



MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 21 JUNE 2011

I hereby certify that the Minutes of the Ordinary Council Meeting held are a true and accurate record of the proceedings contained therein.

Shire President Confirmed

Date: _____

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SHIRE OF WYNDHAM EAST KIMBERLEY MINUTES

OF THE ORDINARY COUNCIL MEETING
HELD ON TUESDAY, 21 JUNE 2011 AT 6:00 PM.

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President declared the meeting open at 6:04pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

| | |
|------------------|------------------------------------|
| Cr F Mills | Shire President |
| Cr J Moulden | Deputy Shire President |
| Cr D Ausburn | Councillor |
| Cr J McCoy | Councillor |
| Cr R Dessert | Councillor |
| Cr R Addis | Councillor |
| Cr K Wright | Councillor |
| G Gaffney | Chief Executive Officer |
| J Ellis Director | Corporate Services |
| K Apperley | Director Community Development |
| N Kearns | Wyndham Area Services Manager |
| F Kuiper | Executive Assistant (Minute Taker) |

GALLERY

Ian O'Leary

APOLOGIES

Cr K Torres Councillor

LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Cr K Wright Councillor
Cr J Parker Councillor

3. DECLARATION OF INTEREST

- **Financial Interest**

Nil

- **Impartiality Interest**

Nil

- **Proximity Interest**

Nil

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5. PUBLIC QUESTION TIME

Nil

6. PETITIONS

A petition *Request to Reinstate a Properly Constructed and Marked Cycleway between the THREE MILE TOWN AREA and the WYNDHAM PORT AREA* was received via Cr J McCoy from residents. Gary Gaffney, Chief Executive Officer, suggests Councillors receive the petition and have relevant Officers prepare a report.

COUNCIL DECISION

Minute No. 9480

Moved: Cr K Wright

Seconded: Cr D Ausburn

That Council receives the Petition: Request to Reinstate a Properly Constructed and Marked Cycleway between the THREE MILE TOWN AREA and the WYNDHAM PORT AREA.

Carried Unanimously 7/0

7. APPLICATIONS FOR LEAVE OF ABSENCE

COUNCIL DECISION

Minute No. 9481

Moved: Cr D Ausburn

Seconded: Cr J Moulden

That Council grant Cr K Wright a leave of absence for the Ordinary Meeting of Council 19 July 2011.

Carried Unanimously 7/0

8. CONFIRMATION OF MINUTES

8.1 CONFIRMATION OF MINUTES OF ORDINARY COUNCIL MEETING OF 24 MAY 2011

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Council Meeting held on 24 May 2011.

COUNCIL DECISION

Minute No. 9482

Moved: Cr John Moulden

Seconded: Cr Jackie McCoy

That Council confirms the Minutes of the Ordinary Council Meeting held on 24 May 2011.

Carried Unanimously 7/0

9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

The Shire President advised that he had attended the following meetings and functions on behalf of Council:

| | |
|-------------|---|
| 26 May | Met with Council's Auditors |
| 27 May | Interview with Our Town Series 2 TV Crew |
| 29 - 30 May | Site inspection Northern roads with CEO and Russel Williams |
| 1 June | WALGA State Council Meeting (Perth) |
| 8 June | RCG meeting (Kununurra) |
| 8 June | RDA meeting (Kununurra) |
| 9-10 June | Kimberley Regional Planning Committee (Halls Creek) |
| 12-14 June | ANW meeting (Perth) |
| 17 June | Tender opening Council Office |

10. DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil.

11. MINUTES OF COUNCIL COMMITTEE MEETINGS

11.1 UNCONFIRMED MINUTES OF AUDIT COMMITTEE HELD ON 24 MAY 2011

RECOMMENDATION

That Council accepts the Unconfirmed Minutes of the Audit Committee meeting held on 24 May 2011.

COUNCIL DECISION

Minute No. 9483

Moved: Cr K Wright

Seconded: Cr D Ausburn

That Council confirms the Minutes of the Minutes of the Audit Committee meeting held on 24 May 2011.

Carried Unanimously 7/0

12. REPORTS

12.1 MATTERS ARISING FROM COMMITTEES OF COUNCIL

12.1.1 Matters Arising From Audit Committee Meeting Held on 24 May 2011

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Jo-Anne Ellis, Director Corporate Services |
| REPORTING OFFICER: | Jo-Anne Ellis, Director Corporate Services |
| FILE NO: | 12.1.1 |

PURPOSE

To consider recommendations from Council's Audit Committee.

BACKGROUND

The Audit Committee meets on a bi-monthly basis to fulfil the requirement to provide an independent oversight of the financial systems of the local government on behalf of the Council. These meetings are not open to the public however the agenda and minutes are available.

The Audit Committee has no delegated authority from the Council and as such makes recommendations to Council on issues considered by the Committee.

STATUTORY IMPLICATIONS

Local Government Act 1995 – Section 7.1A

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

The financial implications of the Audit Committee recommendations have been disclosed in the Audit Committee agenda and minutes.

STATEGIC IMPLICATIONS

The Audit Committee supports Council in providing effective corporate governance by providing an oversight function relating to audit and financial management.

COMMUNITY CONSULTATION

Community Consultation is not required in relation to this item.

COMMENT

The officer reports that accompany the Audit Committee resolutions and provide detail of the background and implications of the officer's recommendation have been distributed to Councillors in the agenda and minutes of the Audit Committee. The agenda and minutes of the Audit Committee are available to the public.

ATTACHMENTS

Attachment 1 - Actions be taken in relation to the results of Audit for the Year Ended 30 June 2010.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

AUDIT COMMITTEE RECOMMENDATION 1

That Council acknowledges that the Audit Committee has reviewed the listing of 90 Day Sundry Debtors and reports to Council that the actions being undertaken by the administration in regard to 90 Day Sundry Debtors are sufficient and appropriate and no further actions are recommended at this time.

AUDIT COMMITTEE RECOMMENDATION 2

That Council acknowledges that the actions being undertaken by the administration in regard to debts under legal action are appropriate and sufficient and that no additional actions are recommended in relation to these debts at this time.

AUDIT COMMITTEE RECOMMENDATION 3

That Council not to write off the debt of sundry debtor D80737 for the amount of \$215.49 plus interest accruing, as the Incorporated Body incurred the debt, even though it was under a different management committee.

AUDIT COMMITTEE RECOMMENDATION 4

That Council:

- a) confirms their intention to dispose of the 4,061 Cambridge Gulf Limited Shares by continued listing of Shares details with Cambridge Gulf Limited for the purposes of disposal of the shares, with the disposal requiring a decision of Council,
- b) reviews the status of the shares in twelve months if the shares are still held by Council at this time.

AUDIT COMMITTEE RECOMMENDATION 5

That Council:

- a) notes that the Audit Committee has ensured that appropriate actions and progress is being made in relation to results of audit for the year ended 30 June 2010
- b) adopts the report at Attachment 1 - Actions to be taken in relation to the results of Audit for the Year Ended 30 June 2010
- c) requests a copy of the report at Attachment 1 - Actions to be taken in relation to the results of Audit for the Year Ended 30 June 2010 be forwarded to the Minister of Local Government by 30 June 2011

COUNCIL DECISION

Minute No. 9484

Moved: Cr D Ausburn

Seconded: Cr K Wright

That council

1. **Acknowledges that the Audit Committee has reviewed the listing of 90 Day Sundry Debtors and reports to Council that the actions being undertaken by the administration in regard to 90 Day Sundry Debtors are sufficient and appropriate and no further actions are recommended at this time.**
2. **That Council acknowledges that the actions being undertaken by the administration in regard to debts under legal action are appropriate and sufficient and that no additional actions are recommended in relation to these debts at this time.**
3. **That Council not to write off the debt of sundry debtor D80737 for the amount of \$215.49 plus interest accruing, as the Incorporated Body incurred the debt, even though it was under a different management committee.**
4. **a) confirms their intention to dispose of the 4,061 Cambridge Gulf Limited Shares by continued listing of Shares details with Cambridge Gulf Limited for the purposes of disposal of the shares, with the disposal requiring a decision of Council,**
b) reviews the status of the shares in twelve months if the shares are still held by Council at this time.
5. **a) notes that the Audit Committee has ensured that appropriate actions and progress is being made in relation to results of audit for the year ended 30 June 2010**
b) adopts the report at Attachment 1 - Actions to be taken in relation to the results of Audit for the Year Ended 30 June 2010

c) requests a copy of the report at Attachment 1 - Actions to be taken in relation to the results of Audit for the Year Ended 30 June 2010 be forwarded to the Minister of Local Government by 30 June 2011

Carried Unanimously 7/0

Attachment 1 - Actions be taken in relation to the results of Audit for the Year Ended 30 June 2010

Independent Audit Report

Auditor's Opinion

An unqualified opinion was given on the financial report.

Other Matters

No adverse trends in financial position or financial management practices were noted. No issues of Statutory Compliance were raised.

Management Report

Other matters arising during course of audit not required to be included in the Audit Report.

Annual and Primary Returns of Councillors and Staff.

Management Response

This item was raised in the Financial Management Review conducted in May 2010 (also by UHY Haines Norton). The report presented in June 2010 to Council details corrective actions which have substantially been achieved. The Audit Committee receives a progress report on the status of the corrective actions in relation to this review.

Since the review in May 2010, which looked at returns lodged in August 2009, another annual return was required to be lodged in August 2010. Significant improvements in the administration of these returns has been achieved. These improvements need to be sustained over time however no further corrective actions are recommended at this time.

Signed Minutes Not Available.

Management Response

This item was raised in the Financial Management Review conducted in May 2010 (also by UHY Haines Norton). A full review of all minutes has been conducted to ensure a complete record of signed minutes is sent off for binding. Improvements in the process of signing and storing minutes have been made. No further corrective actions are recommended at this time.

Demolition Costs Capitalised.

Management Response

The opinion of the auditor is noted in this regard. The cost was considered to be a cost of acquisition of the land as the land purchase price was discounted by the cost of demolition. No corrective actions are recommended at this time.

Slow Payments by Airline Debtors.

Management Response

The Audit Committee and Management are aware of this issue and Management have had numerous discussions with one airline in particular re trading terms. An interest policy on outstanding debtors balances was introduced in an attempt to encourage payment within terms.

| Action Required: | Responsible Officer(s) | Actions to Date |
|--|------------------------|--------------------------------------|
| A report detailing the payment patterns of the two major airline debtors be presented to the Audit | DCS | The Audit Committee and Council have |

| | | |
|--|--|---|
| <p>Committee for consideration and recommendation of actions to be taken, including the role of the Airport Committee in this matter</p> | | <p>been monitoring these debtors. Officers have contacted representatives of the debtors however little change in payment patterns has been noted. This will be an ongoing issue.</p> |
| <p><i>Corrected and Uncorrected Misstatements.</i></p> <p><u>Management Response</u> One journal was suggested by the auditor which was agreed by management therefore it is a corrected misstatement. This related to a significant transaction of \$11Million net being funds held on behalf of the Kimberley Zone. The funds were transferred to Trust. No corrective actions are recommended at this time.</p> | | |

12.2 CORPORATE SERVICES

12.2.1 Monthly Report

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Gill Old, Manager Financial Services |
| REPORTING OFFICER: | Jo-Anne Ellis, Director Corporate Services |
| FILE NO: | FM.09.5 |

PURPOSE

For Council to note and accept the Monthly Financial Report for May 2011.

BACKGROUND

Council is required to prepare Monthly Financial Reports as required by the Local Government (Financial Management Regulations) 1996.

STATUTORY IMPLICATIONS

Section 6.4 Local Government Act 1995
Regulation 34, Local Government (Financial Management Regulations) 1996.

POLICY IMPLICATIONS

No policy implications apply in the preparation of the report.

FINANCIAL IMPLICATIONS

Monthly financial reporting is a primary financial management and control process, it provides Council with the ability to oversee the Shire's financial performance against budgeted targets.

STATEGIC IMPLICATIONS

Key Result Area 5 – Governance
Council's financial position and forward planning is sound.

COMMUNITY CONSULTATION

No community consultation was required in the preparation of this report.

COMMENT

Councils 2010/11 Budget was adopted on 10 August 2010. Budget review of 2010/2011 budget was adopted by Council on 19 April 2011.
Comments in relation to budget to actual variances are included as a note in the Financial Report.

ATTACHMENTS

The Monthly Financial Report for May 2011 will be provided as a separate attachment.

VOTING REQUIREMENT

Simple Majority.

OFFICER'S RECOMMENDATION

That Council accept the Monthly Financial Report for the month of May 2011.

COUNCIL DECISION

Minute No. 9485

Moved: Cr D Ausburn

Seconded: Cr K Wright

That Council accepts the Monthly Report for the month of May 2011.

Carried Unanimously 7/0

12.2.2 List of Accounts Paid Under Delegation 18

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Asanka Jayakody, Team Leader Finance |
| REPORTING OFFICER: | Jo-Anne Ellis, Director Corporate Services |
| FILE NO: | 60.14.03 |

PURPOSE

To present the listing of accounts paid under delegated authority in accordance with the requirements of the Local Government (Financial Management) Regulations 1996.

BACKGROUND

Delegation 18 – Payment of Creditors was reviewed and adopted by Council on 16 June 2009.

This delegation gives authority to make payments from the Municipal Fund or Trust Fund to the Chief Executive Officer. There is a sub delegation to the Director Corporate Services, Manager Financial Services and Financial Officers.

STATUTORY IMPLICATIONS

Local Government Act 1995 – Section 5.42
Local Government (Financial Management) Regulations 1996 – Regulations 12 and 13

POLICY IMPLICATIONS

Delegation 18 – Payment of Creditors

FINANCIAL IMPLICATIONS

Ongoing management of Council funds by providing Council with sufficient information to monitor and review payments made.

STRATEGIC IMPLICATIONS

Key Result Area 5 – Governance
Council's financial position and forward planning is sound.

COMMUNITY CONSULTATION

Not Applicable

COMMENT

In accordance with statutory requirements and delegated authority, each payment from the Municipal Fund or the Trust Fund is to be noted on a list compiled each month showing: the payee's name, amount of payment, date of payment and sufficient information to identify the transaction. The list is to be presented to Council at the next ordinary meeting of the Council

following the preparation of the list and is to be recorded in the minutes of the meeting at which it is presented.

ATTACHMENTS

Attachment 1 – List of Accounts Paid Under Delegation 18

VOTING REQUIREMENT

Simple Majority

MANAGER'S RECOMMENDATION

That Council receives and accepts the listing of payments approved under Delegation 18 Payment of Creditors, being:

| | |
|---|------------------------|
| Municipal EFT112090 – EFT112388 (05 May – 02 June 11) | \$ 1,678,947.69 |
| Municipal cheques 40303 - 40387 (05 May – 02 June 11) | \$ 2,526,150.12 |
| Trust cheques 149 -159 (11 May – 31 May 11) | \$ 4,040.00 |
| Trust EFT 500066 - 500067 (30 April – 20 May 11) | \$ 41,390.55 |
| Payroll (04 – 20 May 11) | \$ 362,209.02 |
| Direct bank debits (1 – 31 May 11) | <u>\$ 42,062.80</u> |
| TOTAL | \$ 4,654,800.18 |

COUNCIL DECISION

Minute No. 9486

Moved: Cr K Wright

Seconded: Cr D Ausburn

That Council receives and accepts the listing of payments approved under Delegation 18 Payment of Creditors, being:

| | |
|--|------------------------|
| Municipal EFT112090 – EFT112388 (05 May – 02 June 11) | \$ 1,678,947.69 |
| Municipal cheques 40303 - 40387 (05 May – 02 June 11) | \$ 2,526,150.12 |
| Trust cheques 149 -159 (11 May – 31 May 11) | \$ 4,040.00 |
| Trust EFT 500066 - 500067 (30 April – 20 May 11) | \$ 41,390.55 |
| Payroll (04 – 20 May 11) | \$ 362,209.02 |
| Direct bank debits (1 – 31 May 11) | \$ 42,062.80 |
| TOTAL | \$ 4,654,800.18 |

Carried Unanimously 7/0

Attachment 1 - List of Accounts Paid Under Delegation 18

LIST OF ACCOUNTS PAID UNDER DELEGATION 18

List of Accounts Submitted to Council 21 June 2011

| CHQ/EFT | DATE | NAME | DESCRIPTION | AMOUNT |
|----------------|-------------|--------------------------------------|--|---------------|
| EFT112090 | 05/05/2011 | ATO CHILD SUPPORT AGENCY | PAYROLL DEDUCTIONS | 668.53 |
| EFT112091 | 05/05/2011 | AUSTRALIAN SERVICES UNION | PAYROLL DEDUCTIONS | 216.70 |
| EFT112092 | 05/05/2011 | AUTO CONTROL DOORS | REPAIR AUTOMATIC DOOR - KUNUNURRA LEISURE CENTRE | 413.60 |
| EFT112093 | 05/05/2011 | AVP COMMERCIAL POOLS | CHEMICAL CONTROLLER SYSTEM SPARE PARTS – WYN SWIMMING POOL | 503.80 |
| EFT112094 | 05/05/2011 | ALLGEAR MOTORCYCLES & SMALL ENG. | PAIRS & SERVICES - P356, P315, BATTERY - FOGGER | 755.20 |
| EFT112095 | 05/05/2011 | AQUENTA CONSULTING PTY LTD | SURVEYING SERVICES - TERMINAL EXPANSION - KUNUNURRA AIRPORT | 7,150.00 |
| EFT112096 | 05/05/2011 | ARGYLE MOTORS | TOYOTA PRADO 2010 GXL & ACCESSORIES - REPLACE P103, SERVICE - P302 | 29,351.75 |
| EFT112097 | 05/05/2011 | BEAUREPAIRES FOR TYRES | PUNCTURE - P481 | 25.00 |
| EFT112098 | 05/05/2011 | BRANKO BP MOTORS | GUARD & CHAINS WYN SLASHER- P357, PUNCTURE -P354, VARIOUS ITEMS | 1,796.86 |
| EFT112099 | 05/05/2011 | C & S JOLLY ELECTRICS PTY LTD | ILLUMINATED WIND INDICATOR LIGHT FITTING - KUNUNURRA AIRPORT | 154.00 |
| EFT112100 | 05/05/2011 | CENTURION TRANSPORT | STAFF RELOCATION EXPENSES | 3,554.63 |
| EFT112101 | 05/05/2011 | COATES HIRE OPERATIONS PTY LTD | PORTABLE TOILETS - WHITEGUM PARK 28/2/11 - 31/3/11 | 309.96 |
| EFT112102 | 05/05/2011 | CROCODILE SIGNS | SIGNS FOR CAR PARK - KUNUNURRA AIRPORT | 1,749.00 |
| EFT112103 | 05/05/2011 | CAMBRIDGE GULF CLEANING SERVICES | CLEANING TOILETS - WYNDHAM REC CENTRE 21/3/11 - 25/3/11 | 185.63 |
| EFT112104 | 05/05/2011 | CREATING COMMUNITIES | SPORT & RECREATIONAL MASTER PLAN | 10,000.00 |
| EFT112105 | 05/05/2011 | DEPT OF TREASURY & FINANCE - LIBRARY | LOST AND DAMAGED BOOKS - KUNUNURRA & WYNDHAM LIBRARIES | 1,076.90 |
| EFT112106 | 05/05/2011 | DANIEL COX | ELECTRICITY SUBSIDY 4/02/11 - 6/04/11 | 270.91 |
| EFT112107 | 05/05/2011 | DAVEY TYRE & BATTERY SERVICE | NEW TYRE - P204 | 332.70 |
| EFT112108 | 05/05/2011 | DEPARTMENT OF TRANSPORT | 10/11 ANNUAL JETTY LICENCE - PUBLIC JETTY NO: 3139 | 97.95 |
| EFT112109 | 05/05/2011 | EAGLE ELECTRICAL AND REFRIGERATON | FIND FAULT & REPAIR - NAVIGATIONAL LIGHTS - WYNDHAM AIRPORT | 1,870.00 |

| | | | | |
|-----------|------------|-------------------------------------|---|----------|
| EFT112110 | 05/05/2011 | EAST KIMBERLEY HARDWARE | VARIOUS HARDWARE ITEMS | 20.35 |
| EFT112111 | 05/05/2011 | FRONTIER FENCING | DEPOSIT FOR CHAINWIRE FENCE - KUNUNURRA LANDFILL SITE | 989.51 |
| EFT112112 | 05/05/2011 | FUJI XEROX AUSTRALIA P/L | VARIOUS PRINTING CHARGES | 93.52 |
| EFT112113 | 05/05/2011 | FRANMOR CONSTRUCTIONS PTY LTD | RE-GLAZE WINDOWS & DOOR AFTER BREAKIN IN - EWIN CENTRE | 2,316.70 |
| EFT112114 | 05/05/2011 | GUERINONI & SON | DELIVER - WATER TANK TO LANDFILL SITE & MESH - WHITEGUM PK | 572.00 |
| EFT112115 | 05/05/2011 | GULLIVERS TAVERN | REFRESHMENTS - BUDGET WORKSHOPS & COUNCIL MEETINGS | 55.96 |
| EFT112116 | 05/05/2011 | GYM CARE | REPLACE WATER ROWER SCREEN - KUNUNURRA LEISURE CENTRE | 313.04 |
| EFT112117 | 05/05/2011 | IBAC PLUMBING PTY LTD | REPAIR - KNX LEISURE CENTRE, NETBALL COURTS, 3/57 RIVERFIG KNX | 1,792.23 |
| EFT112118 | 05/05/2011 | IT VISION ITV | IT VISION WEBINAR - REPORT MANAGER | 242.00 |
| EFT112119 | 05/05/2011 | INSPIRE IT NSW PTY LTD | ROUTER CONFIGURATION | 858.00 |
| EFT112120 | 05/05/2011 | J BLACKWOOD & SON LIMITED | GLOVES, CONDUIT ELBOWS, WEATHER JACKETS, TRUCK WASH & GREASE | 1,152.33 |
| EFT112121 | 05/05/2011 | JASON SIGNMAKERS LTD | VARIOUS SIGNS FOR VARIOUS ROADS | 2,035.00 |
| EFT112122 | 05/05/2011 | JSW HOLDINGS PTY LTD | ROAD BASE - VARIOUS ROADS | 7,243.07 |
| EFT112123 | 05/05/2011 | JANET TAKARANGI | WATER SUBSIDY 23/11/10 - 31/03/11 | 101.10 |
| EFT112124 | 05/05/2011 | KIMBERLEY INDUSTRIES EQUIPMENT HIRE | CRANE HIRE - INSTALL LIGHTS - LAKESIDE LINKPATH | 880.00 |
| EFT112125 | 05/05/2011 | KIMBERLEY TREE SERVICES PTY LTD | GRIND STUMP BELOW GROUND LEVEL - GREVILLEA ST | 620.00 |
| EFT112126 | 05/05/2011 | KIMBERLEY WASTE SERVICES | SKIP EMPTY - KYC, PUMPOUT WATER - VARIOUS ROADS | 1,245.00 |
| EFT112127 | 05/05/2011 | KINGS CROWN INSTRUMENTATION ELEC. | LIGHTS TIMING DEVICE & SECURITY LIGHTS - OUTDOOR COURT WYN | 4,425.98 |
| EFT112128 | 05/05/2011 | KUNUNURRA AMCAL PHARMACY | DOCUMENT FRAMES FOR FRAMING CERTIFICATES | 53.60 |
| EFT112129 | 05/05/2011 | KUNUNURRA HOME & GARDEN | WIRE ROPE, GALVANISED HOOKS, DOUBLE ADAPTOR, POWERBOARD | 118.60 |
| EFT112130 | 05/05/2011 | KUNUNURRA LOCK & KEY | KEY CUT - KUNUNURRA LANDFILL SITE | 33.00 |
| EFT112131 | 05/05/2011 | KUNUNURRA MEDICAL | DRUG & ALCOHOL SCREEN RANDOM SELECTION - KUNUNURRA AIRPORT | 55.00 |
| EFT112132 | 05/05/2011 | KUNUNURRA PANEL BEATING WORKS | FIX WINDOWSCREEN AFTER STONE CHIP - P472 | 77.00 |
| EFT112133 | 05/05/2011 | KUNUNURRA RURAL TRADERS | SUPPLY & INSTALL EXTINGUISHERS, SIGNS - KUNUNURRA LANDFILL SITE | 563.34 |
| EFT112134 | 05/05/2011 | KUNUNURRA SECURITY SERVICE | SECURITY PATROL - KNX OFFICE, LEASE OF ALARM - WYN, CALLOUT - | 1,990.20 |

| | | | | |
|-----------|------------|--------------------------------------|--|-----------|
| | | | KLC | |
| EFT112135 | 05/05/2011 | KIMBERLEY COMMUNICATIONS | RESET CLASSIC FM | 66.00 |
| EFT112136 | 05/05/2011 | KIMBERLEY TAFE - KUNUNURRA CAMPUS | OH &S REP COURSE - 4 STAFF, SENIOR FIRST AID COURSE - 3 STAFF | 5,105.00 |
| EFT112137 | 05/05/2011 | KUNUNURRA COURIERS | NEVERFAIL SPRING WATER - LANDFILL SITE | 129.50 |
| EFT112138 | 05/05/2011 | KUNUNURRA DIESEL SERVICE | SERVICE SKID STEER - P469 | 620.85 |
| EFT112139 | 05/05/2011 | L.G.R.C.E.U | PAYROLL DEDUCTIONS | 17.40 |
| EFT112140 | 05/05/2011 | LANDGATE | LAND ENQUIRY - MARCH 11 | 95.00 |
| EFT112141 | 05/05/2011 | MCLACHLAN, SHARON | ELECTRICITY SUBSIDY 8/12/10 - 9/02/11 | 284.18 |
| EFT112142 | 05/05/2011 | MCLEODS BARRISTERS AND SOLICITORS | LEGAL ADVICE FEE | 1,613.70 |
| EFT112143 | 05/05/2011 | MERCURE HOTEL PERTH | JOINT KIMBERLEY ZONE FORUM 23-24/03/11, ACCOM. ZONE 21- 24/03/11 | 13,920.10 |
| EFT112144 | 05/05/2011 | MERCURE INN BROOME | ACCOMMODATION FOR RECRUITMENT - 4/4/11 - 7/4/11 | 574.00 |
| EFT112145 | 05/05/2011 | METRO COUNT | SPARE PARTS FOR METRO COUNT ROAD COUNTERS | 1,971.20 |
| EFT112146 | 05/05/2011 | MIRIMAL, LANGUAGE & CULTURE CENTR | LANGUAGE CONSULTANCY FOR INTERPRETIVE SIGNAGE PROJECT | 1,800.00 |
| EFT112147 | 05/05/2011 | MAXXIA | PAYROLL DEDUCTIONS | 5,155.82 |
| EFT112148 | 05/05/2011 | MCLEAN ENTERPRISES PTY LTD | FREIGHT CHARGES | 220.00 |
| EFT112149 | 05/05/2011 | METALAND KUNUNURRA | SIGN LEGS, PURLIN - VARIOUS ROADS | 849.11 |
| EFT112150 | 05/05/2011 | NORSIGN PTY LTD | WHITE ON BLUE SINGLE SIDED EXTRUSION - BULL RUN ROAD | 290.82 |
| EFT112151 | 05/05/2011 | NICK ALLEN | REIMBURSEMENT OF MEALS – SEMINAR IN PERTH -13/4/11 - 16/4/11 | 120.75 |
| EFT112152 | 05/05/2011 | NICK KEARNS | WATER SUBSIDY 3/12/10 - 30/03/11 | 232.85 |
| EFT112153 | 05/05/2011 | ORD RIVER ELECTRICS | INITIAL ELECTRICAL NEEDS - WHITEGUM PARK, REPAIR - KNX OVAL LIGHT | 40,342.31 |
| EFT112154 | 05/05/2011 | ORDCO | CHEMICALS - MOSQUITO FOGGING | 3,723.50 |
| EFT112155 | 05/05/2011 | PETER AND PAUL | REPAIRS TO MOSQUITO TRAPS - P141 MOTOR UNIT | 53.15 |
| EFT112156 | 05/05/2011 | QUICK CORPORATE AUSTRALIA | STATIONERY ORDER - MARCH 2011 | 1,028.07 |
| EFT112157 | 05/05/2011 | REBECCA MINICHILLI | TRAVEL REIMB. - YOUTH EMPOWERMENT PROGRAM - 5/4/11 -13/4/11 | 134.60 |
| EFT112158 | 05/05/2011 | RED RUST CONTRACTING PTY LTD | UPGRADE WYNDHAM DEPOT | 72,406.40 |
| EFT112159 | 05/05/2011 | SHAWS DARWIN TRANSPORT | FREIGHT CHARGES | 96.61 |
| EFT112160 | 05/05/2011 | SHELF SUPPLY | WORK BOOTS | 247.00 |

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| EFT112161 | 05/05/2011 | SHIRE OF WYNDHAM EAST KIMBERLEY | PAYROLL DEDUCTIONS | 770.00 |
| EFT112162 | 05/05/2011 | SUE GAFFNEY | REIMBURSE FOR VARIOUS ITEMS FOR YOUTH PROGRAM | 171.67 |
| EFT112163 | 05/05/2011 | TNT AUSTRALIA PTY LIMITED | FREIGHT CHARGES | 503.80 |
| EFT112164 | 05/05/2011 | TOLL EXPRESS | FREIGHT CHARGES | 67.52 |
| EFT112165 | 05/05/2011 | TROPICAL PEST CONTROL | WYN PETER REID MEMORIAL HALL, TOILET BLOCK - WHITEGUM PARK | 430.00 |
| EFT112166 | 05/05/2011 | WA LOCAL GOVERNMENT SUPER | SUPERANNUATION CONTRIBUTIONS | 21,994.50 |
| EFT112167 | 05/05/2011 | WESFARMERS KLEENHEAT GAS PTY LTD | YEARLY FACILITY FEES FOR 2 X 45KG VAP CYLINDERS | 60.50 |
| EFT112168 | 05/05/2011 | WESTERN AUST. TREASURY CORPORATION | LOAN & INTEREST REPAYMENT - NO. 119 | 24,595.50 |
| EFT112169 | 05/05/2011 | WESTRAC EQUIPMENT PTY LTD | SUPPLY & INSTALL LINCOLN AUTO GREASE SYSTEM 8 - 10 KG | 15,424.35 |
| EFT112170 | 05/05/2011 | WESTRALIA AIRPORTS CORPORATION | ASIC CARDS | 350.00 |
| EFT112171 | 05/05/2011 | WYNDHAM EXCAVATIONS | SUPPLY OF CONCRETE - WYN DEPOT SHED, HIRE LOADER - WYN LANDFILL | 12,210.00 |
| EFT112172 | 12/05/2011 | ALLCLEAN COMMERCIAL CLEANERS | MONTHLY CLEANING - KUNUNURRA ADMINISTRATION - APRIL 2011 | 1,604.00 |
| EFT112173 | 12/05/2011 | AUSTRAL MERCANTILE COLLECTIONS | LEGAL FEES | 35.75 |
| EFT112174 | 12/05/2011 | ALLGEAR MOTORCYCLES AND SMALL ENG. | REPLACEMENT BAG - BILLYGOAT LEAF VAC | 312.50 |
| EFT112175 | 12/05/2011 | ARGYLE MOTORS | TOYOTA HILUX 4X4 SR 3.0LTR DUAL CAB, SERVICE -P104, P327, P204, P478 | 51,451.85 |
| EFT112176 | 12/05/2011 | AUTO ONE KUNUNURRA | SUPPLY BAGS OF RAGS | 192.00 |
| EFT112177 | 12/05/2011 | BERM BACKHOE HIRE | SLASH ROAD VERGE - VARIOUS ROADS | 9,867.00 |
| EFT112178 | 12/05/2011 | BOC GASES AUSTRALIAN LIMITED | SUPPLY G SIZE OXY AND ACCETALINE, WELDING GAS & BOTTLE RENTAL | 916.30 |
| EFT112179 | 12/05/2011 | BUSH CAMP SURPLUS STORES | VARIOUS EQUIPMENT FOR CAMPING TRAILER - YOUTH PROGRAMS | 1,370.05 |
| EFT112180 | 12/05/2011 | BEAUREPAIRES FOR TYRES | SUPPLY AND FIT TYRES - P468 | 175.00 |
| EFT112181 | 12/05/2011 | CAMLISMAR INVESTMENTS PTY LTD | DOZER HIRE - KNX LANDFILL SITE -7-10/12/10, 8-14/3/11, 27/1/11, 9/2/11 | 30,646.00 |
| EFT112182 | 12/05/2011 | CANNON HYGIENE AUSTRALIA PTY LTD | SANITARY UNIT FORTNIGHTLY CLEAN & SERVICE - KUNUNURRA ADMIN | 348.68 |
| EFT112183 | 12/05/2011 | CENTURION TRANSPORT | FREIGHT CHARGES | 257.44 |
| EFT112184 | 12/05/2011 | CIVIC LEGAL | PROFESSIONAL FEES | 2,793.18 |
| EFT112185 | 12/05/2011 | CAMBRIDGE GULF CLEANING SERVICES | VARIOUS CLEANING - WYNDHAM 28/3/11 - 29/4/11 | 4,679.14 |
| EFT112186 | 12/05/2011 | DARWIN AIRPORT GATEWAY MOTEL | ACCOMM. POTENTIAL STAFF MEMBERS - 9/4/11, 13-14/4/11, 30/4/11 | 616.00 |

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| EFT112187 | 12/05/2011 | EAST KIMBERLEY MARINE | ALIBRITE TO ERASE GRAFFITI ON THE CENOTAPH THE SHIRE OFFICES | 31.90 |
| EFT112188 | 12/05/2011 | EAST KIMBERLEY HARDWARE | VARIOUS HARDWARE ITEMS | 970.10 |
| EFT112189 | 12/05/2011 | FUJI XEROX AUSTRALIA P/L | VARIOUS PRINTING - KUNUNURRA ADMIN. | 1,855.77 |
| EFT112190 | 12/05/2011 | GRAB A BARGAIN VARIETY STORE | PRIZES FOR YOUTH DISCO REC CENTRE - SCHOOL HOLIDAY PROGRAM | 53.19 |
| EFT112191 | 12/05/2011 | GEMECOM | DESTINY PROGRAM - ANNUAL FEE - WYN LIBRARY | 575.00 |
| EFT112192 | 12/05/2011 | HART SPORT | 10 X HART PEALESS WHISTLE LARGE ORANGE ITEMS - KNX LEISURE CENTRE | 43.50 |
| EFT112193 | 12/05/2011 | HIDDEN VALLEY TOURIST PARK | ACCOMMODATION STAFF MEMBER - 12/03/11 - 8/04/11 | 651.27 |
| EFT112194 | 12/05/2011 | HERTZ - EAST KIMBERLEY HIRINGS | HIRE TWO DUALCABS 18/3/11 - 17/4/11 | 5,919.00 |
| EFT112195 | 12/05/2011 | IAN DEMPSEY | REIMBURSE EXCESS WATER BILL | 312.75 |
| EFT112196 | 12/05/2011 | INTERCON MILLAR LOGISTICS | CHLORINE GAS DRUM - KUNUNURRA LEISURE CENTRE | 2,319.00 |
| EFT112197 | 12/05/2011 | IVANHOE VILLAGE CARAVAN RESORT | ACCOMM. - STUDENTS - SCHOOL HOLIDAY PROGRAM - 25/04/11 - 4/05/11 | 2,362.50 |
| EFT112198 | 12/05/2011 | IRRIBIZ | SPARE PARTS - P487 | 158.83 |
| EFT112199 | 12/05/2011 | J BLACKWOOD & SON LIMITED | SPARE PARTS - P486, P350, P313, ROLL RED REFLECTIVE TAPES | 981.21 |
| EFT112200 | 12/05/2011 | JSW HOLDINGS PTY LTD | CONCRETE - WHITEGUM PARK, WATER TANK - KNX LANDFILL SITE | 10,483.00 |
| EFT112201 | 12/05/2011 | KIMBERLEY MARKETING | VENDING MACHINE ITEMS - KUNUNURRA AIRPORT | 882.29 |
| EFT112202 | 12/05/2011 | KIMBERLEY MOTORS | FUEL - MARCH 2011 | 5,366.69 |
| EFT112203 | 12/05/2011 | KIMBERLEY WASTE SERVICES | SKIPS EMPTIES - MARCH 2011- KUNUNURRA LEISURE CENTRE | 260.00 |
| EFT112204 | 12/05/2011 | KUNUNURRA COUNTRY CLUB RESORT | ACCOMMODATION FOR POTENTIAL STAFF MEMBER 10/4/11 - 12/4/11 | 857.40 |
| EFT112205 | 12/05/2011 | KUNUNURRA HOME & GARDEN | VARIOUS HARDWARE ITEMS | 203.45 |
| EFT112206 | 12/05/2011 | KUNUNURRA REFRIGERATION & AIR CON | QUARTERLY SERVICE - TERMINAL AIRCONDITIONING UNITS | 143.00 |
| EFT112207 | 12/05/2011 | KUNUNURRA RURAL TRADERS | SERVICE ALL FIRE EXTINGUISHERS & REPORT - WYN RECREATION CENTRE | 232.95 |
| EFT112208 | 12/05/2011 | KUNUNURRA SECURITY SERVICE | CALLOUT - KUNUNURRA SHIRE OFFICE | 75.00 |
| EFT112209 | 12/05/2011 | KRIS CURROW CONSULTING | CONSULTANCY FEES - APRIL 2011 | 1,440.00 |
| EFT112210 | 12/05/2011 | LW PROPERTY CARE | CLEANING - BBQ'S - SWIM BEACH 28/03/11 - 29/04/11 | 660.00 |
| EFT112211 | 12/05/2011 | LARA DAVENPORT | FACILITATOR 2011 YOUTH SERVICES WORKSHOP | 2,012.00 |
| EFT112212 | 12/05/2011 | MERCURE INN BROOME | ACCOMM. - 3 STAFF 14 -16/04/11 - GIBB RIVER COMM. EVACUATION | 1,161.00 |
| EFT112213 | 12/05/2011 | MARGARET LIPPITT | CLEANING PUBLIC TOILETS IN WYNDHAM 2/2/11 - 5/04/11 | 3,630.00 |

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| EFT112214 | 12/05/2011 | MCLEAN ENTERPRISES PTY LTD | FREIGHT CHARGES | 4,646.00 |
| EFT112215 | 12/05/2011 | METALAND KUNUNURRA | FLAT SHEETS 12 X CUTS -WHITEGUM PARK, TEK SCREWS -SWIM BEACH | 468.59 |
| EFT112216 | 12/05/2011 | NORTHERN DESIGN CONSULTANTS | ENGINEER'S CERTIFICATION – ALTERATIONS TO WYNDHAM SHIRE DEPOT | 495.00 |
| EFT112217 | 12/05/2011 | OFFICE NATIONAL KUNUNURRA | VARIOUS STATIONARY - KUNUNURRA LEISURE CENTRE | 232.86 |
| EFT112218 | 12/05/2011 | ORIA ORCHARDS | WEEKLY FLOWER DELIVERY 3 WEEKS - KUNUNURRA SHIRE OFFICE | 45.00 |
| EFT112219 | 12/05/2011 | ORICA AUSTRALIA PTY LTD | 900KG CHLORINE GAS DRUM, CHLORINE EFFLUENT - KNX LEISURE CENTRE | 2,493.16 |
| EFT112220 | 12/05/2011 | OLLIE'S IRRIGATIONS & PLUMBING SUPP. | CLAMP POLY, NOZZLE RAINBIRD | 120.38 |
| EFT112221 | 12/05/2011 | ORD VALLEY EVENTS INC | ORD VALLEY MUSTER 2011 SPONSORSHIP | 55,000.00 |
| EFT112222 | 12/05/2011 | QUEST ROYAL GARDENS - MELBOURNE | ACCOMMODATION - YOUTH EMPOWERMENT PROGRAM 10- 13/04/11 | 4,030.00 |
| EFT112223 | 12/05/2011 | ROYAL LIFE SAVING (WA BRANCH) | WATCH AROUND WATER WRISTBANDS | 172.00 |
| EFT112224 | 12/05/2011 | SEARLES MECHANICAL REPAIRS | 7 PIN LARGE TO 7 PIN SMALL ADAPTER - P365 | 25.95 |
| EFT112225 | 12/05/2011 | SITE WARE DIRECT | HI VIS SHIRTS | 251.90 |
| EFT112226 | 12/05/2011 | TELFORD INDUSTRIES | ECO CHLORINE, SODIUM BISULPHATE - KNX LEISURE CENTRE | 1,108.01 |
| EFT112227 | 12/05/2011 | THE CANVAS SHED | REPAIRS TO GYM UPHOLSTERY | 395.45 |
| EFT112228 | 12/05/2011 | TNT AUSTRALIA PTY LIMITED | FREIGHT CHARGES | 222.20 |
| EFT112229 | 12/05/2011 | TROPICAL PEST CONTROL | LABOUR FOR FIXING MOSQUITO FOGGER | 220.00 |
| EFT112230 | 12/05/2011 | TUMBLEWEED SALES PTY LTD | PURCHASE OF COMPOST BINS FOR SALE TO THE PUBLIC - TUMBLERS | 1,777.60 |
| EFT112231 | 12/05/2011 | URBIS PTY LTD | LOCAL PLANNING SCHEME STAGE 1 - MODIFICATIONS TO MAPS AND TEXT | 10,269.88 |
| EFT112232 | 12/05/2011 | VANDERFIELD MACHINERY PTY LTD | VARIOUS SPARE PARTS - P401, P333, P481 | 466.88 |
| EFT112233 | 12/05/2011 | WA LOCAL GOVERNMENT ASSOCIATION | STAFF TRAINING - 30 /3/11 | 790.00 |
| EFT112234 | 12/05/2011 | WESTCARE INDUSTRIES | LABELS FOR LIBRARY | 156.20 |
| EFT112235 | 12/05/2011 | WESTRAC EQUIPMENT PTY LTD | PLOW BOLTS FOR 924H LOADER - P350 | 100.54 |
| EFT112236 | 12/05/2011 | WILD MANGO | LUNCH COMMUNITY DEVELOPMENT MONTHLY MEETING | 126.60 |
| EFT112237 | 12/05/2011 | WILSON HIRE | REPETITIVE MESSAGE BOARD - VICTORIA HIGHWAY - 15/4/11 - 6/5/11 | 1,595.00 |
| EFT112238 | 12/05/2011 | WYNDHAM PLUMBING & GAS | SUPPLY & CONNECT SEWER PIPES -DISABLED TOILET WYN DEPOT SHED | 1,408.00 |
| EFT112239 | 13/05/2011 | WESTRAC EQUIPMENT PTY LTD | NEW CAT 950H WHEEL LOADER | 334,400.00 |
| EFT112240 | 19/05/2011 | ATO CHILD SUPPORT AGENCY | PAYROLL DEDUCTIONS | 460.93 |

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| EFT112241 | 19/05/2011 | ATTORNEY-GENERAL'S DEPARTMENT | AUSCHECK ASIC CHECK - KUNUNURRA AIRPORT | 405.00 |
| EFT112242 | 19/05/2011 | AUSTRALIA POST | POSTAGE - APRIL 2011 | 772.81 |
| EFT112243 | 19/05/2011 | AUSTRALIAN SERVICES UNION | PAYROLL DEDUCTIONS | 216.70 |
| EFT112244 | 19/05/2011 | ALLGEAR MOTORCYCLES AND SMALL ENG. | REPAIRS / SERVICE GRAFFITI REMOVER PUMP - P480 | 208.55 |
| EFT112245 | 19/05/2011 | CENTURION TRANSPORT | FREIGHT CHARGES | 2,519.62 |
| EFT112246 | 19/05/2011 | CIVIC LEGAL | PROFESSIONAL FEES | 815.10 |
| EFT112247 | 19/05/2011 | CAMBRIDGE GULF CLEANING SERVICES | MONTHLY CLEANING - WYNDHAM CHILDCARE - MAY 2011 | 618.75 |
| EFT112248 | 19/05/2011 | DEPT OF TREASURY & FINANCE | ADVERTISING - GOVERNMENT GAZETTE | 127.00 |
| EFT112249 | 19/05/2011 | EAST KIMBERLEY PLUMBING | REPAIR LEAKING TOILET TAP & CISTERN - KUNUNURRA AIRPORT | 350.57 |
| EFT112250 | 19/05/2011 | EAST KIMBERLEY HARDWARE | POST HOLE SHOVEL | 102.00 |
| EFT112251 | 19/05/2011 | ESJAY SWIM ACCESSORIES | SWIM CAPS | 163.10 |
| EFT112252 | 19/05/2011 | FRONTIER POST & NEWS | PAPERS - APRIL 2011 | 5.60 |
| EFT112253 | 19/05/2011 | FUJI XEROX AUSTRALIA P/L | VARIOUS PRINTING - APRIL 11 - KNX ADMIN, KYC, WYN CHILD CARE | 1,116.32 |
| EFT112254 | 19/05/2011 | GAULT, JOHN DOUGLAS | WATER SUBSIDY 3/12/10 - 31/03/11 | 83.60 |
| EFT112255 | 19/05/2011 | GET STUCK SKID STEER & TRUCK HIRE | LEVEL, FILL \$ DRAINAGE - YOUTH CENTRE AREA ON ROD HODNETT DRIVE | 7,260.00 |
| EFT112256 | 19/05/2011 | GREEN COUNTRY HOLDINGS PTY LTD | CAR HIRE & PARKING - KIMBERLEY ZONE /JOINT FORUM - MARCH 2011 | 235.46 |
| EFT112257 | 19/05/2011 | GARY GAFFNEY | WATER SUBSIDY 3/12/10 - 31/03/11 | 66.30 |
| EFT112258 | 19/05/2011 | INSTITUTE OF PUBLIC WORKS ENG. | MEMBERSHIP 1/01/11 - 31/12/11 | 715.00 |
| EFT112259 | 19/05/2011 | JORRITSMAN H & CO | PLUMBING SUPPLIES - APRIL 2011 | 42.55 |
| EFT112260 | 19/05/2011 | JSW HOLDINGS PTY LTD | ROADBASE DELIVERED TO KNX WORKS DEPOT | 6,215.72 |
| EFT112261 | 19/05/2011 | KIMBERLEY ECHO-ALBANY ADVERTISER | ADVERTISING & PROMOTION - SWEK NEWS | 2,856.81 |
| EFT112262 | 19/05/2011 | KIMBERLEY GROUP TRAINING | TRAINEE WAGES | 365.91 |
| EFT112263 | 19/05/2011 | KIMBERLEY MARKETING | VARIOUS ITEMS FOR RE -SALE - KUNUNURRA LEISURE CENTRE | 1,638.54 |
| EFT112264 | 19/05/2011 | KIMBERLEY VET CENTRE | SEDATE AND EUTHANASE OF DOGS | 420.00 |
| EFT112265 | 19/05/2011 | KUNUNURRA COUNTRY CLUB RESORT | ACCOMMODATION - KIMBERLEY ZONE - 27/02/11 | 242.50 |
| EFT112266 | 19/05/2011 | KUNUNURRA MEDICAL | DRUG & ALCOHOL SCREEN - KUNUNURRA AIRPORT | 110.00 |
| EFT112267 | 19/05/2011 | L.G.R.C.E.U | PAYROLL DEDUCTIONS | 17.40 |
| EFT112268 | 19/05/2011 | LANDGATE | GROSS RENTAL VALUATIONS SCHEDULE | 218.13 |

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| EFT112269 | 19/05/2011 | LOCK, STOCK & FARRELL LOCKSMITH | MASTER LOCKS | 903.60 |
| EFT112270 | 19/05/2011 | LARA DAVENPORT | FOOD PURCHASED FOR BUSH TUCKER PROGRAM - 09/05/11 | 44.38 |
| EFT112271 | 19/05/2011 | MERCURE INN BROOME | ACCOMM. STAFF – REGIONAL COLLABORATIVE GROUP - 10 - 12/4/11 | 408.50 |
| EFT112272 | 19/05/2011 | METAL ARTWORK CREATIONS | NAME PLATES | 126.94 |
| EFT112273 | 19/05/2011 | MAXXIA | PAYROLL DEDUCTIONS | 6,175.55 |
| EFT112274 | 19/05/2011 | METALAND KUNUNURRA | BUILDERS PLASTIC ROLLS, TRENCH MESH, SLABS - WHITEGUM PARK | 722.93 |
| EFT112275 | 19/05/2011 | OLLIE'S IRRIGATIONS & PLUMBING SUPP. | VARIOUS RETICULATION PARTS FOR SPRINKLER SYSTEM | 13.44 |
| EFT112276 | 19/05/2011 | ORD FUEL SUPPLIES | FUEL -KUNUNURRA DEPOT | 11,061.05 |
| EFT112277 | 19/05/2011 | PETA FULLER | REIMBURSEMENT OF WORKING WITH CHILDREN CHECK | 50.00 |
| EFT112278 | 19/05/2011 | SC & DM JONSEN CONTRACTING SERVICES | NOXIOUS WEED CONTROL - IVANHOE ROAD | 911.63 |
| EFT112279 | 19/05/2011 | SHELF SUPPLY | BAG DOG PELLETS - WYNDHAM POUND | 105.00 |
| EFT112280 | 19/05/2011 | SHIRE OF WYNDHAM EAST KIMBERLEY | PAYROLL DEDUCTIONS | 1,045.00 |
| EFT112281 | 19/05/2011 | SHOAL AIR PTY LTD | FLIGHTS-KALUMBURU YOUTH OFFICERS-NETWORK WORKSHOP KYC- 28/3/11 | 1,455.00 |
| EFT112282 | 19/05/2011 | SONYA MCKAY | WORK TROUSERS | 60.00 |
| EFT112283 | 19/05/2011 | TNT AUSTRALIA PTY LIMITED | FREIGHT CHARGES | 106.15 |
| EFT112284 | 19/05/2011 | TRAVELWORLD KUNUNURRA | FLIGHT FOR YOUTH EMPOWERMENT PROGRAM | 1,125.00 |
| EFT112285 | 19/05/2011 | TALK TO THE MAC | COMPUTER HARDWARE - YOUTH PROGRAMS | 3,712.00 |
| EFT112286 | 19/05/2011 | WA LOCAL GOVERNMENT ASSOCIATION | JOBS ADVERTISING | 14.24 |
| EFT112287 | 19/05/2011 | WA LOCAL GOVERNMENT SUPER | SUPERANNUATION CONTRIBUTIONS | 22,594.55 |
| EFT112288 | 19/05/2011 | WAYNE RICHARDS & REBECCA MORRALL | WATER SUBSIDY 2/12/10 - 30/03/11 | 82.60 |
| EFT112289 | 19/05/2011 | WESTRALIA AIRPORTS CORPORATION | ASIC CARDS - KUNUNURRA AIRPORT | 150.00 |
| EFT112290 | 25/05/2011 | AMANTZ ENTERPRISES PTY LTD | CONCRETE - FOOTPATH, DRIVEWAYS, BIN SLABS - WHITEGUM PARK | 39,508.70 |
| EFT112291 | 26/05/2011 | ALLCLEAN COMMERCIAL CLEANERS | CLEANING - SHIRE OFFICES, KNX AIRPORT, KLC, KNX DEPOT - APRIL 2011 | 17,940.00 |
| EFT112292 | 26/05/2011 | APPERLEY, KARYN | ROAD CLOSURE PERMIT - COOLIBAH DRIVE - SWEK MUSTER TRIATHALON | 64.00 |

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| EFT112293 | 26/05/2011 | AUSFUEL AFD AUSTRALIAN FUEL | FUEL FOR THE MONTH OF APRIL 2011 | 2,100.13 |
| EFT112294 | 26/05/2011 | AUSTRALIAN TAXATION OFFICE | BAS - APRIL 2011 | 9,642.00 |
| EFT112295 | 26/05/2011 | ARGYLE MOTORS | SERVICE - P313, P471 | 1,733.20 |
| EFT112296 | 26/05/2011 | BOC GASES AUSTRALIAN LIMITED | REPAIRS TO CHLORINE DOSING - KNX LEISURE CENTRE | 414.06 |
| EFT112297 | 26/05/2011 | BUSH CAMP SURPLUS STORES | WORK SHORTS | 101.85 |
| EFT112298 | 26/05/2011 | BRANKO BP MOTORS | TYRES - P333 , SLASHER BLADES - P356 | 472.70 |
| EFT112299 | 26/05/2011 | CBT CORP PTY LTD | UNLIMITED JOB ADVERTISING - GOVERNMENT JOBS WEBSITE -12 MONTHS | 1,650.00 |
| EFT112300 | 26/05/2011 | CENTURION TRANSPORT | FREIGHT CHARGES | 108.35 |
| EFT112301 | 26/05/2011 | CIVIC LEGAL | LEGAL FEES | 1,773.20 |
| EFT112302 | 26/05/2011 | CAMBRIDGE GULF CLEANING SERVICES | CLEANING - ADMIN, REC. CENTRE, PETER REID HALL - WYN 02-13/05/11 | 3,258.75 |
| EFT112303 | 26/05/2011 | COMFORT HOTEL PERTH CITY | ACCOMM. & LOCAL GVT. PRESIDENTS & CEO'S MEETING - 11- 13/5/11 | 289.00 |
| EFT112304 | 26/05/2011 | DE CARPENTERS PTY LTD | TOILET CONSTRUCTION - WHITEGUM PARK | 19,184.00 |
| EFT112305 | 26/05/2011 | DIMENSION DATA LEARNING SOLUTIONS | PLAN & MANAGE WINDOWS 7 DESKTOP | 3,938.00 |
| EFT112306 | 26/05/2011 | DAVEY TYRE & BATTERY SERVICE | NEW TYRE - P471 | 238.50 |
| EFT112307 | 26/05/2011 | EAST KIMBERLEY DINGO | FENCING IMPROVEMENTS - EWIN DAYCARE CENTRE | 2,000.00 |
| EFT112308 | 26/05/2011 | EAST KIMBERLEY PLUMBING | UNBLOCK MENS TERMINAL TOILET - KUNUNURRA AIRPORT | 150.26 |
| EFT112309 | 26/05/2011 | EAST KIMBERLEY HARDWARE | VARIOUS HOSES & CONNECTIONS - WHITEGUM PARK | 478.95 |
| EFT112310 | 26/05/2011 | EMERSON STEWART PTY LTD | TECHNICAL SPECIFICATION, DESIGN FOR PROJECT - RESEARCH STATION RD | 51,344.50 |
| EFT112311 | 26/05/2011 | FORTE AIRPORT MANAGEMENT | PROJECT MANAGEMENT SERVICES - TERMINAL EXPANSION KNX AIRPORT | 14,322.00 |
| EFT112312 | 26/05/2011 | FUJI XEROX AUSTRALIA P/L | VARIOUS PRINTING COSTS - APRIL 11 | 638.21 |
| EFT112313 | 26/05/2011 | GUERINONI & SON | GRADER HIRE - GRADE CARLTON HILL ROAD - 20 - 28/4/11 | 5,502.75 |
| EFT112314 | 26/05/2011 | HIDDEN VALLEY TOURIST PARK | ACCOMMODATION FOR STAFF MEMEBR - 9/4/11 - 6/5/11 | 624.10 |
| EFT112315 | 26/05/2011 | HYDRAMET PTY LTD | ANNUAL SERVICE OF DOSING SYSTEMS - KUNUNURRA SWIMMING POOL | 7,499.91 |
| EFT112316 | 26/05/2011 | IBAC PLUMBING PTY LTD | FIX WATER LEAKS - KNX AIRPORT MGR HOUSE, TOILET-WHITEGUM PARK | 2,916.43 |

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| EFT112317 | 26/05/2011 | IT VISION ITV | NEW SOFTWARE VERSION UPGRADE & LICENCES | 24,537.22 |
| EFT112318 | 26/05/2011 | IRRIBIZ | E-Z BLEED SOLENOID, AIR BAGS - LANDFILL SITE KUNUNURRA | 77.39 |
| EFT112319 | 26/05/2011 | JSW HOLDINGS PTY LTD | CONCRETE - WHITEGUM PARK | 13,240.70 |
| EFT112320 | 26/05/2011 | JAB INDUSTRIES | CLEARING VERGE - VICTORIA HIGHWAY | 3,740.00 |
| EFT112321 | 26/05/2011 | KIMBERLEY MARKETING | VENDING MACHINE ITEMS - KUNUNURRA AIRPORT | 951.86 |
| EFT112322 | 26/05/2011 | KUNUNURRA AMCAL PHARMACY | POLAROID TWO CAMERAS - KUNUNURRA YOUTH CENTRE | 619.70 |
| EFT112323 | 26/05/2011 | KUNUNURRA BETTA ELECTRICAL & GAS | HOSE FOR DISHWASHER - 264C RIVERFIG, KUNUNURRA | 30.00 |
| EFT112324 | 26/05/2011 | KUNUNURRA COUNTRY CLUB RESORT | ACCOMMODATION FOR POTENTIAL STAFF MEMBER - 16/4/11 | 198.00 |
| EFT112325 | 26/05/2011 | KUNUNURRA PANEL BEATING WORKS | REPLACE BROKEN WINDSCREEN - P103 | 463.00 |
| EFT112326 | 26/05/2011 | KUNUNURRA RURAL TRADERS | CHECK & SERVICE FIRE EXTINGUISHERS - WYNDHAM ADMIN | 96.25 |
| EFT112327 | 26/05/2011 | KUNUNURRA SECURITY SERVICE | PASSENGER SCREENING - KNX AIRPORT - 6 -26/4/11 | 34,795.40 |
| EFT112328 | 26/05/2011 | KIMBERLEY HYDRAULICS | REPAIR, REPLACE HYDRAULIC HOSE - P474 | 504.36 |
| EFT112329 | 26/05/2011 | KIMBERLEY KOOL REFRIG. & AIRCON | REPLACEMENT FILTER MATTING - P483 | 66.00 |
| EFT112330 | 26/05/2011 | KIMBERLEY STONE | ZEBRA ROCK STONES - SEATING AND BOLLARDS WHITEGUM PARK | 7,000.00 |
| EFT112331 | 26/05/2011 | KUNUNURRA COURIERS | NEVER FAIL SPRING WATER - KUNUNURRA OFFICE | 18.50 |
| EFT112332 | 26/05/2011 | KUNUNURRA POOLS & SPAS | BAGS SODIUM BISULPHATE - KUNUNURRA LEISURE CENTRE | 270.00 |
| EFT112333 | 26/05/2011 | LANDGATE | LAND ENQUIRY - APRIL 2011 | 114.00 |
| EFT112334 | 26/05/2011 | MCINTOSH & SON | SPARE PARTS - P354 | 593.34 |
| EFT112335 | 26/05/2011 | MARTELL ROAD MAINTENANCE | PATCHING WYNDHAM & KUNUNURRA VARIOUS ROADS | 8,758.20 |
| EFT112336 | 26/05/2011 | METALAND KUNUNURRA | SLAB (CHAIRS) - WHITEGUM PARK , FABRICATE FRAME -AIRPORT BRUSH | 1,186.94 |
| EFT112337 | 26/05/2011 | ORD RIVER ELECTRICS | CHECK & REPAIR ELECTRICAL FAULT - KUNUNURRA ADMIN | 1,700.55 |
| EFT112338 | 26/05/2011 | ORDCO | WATER TANK - LANDFILL SITE | 4,000.00 |
| EFT112339 | 26/05/2011 | OLLIE'S IRRIGATIONS & PLUMBING SUPP. | REPAIRS - MANUAL POOL CLEANER PUMP - KUNUNURRA LEISURE CENTRE | 782.27 |
| EFT112340 | 26/05/2011 | ORD FUEL SUPPLIES | FUEL -KUNUNURRA DEPOT | 13,365.66 |
| EFT112341 | 26/05/2011 | RNR CONTRACTING | EMULSION SUPPLY FOR VARIOUS ROADS | 9,702.00 |
| EFT112342 | 26/05/2011 | SEARLES MECHANICAL REPAIRS | 24V 70W HALOGEN GLOBES - P477 | 36.00 |
| EFT112343 | 26/05/2011 | SHEARWATER MANUFACTURING PTY LTD | RAM CAN BAILER - LANDFILL SITE KUNUNURRA | 25,315.40 |
| EFT112344 | 26/05/2011 | SURVEY NORTH | FEATURE & LEASE SURVEY LOT 622 & LOT 468 GREAT NORTHERN | 4,130.50 |

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| EFT112345 | 26/05/2011 | THE CONSTABLE CARE CHILD SAFETY PROJ. | HIGHWAY WATER BOTTLES WITH SHIRE LOGO - KUNUNURRA TOUR SEPTEMBER 11 | 495.00 |
| EFT112346 | 26/05/2011 | TNT AUSTRALIA PTY LIMITED | FREIGHT CHARGES | 311.30 |
| EFT112347 | 26/05/2011 | TOLL EXPRESS | FREIGHT CHARGES | 280.01 |
| EFT112348 | 26/05/2011 | TUCKERBOX/RETRAVISION | MOBILE INTERNET DEVICE, 5 LTRS URN, VARIOUS CONSUMABLE ITEMS | 933.42 |
| EFT112349 | 26/05/2011 | TERRITORY LASER CUTTING | METAL TEMPLATE SIGNS - KUNUNURRA AIRPORT | 532.90 |
| EFT112350 | 26/05/2011 | TYREPLUS KUNUNURRA | NEW TYRES & TYRE BALANCE - P204 | 432.00 |
| EFT112351 | 26/05/2011 | WYNDHAM SUPERMARKET | CONSUMABLES FOR YOUNG GIRLS GROUP - WYN YOUTH PROGRAM | 102.54 |
| EFT112352 | 26/05/2011 | WINDMILL CAFE | CATERING-GIBB RIVER COMMUNITIES RECOVERY MEETING 15/4/11 - DERBY | 150.00 |
| EFT112353 | 02/06/2011 | ATO CHILD SUPPORT AGENCY | PAYROLL DEDUCTIONS | 460.93 |
| EFT112354 | 02/06/2011 | AUST LOCAL GOVT JOB DIRECTORY | VARIOUS ADVERTISING | 1,738.00 |
| EFT112355 | 02/06/2011 | AUSTRALIAN SERVICES UNION | PAYROLL DEDUCTIONS | 216.70 |
| EFT112356 | 02/06/2011 | ALLGEAR MOTORCYCLES AND SMALL ENG. | SERVICE & REPAIR - P356 | 199.15 |
| EFT112357 | 02/06/2011 | ARGYLE MOTORS | SERVICE - P107, P303, P365, P215 | 2,141.73 |
| EFT112358 | 02/06/2011 | BRIDGESTONE AUSTRALIA LTD | TYRES - P108 | 285.19 |
| EFT112359 | 02/06/2011 | BEAUREPAIRES FOR TYRES | TYRE REPAIR , TYRE GAUGE & ADAPTOR - P488 | 135.00 |
| EFT112360 | 02/06/2011 | BRANKO BP MOTORS | SERVICE - P371 | 536.00 |
| EFT112361 | 02/06/2011 | CAM MANAGEMENT SOLUTIONS | REMOTE COMMUNITIES SCOPING & COSTING PROJECT | 97,436.35 |
| EFT112362 | 02/06/2011 | CENTURION TRANSPORT | FREIGHT CHARGES | 796.29 |
| EFT112363 | 02/06/2011 | CUTTING EDGES | CUTTING EDGES & SPARES - P477 | 1,988.75 |
| EFT112364 | 02/06/2011 | DANTHONIA SIGNS | ENGINEERING CERTIFICATION - ENTRY STATEMENTS INTO KUNUNURRA | 852.50 |
| EFT112365 | 02/06/2011 | EAST KIMBERLEY MARINE | STEERING WHEEL S/S FIVE SPOKE & BATTERY SWITCH ON/OFF - FESA | 187.95 |
| EFT112366 | 02/06/2011 | FRONTIER FENCING | PAVEMENT, FOOTPATH RESTORATION TO SKATE PARK - WHITEGUM PARK | 24,439.80 |
| EFT112367 | 02/06/2011 | FULLY JUICED ELECTRICS | RESTORE POWER TO SUBMERSIBLE PUMP -WYN TOWN RETICULATION | 845.35 |
| EFT112368 | 02/06/2011 | GET STUCK SKID STEER & TRUCK HIRE | EARTH WORKS - WHITEGUM PARK | 19,965.00 |
| EFT112369 | 02/06/2011 | HOTEL KUNUNURRA | CATERING FOR BUDGET MEETING - 27/7/10 | 350.00 |
| EFT112370 | 02/06/2011 | IBAC PLUMBING PTY LTD | CHECK & FIX WATER LEAK - WYNDHAM CEMETERY | 332.20 |

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| EFT112371 | 02/06/2011 | JSW HOLDINGS PTY LTD | SUPPLY & INSTALL KERBING-WHITEGUM STREET ADJACENT TO SKATE PARK | 12,251.80 |
| EFT112372 | 02/06/2011 | KIMBERLEY MARKETING | VENDING MACHINE ITEMS - KUNUNURRA AIRPORT | 612.17 |
| EFT112373 | 02/06/2011 | KIMBERLEY WASTE SERVICES | STREET SWEEP, LITTER & REFUSE COLLECT, SKIP EMPTIES – FEB, MAR, APR 11 | 131,550.96 |
| EFT112374 | 02/06/2011 | KUNUNURRA LOCK & KEY | LOCK REPLACED AT OVAL CHANGE ROOMS & EXTRA KEYS CUT | 240.50 |
| EFT112375 | 02/06/2011 | KUNUNURRA SECURITY SERVICE | PASSENGER SCREENING & CBS SCREENING - KNX AIRPORT 30/03 - 10/5/11 | 36,428.25 |
| EFT112376 | 02/06/2011 | KIMBERLEY COMMUNICATIONS | FIT TRIP METER - P106 | 165.00 |
| EFT112377 | 02/06/2011 | KIMBERLEY HYDRAULICS | HYDRAULIC REPAIRS - P355 | 199.69 |
| EFT112378 | 02/06/2011 | L.G.R.C.E.U | PAYROLL DEDUCTIONS | 17.40 |
| EFT112379 | 02/06/2011 | LW PROPERTY CARE | CLEANING - BBQ'S - SWIM BEACH , 2- 27/5/11 | 528.00 |
| EFT112380 | 02/06/2011 | MAXXIA | PAYROLL DEDUCTIONS | 5,992.69 |
| EFT112381 | 02/06/2011 | ORDCO | GLYPHOSATE - IVBFB | 143.00 |
| EFT112382 | 02/06/2011 | ORIA ORCHARDS | WEEKLY FLOWER DELIVERY KNX OFFICE - 2 WEEKS | 30.00 |
| EFT112383 | 02/06/2011 | SHIRE OF WYNDHAM EAST KIMBERLEY | PAYROLL DEDUCTIONS | 544.00 |
| EFT112384 | 02/06/2011 | SMALL BUSINESS CENTRE KNX | SWEK SPONSORSHIP FOR SMALL BUSINESS AWARDS | 1,650.00 |
| EFT112385 | 02/06/2011 | TNT AUSTRALIA PTY LIMITED | FREIGHT CHARGES | 291.50 |
| EFT112386 | 02/06/2011 | TOLL PRIORITY | FREIGHT CHARGES | 127.94 |
| EFT112387 | 02/06/2011 | TYREPLUS KUNUNURRA | BATTERY - WYNDHAM POOL | 195.00 |
| EFT112388 | 02/06/2011 | WA LOCAL GOVERNMENT SUPER | SUPERANNUATION CONTRIBUTIONS | 22,483.11 |
| | | | TOTAL MUNI EFT PAYMENTS | 1,678,947.69 |

| CHQ/EFT | DATE | NAME | DESCRIPTION | AMOUNT |
|---------|------------|------------------------------------|---|-----------|
| 40303 | 05/05/2011 | AUST ETHICAL INVESTMENT & SUPER | SUPERANNUATION CONTRIBUTIONS | 120.00 |
| 40304 | 05/05/2011 | AUSTRALIAN COMMUNICATIONS AUTHO. | APPARATUS LICENCE RENEWAL FEES - VKW269 KUNUNURRA | 364.00 |
| 40305 | 05/05/2011 | AXA AUSTRALIA | SUPERANNUATION CONTRIBUTIONS | 199.10 |
| 40306 | 05/05/2011 | ACTIVE NETWORK | SOFTWARE FOR REC & LEISURE SERVICES - KUNUNURRA LEISURE CENTRE | 29,483.50 |
| 40307 | 05/05/2011 | BT LIFETIME PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 126.79 |
| 40308 | 05/05/2011 | CBUS | SUPERANNUATION CONTRIBUTIONS | 1,705.39 |
| 40309 | 05/05/2011 | COLONIAL - PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 478.30 |
| 40310 | 05/05/2011 | FOSSEYS AUSTRALIA P/L | ZUMBA DVD'S FOR SCHOOL HOLIDAY PROGRAM | 102.45 |
| 40311 | 05/05/2011 | FIRST STATE SUPER | SUPERANNUATION CONTRIBUTIONS | 226.04 |
| 40312 | 05/05/2011 | HORIZON POWER | VARIOUS ELECTRICITY CHARGES | 128.41 |
| 40313 | 05/05/2011 | HESTER SUPER GROUP PTY LTD | SUPERANNUATION CONTRIBUTIONS | 235.48 |
| 40314 | 05/05/2011 | HOSTPLUS SUPERANNUATION FUND | SUPERANNUATION CONTRIBUTIONS | 395.15 |
| 40315 | 05/05/2011 | LG SUPER | SUPERANNUATION CONTRIBUTIONS | 351.71 |
| 40316 | 05/05/2011 | MLC NOMINEES PTY LTD | SUPERANNUATION CONTRIBUTIONS | 527.91 |
| 40317 | 05/05/2011 | RECRUITMENT SUPER | SUPERANNUATION CONTRIBUTIONS | 113.45 |
| 40318 | 05/05/2011 | REST SUPER | SUPERANNUATION CONTRIBUTIONS | 742.38 |
| 40319 | 05/05/2011 | SPECTRUM SUPER | SUPERANNUATION CONTRIBUTIONS | 287.97 |
| 40320 | 05/05/2011 | STATEWIDE SUPERANNUATION TRUST | SUPERANNUATION CONTRIBUTIONS | 176.36 |
| 40321 | 05/05/2011 | SUNSUPER | SUPERANNUATION CONTRIBUTIONS | 195.06 |
| 40322 | 05/05/2011 | TASPLAN | SUPERANNUATION CONTRIBUTIONS | 171.71 |
| 40323 | 05/05/2011 | THE TRUSTEE FOR HEADING SUPER FUND | SUPERANNUATION CONTRIBUTIONS | 340.14 |
| 40324 | 05/05/2011 | VISION SUPER | SUPERANNUATION CONTRIBUTIONS | 1,070.24 |
| 40325 | 05/05/2011 | WESTSCHEME | SUPERANNUATION CONTRIBUTIONS | 191.41 |
| 40326 | 05/05/2011 | WATER CORPORATION | VARIOUS WATER USAGES & REPAIR AT 74, 79 COOLIBAH DRV, KNX | 5,783.40 |
| 40327 | 06/05/2011 | HORIZON POWER - NON ENERGY | INSTALL. OF MINI POLE & RE CONNECTION OF POWER - WHITEGUM P ARK | 1,095.00 |
| 40328 | | CANCELLED | | |
| 40329 | | CANCELLED | | |
| 40330 | | CANCELLED | | |

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| 40331 | | CANCELLED | | |
| 40332 | | CANCELLED | | |
| 40333 | | CANCELLED | | |
| 40334 | | CANCELLED | | |
| 40335 | 12/05/2011 | CITY OF STIRLING | DAMAGED / LOST LIBRARY ITEMS | 18.70 |
| 40336 | 12/05/2011 | DEPT PLANNING AND INFRASTRUCTURE | ANNUAL REGISTRATION - P368 | 24.05 |
| 40337 | 12/05/2011 | HORIZON POWER | VARIOUS ELECTRICITY CHARGES | 31,419.32 |
| 40338 | 12/05/2011 | KIM MOORE | REFUND OF UNUSED BUS HIRE | 10.00 |
| 40339 | 12/05/2011 | MARITIME CONSTRUCTIONS PTY LTD | PROGRESS PAYMENT NO. 08 - WYNDHAM COMMUNITY FISHING JETTY | 1,051,419.46 |
| 40340 | 12/05/2011 | PINDAN CONTRACTING PTY LTD | PROGRESS PAYMENT NO. 09 - AIRPORT TERMINAL EXPANSION | 1,293,654.89 |
| 40341 | 12/05/2011 | SPECTRUM SUPER | SUPERANNUATION CONTRIBUTIONS | 352.76 |
| 40342 | 19/05/2011 | EWIN EARLY LEARNING CENTRE INC | TRAINING - KINDY MANAGER | 42.90 |
| 40343 | 19/05/2011 | AUST ETHICAL INVESTMENT & SUPER | SUPERANNUATION CONTRIBUTIONS | 120.00 |
| 40344 | 19/05/2011 | AXA AUSTRALIA | SUPERANNUATION CONTRIBUTIONS | 619.74 |
| 40345 | 19/05/2011 | BT LIFETIME PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 214.37 |
| 40346 | 19/05/2011 | CASH - PETTY CASH KNX AIRPORT | PETTY CASH REIMBURSEMENT - KUNUNURRA AIRPORT | 94.80 |
| 40347 | 19/05/2011 | CBUS | SUPERANNUATION CONTRIBUTIONS | 325.10 |
| 40348 | 19/05/2011 | COLONIAL - PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 627.86 |
| 40349 | 19/05/2011 | COCA-COLA AMATIL | PURCHASE OF DRINKS FOR SALE AT KLC | 1,687.02 |
| 40350 | 19/05/2011 | FIRST STATE SUPER | SUPERANNUATION CONTRIBUTIONS | 490.38 |
| 40351 | 19/05/2011 | HORIZON POWER | VARIOUS ELECTRICITY CHARGES | 15,072.94 |
| 40352 | 19/05/2011 | HOSTPLUS SUPERANNUATION FUND | SUPERANNUATION CONTRIBUTIONS | 204.58 |
| 40353 | 19/05/2011 | LG SUPER | SUPERANNUATION CONTRIBUTIONS | 351.71 |
| 40354 | 19/05/2011 | MLC NOMINEES PTY LTD | SUPERANNUATION CONTRIBUTIONS | 604.35 |
| 40355 | 19/05/2011 | REST SUPER | SUPERANNUATION CONTRIBUTIONS | 717.21 |
| 40356 | 19/05/2011 | STATEWIDE SUPERANNUATION TRUST | SUPERANNUATION CONTRIBUTIONS | 179.67 |
| 40357 | 19/05/2011 | SUNSUPER | SUPERANNUATION CONTRIBUTIONS | 195.06 |
| 40358 | 19/05/2011 | TELSTRA | TELEPHONE BILL - MARCH 2011 | 7,049.26 |
| 40359 | 19/05/2011 | TASPLAN | SUPERANNUATION CONTRIBUTIONS | 171.71 |
| 40360 | 19/05/2011 | THE TRUSTEE FOR HEADING SUPER FUND | SUPERANNUATION CONTRIBUTIONS | 340.14 |

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|-------|------------|------------------------------------|---|---------------------|
| 40361 | 19/05/2011 | VISION SUPER | SUPERANNUATION CONTRIBUTIONS | 1,059.35 |
| 40362 | 19/05/2011 | WESTSCHEME | SUPERANNUATION CONTRIBUTIONS | 576.47 |
| 40363 | 19/05/2011 | WATER CORPORATION | VARIOUS WATER USAGE RATES & CHARGES | 109.80 |
| 40364 | 26/05/2011 | CASH - PETTY CASH KNX OFFICE | PETTY CASH REIMBURSEMENT - KUNUNURRA OFFICE | 177.40 |
| 40365 | 26/05/2011 | CITY OF PERTH | DAMAGED / LOST LIBRARY ITEMS | 23.00 |
| 40366 | 26/05/2011 | DEPT FOR PLANNING AND INFRASTRUC. | ANNUAL REGISTRATION - P108 | 475.30 |
| 40367 | 26/05/2011 | HORIZON POWER | VARIOUS ELECTRICITY CHARGES | 417.21 |
| 40368 | 26/05/2011 | ORION SOLAR PTY LTD | SOLAR LIGHTS - WHITEGUM PARK | 61,768.00 |
| 40369 | 26/05/2011 | TELSTRA | TELEPHONE BILL - MAY 2011 | 2,172.18 |
| 40370 | 02/06/2011 | AUST ETHICAL INVESTMENT & SUPER | SUPERANNUATION CONTRIBUTIONS | 120.00 |
| 40371 | 02/06/2011 | BT LIFETIME PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 214.37 |
| 40372 | 02/06/2011 | CBUS | SUPERANNUATION CONTRIBUTIONS | 1,182.63 |
| 40373 | 02/06/2011 | COLONIAL - PERSONAL SUPER | SUPERANNUATION CONTRIBUTIONS | 743.66 |
| 40374 | 02/06/2011 | DEPT FOR PLANNING AND INFRASTRUC. | ANNUAL REGISTRATION - P216 | 273.15 |
| 40375 | 02/06/2011 | FIRST STATE SUPER | SUPERANNUATION CONTRIBUTIONS | 482.05 |
| 40376 | 02/06/2011 | HORIZON POWER | VARIOUS ELECTRICITY CHARGES | 918.58 |
| 40377 | 02/06/2011 | HOSTPLUS SUPERANNUATION FUND | SUPERANNUATION CONTRIBUTIONS | 204.11 |
| 40378 | 02/06/2011 | LG SUPER | SUPERANNUATION CONTRIBUTIONS | 351.72 |
| 40379 | 02/06/2011 | MLC NOMINEES PTY LTD | SUPERANNUATION CONTRIBUTIONS | 604.71 |
| 40380 | 02/06/2011 | REST SUPER | SUPERANNUATION CONTRIBUTIONS | 699.80 |
| 40381 | 02/06/2011 | ROBINA CAMPBELL | REFUND FOR REGISTRATION OF FOOD BUSINESS - LOW RISK | 50.00 |
| 40382 | 02/06/2011 | STATEWIDE SUPERANNUATION TRUST | SUPERANNUATION CONTRIBUTIONS | 179.53 |
| 40383 | 02/06/2011 | SUNSUPER | SUPERANNUATION CONTRIBUTIONS | 195.06 |
| 40384 | 02/06/2011 | TASPLAN | SUPERANNUATION CONTRIBUTIONS | 171.71 |
| 40385 | 02/06/2011 | THE TRUSTEE FOR HEADING SUPER FUND | SUPERANNUATION CONTRIBUTIONS | 340.14 |
| 40386 | 02/06/2011 | VISION SUPER | SUPERANNUATION CONTRIBUTIONS | 1,321.58 |
| 40387 | 02/06/2011 | WESTSCHEME | SUPERANNUATION CONTRIBUTIONS | 699.28 |
| | | | TOTAL MUNI CHEQUE PAYMENTS | 2,526,150.12 |

| CHQ/EFT | DATE | NAME | DESCRIPTION | AMOUNT |
|------------------------------------|------------|------------------------------|-------------------------|-----------------|
| 149 | 11/05/2011 | KIM MOORE | REFUND OF BUS HIRE BOND | 500.00 |
| 150 | 11/05/2011 | KUNUNURRA COURIERS | BOND RETURN ASIC CARDS | 150.00 |
| 151 | 17/05/2011 | COLIN WILKINSON DEV. PTY LTD | REFUND FOOTPATH BOND | 270.00 |
| 152 | 17/05/2011 | DARREN BRUCE FULCHER | REFUND FOOTPATH BOND | 270.00 |
| 153 | 31/05/2011 | COLIN WILKINSON DEV. PTY LTD | REFUND FOOTPATH BOND | 540.00 |
| 154 | 31/05/2011 | ECOFFICIENT HOMES | REFUND FOOTPATH BOND | 400.00 |
| 155 | 31/05/2011 | JASON LERCH | REFUND FOOTPATH BOND | 400.00 |
| 156 | 31/05/2011 | KIM MOORE | REFUND OF BUS HIRE BOND | 500.00 |
| 157 | 31/05/2011 | NORBUILT PTY LTD | REFUND FOOTPATH BOND | 370.00 |
| 158 | 31/05/2011 | REG PROPERTIES P/L | REFUND FOOTPATH BOND | 370.00 |
| 159 | 31/05/2011 | TOP END BUILDING COMPANY | REFUND FOOTPATH BOND | 270.00 |
| TOTAL TRUST CHEQUE PAYMENTS | | | | 4,040.00 |

| CHQ/EFT | DATE | NAME | DESCRIPTION | AMOUNT |
|---------------------------------|------------|--------------------|-------------------------------|------------------|
| 500066 | 30/04/2011 | TRUST DPI CLEARING | TRANSPORT CLEARING 20/04/2011 | 6,672.65 |
| 500067 | 20/05/2011 | TRUST DPI CLEARING | TRANSPORT CLEARING 02/05/2011 | 34,717.90 |
| TOTAL TRUST EFT PAYMENTS | | | | 41,390.55 |

| DATE | NAME | DESCRIPTION | AMOUNT |
|-------------------------------|---------|-------------|-------------------|
| 4/05/2011 | PAYROLL | PAYROLL | 179,455.36 |
| 18/05/2010 | PAYROLL | PAYROLL | 174,903.82 |
| 19/05/2011 | PAYROLL | PAYROLL | 4,686.05 |
| 20/05/2011 | PAYROLL | PAYROLL | 3,163.79 |
| TOTAL PAYROLL PAYMENTS | | | 362,209.02 |

| DATE | NAME | DESCRIPTION | AMOUNT |
|-------------|--------------|---|------------------|
| 2/05/2011 | DIRECT DEBIT | LEASE COSTS - 1 KOOJARRA STREET WYNDHAM | 1,191.67 |
| 2/05/2011 | DIRECT DEBIT | LEASE COSTS - 8 PALM COURT KUNUNURRA | 2,173.47 |
| 2/05/2011 | DIRECT DEBIT | LEASE COSTS - 11 KWINANA STREET WYNDHAM | 1,386.00 |
| 2/05/2011 | DIRECT DEBIT | FEES - BPAY | 69.91 |
| 15/05/2011 | DIRECT DEBIT | FEES - BPOINT | 29.01 |
| 15/05/2011 | DIRECT DEBIT | VEHICLE LEASE - SG FLEET AUSTRAL | 1,158.76 |
| 16/05/2011 | DIRECT DEBIT | LEASE COSTS /BOND - 1/7 GREYBOX CRESCENT, KUNUNURRA | 4,933.33 |
| 2/05/2011 | DIRECT DEBIT | MASTERCARD PAYMENT | 10,571.78 |
| 23/05/2011 | DIRECT DEBIT | LEASE COSTS - 2/1 PLUM COURT KUNUNURRA | 2,296.67 |
| 25/05/2011 | DIRECT DEBIT | LEASE COSTS - 12/33 KONKERBERRY DRIVE KUNUNURRA | 2,166.67 |
| 27/05/2011 | DIRECT DEBIT | VEHICLE LEASE - NOVATED LEASE | 1,270.46 |
| 2/05/2011 | DIRECT DEBIT | VISA PAYMENT | 8,542.80 |
| May-11 | DIRECT DEBIT | WESTNET P/L - INTERNET | 1,104.29 |
| May-11 | DIRECT DEBIT | LEASE COSTS - 19B BOOBIALLA WAY KUNUNURRA | 770.00 |
| May-11 | DIRECT DEBIT | LEASE COSTS - 9B PLUM COURT KUNUNURRA | 2,680.60 |
| May-11 | DIRECT DEBIT | BANK FEES | 1,717.38 |
| | | TOTAL DIRECT DEBIT PAYMENTS | 42,062.80 |

12.3 INFRASTRUCTURE SERVICES

Nil.

12.4 DEVELOPMENT SERVICES

12.4.1 Endorsement of Community Layout Plans for Ngunulum, Four Mile, Woolgerberleng, Munthamar, Mud Springs, Jimbilum, Yirrallelm, Yirrallelm 2 and Wijilawarrim

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Department of Planning |
| LOCATION: | Various Locations |
| AUTHOR: | Nick Kearns, Director Development Services |
| REPORTING OFFICER: | Nick Kearns, Director Development Services |
| FILE NO: | LP.02.55 |

PURPOSE

The Ord Final Agreement (2005) provides for the creation of community living areas for a number of existing Aboriginal communities in the Miriuwung Gajerrong (MG) determination area. The State has agreed to prepare community layout plans (CLP's) for these communities.

The Department of Planning has prepared eight CLP's which are contained within seven documents – with one providing plans for both Yirrallelm and Yirrallelm 2. Each plan is provided at Attachment 1. A table that summarises each settlement and the main infrastructure recommendations is provided at Attachment 2. Copies of the full reports are available upon request.

BACKGROUND

Community Layout Plans

A community layout plan (CLP) is a land-use plan prepared for a remote Aboriginal community that addresses issues such as housing needs, separating incompatible land-uses, protecting drinking water sources, recommending appropriate land tenure, and co-ordinating the provision of housing, infrastructure and services. A CLP does not constitute any approval, licence or clearance for development.

State Planning Policy No.3.2 - Planning for Aboriginal Communities (2000) requires CLP's to be endorsed by the incorporated community council, the local government and the Western Australian Planning Commission (WAPC). Traditional Owner endorsement is also encouraged.

Ord Final Agreement 2005 (OFA)

The OFA, an Indigenous Land Use Agreement under the *Native Title Act 1994*, resolves native title issues associated with the MG determination area. A major component of the OFA is the State's acquisition of 65,000ha of land for agricultural, residential and industrial development (known as 'Ord Stage 2' or the 'Ord - East Kimberley Expansion Project').

At the time the OFA was registered with the Native Title Tribunal, a number of Aboriginal communities in the MG determination area did not have a secure form of land tenure. The OFA addresses this issue by requiring the State to create and transfer to MG Corporation a

50,000ha freehold title ('Yardungarrl') and 19 freehold community living areas (CLA's). These CLA's are now at various stages of creation.

Memorandum of Understanding for preparation of MG Corporation CLP's

In January 2010, the WAPC and the Kimberley Development Commission, on behalf of the Ord Enhancement Scheme, entered into a Memorandum of Understanding to prepare CLP's for the Aboriginal communities affected by the OFA. The Ord Enhancement Scheme requested the preparation of CLP's for the following communities: Ngunulum (Cockatoo Springs), Four Mile, Jimbilum, Mud Springs, Munthamar, Wijilawarrim (Molly Springs), Woolergerberleng and Yirrallelm. These communities were prioritised on the basis that they all have permanent populations. Yirrallelm 2 was also prioritised on the basis that a lodged lot had been surveyed and registered with Landgate and is proposed to be transferred as a freehold lot pending the execution of an access easement.

Between January and November 2010, the Department of Planning, working with the Kimberley Development Commission finalised the CLP's for these communities. The CLP's were then endorsed by their respective community corporations in November 2010. The MG Dawang Land Trust endorsed the CLP's in December 2010.

CLP recommendations

In general, the main recommendation of the CLP's is that the existing level of essential service provision (power, water and wastewater) at the communities needs to be improved to allow for their growth. The communities, subject to this report, have a combined existing population of approximately 170 people and a combined aspirational population of approximately 575 by 2025. The CLP's recommend the preparation of an essential services strategy for each community, to ensure the provision of sufficient power, water and wastewater prior to the development of any further housing. This is explained in the summary table to the plans shown at Attachment 1 to this report.

The Department of Planning has indicated that it considers that the communities in the MG determination area are effectively outlying residential suburbs of the Kununurra townsite. In this regard, they state that each community is reliant on Kununurra for community services such as education and health care, as well as for commercial activities such as retail and banking. There are also daily movements of people between the communities and Kununurra.

STRATEGIC IMPLICATIONS

Local Planning Strategy

The Shire of Wyndham East Kimberley Local Planning Strategy (LPS) states that Community layout plans, for the key Aboriginal settlements in the Shire, should be prepared where appropriate and opportunities to cluster neighbouring communities through the shared provision of services should be considered. New communities should not be encouraged unless they satisfy essential location, access and servicing criteria.

The LPS also states that the process of developing Community Layout Plans, along with their regular review, will assist in identifying how these communities are developing and are likely to grow over the short to medium term.

State Planning Policy 3.2 – Planning for Aboriginal Communities

State Planning Policy 3.2 states that, for communities outside of a Town Planning Scheme, local governments are encouraged to participate in the preparation and adoption of a CLP. Under the policy, both the state and the local government are responsible for determining layout plans for Aboriginal communities. The WAPC is of the opinion that local government, through its understanding of local issues, has an important role to play in improving the quality of life for people living in Aboriginal Communities.

Local government is encouraged wherever possible:

- to adopt a supportive and flexible approach to ensure that increased planning control and regulation of development in Aboriginal communities complements Aboriginal cultural aspirations and provides for negotiation and agreement;
- to develop appropriate policies to assist with the coordination and delivery of housing and essential services to Aboriginal communities;
- to provide comment on any development proposed within large permanent Aboriginal communities; and
- maintain a record of development that has taken place within large permanent Aboriginal communities.

The policy also states that Local Government shall:

- assess and approve layout plans in accordance with the “Guidelines for Preparation of Community Layout Plans for Western Australian Aboriginal Communities”, and should not approve a layout plan unless satisfied that an appropriate level of community consultation has taken place; and
- determine and advise on the planning merits of layout plans having regard for the following:
 - The purpose of the plan;
 - Cultural and heritage issues;
 - Community aspirations;
 - Regional context;
 - The availability and location of services;
 - Infrastructure provision and funding plan;
 - The proximity of any residential development to incompatible activities (i.e. sewerage treatment works, industrial activities etc); and
 - The location of flood ways, watercourses, unstable or unsuitable soils and other physical constraints etc.

The Council should maintain a copy of the approved layout plan for public inspection, and once approved by Council, the plan shall be forwarded to the WAPC for approval.

It is also noted that an approved layout plan, subject to the approval of the WAPC, may be amended or revoked by Council.

STATUTORY IMPLICATIONS

It is the Department of Planning's view that the communities are either inappropriately zoned or are not included in the Kununurra Town Planning Scheme area. They have recommended that each community be zoned 'Settlement' within the proposed new Local Planning Scheme (LPS 8). Development within these areas would then need to conform to the endorsed CLP, which is consistent with State Planning Policy.

POLICY IMPLICATIONS

There are no policy implications associated with this matter.

FINANCIAL IMPLICATIONS

Endorsement of the plans will not have a financial impact on the Shire. Implementation of the recommendations will be the responsibility of the respective community corporations.

COMMUNITY CONSULTATION

The plans indicate that representatives from each community corporation were consulted. The plans also indicate technical input from a number of government and non-government agencies.

COMMENT

The Community Layout Plans provide an appropriate basis for the provision of new housing and in some cases, commercial/tourism opportunities. They also make recommendations with regard to the protection and upgrade of essential infrastructure.

The plans address issues such as flooding and drainage, heritage, housing needs, access, community and social services and essential services, and also recognise through the Background Report, the geography, history, governance, land tenure, culture, native title and infrastructure issues. They also incorporate development provisions, to be read in conjunction with each layout plan, which outline the land use types, and the objectives and development standards applicable to each type of land use. These provisions also outline the process for the approval of a use or development, which will to help guide orderly and proper planning for future development, and which will be consistent with, and assist, the Shire's planning approval process.

Preparation of these plans is an indirect outcome of the Ord Final Agreement and a component of the Ord - East Kimberley Expansion Project. The communities are effectively outlying residential areas of Kununurra, and the plans provide for their proper and orderly (future) development. Changes to the proposed Local Planning Scheme No.8, as suggested by the Department of Planning, are also able to be catered for as requested. It is recommended that the submitted Community Layout Plans be endorsed.

ATTACHMENTS

Attachment 1 – Community Layout Plans

Attachment 2 – Summary recommendations for implementation

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That the Council endorses the following Community Layout Plans and authorises the Shire President and Chief Executive Officer to execute the documentation and forward it to the Department of Planning for endorsement by the Western Australian Planning Commission:

- Ngunulum Community Layout Plan No.1
- Four Mile Community Layout Plan No.1
- Woolergerberleng Community Layout Plan No.1
- Mud Springs Community Layout Plan No.1
- Munthamar Community Layout Plan No.1
- Jimbilum Community Layout Plan No.1
- Yirrallelm Community Layout Plan No.1
- Yirrallelm 2 Outline Plan No.1
- Wijilawarrim Community Layout Plan No.1

COUNCIL DECISION

Minute No. 9487

Moved: Cr J Moulden

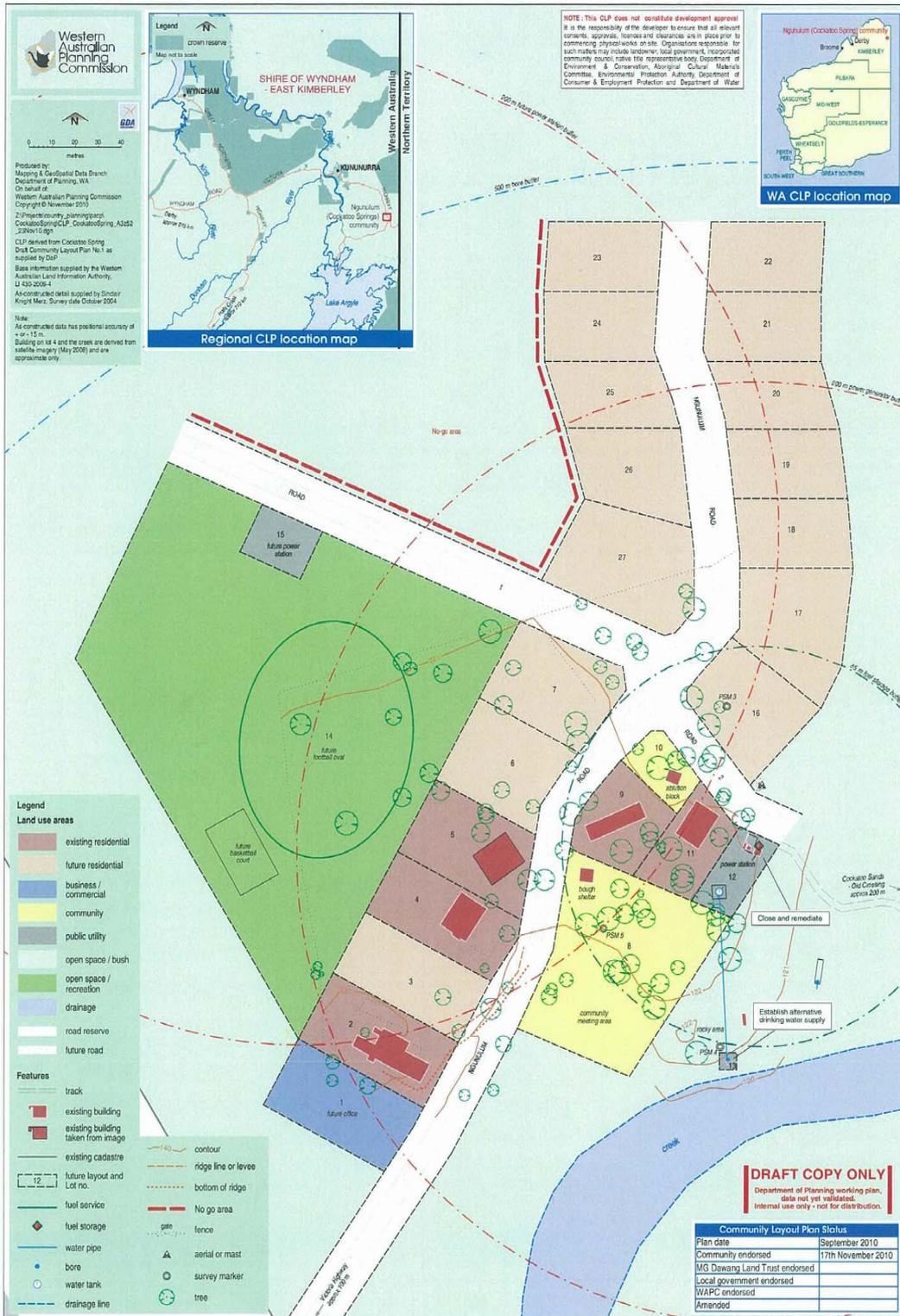
Seconded: Cr D Ausburn

That Council endorses the following Community Layout Plans and authorises the Shire President and Chief Executive Officer to execute the documentation and forward it to the Department of Planning for endorsement by the Western Australian Planning Commission:

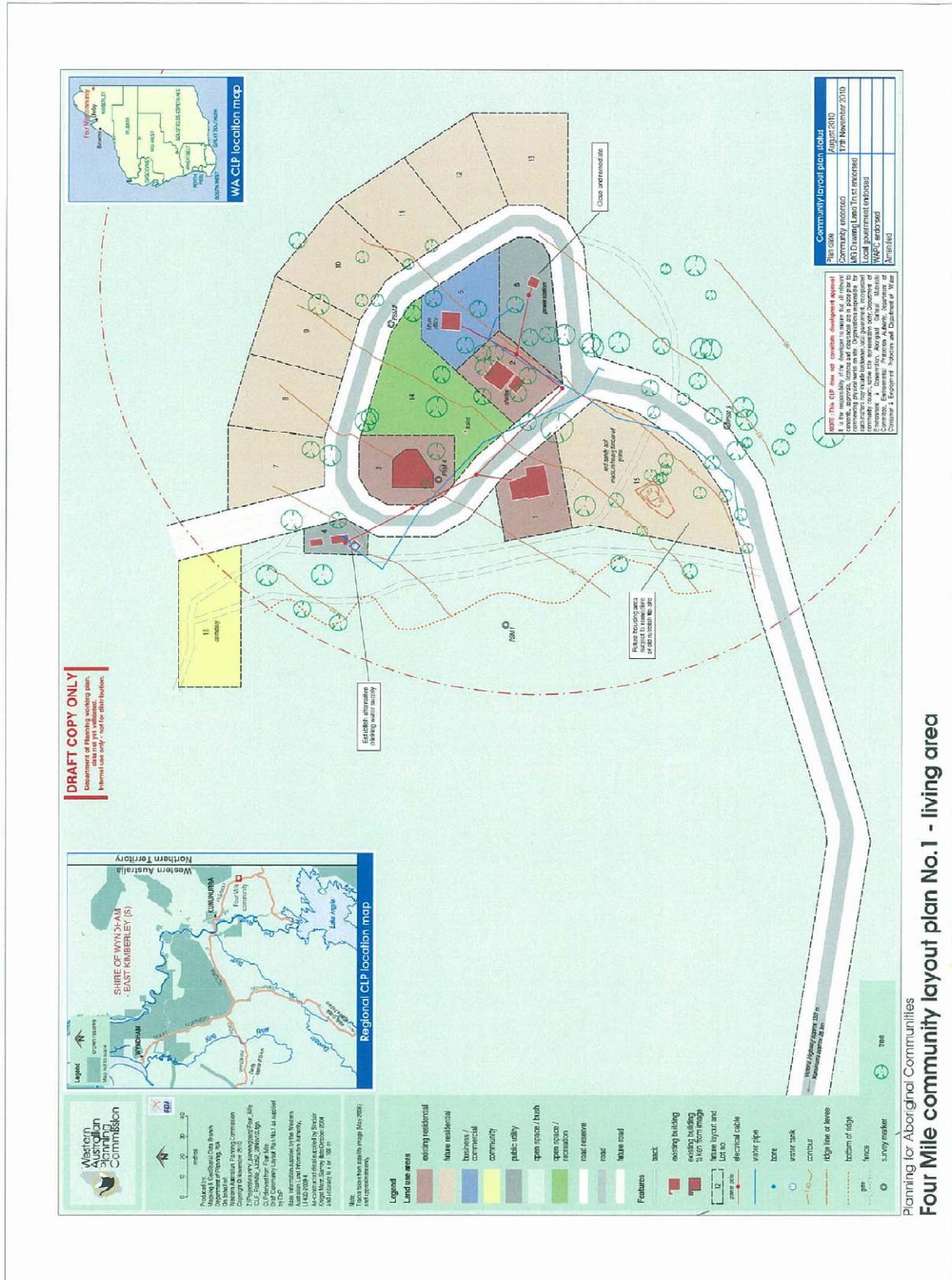
- Ngunulum Community Layout Plan No.1**
- Four Mile Community Layout Plan No.1**
- Woolergerberleng Community Layout Plan No.1**
- Mud Springs Community Layout Plan No.1**
- Munthamar Community Layout Plan No.1**
- Jimbilum Community Layout Plan No.1**
- Yirrallelm Community Layout Plan No.1**
- Yirrallelm 2 Outline Plan No.1**
- Wijilawarrim Community Layout Plan No.1**

Carried Unanimously 7/0

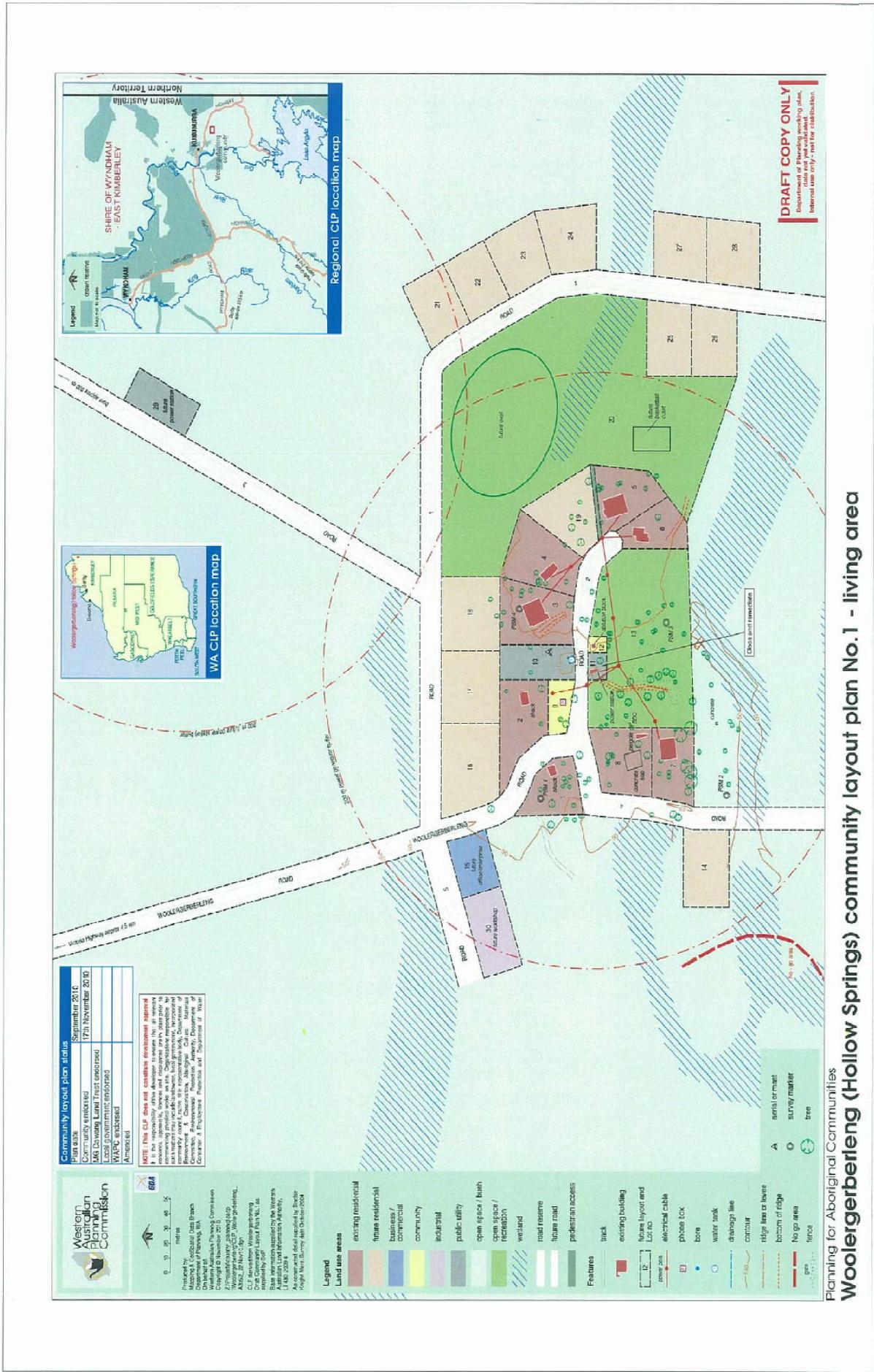
Attachment 1 – Community Layout Plans



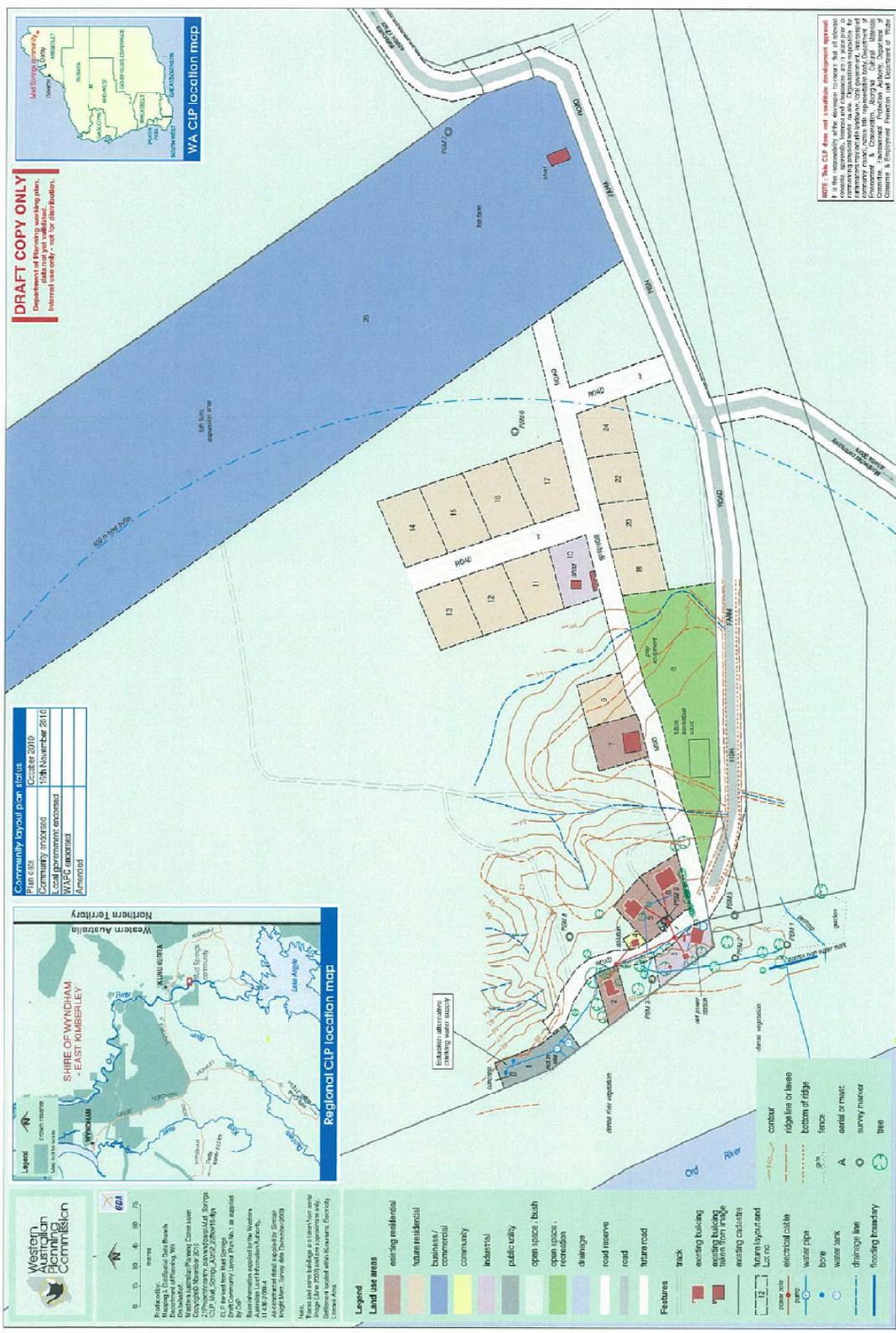
Planning for Aboriginal Communities
Ngunulum (Cockatoo Springs) community layout plan No.1 - living area



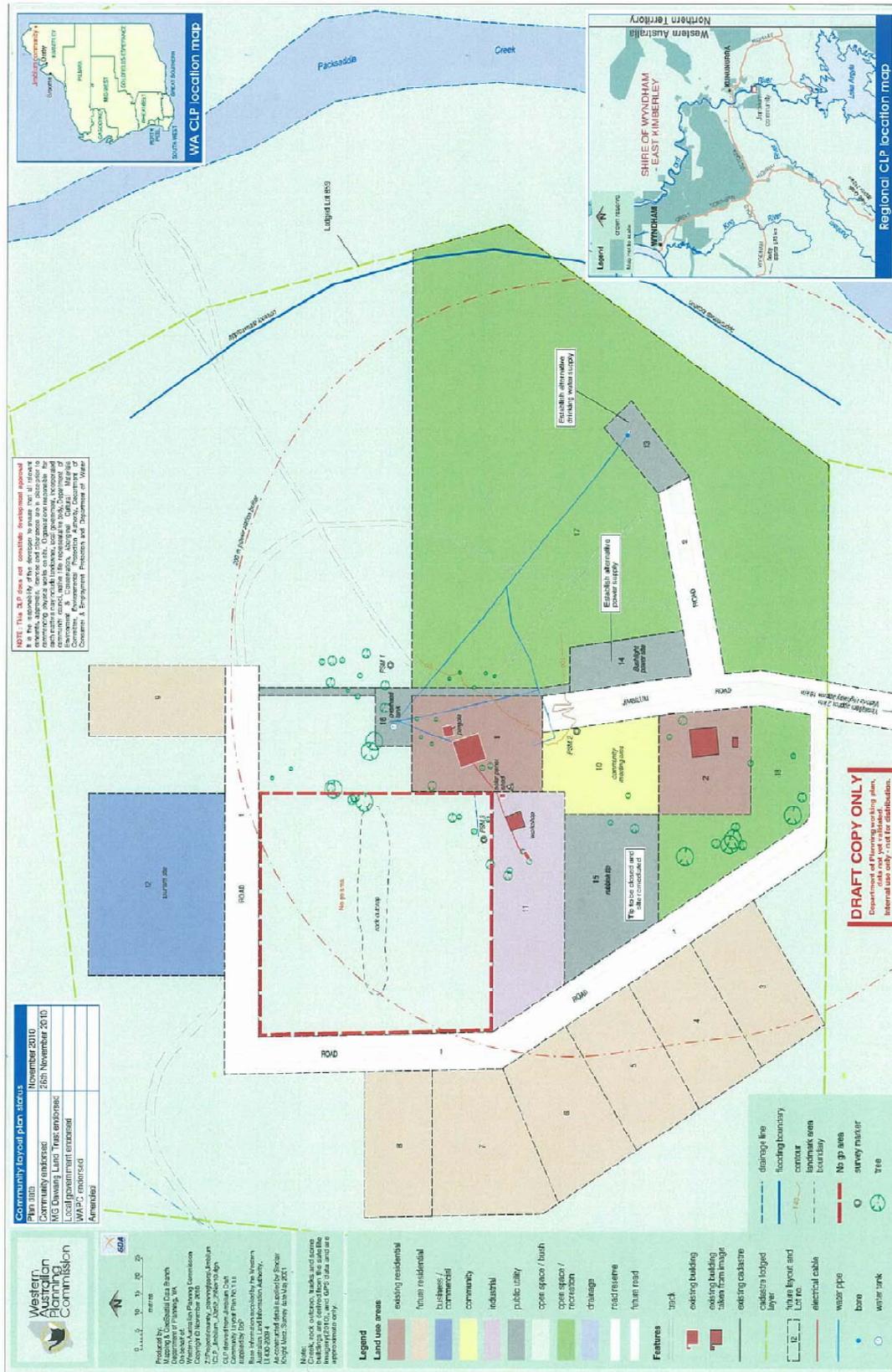
Planning for Aboriginal Communities
Four Mile community layout plan No.1 - living area

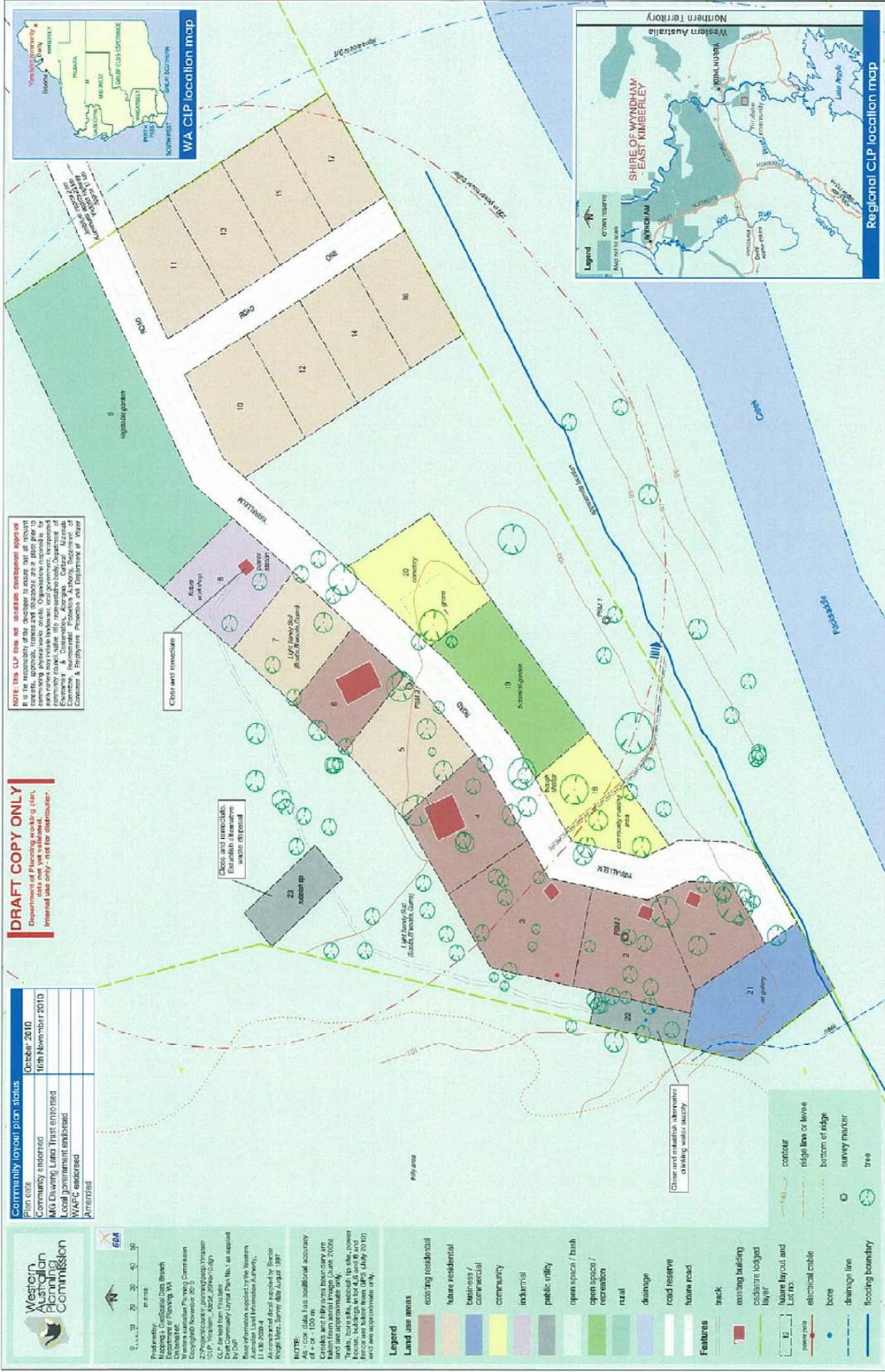


Planning for Aboriginal Communities
Woolgerberling (Hollow Springs) community layout plan No.1 - living area

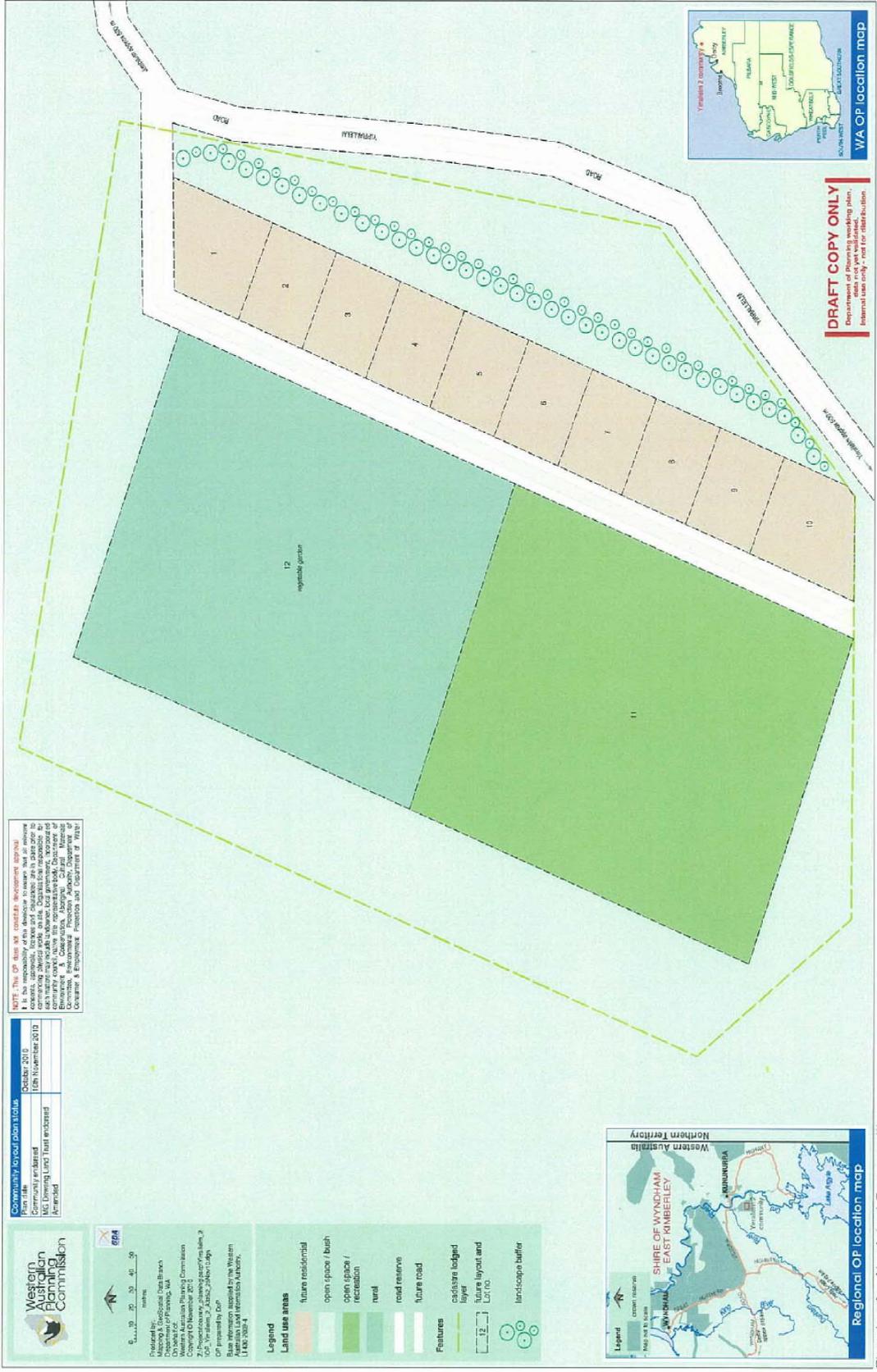


Planning for Aboriginal Communities
Mud Springs community layout plan No.1 - living area

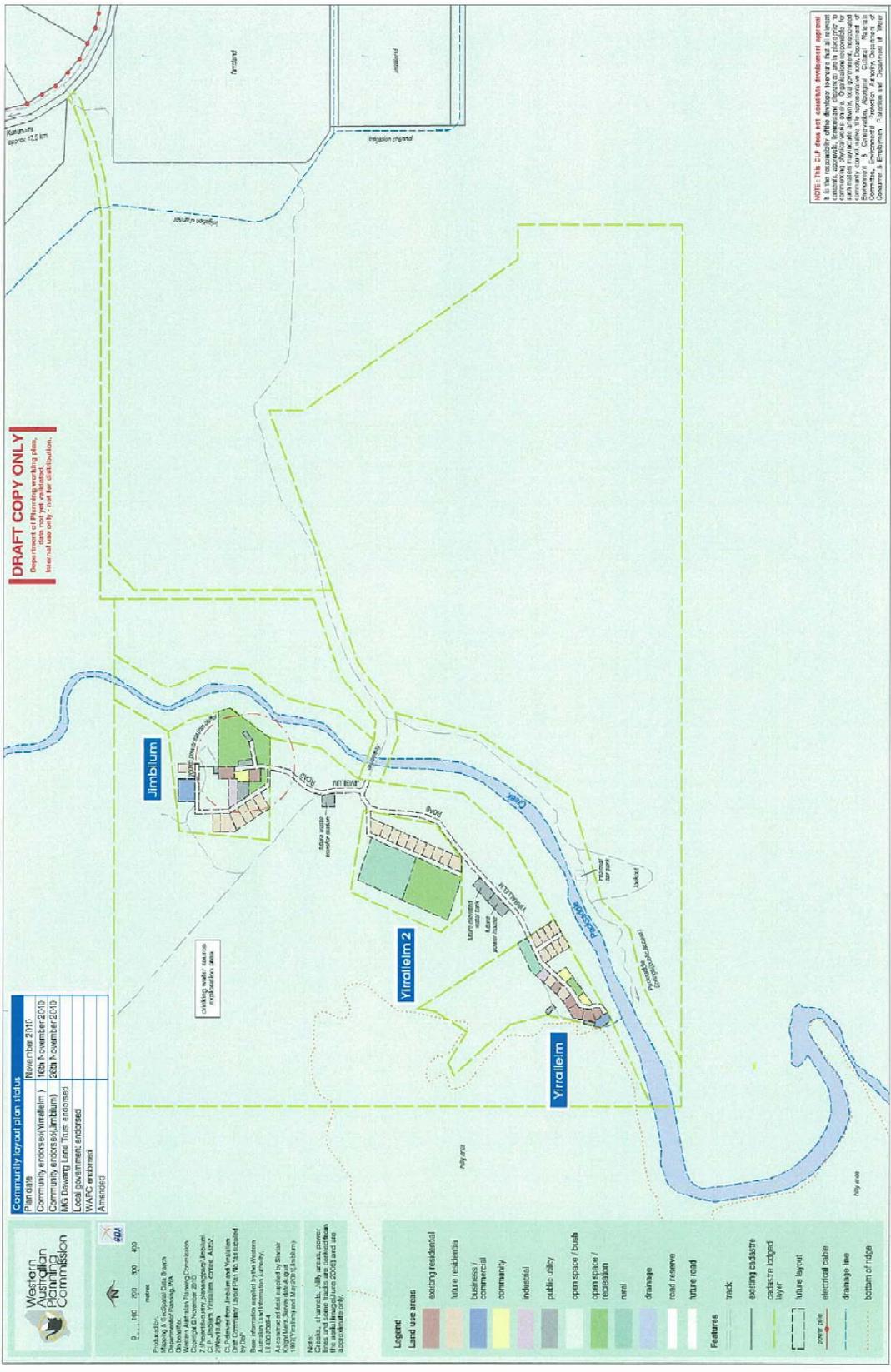




Planning for Aboriginal Communities
Yirralleim community layout plan No.1 - living area



Planning for Aboriginal Communities
Yirralleim 2 community outline plan No.1 - living area



Planning for Aboriginal Communities
Jimbilum and Yirralleim community layout plan No.1 - context and surrounds

Attachment 2 – Summary recommendations for implementation

| Community | Existing population | Aspirational Population | Infrastructure recommendations | Classification in SWEK TPS No.7 | Land tenure |
|------------------|---------------------|-------------------------|---|---------------------------------|--|
| Ngunulum | 35 | 100 | <ul style="list-style-type: none"> - Upgraded power and water supplies required in new locations. - Proposed caravan park east of community. - 5 existing residential and 15 future residential lots to accommodate aspirational population. | Not included in Scheme Map | Lot 995 ('Yardungarrl' freehold estate) |
| Four Mile | 10 | 50 | <ul style="list-style-type: none"> - Upgraded power and water supplies required in new locations. - 3 existing residential and 7 future residential lots to accommodate aspirational population. | Not included in Scheme Map | Lot 995 ('Yardungarrl' freehold estate) |
| Woolergerberleng | 15 | 100 | <ul style="list-style-type: none"> - Upgraded power supply required in new location. - 7 existing residential and 13 future residential lots to accommodate aspirational population. | Not included in Scheme Map | Lot 994 ('Yardungarrl' freehold estate) |
| Jimbilum | 15 | 45 | <ul style="list-style-type: none"> - Upgraded power and water supplies required in new locations. - 2 existing residential and 9 future residential lots to accommodate aspirational population. - Proposed art gallery/tourism enterprise. | 'Rural Agriculture 1' zone | Lodged Lot 859 (to be transferred as freehold title to MG Corp subject to execution of access easement) |
| Yirrallelm | 15 | 75 | <ul style="list-style-type: none"> - Upgraded power and water supplies required in new locations. - 5 existing residential and 10 future residential lots to accommodate aspirational population. - Proposed art gallery/tourism enterprise. | 'Rural Agriculture 1' zone | Lodged Lot 936 (to be transferred as freehold title to MG Corp subject to execution of access easement) |
| Mud Springs | 25 | 75 | <ul style="list-style-type: none"> - Upgraded water supply required in new location. Existing connection to Horizon Power reticulated power supply. - 4 existing residential and 12 future residential lots to accommodate aspirational population. - Proposed expansion of existing aquaculture enterprise. | 'General Rural' zone | Lot 517, Crown Reserve 40536 (vested to Aboriginal Lands Trust for "use and benefit of Aboriginal inhabitants". Lease to Ribinyung Aboriginal Corporation) |
| Munthamar | 12 | 32 | <ul style="list-style-type: none"> - Bore well located. Existing connection to Horizon Power reticulated power supply. - 3 existing residential and 4 future residential lots to accommodate aspirational population. | 'General Rural' zone | Lot 928 (currently unallocated crown land but to be created as a freehold CLA and transferred to MG Corp subject to execution of access easement) |
| Wijilawarrim | 45 | 100 | <ul style="list-style-type: none"> - Upgraded power and water supplies required. - 5 existing residential and 15 future residential lots to accommodate aspirational population. - No further housing at 'Bottom Camp'. | Not included in Scheme Map | Lot 695, Crown Reserve 41312 (vested to Aboriginal Lands Trust for "use and benefit of Aboriginal inhabitants"). |

12.4.2 Retrospective Development Application – Transient Workers Accommodation - Lot 11 Weaber Plain Road, Kununurra

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Raregold Pty Ltd |
| LOCATION: | Lot 11 Weaber Plain Road, Kununurra |
| AUTHOR: | Nick Kearns, Director Development Services |
| REPORTING OFFICER: | Nick Kearns, Director Development Services |
| FILE NO: | A2054P |
| ASSESSMENT NO: | A2054 |

PURPOSE

For Council to consider an application for retrospective planning approval for a Transient Accommodation unit at Lot 11 Weaber Plain Road, Kununurra.

BACKGROUND

Council will recall considering this application at its meeting on 19 April 2011 (Item 12.4.4). At that meeting, it was reported that Shire Officers had requested the land owners to lodge an application for planning consent for an unapproved building, being a four-bedroom transportable accommodation unit, and that it would be considered as a retrospective proposal.

The development is located on land on the eastern side of Weaber Plain Road, north of Mills Road. The land has an area of 88 hectares and is partly cleared and used for agriculture.



Location map

The unapproved building is a four bedroom transportable accommodation unit, which is linked via an elevated walkway to previously approved accommodation units and adjacent to an office which has also been previously authorised.

Plans of the development and onsite photos are provided at Attachment 1 and 2.

The applicant has previously indicated that the intent of the proposal is to provide temporary accommodation for experienced machinery operators and supervisors from the Northern Development Company (NDC) working on the Ord Stage 2 project.

Following consideration of the background circumstances and merits of the proposal, the Council at the April Ordinary Meeting (Minute 9441) resolved the following:

That Council will not consider granting planning consent for the 4 bedroom transient accommodation at Lot 11 Weaber Plain Road until the proponents have met with the Chief Executive Officer, Gary Gaffney, and the Director of Development Services, Nick Kearns.

The proponent met with the Chief Executive Officer and the Director Development Services on 23 May 2011. At that meeting, Officers reiterated their concerns with respect to the unacceptable way the proponents had proceeded without all the required approvals and stressed that any further breaches of the Town Planning Scheme would be prosecuted.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this application.

STATUTORY IMPLICATIONS

The land is zoned Rural Agriculture 1 under the Kununurra and Environs Town Planning Scheme.

The objective of Rural Agriculture 1 zone is:

- (a) That the land be retained for extensive agriculture and/or horticulture. The land shall be retained in viable farm sized lots to prevent subdivision and subsequent loss of this limited resource.*

The Scheme defines Transient Accommodation as:

Any habitable building permanently affixed to the ground by footings as required by Council and includes any caravan, transportable dwelling or any structure used for habitation for the purposes of accommodation and not occupied by the same tenant for a continuous period for more than 6 months in any 12 month period.

The accommodation unit is considered as Transient Accommodation, which is a use that requires Council's discretion (AA) under the Town Planning Scheme No. 7. The Scheme states that Council should have regard to the function, external design of the building, setback and location of the building, landscaping and the relationship to surrounding development. No specific development standards are applicable to Transient Accommodation in the Scheme.

As the development has already occurred, the Scheme allows for Council to take enforcement action for unauthorised development, or the ability to grant retrospective approval to a use or development already commenced or carried out regardless of when it was commenced or carried out, if the development otherwise conforms to the provisions of the Scheme.

POLICY IMPLICATIONS

Local Planning Policy 11 - Transient Accommodation (LPP 11) is relevant to the proposal. LPP 11 divides Transient Accommodation into three categories: Rural Transient Accommodation 1, Rural Transient Accommodation 2 and Townsite Transient Accommodation. Rural Transient Accommodation 2 is defined as follows:

Applies to respective rural zones covered by Town Planning Scheme No. 7 where the land parcel is greater than 12 hectares in area and the total number of persons to be housed in the accommodation does not exceed 30 persons directly employed in a related rural use on the subject property.

The Policy also sets out the requirements for protecting and maintaining residential and visual amenity for transient accommodation.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this matter.

COMMUNITY CONSULTATION

There is no requirement for the application to be advertised.

COMMENT

The proponent has acknowledged the previous breaches. Otherwise, the development is generally consistent with the Scheme and relevant policy (LPP 11), and therefore can be approved by Council on the basis of providing accommodation for seasonal workers.

It is recommended that Council grant retrospective approval for the transient accommodation unit, subject to a condition of the planning approval stipulating that the unit is to be removed not more than 3 years from the date of issue of the planning approval.

ATTACHMENTS

Attachment 1 – Site and Floor Plans
Attachment 2 – Site Photographs

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council Grants planning consent for a 4 bedroom Transient Accommodation unit at Lot 11 Weaber Plain Road, Kununurra subject to the following conditions:

1. Development shall be in accordance with the attached approved plan(s) and subject to any modifications on the plans or required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the Shire.
2. Occupants of the Transient Accommodation must be employed in any project associated with the owners of the Transient Accommodation.
3. Entries to the accommodation unit are to be covered.
4. Adequate lighting must be provided to allow for pedestrian and vehicular safety and security throughout the development.
5. The accommodation unit must not house more than 4 people at any one time.
6. A minimum of 2 car parking bays shall be provided for the development.
7. Provision of a Statutory Declaration confirming that the transient accommodation units will only be occupied by workers employed in the industry for periods not exceeding 6 months within a 12 month period.
8. The applicant/owner shall, at the cost of the applicant/owner, remove the four bedroom accommodation unit from Lot 11 Weaber Plain Road, Kununurra, not more than three (3) years from the date of issue of the planning approval, being 20 April 2014.
9. Upon removal of the accommodation unit the applicant/owner must, at their cost, remediate the site to the same condition as it was prior to the construction of the unit to the satisfaction of the Shire.
10. The owner is to place a Section 70 Notification under the *Transfer of Land Act 1893* on the Certificate of Title Volume 1848 Folio 256 within 90 days of this approval, stating that:

“This property has a conditional three (3) year planning approval No. 138/10 only for a four bedroom transient accommodation unit from the Shire of Wyndham East Kimberley”.

COUNCIL DECISION

Minute No. 9488

Moved: Cr J Moulden

Seconded: Cr D Ausburn

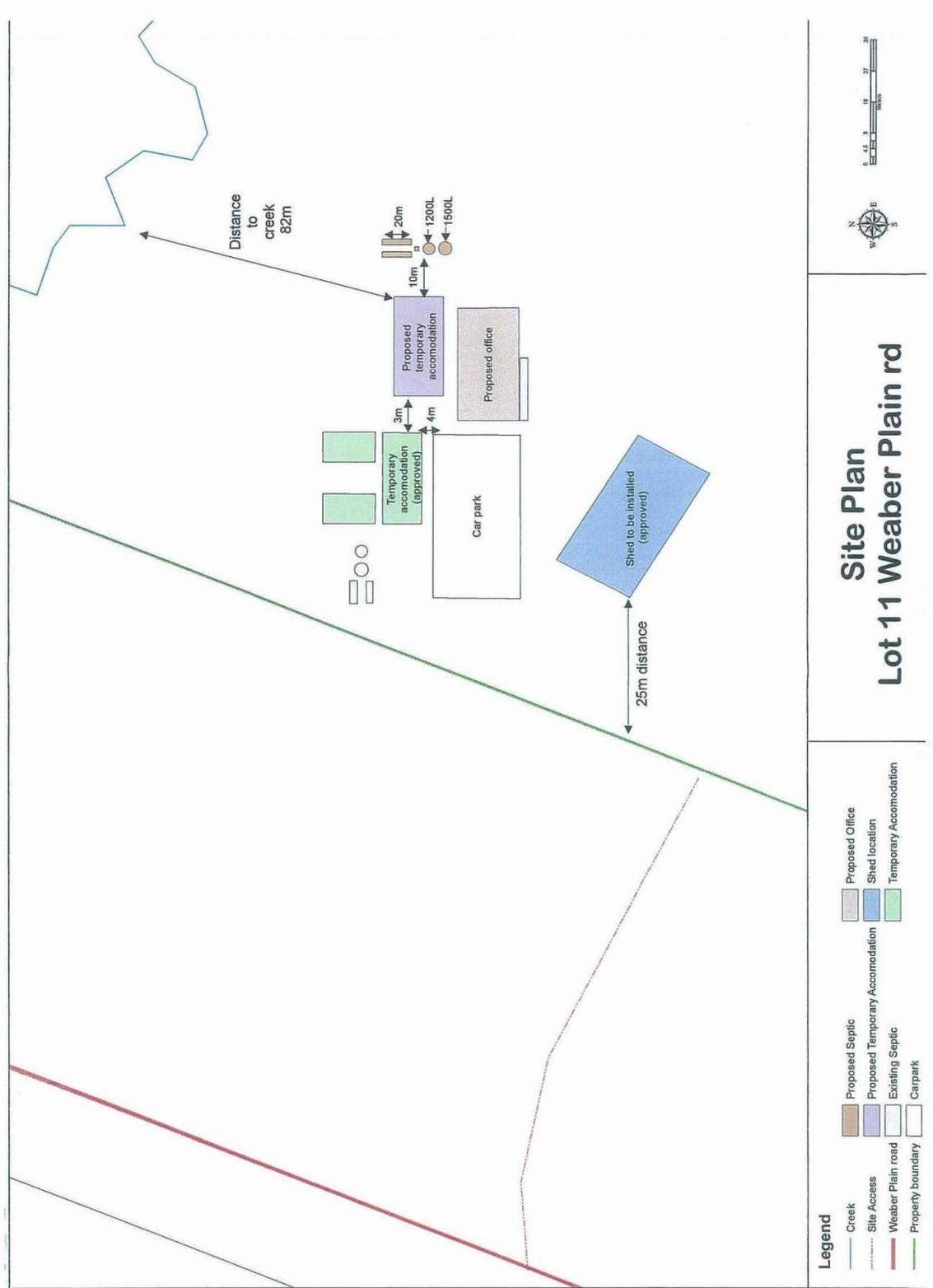
That Council Grants planning consent for a 4 bedroom Transient Accommodation unit at Lot 11 Weaber Plain Road, Kununurra subject to the following conditions:

- 1. Development shall be in accordance with the attached approved plan(s) and subject to any modifications on the plans or required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the Shire.**
- 2. Occupants of the Transient Accommodation must be employed in any project associated with the owners of the Transient Accommodation.**
- 3. Entries to the accommodation unit are to be covered.**
- 4. Adequate lighting must be provided to allow for pedestrian and vehicular safety and security throughout the development.**
- 5. The accommodation unit must not house more than 4 people at any one time.**
- 6. A minimum of 2 car parking bays shall be provided for the development.**
- 7. Provision of a Statutory Declaration confirming that the transient accommodation units will only be occupied by workers employed in the industry for periods not exceeding 6 months within a 12 month period.**
- 8. The applicant/owner shall, at the cost of the applicant/owner, remove the four bedroom accommodation unit from Lot 11 Weaber Plain Road, Kununurra, not more than three (3) years from the date of issue of the planning approval, being 20 April 2014.**
- 9. Upon removal of the accommodation unit the applicant/owner must, at their cost, remediate the site to the same condition as it was prior to the construction of the unit to the satisfaction of the Shire.**
- 10. The owner is to place a Section 70 Notification under the *Transfer of Land Act 1893* on the Certificate of Title Volume 1848 Folio 256 within 90 days of this approval, stating that:**
- 11. "This property has a conditional three (3) year planning approval No. 138/10 only for a four bedroom transient accommodation unit from the Shire of Wyndham East Kimberley".**

Carried 6/1

**For: Cr J Moulden, Cr D Ausburn, Cr K Wright,
Cr J McCoy, Cr R Addis, Cr F Mills
Against: Cr S Dessert**

Attachment 1 – Site and Floor Plans

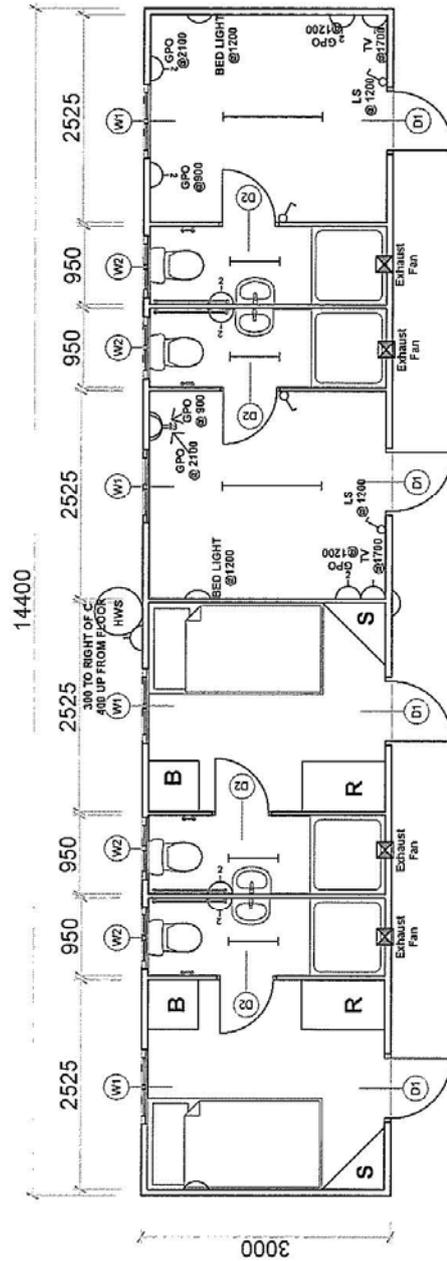


| Window List | | W1 | W2 |
|--------------------|---------|---------|----|
| ID | 4 | | |
| Quantity | 4 | | |
| W x H Size | 900x500 | 750x250 | |
| Window sill height | 1050 | 1600 | |
| Window head height | 1950 | 1950 | |

Window List

| Door List | | D1 | D2 |
|------------|----------|----------|----|
| ID | 4 | | |
| Quantity | 4 | | |
| W x H Size | 820x2040 | 720x2040 | |

Door List



Company Title



Northern Transportables
 46 Lowell Rd
 East Arm NT 0822

Job Title

DD263

Drawing Name: 4, 4 X 3m
 4 Man Bunkhouse

Client

Drawing Status

Drawn by

Checked by

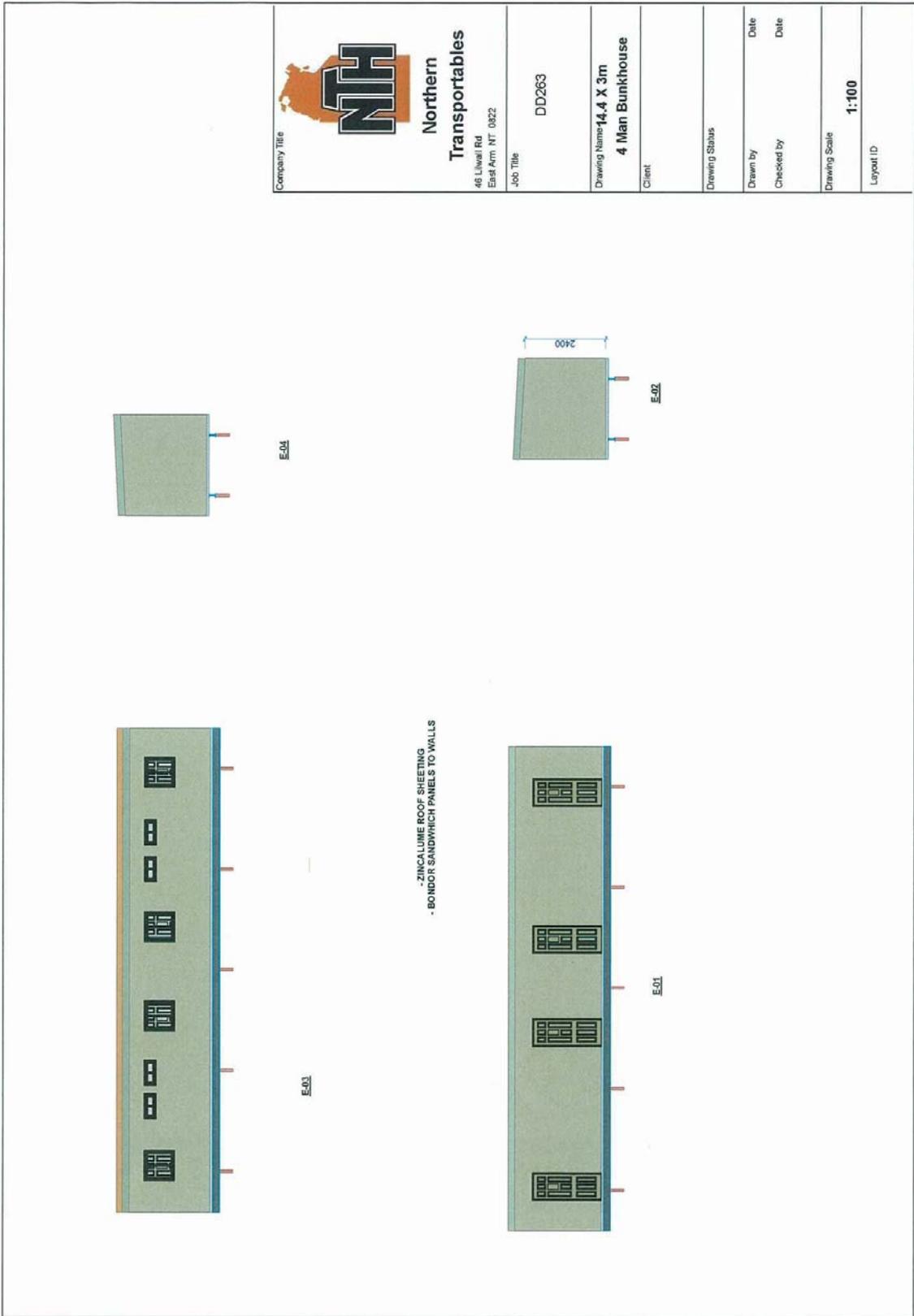
Date

Date

Drawing Scale

1:50, 1:1

Layout ID



Company Title



Northern Transportables

46 Livial Rd
East Arm NT 0822

-Job Title

DD263

Drawing Name: **14.4 X 3m
4 Man Bunkhouse**

Client

Drawing Status

Drawn by

Date

Checked by

Date

Drawing Scale

1:100

Layout ID

Attachment 2 – Site Photographs



12.4.3 Adoption of Firebreak Order

| | |
|---------------------------|---|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Meagan Le Riche, Infrastructure Support Officer |
| REPORTING OFFICER: | Nick Kearns, Director Development Services |
| FILE NO: | ES.03.1 |
| ASSESSMENT NO: | N/A |

PURPOSE

For Council to adopt the 2011/2012 Firebreak Order for the Shire of Wyndham East Kimberley that is to apply for the period 1 April 2011 until 1 January 2012.

BACKGROUND

To enable the annual Firebreak Order to be gazetted and formally issued to all property owners Council is required to consider and adopt a Firebreak Order. A copy of the draft Firebreak Order is attached for Council's information.

STATUTORY IMPLICATIONS

The Firebreak Order is required, in line with Part 3 and Division 6 of the *Bush Fires Act 1954*.

STRATEGIC IMPLICATIONS

Council's Strategic Plan identifies in its Key Result Area 5 – Governance:

*Key Result Area 5 - Governance
- compliance with legislative requirements.*

POLICY IMPLICATIONS

A report is foreshadowed for Council's July 2011 meeting for the purpose of updating policies relevant to fire control, including Policy FC2 – Firebreak Order.

FINANCIAL IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Community consultation is not required.

CONCLUSION/COMMENT

In the interests of improving fire control measures throughout the Shire of Wyndham East Kimberley and in compliance with the *Bush Fires Act 1954*, a notice will be placed in the Government Gazette along with the Kimberley Echo and the Bastion newspapers.

A future report is proposed to review policy FC2 for firebreaks to ensure that it includes consideration for rural living subdivisions.

ATTACHMENTS

Attachment 1 – Firebreak Order

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council adopt the Shire of Wyndham East Kimberley 2011/2012 Firebreak Order, as presented.

COUNCIL DECISION

Minute No. 9489

Moved: Cr K Wright

Seconded: Cr D Ausburn

Council adopt the Shire of Wyndham East Kimberley 2011/2012 Firebreak Order, as presented.

Carried Unanimously 7/0

BUSH FIRES ACT 1954
Shire of Wyndham East Kimberley
Firebreak Order and Bushfire Information 2011/2012

(This is a summary of the Order adopted by the Shire of Wyndham East Kimberley under Section 33 of the Bush Fires Act 1954).

In accordance with the provisions of this Order, landowners are required to carry out fire prevention work on land they own or occupy.

Details of work required to be completed are contained in this Order. Work must be completed by 1 July 2011.

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THE ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE (PENALTY \$250) OR PROSECUTED WITH AN INCREASED PENALTY UP TO (\$1000). IN ADDITION, THE SHIRE MAY CARRY OUT THE REQUIRED WORK AT COST TO THE OWNER OR OCCUPIER OF THE LAND.

There may be instances where it is considered to be impractical to clear firebreaks or remove flammable materials as required by this Order, due to:

- The aggravation of soil erosion;
- The identification of a more effective system of fire prevention; or
- Firebreaks being rendered unnecessary by natural features existing on the land.

In this instance, application may be made to Council not later than 1 April for permission to provide firebreaks in alternative positions or to take alternative action to reduce fire hazards on the land.

If Council permission is not forthcoming, then you will be required to comply with the provisions of this Order.

Firebreaks are used primarily to gain access to and provide an area to work from when controlling a fire. They will not stop all fires, and removal of unnecessary flammable material prior to the fire season is your best safeguard against fire threat.

If the requirements of this Order are fulfilled by burning off, then the burning must be carried out in accordance with the relevant provisions of the Bush Fires Act 1954.

1. Ord River Irrigation Project Area:

Firebreaks for all land within the Ord Irrigation Area must be:

- Not less than three (3) metres wide inside and along and as close as possible to external boundaries; and
- Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings and/or haystacks and groups of buildings.

NOTE: This requirement need not be met if the property is being worked, and provided the irrigation channels are in use.

2. Pastoral Lands:

Firebreaks are required to be a distance of not less than six (6) metres wide and within three (3) metres of buildings and/or haystacks or groups of buildings.

3. Townsite Land:

Where the area is 2 000m² or less, all inflammable material (with the exception of standing live trees) shall be removed from the whole of the land by clearing or slashing.

Where the area of the land is greater than 2 000m², a firebreak of not less than six (6) metres in width immediately surrounding any buildings, or not less than three (3) metres in width inside and along the whole of the external boundaries of the land is required.

4. Rural Lands:

Land outside townsites which is not under a pastoral lease requires firebreaks of:

- Not less than four (4) metres wide inside, along and within ten (10) metres of external boundaries; or
- Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings and/or haystacks or groups of buildings.

5. Rural Living Areas:

- 1) *Where land (up to 5 ha per lot) outside of the Wyndham and Kununurra town sites is used primarily for residential purposes firebreaks are to be provided to all boundaries in accordance with the following requirements:*
 - a) *clear a 3 metre wide firebreak of all flammable material, immediately inside the external boundaries of the land; and*
 - b) *trees must be trimmed back to provide a vertical clearance of 3.5 metres to allow fire appliances along the firebreak*
- 2) *Where a Shire managed Strategic Firebreak is provided the provisions of 1(a) do not apply to the boundaries abutting the Strategic Firebreak.*
- 3) *Where there is a risk soil erosion or the ground conditions do not permit (e.g. rocky terrain) the provisions of 1(a) may be deemed to be satisfied where the grasses are slashed and maintained at a height of 75mm or less.*

5. Rubbish Sites:

All rubbish sites for pastoral stations and communities require firebreaks not less than three (3) metres wide and within three (3) metres of the perimeter of the rubbish site.

6. Fuel Dumps and Depots:

Flammable material must be removed from all land where fuel drum ramps or dumps are located and where fuel drums (whether containing fuel or not) are stored, to a distance of at least fifteen (15) metres outside the perimeter of any drum, ramp or stack of drums.

The acts referred to in paragraphs 1 to 6 herein must be performed to the satisfaction of the duly authorised person appointed by the Shire of Wyndham East Kimberley.

If it is impractical for any reason to clear firebreaks or to remove flammable material from the land as required by this Order, you may apply to Council or its duly authorised officer by not later than 1 April for permission to provide firebreaks in alternative positions, or to take alternative positions or to take alternative action to abate fire hazards on the land.

**RESTRICTED BURNING PERIOD
1 April to 1 January Each Year**

The Restricted Burning Period now includes Kununurra and Wyndham Townsites, the Ord Irrigation Area and pastoral areas.

PERMITS TO BURN

1. Permits to burn are required for the whole of the Restricted Period, and must be obtained from one of the Fire Control Officers identified for your area (see overleaf).
2. Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.
 3. The permit holder shall give notice of his intention to burn to:
 - a. The Shire's Kununurra Administration Centre by no later than 24 hours prior to the day when the burning is to take place. Weekend burning must be notified by 4.00pm, Friday.
 - b. The owner or occupier of adjoining land.
 - c. The nearest Department of Environment and Conservation (DEC) office if the land is situated within three (3) kilometres of State Forest land, National Park, Nature Reserve or other DEC lands.
 4. The period of notice to neighbours prior to burning cannot be more than twenty eight (28) days or less than four (4) days, although lesser notice may be determined by mutual agreement of all neighbours.
 5. Your attention is drawn to Items 5, 6 and 7 as listed on the back of the permit.
 6. Burning under permit is permitted during the Restricted Burning Period on Sundays and Public Holidays.

7. All landowners and occupiers who suffer a bush fire have an obligation to assist each Area Fire Control Officer to compile a Fire Report Form.
8. Garden refuse (excluding GREEN clippings) burnt on the ground may be lit only between 6.00pm and 11.00pm, and must be completely extinguished with water or earth by midnight. All flammable matter is to be cleared within five (5) metres of all points of the site of the fire, and a person must be in attendance during the whole time the fire is lit.
9. Any incinerator used to burn rubbish must be properly constructed – an open drum (with or without a lid) is not an appropriate incinerator.
10. With reference to Item 8 and 9 of this summary, burning may not take place if the Fire Weather Warning for the day is "Very High", or "Extreme".

Gary Gaffney
Chief Executive Officer

12.4.4 Draft Council Policy: CP/HTH-3762 Licensing of Temporary Caravan Parks and Camping Grounds

| | |
|---------------------------|---|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Kununurra, Wyndham and Lake Argyle |
| AUTHOR: | Kelly Cripps, Senior Environmental Health Officer |
| REPORTING OFFICER: | Nick Kearns, Director Development Services |
| FILE NO: | CM.11.2 |

PURPOSE

To seek endorsement of draft Council Policy CP/HTH-3762 - Licensing of Temporary Caravan Parks and Camping Grounds.

BACKGROUND

At its ordinary meeting on 20 April 2010 (Item 12.4.9), Council considered a draft policy to provide guidelines for the provision of temporary caravan parks and camping grounds within the Shire.

The following motion was passed by Council at the meeting:-

COUNCIL DECISION

Minute No: 9103

Moved: Cr K Wright

Seconded: Cr J Parker

That Council resolve to adopt the draft Local Health Policy 3 - Licensing of Temporary Camp Grounds as shown in Attachment 1, and proceed to advertise to this effect in the local newspaper at least once per week for two consecutive weeks requesting for any submissions to be lodged within a period of not less than 21 days.

CARRIED UNANIMOUSLY: (6/0)

STRATEGIC IMPLICATIONS

Nil.

STATUTORY IMPLICATIONS

Local Government is empowered under the *Caravan Parks and Camping Grounds Regulations 1997* to grant temporary licenses for such facilities.

Caravan Parks and Camping Grounds Regulations 1997

54. Temporary licence

- 1) *A local government may, on payment of the fee set out in item 3 of Schedule 3, grant a temporary licence for a facility which is to remain in force for such period of less than one year, as is provided in the licence.*

- 2) *A local government is to endorse on a temporary licence for a facility as conditions of the licence -*
- a) *The maximum number of sites that may be used at the facility;*
 - b) *The maximum number of sites of particular types that may be used at the facility;*
and
 - c) *The services and facilities that are to be provided.”*

POLICY IMPLICATIONS

This policy will provide clarity on Council's expectations for licensing of temporary caravan parks and camping grounds. A copy of draft policy CPHTH-3762 is provided at Attachment 1.

FINANCIAL IMPLICATIONS

Fees for the licensing of camping facilities are determined in schedule 3 of the regulations:

- Temporary Licence - reg.54
Pro rata amount of the fee payable under item 1 for the period of time which the licence is to be in force with a minimum of \$100.

This equates to a pro rata amount of the following annual fees:

- Long Stay site \$6 per site
- Short stay site \$6 per site
- Camp site \$3 per site
- Overflow site \$1.50 per site

NB: as determined in the policy, long stay sites and overflow sites would not be approved at a temporary caravan park and camping ground.

COMMUNITY CONSULTATION

The revised draft policy advertised for a period of 21 days in accordance with minute 9103. In addition the draft was sent to all licensed caravan park and camping ground operators within the Shire and the Kununurra Visitors Centre. A summary of responses is provided as Attachment 2.

CONCLUSION / COMMENT

The aim of this policy is to set clear standards for the licensing of temporary caravan park and camping ground facilities and to protect the integrity of licensed caravan parks within the Shire.

This policy will help to formalise current practises throughout the Shire that see temporary camping at events such as horse races and the Campdraft rodeo. It will also provide clarity for future development of similar camping arrangements.

In addition it is anticipated that there will be a need to develop designated temporary camp facilities in the region to cope with the peak tourist season demand. Such facility would need a temporary licence in accordance with the regulations; therefore it is prudent to pursue a policy to deal with the matter.

An important consideration for this policy was the determination of 'need'. The Shire must be mindful of licensed caravan park operators when determining temporary licenses and it is important for applicants to justify the need and what impact they will have on permanent license holders.

ATTACHMENTS

Attachment 1 – Revised Policy CP/HTH-3762
Attachment 2 – Summary of comment submissions

VOTING REQUIREMENT

Simple majority

OFFICER'S RECOMMENDATION

That Council formally adopt draft Council Policy CP/HTH-3762 - Licensing of Temporary Caravan Parks and Camping Grounds.

COUNCIL DECISION

Minute No. 9490

**Moved: Cr J Moulden
Seconded: Cr J McCoy**

That Council formally adopt draft Council Policy CP/HTH-3762 - Licensing of Temporary Caravan Parks and Camping Grounds.

Carried Unanimously 7/0

Attachment 1 – Revised Policy CP/HTH-3762



Shire of Wyndham East Kimberley **Council Policy Number: CP/HTH-3762** **Licensing of Temporary Caravan Parks and Camping Grounds**

OBJECTIVE:

To provide guidelines on the approval of temporary caravan parks and camping grounds within the Shire of Wyndham East Kimberley

POLICY:

Scope & Limitations

This policy applies to all locations within the Shire of Wyndham East Kimberley.

The following are defined in the *Caravan Parks and Camping Grounds Regulations 1997*;

- 'Long Stay Site' means a site at a caravan park which is to be occupied consecutively by the one person or group of persons for any period of time
- 'Short Stay Site' means a site at a caravan park which is to be occupied consecutively by the one person or one group of persons, for no longer than 3 consecutive months
- 'Camp Site' includes to camp in a vehicle but not caravans.
- 'Overflow Site' may only be used with the approval of the local government, for a period of time specified in that approval, and in accordance with any conditions placed on that approval

Background

The *Caravan Park and Camping Grounds Regulations 1997* give discretion to Local Government on the granting of temporary licences for caravan parks and camping grounds.

Section 54 of the regulations states;

- " (1) A local government may grant a temporary licence for a facility which is to remain in force for such period of less than one year, as it provided in the licence.;
- (2) A local government is to endorse on a temporary licence for a facility as conditions of the licence-
- (a) The maximum number of sites that may be used at the facility;
 - (b) The maximum number of sites of particular types that may be used at the facility; and
 - (c) The services that are to be provided

Guiding Statement

1. TENURE

An application for a temporary facility must demonstrate legal entitlement or signed written permission from the owner to occupy the land.

2. NEED

The applicant shall detail the need for a temporary facility with particular due regard to;

- Providing justification for the temporary facility (why is it needed, who are the main users)
- Impact on existing caravan park and camping ground establishments within a 50km radius

3. ENVIRONMENT

The design and location of a temporary facility must be sensitive and complimentary to environmental areas. Where there are concerns regarding the impact of a proposal on environmentally sensitive areas, the Shire may seek comment from the Environmental Protection Authority, Department of Environmental and Conservation, or equivalent, prior to determining the application.

4. AMENITY

The Shire accepts that lower levels of amenity than those which could be typically expected within a permanent holiday or caravan park. However, all applications should as a minimum accord with standards prescribed in this policy and any other environment, health and building legislation.

5. SPECIFIC APPLICATION DETAIL

The following shall be provided with the application for a temporary facility licence;

- 2 sets of accurately scaled and dimensioned locality plans, site layout plans and floor plans of buildings or facilities
- The number of sites
- The maximum number of people expected to use the facility
- Information on how each of the minimum requirements set out in this policy are to be addressed and how the facility will be managed
- Details of any consultation with local businesses, community groups or government agencies
- Dates of operation

6. FEES

Fees for operating a temporary caravan and camping ground licence are determined in 'Schedule 3 - Fees' of the *Caravan Park and Camping Grounds Regulations 1997*.

7. MINIMUM REQUIREMENTS

Applications should demonstrate that the Temporary camping facility meets the following minimum requirements:

7.1 ABLUTIONS

Ablution facilities shall be provided in accordance with the following table;

| Sites | Toilets | Showers | Handbasins |
|-------|---------|---------|------------|
| 1-10 | 2 | 2 | 2 |
| 11-20 | 4 | 2 | 2 |
| 20-30 | 4 | 4 | 4 |
| 30-40 | 6 | 4 | 4 |
| 40-50 | 6 | 6 | 6 |
| 50-60 | 8 | 6 | 6 |

Ablutions may either be stand alone unisex facilities or split 50/50 for male and female use.

- Temporary ablutions must be pumped out on a regular basis.
- Permanent ablutions must be connected to an on-site effluent disposal system approved by Shire's Environmental Health Officer.

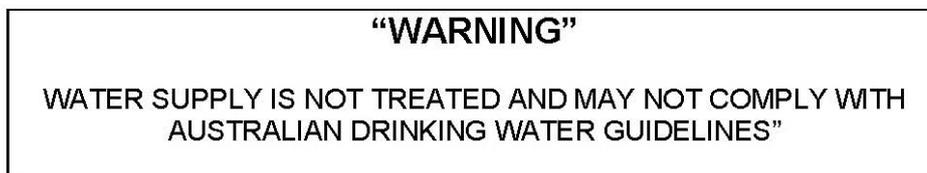
It is the responsibility of the facility licence holder to ensure that ablutions are maintained in a clean and suitable manner.

Laundry and washing up facilities are not required.

7.2 WATER

There must be a centrally located tap with running water for use by all occupiers. A tap must be no more than 90m from any campsite.

Where a potable supply of water cannot be provided, taps must be clearly signed with the following or similar.



Where drinking water is not provided, all occupants must be clearly notified prior to staying at the facility.

7.3 ELECTRICITY

Generators to 2kva are permitted between the hours of 7am and 9.30pm

7.4 RUBBISH

While rubbish bins are not required to be provided, advertising and notice to campers arriving at the park must be provided through approved signage advising that campers must take their own waste with them and where they may deposit it.

If bins are provided they shall be located within 90m of every site and emptied as necessary, but at least once a week.

Rubbish bins are to be sealed to prevent infestation from insects and vermin.

7.5 FIRE FIGHTING EQUIPMENT

Where a facilities water supply is not adequate to operate fire hoses effectively, the facility may have;

- i) fire extinguishers accessible at all times within 90m of every site; or
- ii) a portable fire fighting unit with a minimum capacity of 1000L, which must be full and easily accessible at all times. The operational capacity of a fire fighter unit shall be demonstrated upon request by the Shire's Fire Control Officer or a FESA representative.

7.6 SETBACKS

Camp area shall be clearly defined and marked so it is clear to users where they shall and shall not camp.

There shall be no more than ten (10) people permitted to camp on a site at any one time

A maximum of one caravan, bus, campervan or tent is permitted per site.

A minimum of 3m is required between caravans, buses, campervans and tents on different sites.

Caravans, buses, campervan and tents must be set back at least 5m from the road.

7.7 CARETAKER'S RESIDENCE

A caretaker may reside at the temporary facility for the term of the temporary license.

If a caretaker is not on-site then an emergency point of contact must be nominated and provided to each occupier of the facility.

7.5 ADVERTISING AND COMMERCIAL ACTIVITIES

Advertising the temporary facility is not permitted.

Patrons are not permitted to conduct commercial or profit making business activities within the temporary facility.

8. LICENCE

8.1 SITES

Only short stay sites and camp sites will be approved at a temporary caravan park and camping ground.

Long stay sites and overflow sites will not be approved at temporary caravan park and camping ground.

8.2 INSPECTION

Temporary facilities will only be issued a licence from the Shire of Wyndham East Kimberley once an Environmental Health Officer has inspected the site and determined that the facility meets minimum standards.

Outcomes

This policy has been developed to formalise existing temporary camp ground arrangements and provide guidance for their approval in the future. It aims to provide an acceptable standard of amenity for campers staying within a temporary facility. It provides guidance to staff, Councillors, government agencies, landowners, and the general public regarding the assessment of applications for temporary camp facilities.

GOVERNANCE REFERENCES

| | |
|----------------------------------|--|
| Statutory Compliance | <i>Caravan Parks and Camping Grounds Act 1995 Caravan Parks and Camping Grounds Regulations 1997</i> |
| Industry Compliance | |
| Organisational Compliance | Delegations Manual |
| Process Links | |

POLICY ADMINISTRATION

| | | | | | |
|-----------------------|--------------|-------------------------------------|--------------|-----------------|--------------|
| Directorate | | Officer Title | | Contact: | |
| Development Services | | Senior Environmental Health Officer | | Ext: 175 | |
| Date Effective | 22 June 2011 | | | | |
| Date Adopted | 21 June 2011 | Last Reviewed | 21 June 2011 | | |
| Risk Rating | Low | Review Cycle | Tri-Annual | Next Due | 21 June 2014 |

Attachment 2 –Summary of Content Submissions

| SUBMITTER | RESPONSE | SUMMARY OF CONTENT | STAFF RESPONSE AND COMMENT |
|---|---------------------|--|--|
| <p>Kununurra Lakeside Resort</p> <p>Discovery Holiday Park</p> <p>Ivanhoe Village Resort</p> <p>Hidden Valley Caravan Park</p> <p>Lake Argyle Village</p> | Disagree | <p>We object to any alteration to the Caravan and Camping Regulation 1997 being amended to delete the overflow provision as defined in this document.</p> <p>Council has not recognised the existing potential of overflow capacity within existing parks</p> <p>That all existing and future caravan parks, farm stay, eco parks, camping areas etc comply with Caravan and Camping Regulation 1997.</p> <p>Any outstanding issues over leases be dealt with to recognise c/p facilities. Overflow capacity etc</p> <p>Deal with existing parks (showgrounds) vacating their park at the peak of the season overloading existing tourist sites.</p> | <p>Council does not have the power to amend the Caravan Park and Camping Ground Regulations 1997. The purpose of the policy is to provide guidance on the conditions for licensing overflow sites.</p> <p>The review of the initial draft takes into account the ability of exiting parks to offer equal or better service to overflow campers than other temporary options put forward to date.</p> <p>All licensed Caravan Parks and Camping Grounds are inspected annually (minimum) to determine compliance with the regulations. Officers are working with all proprietors to ensure compliance. Lease issues are not related to this policy, however Shire staff will continue to work closely with Caravan Parks that abut the foreshore reserve or hold leases over it.</p> <p>Council considered an item relating to the licensing of the Kununurra Agricultural Society at it ordinary meeting on 10 December 2010. Staff will work with the Agricultural Society to meet Council's requirements.</p> <p>The policy is clear that the 'need' for a temporary facility must be established in the application along with any adverse impacts on nearby caravan parks and camping grounds.</p> |
| <p>Susan Bradley, Ellenbrae Station</p> | Disagree | <p>Please be aware that Ellenbrae only offers camping between May and October.</p> <p>It does not advertise and if we are required to upgrade or spend on capital works we shall close down to the travelling public.</p> <p>We really only take what would be described as the illegal campers all along the Gibb River Road.</p> | <p>It is unlikely that the temporary caravan parks and camping ground policy will impact on Ellenbrae.</p> <p>The policy is clear that the 'need' for a temporary facility must be established in the application along with any adverse impacts on nearby caravan parks and camping grounds.</p> |
| <p>Ivanhoe Village Caravan Resort</p> | Disagree | See above | See above |
| Drysdale River Station | Support/Indifferent | | |

12.5 COMMUNITY DEVELOPMENT

12.5.1 Renewal of Kununurra Motocross Lease

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Kununurra Motocross Club |
| LOCATION: | Portion of Reserve 3939, King Locations 633 |
| AUTHOR: | Karyn Apperley, Director Community Development |
| REPORTING OFFICER: | Karyn Apperley, Director Community Development |
| FILE NO: | CP.07.9 |

PURPOSE

The purpose of this report is for Council to consider renewing the lease of the Kununurra Motocross Club under the 5 year option to renew contained in the terms of the lease schedule (attached).

BACKGROUND

Under the *Land Act 1933* (repealed and replaced by the *Land Administration Act 1997*) Reserve 39391 was vested in the Shire of Wyndham East Kimberley on 20 February 1986 for the purpose of Recreation (Motocross Track). The Shire was given the power, subject to the approval in writing of the Minister of Lands, to lease the land for any term not exceeding 21 years.

In September 2000 Council invited tenders for the establishment and operation of the motocross track through public advertisement. At that time, the term of a lease was proposed to be 5 years with a 5 year option to renew.

The lease was held by the Kununurra Motocross Club for a period of time, until the Club disbanded. The Club was then reformed under new administration in 2004.

On 1 January 2006 the Kununurra Motocross Club signed a new lease for 5 years with a 5 year option to renew. The lease stipulates the use of the premises is for recreation (motocross track) and other ancillary uses consistent with the purpose of the reserve, subject to Local Government, Government and other required approvals being first obtained prior to any development of the premises.

At the Ordinary Council Meeting on 18 August 2009, Council resolved to support in-principle the expansion of the lease area as requested by the Motocross Club. The Motocross Club has confirmed the support of MG Corporation for the proposed expanded lease area, however the WA Department of Regional Development and Lands has yet to approve the expanded lease area. Until the request for the expanded lease area is approved by the Department, and such approval may include the development of an Indigenous Land Use Agreement (ILUA), the existing lease area remains.

The Shire wrote to the Department of Regional Development and Lands on 23 May 2011 to follow up on the progress of approval of the proposed expanded lease area and has received no response to date. When approval is granted by the Department, a new lease will be required between the Shire and the Kununurra Motocross Club for the new expanded lease area.

STRATEGIC IMPLICATIONS

A number of existing community group leases have been part of the consideration in the development of the Draft Sports Precinct Master Plan, yet to be considered by Council as the final draft is still to be received from the consultant following compilation of stakeholder feedback received during the consultation period. However, the area leased by the Motocross Club is not part of this project, nor was the area considered as part of the Kununurra Strategic Directions report.

STATUTORY IMPLICATIONS

The *Local Government Act 1995* provides for leasing under *section 3.58 Disposing of Property* and the *Land Administration Act 1997* provides for the leasing of crown land reserves for one or more purposes of public interest.

Therefore, the renewal of a lease within an existing lease schedule is of a procedural nature between the lessor and lessee.

POLICY IMPLICATIONS

There are no specific policy implications associated with this matter.

FINANCIAL IMPLICATIONS

Under the lease schedule, the rent is stipulated as \$100 per annum, GST exclusive.

Item 6 of the lease schedule identifies the rent review dates as 'At review of lease'. The renewal of the lease by the 5 year term may be considered a review of the lease and therefore Council may wish to consider reviewing the rent amount.

The Local Government Cost Index 2011/12 forecast is 3.5% - 4.5%, which would represent an increase on the current lease amount of \$3.50 - \$4.50. Further to this, the Shire does not pay any outgoing costs in relation to this lease area. As such, a rental increase is not recommended for the 5 year renewal period at this time.

Council may need to consider the financial implications of all leases in regard to both administration and compliance for public liability insurance and it is proposed to bring this general lease matter to a future briefing session for Council's consideration.

COMMUNITY CONSULTATION

As the extension of the lease term by the 5 year option is set out in the lease schedule (attached) at Item 4, there is no requirement for community consultation regarding this matter.

COMMENT/CONCLUSION

Though the initial 5 year lease term expired on 31 December 2010, the Club, as the lessee, has paid the 2010/11 annual rent on the lease, which effectively makes the Club a 'tenant at will' until 30 June 2011. The Shire provided correspondence to the Club earlier this year confirming the Club's 'tenant at will' status.

In the signed lease agreement the Club has with the Shire, the Club has a right of renewal for the lease for the term of 5 years under Item 4 Term of Renewal, which will take the lease

up to 1 January 2016. Although the Club did not inform the Shire in writing 3 months before the expiry of the term, given they paid the annual rent fee and were acting as a 'tenant of will' it is considered they had every intention of extending the lease.

ATTACHMENTS

Attachment 1 - Lease Schedule

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council grant the renewal process within the Kununurra Motocross Lease for Portion of Reserve 39391, King Locations 633 for the period of 5 years as per the renewal clause in the existing Lease Schedule, thereby providing a renewed lease expiry date of 31 December 2015.

COUNCIL DECISION

Minute No. 9491

Moved: Cr R Addis

Seconded: Cr D Ausburn

That Council grant the renewal process within the Kununurra Motocross Lease for Portion of Reserve 39391, King Locations 633 for the period of 5 years as per the renewal clause in the existing Lease Schedule, thereby providing a renewed lease expiry date of 31 December 2015.

Carried Unanimously 7/0

Attachment 1 – Lease Schedule

THE SCHEDULE

Item 1

Land:

Portion of Reserve No.39391, King Locations 633 is vested in the Lessor for purposes of "Recreation (Motorcross Track)"

Item 2

Premises:

The portion of the Land that is hachured in red on the plan annexed to this Lease.

Item 3

Term:

5 years

Date of Commencement:

1st January 2006

Date of Expiration:

31st December 2010

Item 4

Term of Renewal:

5 years

Item 5

Rent:

\$100 (GST excl.)

Item 6

Rent Review Dates:

At review of lease

Item 7

Use of Premises:

Recreation (Motorcross track) and other ancillary uses consistent with the purpose of the reserve vesting but subject to local government, government and other required approvals being first obtained prior to any development of the premises.

12.6 CHIEF EXECUTIVE OFFICER

12.6.1 Use of Common Seal

| | |
|---------------------------|---------------------------------------|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Fiona Kuiper, Executive Assistant |
| REPORTING OFFICER: | Gary Gaffney, Chief Executive Officer |
| FILE NO: | GN.02.1 |

PURPOSE

For Council to receive this report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 17 May to 13 June 2011.

Information is presented to inform Council on those documents to which the Shire's Common Seal has been applied. In the time period specified above, the following documents have had the Shire of Wyndham East Kimberley Common Seal applied:

| Date of Use | Document | Responsible Officer |
|--------------------|---|----------------------------|
| 24/05/2011 | Appointment of Settlement Agent Coolibah Estate Lots 42 & 44 | Nick Kearns |
| 24/05/2011 | Transfer of Land Coolibah Estate Lots 42 & 44 | Nick Kearns |
| 2/06/2011 | Variation to Agreement - Attorney General's Expansion of Wyndham Youth Service | Karyn Apperley |
| 10/06/2011 | RCG Contract Grant Agreement - between The Department of Local Government and the Shire of Wyndham East Kimberley - Local Government Reform Program Long Term Financial Agreement | Janet Takarangi |

STATUTORY IMPLICATIONS

Local Government Act 1995

Council's Standing Order Local Law makes reference to the application of the Common Seal.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in Council's Strategic Plan.

COMMENT

It is the Officer's recommendation that Council formally receive a report on use of the Shire's Common Seal.

ATTACHMENTS

Nil.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council receives the report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 17 May to 13 June 2011.

COUNCIL DECISION

Minute No. 9492

Moved: Cr D Ausburn

Seconded: Cr J McCoy

That Council receives the report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 17 May to 13 June 2011.

Carried Unanimously 7/0

12.6.2 Delegated Authority Report

| | |
|---------------------------|---------------------------------------|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Fiona Kuiper, Executive Assistant |
| REPORTING OFFICER: | Gary Gaffney, Chief Executive Officer |
| FILE NO: | PL.02.1 |

PURPOSE

To report to Council on the use of Delegated Authority by Officers for the period 1 May to 31 May 2011.

BACKGROUND

Use of Council approved Delegated Authority by Officers is reported to Council on a monthly basis.

The attached tables outline use of Delegated Authority by relevant Officers for the above period.

STATUTORY IMPLICATIONS

Local Government Act 1995 - Sect 5.46

5.46. Register of, and records relevant to, delegations to CEO's and employees.

- 1) The CEO is to keep a register of the delegations made under this Division to the CEO and to employees.
- 2) At least once every financial year, delegations made under this Division are to be reviewed by the delegator.
- 3) A person to whom a power or duty is delegated under this Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in Council's Strategic Plan.

COMMUNITY CONSULTATION

Not Applicable.

COMMENT

The attached report outlines the use of Delegated Authority by relevant Council Officers for endorsement by Council.

ATTACHMENTS

Attachment 1 – Delegated Authority Report

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council receives the Delegated Authority Report for the period 1 May to 31 May 2011.

COUNCIL DECISION

Minute No. 9493

Moved: Cr K Wright

Seconded: Cr D Ausburn

That Council receives the Delegated Authority Report for the period 1 May to 31 May 2011.

Carried Unanimously 7/0

Attachment 1 – Delegated Authority Report

BUILDING LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 30 April 2011

| LIC# | DATE RECEIVED | DATE LICENCED | OWNER | BUILDER | LOCATION | DESCRIPTION | NEW / ADD | EST. VALUE | COMMENT / PROCESSING TIME – WORKING DAYS |
|--------------|----------------------|----------------------|--|----------------------|--|---|------------------|-------------------|---|
| 036/2011 | 21/04/2011 | 2/05/2011 | Commissioner of Main Roads | Darryl Pearce | Lot 156 (41) Barding Loop Kununurra | Class 10A - Shade structure | New | \$2,900.00 | 3/15 days |
| 037/2011 | 31/03/2011 | 3/05/2011 | Judy Hughes | Judy Hughes | Loc 511 Riverfarm Road Kununurra | Class 1A addition (Bed & Breakfast) | Add | \$40,000.00 | |
| BAC 038/2011 | 29/04/2011 | 3/05/2011 | David & Veronica Lindsay-Field | Existing structures | Lot 1873 (Strata Lot 1) (8A) Pine Court Kununurra | Existing Class 10A Patio, Shade Structure & Garden Shed | Exist | \$10,000.00 | 1/15 days |
| 039/2011 | 29/03/2011 | 9/05/2011 | Lincoln & Felicity Heading | CKC Nominees | Lot 208 Riverfarm Road Kununurra | Class 1A dwelling (2 storey) | New | \$629,000.00 | |
| 040/2011 | 22/09/2010 | 10/05/2011 | R & S Searle | R & S Searle | Lot 1099 (27) Poinciana Street Kununurra | Class 6 office building/Class 6 Retail | New | \$30,000.00 | |
| 041/2011 | 7/04/2011 | 10/05/2011 | Department of Regional Development & Lands / Ord Valley Tourist Bureau Inc | Franmor Construction | Lot 400 (Reserve 31887) Lake Argyle Road Lake Argyle | Class 10A Ablution block | New | \$70,000.00 | |
| 042/2011 | 10/05/2011 | 17/05/2011 | Frauke Bolten | Lone Eagle WA | King Loc 238 Weaber Plain Road Kununurra | Class 7b/8 Aircraft Hangar | New | \$40,000.00 | 4/15 days |
| 043/2011 | 16/05/2011 | 17/05/2011 | A & T Goldup | A & T Goldup | Lot 50 (1) Dentata Street Kununurra | Class 10B Shade Sails | New | \$5,000.00 | 1/15 days |
| 044/2011 | 10/05/2011 | 19/05/2011 | Lerch Family Trust | Lennox Wildman | Lot 104 Kentia Way Kununurra | Class 4 Caretakers & 7B/8 Commercial Production & Storage shed. Re- | New | \$488,649.82 | 6/15 days |

| | | | | | | | | | | |
|----------|------------|------------|---------------------------|---------------------|---------------------------------------|--|-----|----------------|--|--|
| | | | | | | issue of BL 173/2010 to new builder | | | | |
| 045/2011 | 26/10/2010 | 23/05/2011 | Groset Pty Ltd | Archer Builders | Ellenbrae station | Class 10A Ablution block and roof over existing transportable | New | \$98,000.00 | Awaiting EHO OK on septic & Dept of Health | |
| 046/2011 | 10/05/2011 | 26/05/2011 | L Guymer & K Borger | Lennox Wildman | Lot 313 Zamia Link Kununurra | Class 1A dwelling with attached Class 10A carport & Alfresco | New | \$393,416.00 | 11/15 days | |
| 047/2011 | 25/05/2011 | 31/05/2011 | Coralie & Graham Spurling | Graham Spurling | Lot 1033 (5) Carbeen Street Kununurra | Class 10A shade structure & Class 10B above ground pool | New | \$5,000.00 | 3/15 days | |
| 048/2011 | 30/03/2011 | 31/05/2011 | Toll Group | Maglion Enterprises | Lot 570 Ivanhoe Road Kununurra | Class 5 office attached to existing Class 7B/8 Commercial Production & Storage shed and under existing attached roof | Add | \$229,109.00 | | |
| | | | | | | | | \$2,041,074.82 | | |

DEMOLITION LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 31 May 2011

| DEMO LIC# | DATE APPLIC RECVD | DATE LICENCED | ASSESS NO. | OWNER | BUILDER/DEMOLITION CONTRACTOR | BUILDER ADDRESS | DEMO CLASS (1, 2 or 3 - WARA) | WAD CLASS/LIC NO | LIC No. | LOCATION | Comments (Asbestos) |
|------------|-------------------|---------------|------------|---------------|-------------------------------|----------------------|-------------------------------|------------------|---------|---|--|
| DL 07/2011 | 9/05/2011 | 10/05/2011 | A771P | Rosfaryl Adom | Rosfaryl Adom | PO Box1780 Kununurra | N/A less than 10m2 | N/A | N/A | Lot 757 (16) Silverbox Avenue Kununurra | Asbestos Removal Only - Wall of Bedroom 2 - less than 10m2 |

SIGN LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 31 May 2011

| SIGN LIC# | DATE APPLIC RECVD | DATE LICENCED | ASSESS NO. | OWNER | ADDRESS | BUILDER/ CONTRACTOR | BUILDER ADDRESS | LOCATION | DESCRIPTION | Planning Approval / Delegation |
|------------------|--------------------------|----------------------|-------------------|---|--|----------------------------|----------------------------|---|---|---------------------------------------|
| SL 003/ 2011 | 4/05/2011 | 5/05/2011 | A4999P | Shire of Wyndham East Kimberley (Kimberley Tourism Association) | c/- Kimberley First National Real Estate PO Box 1366 Kununurra | APT Group | PO Box 5923 Broome WA 6725 | "Tourism House" Lot 500 Coolibah Drive Kununurra | 1 x panel addition to existing pylon sign (double sided) & 1 x verandah panel | N/A exempt sign |
| SL 004/ 20111 | 6/05/2011 | 10/05/2011 | A2148D | ROAD RESERVE | | Ord Valley Events Inc | PO Box 1372 Kununurra | Lot 2446 Coolibah Drive Kununurra "Post Office Access Road" | Temporary Banner Sign | N/A exempt sign |

CERTIFICATES OF CLASSIFICATION ISSUED UNDER DELEGATED AUTHORITY – 1 – 31 May 2011

| CERT CLASS# | DATE | Building Licence | ASSESS NO. | Building Class | OWNER | BUILDER | BRB / OB NO | LOCATION | DESCRIPTION |
|--------------------|-------------|-------------------------|-------------------|-----------------------|---|-------------------------------|---------------------|--------------------------------------|--|
| 005/2011 | 23.05.11 | 097/2010 | A1665P | 3, 5 & 6 | Minister for Health (Frontier Services) | Norbuilt Pty Ltd | NO BRB JURISDICTION | Lot 501 (5) Coolibah Drive Kununurra | Class 3, 5 & 6 Day Care Facility for Health and Community Care |
| 006/2011 | 25.05.11 | 137/2009 | A2211P | 5, 10A & 10B | BP Australia Pty Ltd (Air BP) | ZD Constructions | BRB 9115 | Lot 181 Victoria Highway Kununurra | Class 5 Office & Class 10A & 10B shelters & fuel plant |
| 007/2011 | 26.05.11 | 183/2009 | A1189P | 10A | The Roman Catholic Bishop of Broome (St Josephs School Kununurra) | PJ & T Ellis Builders Pty Ltd | BRB 11865 | Lot 970 Coolibah Drive Kununurra | Class 10A Ablution addition & refurbishment & Class 10A Bus Garage |

THERE WERE NO FORMAL NOTICES RAISED PURSUANT TO LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960 FOR ISSUE BY THE CEO UNDER DELEGATED AUTHORITY – 1 – 31 May 2011

COMMUNITY QUICK GRANTS DELEGATED AUTHORITY APPROVALS – 1 May – 31 May 2011

| Approval Date | Organisation | Purpose of Quick Grant | Total Project Cost | Amount Requested | Amount Approved |
|----------------------|--|------------------------------------|---------------------------|-------------------------|------------------------|
| 02/05/2011 | Gelganyem Trust | Barramundi Concert | \$133592 | \$500 | \$500 |
| 02/05/2011 | The Constable Care Child Safety Foundation | Purchase 75 Coloured Water Bottles | \$10780 | \$500 | \$500 |
| 16/05/2011 | King's Church (Christian Outreach Centre) | Community Concert | \$2060 | \$475 | \$475 |
| 16/05/2011 | Garnduwa Amboorny Wirnan Aboriginal Corp | Garnduwa Netball Development Camp | \$1716 | \$500 | \$500 |
| 26/05/2011 | Kununurra Netball Assoc. | Netball post equipment | \$920 | \$500 | \$500 |

12.6.3 Review of Delegations Register

| | |
|---------------------------|--|
| DATE: | 21 June 2011 |
| PROPONENT: | Shire of Wyndham East Kimberley |
| LOCATION: | Shire of Wyndham East Kimberley |
| AUTHOR: | Jo-Anne Ellis, Director Corporate Services |
| REPORTING OFFICER: | Gary Gaffney, Chief Executive Officer |
| FILE NO: | CM.11.4 |

PURPOSE

For Council to consider and adopt the revised Delegations Register.

BACKGROUND

The Local Government Act 1995 allows Council to delegate exercise of certain powers and discharge of duties under the Act to the Chief Executive Officer. These powers and duties may be sub-delegated by the Chief Executive Officer to other Council Officers.

The Local Government Act requires a review of delegations at least once each financial year. Council adopted its delegations in July 2007; they were reviewed in June 2009 and June 2010.

Without delegated authority a large volume of matters would need the full and formal consideration of Council. This would have effect of delaying services to the community and detracting from the ability of Council to focus on more strategic issues.

STATUTORY IMPLICATIONS

Local Government Act 1995

5.42 Delegation of some powers and duties to CEO

(1) A local government may delegate* to the CEO the exercise of any of its powers or the discharge of any of its duties under this Act other than those referred to in section 5.43.

** Absolute majority required.*

(2) A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.

5.43. Limits on delegations to CEO's

A local government cannot delegate to a CEO any of the following powers or duties —

- (a) any power or duty that requires a decision of an absolute majority or a 75% majority of the local government;
- (b) accepting a tender which exceeds an amount determined by the local government for the purpose of this paragraph;
- (c) appointing an auditor;
- (d) acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;
- (e) any of the local government's powers under section 5.98, 5.98A, 5.99, 5.99A or 5.100;
- (f) borrowing money on behalf of the local government;
- (g) hearing or determining an objection of a kind referred to in section 9.5;
- (h) any power or duty that requires the approval of the Minister or the Governor; or
- (i) such other powers or duties as may be prescribed.

5.44. CEO may delegate powers and duties to other employees

- (1) A CEO may delegate to any employee of the local government the exercise of any of the CEO's powers or the discharge of any of the CEO's duties under this Act other than this power of delegation.
- (2) A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.
- (3) This section extends to a power or duty the exercise or discharge of which has been delegated by a local government to the CEO under section 5.42, but in the case of such a power or duty —
 - (a) the CEO's power under this section to delegate the exercise of that power or the discharge of that duty; and
 - (b) the exercise of that power or the discharge of that duty by the CEO's delegate, are subject to any conditions imposed by the local government on its delegation to the CEO.
- (4) Subsection (3)(b) does not limit the CEO's power to impose conditions or further conditions on a delegation under this section.
- (5) In subsections (3) and (4) —
"conditions" includes qualifications, limitations or exceptions.

5.45. Other matters relevant to delegations under this Division

- (1) Without limiting the application of sections 58 and 59 of the *Interpretation Act 1984* —
 - (a) a delegation made under this Division has effect for the period of time specified in the delegation or where no period has been specified, indefinitely; and
 - (b) any decision to amend or revoke a delegation by a local government under this Division is to be by an absolute majority.
- (2) Nothing in this Division is to be read as preventing —
 - (a) a local government from performing any of its functions by acting through a person other than the CEO; or
 - (b) a CEO from performing any of his or her functions by acting through another person.

5.46. Register of, and records relevant to, delegations to CEO's and employees

- (1) The CEO is to keep a register of the delegations made under this Division to the CEO and to employees.
- (2) At least once every financial year, delegations made under this Division are to be reviewed by the delegator.
- (3) A person to whom a power or duty is delegated under this Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.

POLICY IMPLICATIONS

The Delegations Register is part of Council's Policy Framework.

FINANCIAL IMPLICATIONS

There are no direct Financial Implications in regard to this agenda item.

COMMUNITY CONSULTATION

Community Consultation is not required in relation to this item.

STRATEGIC IMPLICATIONS

Adoption of the Delegations Register in the new format will enable the Administration to undertake tasks via delegated authority that previously required a Council Decision. This will improve timelines for completing tasks and reduce the administrative type items in the Council Agenda.

The new format of the Delegations Register is compliant with the Local Government Act.

COMMENT / CONCLUSION

In October 2007 the Department of Local Government undertook a probity compliance audit at the Shire of Wyndham East Kimberley. The audit report identified that unnecessary delegation, duplication of delegations and conversion of delegation to "Acting Through" situation needed to be considered. The following recommendation was made in regard to delegations:

That the Council and CEO undertake a review of delegations with the view of deleting any unnecessary or duplicated delegations. As part of the review reference should be made to the Departments Guideline 17 on Delegations for the purpose of considering substituting delegations for "Acting Through" situations where suitable.

A full review of the delegations register was undertaken in June 2010 with reference to the above recommendation as the Delegations Register included:

- Delegation by Council to the CEO of the exercise of powers or discharge of a duty under the Local Government Act,
- Powers, duties and responsibilities of the CEO specifically included in the Local Government Act,
- Sub-delegations by CEO of Council Delegation and CEO powers, duties and responsibilities under the Act to Officers.

While the Delegations Register should contain these items for completeness Council is only required to adopt the delegations of the exercise of powers or discharge of a duty under the Local Government Act to the CEO.

To achieve this, a changed format of the Delegations Register from that presented in previous years was proposed in June 2010 comprising:

- Part A – Council Delegations
- Part B – CEO Delegations

Part A included the delegations of the exercise of powers or discharge of a duty under the Local Government Act to the CEO. Part B includes the sub-delegation of the exercise of powers or discharge of a duty under the Local Government Act delegated to the CEO and sub-delegation of the powers, duties and responsibilities given to the CEO in the Act.

Part A was presented to be adopted by Council in June 2010 however Council was not comfortable in adopting this at the time as further discussion was needed so the June 2009 version was adopted to ensure legislative compliance regarding annual review.

The November 2009 Delegations Register with mark-up of changes proposed and reason for proposed changes has been provided to Councillors and discussed in detail at a Briefing.

Part A of the document will be the section considered by Council. The unnecessary delegations and those delegations considered to be appropriate for Acting Through have been removed from Part A and will placed in another section of the document as relevant.

ATTACHMENTS

Attachment 1 - Revised Draft Delegations Register Part A

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

That Council adopt the draft Delegations Register - Part A - Council Delegations, to replace the Delegations Register adopted in June 2010.

COUNCIL DECISION

Minute No. 9494

Moved: Cr J Moulden

Seconded: Cr D Ausburn

That Council adopt the draft Delegations Register - Part A - Council Delegations, to replace the Delegations Register adopted in June 2010.

Carried Unanimously 7/0

Attachment 1 - Revised Draft Delegations Register Part A



DELEGATIONS REGISTER

PART A

Delegations to Chief Executive Officer by Council

Adopted xx/xx/xxxx

Shire President

Date:

INTRODUCTION

The aim of delegated authority is to assist with improving the time taken to make decisions within the constraints allowed by the relevant legislation.

The Council of the Shire of Wyndham East Kimberley has resolved to adopt and delegate the functions referred to within this Delegations Manual to the Chief Executive Officer.

The Local Government Act, 1995 Section 5.46 (3) requires that a person to whom a power or duty is delegated under this Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.

For recording purposes the discharge of delegations is recorded in a Monthly Report to Council.

In any instance where a delegation is to be conveyed by the delegator in writing then this manual of delegations shall be the relevant instrument and as such is signed by the Shire President on the front cover.

5.43 . Limits on delegations to CHIEF EXECUTIVE OFFICERS

A local government cannot delegate to a CEO any of the following powers or duties —

- (a) any power or duty that requires a decision of an absolute majority or a 75% majority of the local government;
- (b) accepting a tender which exceeds an amount determined by the local government for the purpose of this paragraph;
- (c) appointing an auditor;
- (d) acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;
- (e) any of the local government's powers under section 5.98, 5.98A, 5.99, 5.99A or 5.100;
- (f) borrowing money on behalf of the local government;
- (g) hearing or determining an objection of a kind referred to in section 9.5;
- (h) any power or duty that requires the approval of the Minister or the Governor; or
- (i) such other powers or duties as may be prescribed.

Table of Contents

Delegations -Specific to Powers/Duties in the Local Government Act, 1995

| # | DELEGATION DESCRIPTION | REVIEW |
|-------------|---|--|
| CD/GOV-6100 | ENFORCEMENT & LEGAL PROCEEDINGS – APPOINTMENT OF AUTHORISED PERSONS | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6101 | TENDERS | |
| CD/GOV-6102 | DISPOSAL OF PROPERTY | |
| CD/GOV-6103 | CERTAIN THINGS TO BE DONE IN RESPECT OF LAND | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6104 | PUBLIC THOROUGHFARES | |
| CD/GOV-6105 | EXPENSES OF COUNCILLORS & STAFF | |
| CD/GOV-6106 | STRATA TITLES | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6107 | PROCEEDINGS UNDER DOG ACT | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6108 | RIGHT TO INSPECT CONFIDENTIAL INFORMATION | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6109 | TOWN PLANNING | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6110 | ENVIRONMENTAL HEALTH | 16 June 2009 (Minute 8705) 17 November 2009 (Minute 8939) 22 June 2010 (Minute 9202) |
| CD/GOV-6111 | NON STATUATORY DELEGATIONS | 16 June 2009 (Minute 8705) 22 June 2010(Minute 9202) |
| CD/GOV-6112 | WAIVING / GRANTING CONCESSION IN RELATION TO FEES AND CHARGES AND WRITE OFF OF AMOUNT OF MONEY OWED | |

| | |
|--|--|
| CD/GOV-6100 | ENFORCEMENT & LEGAL PROCEEDINGS – APPOINTMENT OF AUTHORISED PERSONS |
| <p>The Chief Executive Officer is delegated authority to appoint, in writing, persons or classes of persons to be authorised for the purposes of performing particular functions being those referred to in Section 9.10 of the Local Government Act 1995. The Chief Executive Officer is to issue a certificate to each person authorised stating that they are authorised.</p> | |
| LEGISLATIVE POWER | Local Government Act 1995 Section 9.10 |
| COUNCIL POLICY | N/A |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| | |
|---|---|
| CD/GOV-6101 | TENDERS |
| <p>The Chief Executive Officer is delegated authority to:</p> <ul style="list-style-type: none"> • seek expressions of interest before entering the tender process. • consider any submissions of interest that have not been rejected and decide which ones could satisfactorily supply the goods or services. • invite tenders before entering into a contract for goods and services with a value of \$100,000 or more, provided that appropriate provision is made in Council's Adopted Budget. • determine in writing the criteria for accepting tenders. • consider any tender that has not been rejected and decide which one to accept provided the tender amount does not exceed the amount determined by Council in accordance with Section 5.43(b), and full provision is made in Council's Adopted Budget. • decline to accept any tender. • with the approval of the tenderer; make a minor variation in a contract for goods or services before entering into a contract with the successful tenderer. • select the next most appropriate tender if the successful tenderer does not want to accept the contract with the variation or an agreement cannot be reached with the successful tenderer. <p>The amount determined in accordance with Section 5.43(b) is \$500,000.</p> | |
| LEGISLATIVE POWER | Local Government Act 1995 Sections 5.42/5.43(b), 3.57(1), Local Government (Functions and General) Regulations 1996 Regulations 11, 14(2a), 18(4)&(5), 20, 20(2), 21(1), 23(3) |
| COUNCIL POLICY | F19 – Purchasing and Tendering Policy |
| ADOPTED | Xx June 2011 (Minute xxxx) |
| REVIEWED | |

| | |
|--|---|
| CD/GOV-6102 | DISPOSAL OF PROPERTY |
| <p>The Chief Executive Officer is delegated authority to dispose by way of public auction, suitable public tender or private treaty:</p> <ul style="list-style-type: none"> • any property (other than land) valued at an amount not exceeding \$100,000. • land valued at an amount not exceeding \$500,000 <p>provided that appropriate provision is made in Council's Adopted Budget.</p> | |
| LEGISLATIVE POWER | Local Government Act 1995 Section 3.58 (2) & (3) |
| COUNCIL POLICY | N/A |
| ADOPTED | Xx June 2011 (Minute xxxx) |
| REVIEWED | |

| | |
|---|--|
| CD/GOV-6103 | CERTAIN THINGS TO BE DONE IN RESPECT OF LAND |
| <p>The Chief Executive Officer is delegated authority to</p> <ul style="list-style-type: none"> • give an occupier notice requiring then to do something to the land if it is specified in Schedule 3.1. • inform the owner if the occupier is not the owner. • Do anything considered necessary to achieve the purpose for which the notice was given in order to make a person comply with the notice. • Continue to undertake works that are not carried out by the owner or occupier and recover the costs as a debt • Go onto private land in circumstances prescribed in Schedule 3.2 and carry out works, even without the consent of the owner. • Authorise a person to enter land, premises or thing without consent, after notice has been given, unless the owner or occupier has objected to the entry. • Enter land in an emergency without notice or consent. • Make an opening in a fence to do works on property subject to providing the owner or occupier with 3 days written notice. | |
| LEGISLATIVE POWER | Local Government Act 1995 Sections 3.25 (1), 3.25 (1), 3.26(2)&(3), 3.27(1), 3.31(2), 3.34(1), 3.36(3) |
| COUNCIL POLICY | |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| | |
|---|--|
| CD/GOV-6104 | PUBLIC THOROUGHFARES |
| <p>The Chief Executive Officer is delegated authority to</p> <ul style="list-style-type: none"> • Close a thoroughfare wholly or partially, for a period not exceeding 4 weeks. • Provide public notice of intentions and reasons for, and invite and consider submission prior to wholly or partially closing to vehicles a thoroughfare for a period exceeding 4 weeks. • Give notice of proposal and invite and consider submissions before fixing, altering or realigning a public thoroughfare or draining water onto adjoining land. <p>Any proposal to close a thoroughfare for any period exceeding 3 months shall be referred to Council for determination.</p> | |
| LEGISLATIVE POWER | Local Government Act 1995 Section 3.50(1), 3.50(1a),&(4), 3.51(3) |
| COUNCIL POLICY | N/A |
| ADOPTED | Xx June 2011 (Minute xxxx) |
| REVIEWED | |

| | |
|--|--|
| CD/GOV-6105 | EXPENSES OF COUNCILLORS & STAFF |
| <p>The Chief Executive Officer is delegated authority to</p> <ul style="list-style-type: none"> • Approve expenses which are to be reimbursed to Councillors, provided that the expenses are of the kind prescribed as those which the local government can approve for reimbursement (subject to section 5.98(3)) • Approve reimbursement to a council member an approved expense, either generally or in a particular case. • Reimburse an employee for an expense that was incurred in relation to a matter affecting the local government • Make a cash advance to a person for an expense which can be reimbursed | |
| LEGISLATIVE POWER | Local Government Act 1995 Section 5.98(2)(b) & (4), 5.101(2), 5.102 |
| COUNCIL POLICY | |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| CD/GOV-6106 | STRATA TITLES |
|---|--|
| <p>Pursuant to the provisions of Section 23 of the Strata Titles Act 1985, the Chief Executive Officer is authorised to issue the appropriate certificates in respect to buildings as may be shown on a strata plan to be lodged for registration under the Act, provided that the buildings shown on the strata plan are first inspected to ensure compliance with Town Planning, Health and other Council requirements and that the Chief Executive Officer is of the opinion that the buildings are of sufficient standard and suitable to be divided into lots pursuant to the Strata Titles Act.</p> <p><i>(Note: This delegation is to be supported by an instrument in writing under the Common Seal of the Shire.)</i></p> <p>Conditions and Exceptions:</p> <p>A list of all Strata Title applications determined under delegated authority shall be incorporated in the Council's agenda and minutes</p> | |
| LEGISLATIVE POWER | Strata Titles Act 1985 Section 23, excluding subsection (3) |
| COUNCIL POLICY | N/A |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| CD/GOV-6107 | PROCEEDINGS UNDER DOG ACT |
|---|--|
| <p>In accordance with Section 44 of the Dog Act, the Chief Executive Officer is authorised to institute and carry on proceedings in the name of the Shire in respect to offences alleged to have been committed within the district against the Dog Act.</p> <p>This delegation also enables the Chief Executive Officer to issue infringement notices pursuant to the provisions of Section 29 of the Act.</p> | |
| LEGISLATIVE POWER | Dog Act 1976 Section44 |
| COUNCIL POLICY | N/A |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| | |
|---|--|
| CD/GOV-6108 | RIGHT TO INSPECT CONFIDENTIAL INFORMATION |
| The Chief Executive officer is delegated the authority to determine whether information prescribed as confidential may be made available for inspection under Section 5.95(7) | |
| LEGISLATIVE POWER | Local Government Act 1995 (Section 5.42) |
| COUNCIL POLICY | N/A |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

| | |
|--|----------------------|
| CD/GOV-6109 | TOWN PLANNING |
| CEO has delegated authority to make decisions on the following matters | |
| <p>1. LAND USES Authority to deal with the following:</p> <ul style="list-style-type: none"> • Approve all developments applications where the proposed use is a 'P' use in the Town Planning Scheme No.6 or No. 7 including minor variation to Residential Design Codes where no objection is raised by adjoining landowners/occupiers; • Approve all development applications where the proposed use is an 'IP' use in the Town Planning Scheme No. 6 or No. 7; • Approve the following development applications where the proposed use is an 'AA' use in Town Planning Scheme No. 6 or No. 7; <ul style="list-style-type: none"> i. Group Dwellings in Residential and Town Centre Zones ii. Offices and Warehouses in Mixed Business Zones iii. Agricultural uses in Rural Agriculture 1, Rural Agriculture 2 and Rural Living, Rural Residential, and Rural Small Holdings Zones. iv. Building extensions to existing buildings. v. Industrial Uses in Composite Light and General Industry zones. vi. Home Occupation and Home Business in all zones. vii. Variations to setbacks to property boundaries for residential dwellings in accordance with the provisions of the Residential Design codes (multiple and grouped dwellings). • Impose conditions on development approval, which relates to the orderly and proper planning, preservation of amenity of the locality and other such conditions as may be deemed appropriate. <p>2. ADVERTISING OF 'SA' USES – TOWN PLANNING SCHEME No.6 or No.7</p> <ul style="list-style-type: none"> • Initiate advertising for an application made pursuant to the Scheme and refer the application and submissions to council; <p>3 SUBDIVISIONS</p> <ul style="list-style-type: none"> • Undertake all matters relating to the performance of Council's functions with regard to subdivisions under S24 of the Planning and Development Act 2005. (Note: S24 relates to objections and recommendations received regarding subdivisions) | |

4. MISCELLANEOUS

- All matters which arise out of the imposition of conditions on development approvals
- Determine Council's position with respect to any mediation process resulting from an appeal to the Town Planning Appeal Tribunal or Minister for Planning following consultation with the President (or in the absence of the President the Deputy President)
- Exercise and discharge all of Council's powers and functions under S215 of the Planning and Development Act 2005 following consultation with the President (or in the absence of the President the Deputy President). (Note: S215 relates to the power to direct cessation or removal of unlawful development, or restoration or execution of work.)
- Issue and serve notices, and take any other action, on properties owners who are deemed to be in breach of the Shire Town Planning Schemes.
- Approve Signage in accordance with Council Policy.
- Obtain Legal Advice pertaining to Planning matters within budget constraints.

Notes:

For the purpose of S 24 of the *Planning and Development Act 2005*, Council's functions with regard to subdivisions were specified as functions to be performed by the Chief Executive Officer under s5.41(i) of the *Local Government Act 1995*

The endorsement and variation of building envelopes in accordance with the requirements of Town Planning Scheme No 6 or No 7, were specified as a function that can be performed by the Chief Executive Officer under S5.41 (i) of the *Local Government Act 1995*.

Conditions and Exceptions

- A list of all development applications determined under delegated authority shall be incorporated in the Council's agenda and minutes;
- Every applicant who received notification of a conditional approval of a development application that was determined by delegation to the Chief Executive Officer and is aggrieved by the decision may within 28 days of the date of that decision request that the matter be reconsidered by Council;
- All applications where the CEO recommendation is for refusal must be presented to Council for consideration;
- Any objection to, or recommendation on, any application for subdivision which is not consistent with adopted Council policy, is referred to Council for a decision;
- Legal action in relation to breaches to planning conditions and/or breaches of Council's Town Planning Scheme can only be undertaken by the Chief Executive Officer in accordance with Council Policy.

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| LEGISLATIVE POWER | PLANNING AND DEVELOPMENT ACT 2005 SHIRE OF WYNDHAM-EAST KIMBERLEY TOWN PLANNING SCHEMES |
| COUNCIL POLICY | |
| ADOPTED | 17 July 2007 |

| | |
|-----------------|--|
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |
|-----------------|--|

| CD/GOV-6110 | ENVIRONMENTAL HEALTH |
|--|---|
| <p>CEO has delegated authority to :</p> <ul style="list-style-type: none"> • Act under S26 of the Health Act 1911 associated regulations and local laws; • Administer the <i>Food Act 2008</i> associated regulations and local laws; • Administer the Litter Act 1979 and regulations; • Act as an authorized person in accordance with S17 of the <i>Caravan Parks and Camping Grounds Act 1995</i> and to administer the Caravan and Camping Grounds Regulations 1997; • Administer the provisions of the Fly Eradication Regulations; • Administer the Environmental Protection Act 1986. <p>CEO is authorised to administer the following local laws of the Shire of Wyndham-East Kimberley:</p> <ul style="list-style-type: none"> • 2003 Shire of Wyndham East Kimberley Local Laws • 2004 Shire of Wyndham East Kimberley Health Local Laws <p><u>Conditions and Exceptions:</u></p> <p>Health Act 1911 Environmental Health Officer to exercise and discharge all of Council's powers and functions under that Act, regulations and local laws made under this Act provided that the power to prosecute any person is only exercised with the approval of the Chief Executive Officer;</p> <p>Food Act 2008 Environmental Health Officer to exercise and discharge all of Council's powers and functions under that Act, regulations and local laws made under this Act provided that the power to prosecute any person is only exercised with the approval of the Chief Executive Officer;</p> <p>Litter Act 1979 Except the power to withdraw infringement notices issued under Acts, regulations or local laws.</p> <p>Caravan Parks and Camping Grounds Act 1995; The power to prosecute any person may only be exercised with the approval of the Chief Executive Officer;</p> <p>Fly Eradication regulations The power to prosecute may only be exercised with the approval of the Chief Executive Officer.</p> | |
| LEGISLATIVE POWER | Health Act 1911 Food Act 2008 Litter Act 1979 Caravan and Camping Grounds Act 1995 Fly Eradication Regulations Environmental Protection Act 1986 |

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| COUNCIL POLICY | |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 17 November 2009 (Minute 8939) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

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| CD/GOV-6111 | NON STATUTORY DELEGATIONS |
| <p>Delegated authority is provided to respond to requests, applications or referrals received by the Shire on the following matters:</p> <ul style="list-style-type: none"> • Sale or lease of land by State or Federal Government Departments. • Land clearing applications from the State and or Commonwealth Agencies • Mining tenement referrals from the Department of Industry and Resources. • Liquor license applications • Fireworks applications • Approval of names by Geographic Names Committee • Activities on Crown Land | |
| LEGISLATIVE POWER | NIL |
| COUNCIL POLICY | |
| ADOPTED | 17 July 2007 |
| REVIEWED | 16 June 2009 (Minute 8705) 22 June 2010 (Minute 9202) Xx June 2011 (Minute xxxx) |

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| CD/GOV-6112 | WAIVING / GRANTING CONCESSION IN RELATION TO FEES AND CHARGES AND WRITE OFF OF AMOUNT OF MONEY OWED. |
| <p>The Chief Executive Officer is delegated authority to:</p> <ul style="list-style-type: none"> • Waive or grant concessions in relation to adopted fees and charges. • Determine what conditions apply to granting of a concession. • Write off amounts of money owed to the local government up to \$1,000 in value. <p>This delegation is subject to Section 6.12(2)</p> | |
| LEGISLATIVE POWER | Local Government Act 1995 Section 6.12(1)(b), 6.13(1) |
| COUNCIL POLICY | |
| ADOPTED | Xx June 2011 (Minute xxxx) |
| REVIEWED | |

12.7 ELECTED MEMBER REPORTS

Cr Di Ausburn

- 25 May Story Time Kununurra Library ``Feathers for Pheobe``
- 14 June Budget Workshop
- 21 June Airport Meeting
- 21 June Council Meeting Wyndham

Cr J Moulden

- 14th June Budget Workshop
- 18 June Opening of Tip Shop, Kununurra Landfill Site

Cr R Addis

- 20 May Kimberley Development Commission
- 9 June Regional Development Council 9th June

COUNCIL DECISION

Minute No. 9495

**Moved: Cr J Moulden
Seconded: Cr K Wright**

That Council note the Elected Member Reports for May / June 2011.

Carried Unanimously 7/0

12.8 CHIEF EXECUTIVE OFFICER REPORTS

The Shire President advised that he had attended the following meetings and functions on behalf of Council:

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| 26 May | Council Auditors Warmun Taskforce |
| 27 May | Wyndham Meeting |
| 29 May | Kalumburu Road and Port Warrender inspection and meeting with Pastoral Properties Doongan, Drysdale and Theda, Kalumburu Mission |
| 30 May | Kalumburu road inspection, Ngallagunda Community Meeting, Mt Elizabeth and inspection of Dodnun road |
| 2 June | Advent Energy Warmun Taskforce |
| 3 June | Invest WA conference Verdan Properties |
| 8 June | Kimberley Regional Collaborative Group Meeting Regional Development Australia meeting |
| 9 June | FESA – WANDDRA funding Bi-Annual Rangeland Conference planning Argyle Diamonds - Mr Santosh Pathak |
| 14 June | Kimberley Zone EA interviews |
| 15 June | Aboriginal Lands Trust Board Wyndham/Oombulgurri Accommodation Issues, DHS, DCP, DOH |
| 16 June | Moonamang Joint Venture |

COUNCIL DECISION

Minute No. 9495

**Moved: Cr J Moulden
Seconded: Cr D Ausburn**

That Council note the Chief Executive Officer Reports for May / June 2011.

Carried Unanimously 7/0

13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

14. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

15. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

15.1 DEVELOPMENT ASSESSMENT PANEL – RENOMINATION OF ALTERNATE MEMBER

RECOMMENDATION

That Council nominate Cr Spike Dessert as an Alternate Member to the Development Assessment Panel.

COUNCIL DECISION

Minute No. 9496

Moved: Cr J Moulden
Seconded: Cr R Addis

That Council nominate Cr Spike Dessert as an Alternate Member to the Development Assessment Panel.

Carried Unanimously 7/0

16. MATTERS BEHIND CLOSED DOORS

Nil

17. CLOSURE

With all matters of business complete the Shire President declared the meeting closed at 6:30pm.