Advocacy Position 2.5.25 Attendance at Council Meetings by Technology; and 3. notes that the Governance and Organisational Services Policy Team endorsed the WALGA 2023 State Wage Case submission. <p>RESOLUTION 474.3/2023</p>	<p>The Advocacy Positions Manual has been updated.</p>	<p>Complete</p>	<p>Tony Brown Executive Director Member Services</p>
<p>3 May 2023 Item 7.3 Abandoned Shopping Trolleys Advocacy Position</p>	<p>That State Council endorse the following position on Abandoned Shopping Trolleys:</p> <p>The Local Government Sector advocates for State Government to consult with the Sector and prioritise legislative reforms that require retailers to contain shopping trolleys within shopping centre property boundaries, inclusive of enforcement and modified penalty mechanisms that are a realistic economic imperative for retailers to comply with containment requirements.</p> <p>RESOLUTION 441.2/2023</p>	<p>Correspondence has been written to the Minister for Local Government advocating for legislative reforms to require retailers to contain shopping trolleys within their property boundary.</p> <p>The Advocacy Positions Manual has been updated.</p>	<p>Ongoing</p>	<p>Tony Brown Executive Director Member Services</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>3 May 2023 Item 7.5 State Road Funds to Local Government Agreement 2023/24 to 2027/28</p>	<p>That the State Roads Funds to Local Government Agreement 2023/24 – 2027/28 be endorsed.</p> <p>RESOLUTION 443.2/2023</p>	<p>We understand that the draft Agreement endorsed by WALGA State Council was recommended for signing by the Premier and Minister for Transport. A date for signing was not secured prior to the Premier resigning and is now dependent on a new Premier and potentially new Transport Minister being briefed and agreeing.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>
<p>1 March 2023 Item 7.4 Submission on Draft Guideline Minimising Noise Impact from Outdoor Community Basketball Facilities</p>	<p>That WALGA:</p> <ol style="list-style-type: none"> 1. Note that the Environment Minister has withdrawn the Draft Guideline: Minimising noise impact from outdoor community basketball. 2. Write to the Ministers for Environment, Local Government, Sport and Planning requesting the formation of a cross Government working group, including relevant representative bodies, to consider and develop solutions to balance urban density and infill, public recreation and noise management. <p>RESOLUTION 422.1/2023</p>	<p>Correspondence has been sent, awaiting a response.</p>	<p>Ongoing</p>	<p>Nicole Matthews Executive Manager Policy</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>3.2 Road Traffic Issues That WALGA advocate on behalf of the local government sector to the State Government and in particular, Main Roads, to increase importance and weight given to local knowledge and input regarding road traffic issues including requests for speed reduction, intersection treatments and overall preventative and traffic safety measures.</p> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved: That efforts to increase the importance given to Local Government knowledge regarding traffic issues be deferred for consideration in mid-2023 after a clear Local Government advocacy position on speed management is developed and endorsed. This matter is central to the new Speed Management Policy adopted by State Council in May 2023. Implementation strategy being considered.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>3.2 Car Parking and Traffic Congestion Around Schools That WALGA engages with the State Government on behalf of Local Government to review issues associated with car parking and traffic congestion around school sites including but not limited to:</p> <ol style="list-style-type: none"> 1. Reviewing car parking standards for schools; 2. Ensuring sufficient land is set aside for the provision of parking on school sites; 3. Reviewing the co-location of schools to avoid issues being exacerbated; 4. Restricting school access from major roads; 5. Developing plans to enable schools to manage school traffic; 6. Develop programs to educate drivers; and 	<p>The Infrastructure Policy Team resolved: That WALGA uses its role at the Safe Active Travel to School Working Group to advocate for these outcomes and provide advice back to the Local Government sector.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
	<p>7. Develop options and implement initiatives to encourage alternative modes of transport to school.</p> <p>RESOLUTION 394.8/2022</p>			
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>3.3 Proposal for Regional Road Maintenance Contracts with Main Roads WA That WALGA assist Local Governments and work with the Hon Minister Rita Saffioti to introduce a similar program that is currently in play in Queensland and introduce a sole invitee Program for Local Governments to engage in a Road Maintenance Performance Contract with Main Roads WA.</p> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved: That the opportunities and interest in contracting Local Governments to undertake maintenance and minor works on the State Road network be explored in discussion with Main Roads WA.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>7 December 2022 Item 5.1 2022 Annual General Meeting Resolutions</p>	<p>The following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:</p> <p>3.4 Northern Australia Beef Roads Program That WALGA work with the Hon Madeleine King MP Minister for Resources and Minister for Northern Australia to make Beef Road Funding available to all Australian Local Governments north and south, or establish a Southern Australia Beef Road Funding Program to allow for equitable support across Australia's beef and agriculture industries.</p> <p>RESOLUTION 394.8/2022</p>	<p>The Infrastructure Policy Team resolved:</p> <p>That the Association write to the Goldfields Esperance Regional Road Group identifying the issue raised and invite them to consider whether they may partner with other organizations such as Meat and Livestock Australia, the Pastoral and Graziers Association and the Regional Development Commission and RDA to develop a business case to fund roads critical to the southern pastoral beef industry.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>
<p>1 December 2021 Item 5.3 2021 Annual General Meeting</p>	<p>That the following resolutions from the 2021 WALGA Annual General Meeting be endorsed for action:</p> <ul style="list-style-type: none"> • Cost of Regional Development <p>That WALGA makes urgent representation to the State Government to address the high cost of development in regional areas for both residential and industrial land, including the prohibitive cost of utilities headworks, which has led to market failure in many regional towns.</p> <p>RESOLUTION 294.7/2021</p>	<p>In March the State Government announced the establishment of a new Infrastructure Development Fund that includes a stream to support the delivery of regional worker accommodation with applications open until September 2024. This is an infrastructure investment program to address infrastructure constraints in the water, wastewater and electricity network at a precinct or strategic site scale impacting the delivery of regional worker accommodation. Full details can be found here.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure</p>

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Meeting	Zone Resolution	Comment	Completion Date	Officer Responsible
<p>3 September 2021</p> <p>Item 6.1</p> <p>Stop Puppy Farming Legislation</p>	<p>1. That the update on the Dog Amendment (Stop Puppy Farming) Bill 2021 be noted.</p> <p>2. That:</p> <p>a. any additional costs incurred by a Local Government in administering the Dog Act be paid by the State Government; and</p> <p>b. the Fees and Charges set in Regulations are reviewed bi-annually and at minimum, be adjusted by the Local Government Cost Index.</p> <p>RESOLUTION 275.5/2021</p>	<p>Correspondence has been sent to the Minister for Local Government advising of resolution 2.</p>	<p>Ongoing</p>	<p>Tony Brown Executive Director Member Services</p>

5.5 COMPLETE ZONE STATUS REPORT - November 2023

Agenda Item	Zone Resolution	WALGA Response	Update	WALGA Contact
<p>24 August 2023 Zone Agenda Item 7 Funding Support for Arts in Regional Western Australia</p>	<p>That the Kimberley Country Zone of WALGA request the WALGA State Council to lobby the State Government to:</p> <ol style="list-style-type: none"> 1. Fund Regional Arts WA for the employment of Regional Arts Hub Coordinators to be based across regional WA; and 2. Extend the KidSport program to include arts activities. 	<p>WALGA is focusing current efforts in the Cultural and Arts portfolio on engaging with the Department of Local Government, Sports and Cultural Industries on the development of the state's 10 year Vision for Culture and the Arts.</p> <p>WALGA continues to facilitate Local Government engagement in the development of State policy and funding into the Arts.</p> <p>In response to the two specific initiatives raised for potential WALGA advocacy:</p> <ol style="list-style-type: none"> 1. As part of the WALGA State Budget Submission, WALGA has requested the creation of a Community Arts and Culture Facilities Fund. The Fund asks for \$25 million per annum from 2024/25. The proposed fund would be similar to the Community Sports and Recreation Facilities Fund (CSRFF) and provide the capital funding commitment to underpin the ambition of the Cultural Infrastructure Framework 2030+ and support Local Government arts and culture policies and strategies. A copy of the WALGA State Budget Submission is provided in the State Council Papers. <p>In addition to this capital funding ask, WALGA understands that Regional Art WA are developing a proposal for the creation, and state funding, of regional arts hub coordinators. WALGA is supportive of this</p>	<p>November 2023</p>	<p>Nicole Matthews Executive Manager Policy nmatthews@walga.asn.au 9213 2039</p>

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		<p>proposal. WALGA would recommend the Shire of Broome connect with Regional Arts WA to support their proposals.</p> <p>2. WALGA acknowledges that funding and support for arts and cultural activities is significantly less than that available for sports through the KidSport program. WALGA's understanding is that a trial to expand the KidSport program to art activities was undertaken in 2012 and highlighted some challenges. Regional Arts WA are currently scoping an initiative in this space.</p>		
<p>19 April 2022 Zone Agenda Item 9.7 Underground Power</p>	<p>That the Kimberley Regional Group requests that WALGA enter into discussions with Horizon Power in relation to programs and funding to transition overhead wires to underground power.</p>	<p>WALGA staff met with Juliane Bush (Community Engagement Manager) and Robin John (Government Relations and Stakeholder Engagement Manager) from Horizon Power during October and raised the opportunities from underground power in Pilbara and Kimberley towns. This is now listed for discussion at the next meeting.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure iduncan@walga.asn.au 9213 2031</p>
<p>2021 20 April Zone Agenda Item 11.1 Disaster Relief and Recovery Funding Arrangements</p>	<p>That the Kimberley Zone:</p> <ol style="list-style-type: none"> 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. Seek WALGA advocacy to support the motion. 	<p>A series of webinars and in person meetings have been conducted to enable senior officers from DFES and NEMA to hear directly from Local Governments the shortcomings of the current claims and approvals processes. These meetings will continue through November.</p> <p>The WALGA biennial Emergency Management survey was distributed in November and includes specific questions in relation to DRFAWA claims and approvals.</p>	<p>Ongoing</p>	<p>Ian Duncan Executive Manager Infrastructure iduncan@walga.asn.au 9213 2031</p>

Link to Key Pillar/s and Strategies:		Budget Implications	
People Place Prosperity Performance	Advocate Partner Promote	Facilitate Fund Monitor	Nil
Resolution/s		Action(s)	
<p>That the Kimberley Regional Group:</p> <ol style="list-style-type: none"> Notes the report from the WALGA President Notes the State Council Agenda Items as circulated Supports the recommendations in the Matters for Decision contained within the State Council Agenda Acknowledges the Items for noting Acknowledges the Status Report on State Council Resolutions Notes the Kimberley Zone Status Report Secretariate and Executive Officer to liaise with WALGA (Tony Brown and Chris Austin) on matters raised regarding land use, Crown land and public open space advocacy role. 		<p>Tom Chapman to seek advise from the Department regarding any changes to Service Delivery Reviews being incorporated into local government reporting.</p> <p>Executive Officer to liaise with WALGA (Tony Brown and Chris Austin) on matters raised regarding land use, Crown land and public open space advocacy role.</p>	
Moved:	Shire of Broome	Responsible:	Executive Officer
Seconded:	Shire of Derby West Kimberley	Due date:	As appropriate
Carried: 4/0			

6. Conclusion of Zone Matters: 10:26am