



MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 20 NOVEMBER 2012

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
AGENDA
OF THE ORDINARY COUNCIL MEETING
HELD ON TUESDAY, 20 NOVEMBER 2012 AT 5:00 PM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Deputy Shire President declared the meeting open at 5:00pm.

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

ATTENDANCE

Cr R Addis	Deputy Shire President
Cr J Parker	Councillor
Cr J McCoy	Councillor
Cr D Ausburn	Councillor
Cr R Dessert	Councillor
Cr C Gore-Birch Gault	Councillor
Gary Gaffney	Chief Executive Officer
K Hannagan	Director Infrastructure
N Kearns	Director Community Development
J Ninnette	Senior Planning Officer
G Old	Manager Financial Services
D McCallum	Governance Officer (Minute Taker)
M Le Riche	Communications and Media Officer

GALLERY

Nil

APOLOGIES

Cr J Moulden Shire President

LEAVE OF ABSENCE PREVIOUSLY APPROVED

Nil

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

Nil

7. APPLICATIONS FOR LEAVE OF ABSENCE

Cr Di Ausburn applies for a leave of absence for January and February 2013 Ordinary Council Meetings.

Cr Cissy Gore-Birch Gault applies for a leave of absence for January 2013 Ordinary Council Meeting.

COUNCIL DECISION

Minute No. 9920

**Moved: Cr J Parker
Seconded: Cr J McCoy**

That Council grants Cr Di Ausburn a leave of absence for January and February 2013 Ordinary Council Meetings.

Carried Unanimously 6/0

COUNCIL DECISION

Minute No. 9921

Moved: Cr D Ausburn

Seconded: Cr J Parker

That Council grants Cr Cissy Gore-Birch Gault a leave of absence for January 2013 Ordinary Council Meeting.

Carried Unanimously 6/0

8. CONFIRMATION OF MINUTES

8.1 CONFIRMATION OF MINUTES OF ORDINARY COUNCIL MEETING OF 23 OCTOBER 2012

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Council Meeting held on 23 October 2012

COUNCIL DECISION

Minute No. 9922

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

That Council confirms the Minutes of the Ordinary Council Meeting held on 23 October 2012.

Carried Unanimously 6/0

9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Nil

10. DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

11. MINUTES OF COUNCIL COMMITTEE MEETINGS

Nil

12. REPORTS

12.1 MATTERS ARISING FROM COMMITTEES OF COUNCIL

Nil

12.2 CORPORATE SERVICES

12.2.1 Monthly Financial Report

No reports.

12.2.2 List of Accounts Paid Under Delegation

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Paulette Strongman, Finance Officer Asanka Jayakody, Accountant
REPORTING OFFICER:	Jo-Anne Ellis, Director Corporate Services
FILE NO:	FM.09.5

PURPOSE

To present the listing of accounts paid from the Municipal Fund and Trust Fund in accordance with the requirements of the Local Government (Financial Management) Regulations 1996.

BACKGROUND

Council delegated to CEO the exercise of its power under Financial Management Regulation 12 to make payments from Municipal Fund and Trust Fund at the Ordinary Council Meeting of 16th August 2011.

STATUTORY IMPLICATIONS

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

POLICY IMPLICATIONS

CD\GOV6113 – Payments from Municipal Fund and Trust Fund.

FINANCIAL IMPLICATIONS

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

STRATEGIC IMPLICATIONS

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

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

In accordance with statutory requirements, 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 from Municipal Fund and Trust Fund

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council receives and accepts the listing of accounts paid from the Municipal and Trust fund, being:

Municipal EFT116516 – EFT116777 (05 Oct – 30 Oct 12)	\$ 1,484,275.77
Municipal cheques 41580 - 41648 (08 Oct – 30 Oct 12)	\$ 157,198.08
Trust cheques 436 - 446 (08 Oct – 25 Oct 12)	\$ 561,964.37
Trust EFT 500359 - 500378 (02 Oct – 31 Oct 12)	\$ 18,148.35
Payroll (03 Oct – 31 Oct 12)	\$ 655,269.07
Direct bank debits (01 Oct – 31 Oct 12)	<u>\$ 37,720.38</u>
TOTAL	\$ 2,914,576.02

COUNCIL DECISION

Minute No. 9923

Moved: Cr D Ausburn

Seconded: Cr J Parker

That Council receives and accepts the listing of accounts paid from the Municipal and Trust fund, being:

Municipal EFT116516 – EFT116777 (05 Oct – 30 Oct 12)	\$ 1,484,275.77
Municipal cheques 41580 - 41648 (08 Oct – 30 Oct 12)	\$ 157,198.08
Trust cheques 436 - 446 (08 Oct – 25 Oct 12)	\$ 561,964.37
Trust EFT 500359 - 500378 (02 Oct – 31 Oct 12)	\$ 18,148.35
Payroll (03 Oct – 31 Oct 12)	\$ 655,269.07
Direct bank debits (01 Oct – 31 Oct 12)	<u>\$ 37,720.38</u>
TOTAL	\$ 2,914,576.02

Carried Unanimously 6/0

LIST OF ACCOUNTS SUBMITTED TO COUNCIL 20 NOVEMBER 2012

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT116516	05/10/2012	K P MORGAN T/A JISHIN ACADEMY	TRAINING 10XSTAFF - CERT II IN SECURITY OPS - 15-26/10/12 - KNX AIRPORT	24,750.00
EFT116517	08/10/2012	ALLIED PICKFORDS PTY LTD	RELOCATION - SENIOR TECHNICAL OFFICER - IN ACCO. WITH EMP. CONTRACT	591.23
EFT116518	08/10/2012	ALISON LEE	CUTLERY - EAST KIMBERLEY REGIONAL AIRPORT SECURITY OFFICE	60.00
EFT116519	08/10/2012	ALL SEASONS KUNUNURRA	ACCOMMODATION - CONTRACTOR - SQUASH COURTS KUNUNURRA UPGRADE	149.00
EFT116520	08/10/2012	ALLCLEAN COMMERCIAL CLEANERS	CLEANING - VARIOUS LOCATIONS - AUG 12 - KUNUNURRA	25,971.10
EFT116521	08/10/2012	ALLGEAR MOTORCYCLES AND SMALL ENGINES	SERVICE - P357	224.35
EFT116522	08/10/2012	ANALYTICAL REFERENCE LABORATORY	SULPHITE, POTABLE WATER SAMPLE & FREIG - PREVENTATIVE SERVICE - KNX	407.00
EFT116523	08/10/2012	ARGYLE MOTORS	NEW HILUX 4 X 2, SERVICE - P374, P490	35,582.08
EFT116524	08/10/2012	AUSTRALIA POST - ACCOUNTS RECEIV. TEAM	POSTAGE AND STATIONERY PURCHASES - OCTOBER 2012	1,633.29
EFT116525	08/10/2012	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	183.20
EFT116526	08/10/2012	BLACKWELL AND ASSOCIATES PTY LTD	ANTHON'S LANDING JETTY - FINAL PAYMENT IN ACCO. WITH CONTRACT	11,000.00
EFT116527	08/10/2012	C & S JOLLY ELECTRICS PTY LTD	REPAIR JUNCTION BOX & SECURITY FLOOD LIGHTS - WYN RECREATION CENTRE	3,564.61
EFT116528	08/10/2012	COUNTRY ARTS (WA) INC	ANNUAL SUBSCRIPTION MEMBERSHIP FEE - 2012/13	110.00
EFT116529	08/10/2012	CARDNO (WA) PTY LTD	PROFESSIONAL SERVICES - WASTE MANAGEMENT STRATEGY	8,683.95
EFT116530	08/10/2012	CORE BUSINESS AUSTRALIA PTY LTD	PROFESSIONAL SERVICE - ASSET MANAGEMENT PLAN	40,893.64
EFT116531	08/10/2012	CR JANE PARKER	TRAVEL REIMBURSEMENT - COUNCIL MEETINGS - JUL - SEP 12	1,652.70
EFT116532	08/10/2012	DCD SYSTEMS PTY LTD	SIERZEGA RADAR TRAFFIC COUNTERS X 2	9,680.00
EFT116533	08/10/2012	DEPT OF ENVIRONMENT & CONSERVATION	LICENCE - KUNUNURRA WASTE DISPOSAL SITE	4,672.00
EFT116534	08/10/2012	DY-MARK (WA) PTY LTD	ROAD MARKING - 48 X CANS OF SPRAY AND MARK - WEABER PLAIN RD - KNX	473.62
EFT116535	08/10/2012	DRYSDALE RIVER STATION	REMOTE FUEL - PROJECT MANAGER - KALUMBURU ROAD RE- CONSTRUCT	302.14
EFT116536	08/10/2012	EAST KIMBERLEY HARDWARE	BELT SANDER 240V HITACHI - KUNUNURRA LEISURE CENTRE	367.30
EFT116537	08/10/2012	EAST KIMBERLEY MARINE	PORT & STARBOARD ENGINE - OPERATING GRANT EXPENDITURE - SES	1,594.28
EFT116538	08/10/2012	FRONTIER FENCING	PAVING WORKS & MATERIALS - WYNDHAM SWIMMING COMPLEX	6,966.00
EFT116539	08/10/2012	FUJI XEROX AUSTRALIA P/L	PRINTER COSTS - AUG 12 - WYNDHAM ADMIN	287.85
EFT116540	08/10/2012	FRANMOR CONSTRUCTIONS PTY LTD	SECOND CLAIM - KNX AIR SERVICES BUILDING FRONTAGE	75,626.99
EFT116541	08/10/2012	FREMANTLE PRESS	BOOKS FOR RE-SALE - KIMBERLEY WRITERS FESTIVAL 2012	688.62

EFT116542	08/10/2012	GUERINONI & SONS	FINAL PAYMENT - WALKWAY GRAVEL PAVEMENT CONST. - SWIM BEACH	8,065.70
EFT116543	08/10/2012	HYDRO KLEEN	A/C MAINTENANCE - KUNUNURRA AIRPORT DEPOT	132.00
EFT116544	08/10/2012	IBAC PLUMBING PTY LTD	PLUMBING - SPORTIES CLUB, STAFF HOUSING, CHANGE ROOMS KLC -KNX	9,589.03
EFT116545	08/10/2012	IT VISION ITV	IT VISION TRAINING 6 X STAFF - CREDITORS	253.00
EFT116546	08/10/2012	IRRIBIZ	SOLENOIDS & ASSORTED PVC IRRIGATION FITTINGS - WYNDHAM	620.58
EFT116547	08/10/2012	JABIRU PAINTING PTY LTD	PAINT EXTERNAL REAR WALL AND NEW ARCHIVE ROOM - KNX AIRPORT	2,475.00
EFT116548	08/10/2012	JSW HOLDINGS PTY LTD	HIRE SIDE TIPPER - TIP KNX, SEALING AGGREGATE - VARIOUS RDS - KNX	36,292.52
EFT116549	08/10/2012	JAB INDUSTRIES	WATER TANK TO LANDFILL SITE - KNX	2,227.50
EFT116550	08/10/2012	JANET TAKARANGI	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	409.96
EFT116551	08/10/2012	JO-ANNE ELLIS	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	154.11
EFT116552	08/10/2012	KUNUNURRA 4WD SPARES	POWER PLUG ALTERATION AND WINCH CONTROLLER REPAIR - P388	70.00
EFT116553	08/10/2012	KIMBERLEY COMMUNICATIONS	SUPPLY & INSTALL UHF AIRBAND RADIO - P211 , P119. REPLACE LNC - TRIPLE J	559.00
EFT116554	08/10/2012	KIMBERLEY ECHO - ALBANY ADVERTISER	ADVERTISING - SWEK NEWS - AUG 12	4,117.75
EFT116555	08/10/2012	KIMBERLEY HYDRAULICS	REPAIR & REPLACEMENT FIRE HOSE	253.29
EFT116556	08/10/2012	KIMBERLEY TREE SERVICES PTY LTD	REMOVE STUMP - AIRPORT STAFF PARKING AREA	550.00
EFT116557	08/10/2012	KUNUNURRA BETTA ELECTRICAL & GAS	FURNITURE - 4 X STAFF HOUSING - WYNDHAM & KUNUNURRA	7,901.80
EFT116558	08/10/2012	KUNUNURRA COMMERCIAL BODY WORKS	REPLACEMENT WINDSCREEN - P475	580.00
EFT116559	08/10/2012	KUNUNURRA DISTRICT HIGH SCHOOL	PHOTOCOPIER CHARGES FROM KDHS FOR JUN, JUL & AUG 12	403.56
EFT116560	08/10/2012	KUNUNURRA GYMNASTICS CLUB	3 X KIDS PORT FEES - KUNUNURRA	600.00
EFT116561	08/10/2012	KUNUNURRA HOME & GARDEN	PAINT DROP SHEETS - KLC, URINAL CARTRIDGES, RUBBISH BIN - KNX AIRPORT	243.45
EFT116562	08/10/2012	KUNUNURRA LOCK & KEY	RE-KEY TWO DOORS - WYNDHAM OVAL TOILETS & CHANGE ROOMS	132.00
EFT116563	08/10/2012	KUNUNURRA SECURITY SERVICE	SECURITY SERVICES - AIRPORT SCREENING & CALL OUT DOCKETS	18,611.00
EFT116564	08/10/2012	L.G.R.C.E.U	PAYROLL DEDUCTIONS	19.40
EFT116565	08/10/2012	LANGFORD MACHINERY PTY LTD	NEW BOLTS TO LOCK IN - P435, P470. NEW REAR WINDOW - P355	600.00
EFT116566	08/10/2012	LAWRENCE & HANSON GROUP	DOWNLIGHTS - STAFF HOUSING - RIVERFIG AVE KUNUNURRA	72.44
EFT116567	08/10/2012	LANDGATE	LAND ENQUIRES	437.18
EFT116568	08/10/2012	MAXXIA	PAYROLL DEDUCTIONS	6,214.58
EFT116569	08/10/2012	NORTHERN INTEREST PTY LTD	FUEL - SES	183.61
EFT116570	08/10/2012	ORD RIVER ELECTRICS	REPLACE - FAN, GLOBES ,POND PUMP - RIVER FIG KNX, LIGHTS - KNX POOL	484.20
EFT116571	08/10/2012	OFFICE NATIONAL KUNUNURRA	STATIONARY - KUNUNURRA AIRPORT	195.74

EFT116572	08/10/2012	OLLIE'S IRRIGATIONS & PLUMBING SUPPLIES	RETICULATION FITTINGS - KUNUNURRA	445.50
EFT116573	08/10/2012	ORD FUEL SUPPLIES	GREASE - P488, DIESEL - DEPOT KUNUNURRA	10,636.89
EFT116574	08/10/2012	ORD RIVER CONTRACTING	HIRE EXCAVATOR & CIVIC WORKS - KALUMBURU RD RE-CONSTRUCT	92,252.60
EFT116575	08/10/2012	ORIA ORCHARDS	WEEKLY FLOWER - SEP - AIRPORT & ADMIN KUNUNURRA	90.00
EFT116576	08/10/2012	PIVOTEL	SERVICE CHARGES - 4 X SATELLITE PHONES	140.00
EFT116577	08/10/2012	QUICK CORPORATE AUSTRALIA	STATIONERY - WYNDHAM CHILDCARE & KUNUNURRA ADMIN	1,381.00
EFT116578	08/10/2012	SEARLES MECHANICAL REPAIRS	EXHAUST JACK - P485	275.00
EFT116579	08/10/2012	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	1,483.43
EFT116580	08/10/2012	TELFORD INDUSTRIES	POOL CHEMICALS & TEST TUBES - KUNUNURRA SWIMMING POOLS	938.52
EFT116581	08/10/2012	THORLEY'S STORE	BBQ GAS BOTTLE REFILL - WYNDHAM SWIMMING POOL	90.00
EFT116582	08/10/2012	TOLL EXPRESS	FREIGHT - DEPOT - KUNUNURRA	178.83
EFT116583	08/10/2012	THE KIMBERLEY GRANDE	PRE-EMPLOYMENT ACCOMMODATION - INTERVIEW - KUNUNURRA AIRPORT	320.00
EFT116584	08/10/2012	THINKING & ADVOCACY FOR INDIGE. PEOP.	FINALISATION OF THE KIMBERLEY HCF EOI PANEL ASSESSMENT	6,325.00
EFT116585	08/10/2012	TYREPLUS KUNUNURRA	NEW TYRES - P211	740.00
EFT116586	08/10/2012	WALGA SUPERANNUATION PLAN	SUPERANNUATION CONTRIBUTIONS	36,852.72
EFT116587	08/10/2012	WA LOCAL GOVERNMENT ASSOCIATION	ADVERTISING - JOB AD AND STANDOUT AD PACKAGES- SEEK REC. WEBSITE	1,651.10
EFT116588	08/10/2012	WESTRAC EQUIPMENT PTY LTD	SERVICE - P488, P350	4,412.64
EFT116589	08/10/2012	WYNDHAM EXCAVATIONS	EXTINGUISH FIRE - HIRE LOADER & TRUCK - WYNDHAM LANDFILL SITE	1,965.00
EFT116590	11/10/2012	ABCO PRODUCTS	CLEANING EQUIPMENT START-UP KITS - AIRPORT KUNUNURRA	15,945.58
EFT116591	11/10/2012	ASK WASTE MANAGEMENT	PROFESSIONAL SERVICES ENGINEERING PLANS - DRYING BEDS - KNX LANDFILL.	6,652.25
EFT116592	11/10/2012	ACE CORPORATE APPAREL	STAFF UNIFORMS - KNX AIRPORT STAFF	1,419.00
EFT116593	11/10/2012	ALLGEAR MOTORCYCLES AND SMALL ENGINES	SUPPLY CONCRETE CUTTING DISC - RIVER FIG AVE KNX. PARTS - P356	359.90
EFT116594	11/10/2012	ARGYLE MOTORS	REPAIRS & SERVICE - P362, P387	2,858.70
EFT116595	11/10/2012	BAILEY'S FERTILISERS	ANALYSIS OF SOIL SAMPLES - WHITE GUM PK, TOWN OVAL, AGRI. OVAL - KNX	528.00
EFT116596	11/10/2012	BOAB REFRIGERATION AND AIRCON	A/C REPAIRS - STAFF HOUSING KOOJARRA WYNDHAM	330.00
EFT116597	11/10/2012	BADGELINK	NAME BADGES - ADMIN KNX	51.60
EFT116598	11/10/2012	BLACKWELL AND ASSOCIATES PTY LTD	CONSULTANT - WYNDHAM DUAL USE FOOTPATH	3,190.00
EFT116599	11/10/2012	BLU PROJECT MANAGEMENT PTY LTD	PAINTING & REPATCHING - WALLS - KNX SQUASH COURTS	11,000.00
EFT116600	11/10/2012	BRIDGET JOHNSTONE	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	51.10
EFT116601	11/10/2012	BUSH CAMP SURPLUS STORES	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	179.00

EFT116602	11/10/2012	C & S JOLLY ELECTRICS PTY LTD	REPLACEMENT OF FAULTY EXIT LIGHT - KLC	314.19
EFT116603	11/10/2012	CABCHARGE	CABCHARGE - CEO - ATTEND A MINISTERIAL - PERTH	124.01
EFT116604	11/10/2012	CDM HYDRAULICS PTY LTD	REPLACE HYDRAULIC HOSE -P479, P350	545.26
EFT116605	11/10/2012	CAFE CORPORATE	SERVICE - ADMIN BUILDING COFFEE MACHINE - KNX	313.85
EFT116606	11/10/2012	CARPET, VINYL & TILE CENTRE	SUPPLY & INSTALL ACCOLADE, PREPARE EXISTING VINYL TILES - WYN ADMIN.	3,899.50
EFT116607	11/10/2012	CIVIC LEGAL	LEGAL ADVICE - KIMBERLEY BAUXITE, KNX FORESHORE, DRAFTING LEASES	9,697.49
EFT116608	11/10/2012	COATES HIRE OPERATIONS PTY LTD	HIRE OF ELEVATED WORK PLATFORM - NICHOLSON PARK KNX	396.08
EFT116609	11/10/2012	COCA-COLA AMATIL	ITEMS FOR RESALE - KUNUNURRA LEISURE CENTRE	1,149.96
EFT116610	11/10/2012	COLEMANS PRINTING	RECEIPT BOOKS FOR MANUAL RECEIPTING - KNX TIP	792.00
EFT116611	11/10/2012	COMMERCIAL AQUATICS AUSTRALIA	PAYMENT - POOL LINER REPLACEMENT - KLC - IN ACCO. WITH CONTRACT	67,850.23
EFT116612	11/10/2012	DEPT OF TREASURY & FINANCE - LIBRARY	RECOVERIES FOR LOST AND DAMAGED BOOKS - WYN LIBRARY	728.20
EFT116613	11/10/2012	DOWNER EDI WORKS PTY LTD	CEMENT STABILISE - CHAMBERLAIN DRIVE, PENTECOST ELB, DRYSDALE APP	73,031.86
EFT116614	11/10/2012	ENVIRONMENTAL HEALTH AUSTRALIA	REGISTRATION - EHA PUBLIC EVENTS RISK WORKSHOP - EHO - 04/10/12	125.00
EFT116615	11/10/2012	EAST KIMB. COMMUNITY DEVELOP. EMP. PRO.	COMPLETE INSTALLATION OF LIGHTING - NICHOLSON PARK KNX	1,078.00
EFT116616	11/10/2012	ESPLANADE HOTEL FREMANTLE	ACCOM. &, MEALS - LGMA COMMUNITY DEVELOP. CONF. 20 - 21/09/12	725.50
EFT116617	11/10/2012	FIVE RIVERS CAFE	CATERING - SYNERGY TRAINING - 6 X WYNDHAM STAFF	279.30
EFT116618	11/10/2012	FIVE RIVERS MAINTENANCE	CLEANING - CHILDCARE - 13/8/12 TO 28/9/12 - WYNDHAM	4,610.00
EFT116619	11/10/2012	FRESHWATER EAST KIMBERLEY APARTMENTS	INTERIM ACCOMM. - SNR TECHNICAL. OFF. - IN ACCO. WITH CONTRACT	1,800.00
EFT116620	11/10/2012	GUERINONI & SONS	FINAL INVOICE - SWIM BEACH NATURE TRAIL - IN ACCO WITH CONTRACT	8,610.44
EFT116621	11/10/2012	HITACHI CONSTRUCTION MACHINERY	HALF SHARE RADIATOR REPLACEMENT COSTS - P479	972.40
EFT116622	11/10/2012	HYDRO KLEEN	SERVICE AIR-CONDITIONERS - DEPOT, STAFF HOUSES - RIVER FIG AVE KNX	1,584.00
EFT116623	11/10/2012	IBAC PLUMBING PTY LTD	PLUMBING WORK - FEMALE TOILETS, POOLSIDE, TENNIS COURTS, - KLC	1,733.80
EFT116624	11/10/2012	IRRIBIZ	METERING OF MESSMATE PUMP STATION & LAKESIDE PUMP -KNX	28,598.90
EFT116625	11/10/2012	JASON SIGNMAKERS LTD	10 X SIGNAGE - WEABER PLAIN ROAD KUNUNURRA	737.00
EFT116626	11/10/2012	JSW HOLDINGS PTY LTD	AGGREGATE, CONCRETE, MACHI. - VARIOUS RD, HIRE EXCAVATOR - TIP KNX	10,970.75
EFT116627	11/10/2012	JTAGZ	DOG AND CAT REGISTRATION TAGS 2015 - 2016	665.50
EFT116628	11/10/2012	JAB INDUSTRIES	HIRE 2 X DOUBLE SIDE TIPPER TRUCKS -TIP KNX	6,814.50
EFT116629	11/10/2012	KUNUNURRA 4WD SPARES	ACCESSORIES - P388	2,520.24
EFT116630	11/10/2012	KIMBERLEY ASIAN CUISINE	CATERING - ORDINARY COUNCIL MEETING, ASSET WASTER MANAGE. MEETING	840.00
EFT116631	11/10/2012	KIMBERLEY ECHO - ALBANY ADVERTISER	VARIOUS ADVERTISEMENT - KIMBERLEY ECHO - SEP 12	2,642.56

EFT116632	11/10/2012	KIMBERLEY KOOL REFRIGERATION & AIRCON.	AIRCON - AIRPORT MANAGER'S & NORTHERN AIRPORT SERVICES OFFICE - KNX	10,890.00
EFT116633	11/10/2012	KIMBERLEY VET CENTRE	EUTHANIZE - FERAL CATS - ANIMAL CONTROL KNX	250.00
EFT116634	11/10/2012	KUNUNURRA AMCAL PHARMACY	GLOVES, WOODEN WALKING STICK - SECURITY KNX AIRPORT	106.68
EFT116635	11/10/2012	KUNUNURRA BETTA ELECTRICAL & GAS	REPLACE FREEZER - STAFF HOUSING KNX	398.00
EFT116636	11/10/2012	KUNUNURRA COURIERS	WATER - LANDFILL SITE - 24/08/12 & 25/09/12	195.00
EFT116637	11/10/2012	KUNUNURRA LOCK & KEY	4X SECURITY KEYS - TIP KNX	132.00
EFT116638	11/10/2012	KUNUNURRA PANEL BEATING WORKS WA P/L	NEW WINDSCREEN - P468	440.00
EFT116639	11/10/2012	KUNUNURRA SECURITY SERVICE	SECURITY SERVICE -MONITOR ALARMS -KLC & ADMIN - SEP 12	1,757.00
EFT116640	11/10/2012	LAWRENCE & HANSON GROUP	FLUORO TUBES & STARTERS. - PETER REID HALL WYN	225.89
EFT116641	11/10/2012	MARTIN MCCLELLAND	REPAIR DOORS & SEALS - TERMINAL BUILDING MAINTENANCE - AIRPORT KNX	2,702.85
EFT116642	11/10/2012	MCLEAN ENTERPRISES PTY LTD	FREIGHT - PAVING BRICKS - WYN SWIMMING COMPLEX	682.00
EFT116643	11/10/2012	MERCURE HOTEL PERTH	ACCOMM - 3 X COUNCILLORS MINISTERIAL MEETING - 11-13/09/12 - PERTH	2,128.00
EFT116644	11/10/2012	METALAND KUNUNURRA	ROUND BLACK ROD - VARIOUS ROAD REPAIRS - KNX	1,324.22
EFT116645	11/10/2012	NORSIGN PTY LTD	ALUMINIUM SIGN PANEL OVERLAY - KARUNJIE TRACK SIGN - KNX	415.80
EFT116646	11/10/2012	NORTHERN MACHINERY SALES	CATEGORY 2 MAINTENANCE GRADE - DUNCAN ROAD (SWEK PORTION)	27,721.54
EFT116647	11/10/2012	NORTHERN INTEREST PTY LTD	FUEL - SES KNX	89.25
EFT116648	11/10/2012	ORD RIVER ELECTRICS	REPLACEMENT OF SKATE PARK LIGHTS AND COVERS - WHITE GUM PARK KNX	1,952.65
EFT116649	11/10/2012	ORICA AUSTRALIA PTY LTD	STORAGE - CHLORINE GAS CYLINDERS - WYNDHAM/KUNUNURRA	379.17
EFT116650	11/10/2012	OLLIE'S IRRIGATIONS & PLUMBING SUPPLIES	NOZZLES - RETICULATION MAINTENANCE KNX	306.68
EFT116651	11/10/2012	PUBLIC LIBRARIES WESTERN AUSTRALIA	PLWA MEMBERSHIP 12/13	150.00
EFT116652	11/10/2012	RED ELEVEN - RED 11 PTY LTD	COMPUTERS & IT EQUIPMENT - KNX	19,935.40
EFT116653	11/10/2012	SJR CIVIL CONSULTING PTY LTD	CONSULT. - COOLIBAH DVE - CAR PARK DETAILED DESIGN & COST ESTIMATE	1,760.00
EFT116654	11/10/2012	SHAWMAC PTY LTD	PRESENTATION OF COOLIBAH DRIVE ROAD SAFETY AUDIT - KNX	4,857.50
EFT116655	11/10/2012	ST JOHN AMBULANCE	FIRST AID KITS & STOCKING FEES - P475,RANGERS, KNX ADMIN, KLC	2,095.84
EFT116656	11/10/2012	SUE GAFFNEY	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	52.50
EFT116657	11/10/2012	TELFORD INDUSTRIES	CHLORINE DRUM- WYNDHAM POOL	481.80
EFT116658	11/10/2012	THORLEY'S STORE	FILL 2 X GAS BOTTLES - BASTION BBQ'S - WYN	90.00
EFT116659	11/10/2012	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES	96.33
EFT116660	11/10/2012	TOWN CARAVAN PARK	ACCOMM.- AIRPORT SECURITY TRAINER - 09-22/09/12	1,950.00
EFT116661	11/10/2012	TYREPLUS KUNUNURRA	NEW TYRES - P113	1,596.00

EFT116662	11/10/2012	WA LOCAL GOVERNMENT ASSOCIATION	ADVERTISING - WEST AUSTRALIAN & KIMBERLEY ECHO - AUG 12	1,824.26
EFT116663	11/10/2012	WAYNE RICHARDS & REBECCA MORRALL	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	53.00
EFT116664	15/10/2012	KIMBERLEY FIRST NATIONAL REAL ESTATE	RENT - KONKERBERRY DRIVE - STAFF HOUSE - KUNUNURRA - OCT 12	2,253.33
EFT116665		CANCELLED PAYMENT		-
EFT116666	18/10/2012	AUSFUEL AFD AUSTRALIAN FUEL DISTRIB.	FUEL CHAGRES - SEP 12	1,634.44
EFT116667	18/10/2012	AUSTRAL MERCANTILE COLLECTIONS	LEGAL - DEBT COLLECTION - WYN AIRPORT	118.32
EFT116668	18/10/2012	ALLCLEAN COMMERCIAL CLEANERS	CLEANING - VARIOUS LOCATIONS - KUNUNURRA - SEP 12	27,197.20
EFT116669	18/10/2012	ARGYLE MOTORS	SERVICE & REPAIRS - P379, P112, P303	938.47
EFT116670	18/10/2012	AUSSIE CLOTHESLINES	9 GALAXY MAIL BOXES FOR COUNCILLORS - ADMIN BUILDING - KNX	1,170.00
EFT116671	18/10/2012	AUSTRALIA POST - ACCOUNTS RECEIVABLE	POSTAGE -SEP 12	1,203.80
EFT116672	18/10/2012	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	183.20
EFT116673	18/10/2012	BODAN CONSTRUCTIONS PTY LTD	CLEAN ROOF & GUTTERS -PETER REID HALL, CHILDCARE, ADMIN - WYN	935.00
EFT116674	18/10/2012	BROADCAST AUSTRALIA PTY LTD	FACILITIES LEASING - POWER RECOVERY - 19/06/12 - 21/08/12 SBS & GWN	205.40
EFT116675	18/10/2012	BLACKWOODS ATKINS PTY LTD	GREASE - P488. DIGITAL LOCK SET FOR GATE 7 GA ACCESS - KNX AIRPORT	564.79
EFT116676	18/10/2012	CENTURION TRANSPORT	VARIOUS FREIGHT - DEPOT - KNX	272.95
EFT116677	18/10/2012	DIRECT DRILLING AUSTRALIA WIDE	BORE TO IRRIGATE - KNX POOL UPGRADE	21,578.15
EFT116678	18/10/2012	EAST KIMBERLEY GLASS	REPLACE GLASS DOORS -KUNUNURRA YOUTH CENTRE	1,430.00
EFT116679	18/10/2012	FESA - EMERGENCY SERVICES LEVY	2012/2013 ESL - EMERGENCY SERVICE LEVY ESL INCOME LOCAL GOVERNMENT	5,383.39
EFT116680	18/10/2012	FUJI XEROX AUSTRALIA P/L	VARIOUS - PRINTING COST - SEP 12 - KNX/WYN	5,769.69
EFT116681	18/10/2012	FIX ALL MOBILE MECHANIC	REMOVE & FIT NEW ROOF TO JD TRACTOR & SERVICE - P333	2,693.60
EFT116682	18/10/2012	GYM CARE	GYM EQUIPMENT CABLES & FREIGHT - KLC	165.00
EFT116683	18/10/2012	GUERINONI & SONS	RENOVATE DRAIN INTO MAIN CHANNEL OF IVANHOE ROAD D2 - M1 - KNX	11,220.00
EFT116684	18/10/2012	HYDRO KLEEN	SERVICE AIR CONDITIONERS - AIRPORT HOUSE KUNUNURRA	660.00
EFT116685	18/10/2012	ICE AGE REFRIGERATION & AIRCONDITIONING	REPAIR ICE MAKER & REFRIGERATOR - KNX AIRPORT	132.00
EFT116686	18/10/2012	JAB INDUSTRIES	EXCAV.,TIPPERS,WATER CART,ROLLERS,TRUCK - VARI. RDS. SHEETING WORKS	24,182.40
EFT116687	18/10/2012	KUNUNURRA PROGRESS ASSOCIATION	APPROVED ANNUAL COMMUNITY GRANT - ROUND 1 - 12/13	2,200.00
EFT116688	18/10/2012	KIMBERLEY HYDRAULICS	NEW HYDRAULIC HOSES - P354	95.24
EFT116689	18/10/2012	KIMBERLEY MOTORS	FUEL - AUG 12	6,043.25
EFT116690	18/10/2012	KIMBERLEY TREE SERVICES PTY LTD	REMOVE MISTLETOE - O'DONNELL ST., PRUNE TREES GREAT NORTHERN HWY	2,782.50
EFT116691	18/10/2012	KIMBERLEY WASTE SERVICES	SKIP EMPTIES - SEP 12	498.00

EFT116692	18/10/2012	KUNUNURRA COURIERS	WATER SUPPLIES - SEP 12 - KNX ADMIN	74.50
EFT116693	18/10/2012	KUNUNURRA DIESEL SERVICE	PARTS - P360	73.80
EFT116694	18/10/2012	KUNUNURRA HOME & GARDEN	TARPAULINS - KNX LEISURE CENTRE	124.52
EFT116695	18/10/2012	KUNUNURRA REFRIGERATION & AIR CON.	REPAIR GYM AC - KUNUNURRA LEISURE CENTRE	220.00
EFT116696	18/10/2012	L.G.R.C.E.U	PAYROLL DEDUCTIONS	19.40
EFT116697	18/10/2012	L3 COMMUNICATIONS AUSTRALIA PTY LTD	EXPLOSIVE VERIFICATION KIT, SAMPLE TRAPS - KNX AIRPORT SECURITY	1,342.00
EFT116698	18/10/2012	LGIS LIABILITY	PUBLIC LIABILITY/PROF. INDEMNITY INSURANCE 2012/13 - 2ND INSTALMENT	45,318.06
EFT116699	18/10/2012	LANDGATE	LAND ENQUIRIES	467.65
EFT116700	18/10/2012	MAXXIA	PAYROLL DEDUCTIONS	6,144.95
EFT116701	18/10/2012	MCLEAN ENTERPRISES PTY LTD	VARIOUS FREIGHT - KNX DEPOT	213.80
EFT116702	18/10/2012	ORD RIVER ELECTRICS	ELECTRICAL REPAIRS - STAFF HOUSE - RIVERFIG AVE KUNUNURRA,	377.14
EFT116703	18/10/2012	OLLIE'S IRRIGATIONS & PLUMBING SUPPLIES	REPLACEMENT VALVE - CELEBRITY TREE PARK KNX	603.74
EFT116704	18/10/2012	ORD FUEL SUPPLIES	MOBIL DELVAC OIL - P350	1,057.50
EFT116705	18/10/2012	ORD RIVER CONTRACTING	RECONSTRUCT - GIBB RIVER RD & MT ELIZABETH RD	36,652.00
EFT116706	18/10/2012	ORIA ORCHARDS	WEEKLY FLOWER DELIVERY - KUNUNURRA OFFICE, AIRPORT	60.00
EFT116707	18/10/2012	QUICK CORPORATE AUSTRALIA	CUSTOM MADE STAMP - TOWN PLANNING & COUNCILLORS - KNX	264.41
EFT116708	18/10/2012	RED ELEVEN - RED 11 PTY LTD	IT EQUIPMENT - KNX	13,741.75
EFT116709	18/10/2012	SHELF SUPPLY	STAFF WORK WEAR - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	993.00
EFT116710	18/10/2012	SLINGAIR PTY LTD	CHARTERED FLIGHT - ORD STAGE 2 EXPANSION -SWEK STRATEGIC PLAN	1,597.00
EFT116711	18/10/2012	SHAWMAC PTY LTD	ROAD SAFETY AUDIT -BLACK SPOT SUBMISSIONS - COOLIBAH AVENUE - KNX	2,543.75
EFT116712	18/10/2012	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	70.00
EFT116713	18/10/2012	THORLEY'S STORE	KEY CUTTING & KEY RINGS - WYNDHAM	85.70
EFT116714	18/10/2012	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES	382.29
EFT116715	18/10/2012	TOWN CARAVAN PARK	ACCOMM. FOR N. HAMMOND 20/08/12 - 22/09/12 - WANDRRA WORK	2,357.15
EFT116716	18/10/2012	TUCKERBOX / RETRAVISION KUNUNURRA	VARIOUS ITEMS - SEP 12 - KNX ADMIN	1,827.07
EFT116717	18/10/2012	TYREPLUS KUNUNURRA	TYRES - P116	1,970.00
EFT116718	18/10/2012	VANDERFIELD MACHINERY PTY LTD	REPAIRS - P481	614.80
EFT116719	18/10/2012	WALGA SUPERANNUATION PLAN	SUPERANNUATION CONTRIBUTIONS	25,872.99
EFT116720	18/10/2012	WYNDHAM EXCAVATIONS	HIRE - EXCAVATOR - CLEAN-UP - BOAT RAMPS - WYN	1,402.00
EFT116721	18/10/2012	WYNDHAM SUPERMARKET	FOOD ITEMS & CLEANING PRODUCTS - SEP 12 - WYN	646.82

EFT116722	30/10/2012	ABCO PRODUCTS	ADDITIONAL CLEANING EQUIPMENT START-UP KITS - AIRPORT KUNUNURRA	2,130.00
EFT116723	30/10/2012	AUSRECORD	STATIONERY - RECORDS - KNX ADMIN	581.90
EFT116724	30/10/2012	AUSTRALASIAN PERFORMING RIGHT ASSOC.	APRA LICENCE - KLC, KYC, PETER REID HALL, SWEK EVENTS, WYN YOUTH	174.50
EFT116725	30/10/2012	ACE CORPORATE APPAREL	STAFF UNIFORMS - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	9,840.60
EFT116726	30/10/2012	AERODROME MANAGEMENT SERVICES	AERODROME REPORTING OFFICER TRAINING - KNX AIRPORT	2,255.00
EFT116727		CANCELLED PAYMENT		-
EFT116728	30/10/2012	ARGYLE MOTORS	SERVICE - P490	432.90
EFT116729	30/10/2012	AUST LOCAL GOVERNMENT JOB DIRECTORY	ANNUAL SUBSCRIPTION - 2013 - JOB DIRECTORY	797.50
EFT116730	30/10/2012	BOC GASES AUSTRALIAN LIMITED	WELDING GASES & BOTTLE RENTAL - SEP 12	294.32
EFT116731	30/10/2012	C & S JOLLY ELECTRICS PTY LTD	ELECTRICAL REPAIRS - OUTSIDE LIGHTS - KLC	1,206.32
EFT116732	30/10/2012	CABCHARGE	CAB CHARGE - 2 x STAFF - TRAINING - PERTH - 10-13/10/12	498.96
EFT116733	30/10/2012	CORPORATE EXPRESS	STATIONERY - PACKING BOXES - KNX ADMIN	534.46
EFT116734	30/10/2012	CARDNO (WA) PTY LTD	PROFESSIONAL SERVICES - WASTE MANAGEMENT STRATEGY	11,295.06
EFT116735	30/10/2012	CARPET, VINYL & TILE CENTRE	TILING & SUPPLIES - PETER REID HALL KITCHEN - WYN	57.15
EFT116736	30/10/2012	CATBIRD MEDIA	CHILDREN'S BOOKS - WYN CHILDCARE	48.00
EFT116737	30/10/2012	CHRISTOPHER JOY	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	3,117.98
EFT116738	30/10/2012	CIVIC LEGAL	LEGAL FEES	269.01
EFT116739	30/10/2012	DORMA AUTOMATICS PTY LTD	REPAIRS TO THE TERMINAL ARRIVALS AUTO DOOR - KNX AIRPORT	324.50
EFT116740	30/10/2012	DAVEY TYRE & BATTERY SERVICE	TYRES - P351, P472, P367, P375, P488. BATTERY - P314	3,236.15
EFT116741	30/10/2012	DEAN JOLLY	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	86.64
EFT116742	30/10/2012	EAST KIMBERLEY HARDWARE	SQUINCHER - WYN. EXTENSIONS LEADS POOL PUMP & BORE HOLE - KLC	60.95
EFT116743	30/10/2012	FELICITY EDITH HEADING	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	107.38
EFT116744	30/10/2012	IBAC PLUMBING PTY LTD	PLUMBING WORKS - RIVERFIG AVE, KLC, CELEBRITY TREE PARK, KNX AIRPORT	1,573.55
EFT116745	30/10/2012	KIMBERLEY INDUSTRIES EQUIPMENT HIRE	HIRE CRANE TO MOVE WEED HARVESTER - KUNUNURRA	528.00
EFT116746	30/10/2012	KIMBERLEY ASIAN CUISINE	CATERING - COUNCIL BRIEFING SESSION - 09/10/12	240.00
EFT116747	30/10/2012	KIMBERLEY TAFF	TRAINING - OHS - 1 x STAFF - BROOME - 30/07 - 03/08/12	1,300.00
EFT116748	30/10/2012	KIMBERLEY WASTE SERVICES	VARIOUS WASTE COLLECTIONS - JUL, AUG, SEP 12 - KNX & WYN	107,968.87
EFT116749	30/10/2012	KUNUNURRA SECURITY SERVICE	SECURITY SERVICES - CALL OUTS - KNX ADMIN BUILDING	154.00
EFT116750	30/10/2012	LG NET PTY LTD	ADVERTISEMENT - RECRUITMENT OF ENVIRONMENTAL HEALTH OFFICER -KNX	132.00
EFT116751	30/10/2012	LGIS LIABILITY	INSURANCE - WORKCARE CONTRIBUTION - 2012/13	109,928.45

EFT116752	30/10/2012	LOCK, STOCK & FARRELL LOCKSMITH	MASTER PADLOCKS - LITTER CONTROL & GENERAL - WYN/KNX	903.60
EFT116753	30/10/2012	LAKESIDE RESORT - HOTEL AND PARK	ACCOM. - EXECUTIVE ASSISTANT - IN ACCORDANCE WITH EMPLOY. CONTRACT	700.00
EFT116754	30/10/2012	LOCAL GOVERNMENT MANAGERS AUSTRALIA	TRAINING - DIP. OF PROJECT MANAGEMENT CER. IV FRONT LINE MANAGE.	33,412.50
EFT116755	30/10/2012	MCLEAN ENTERPRISES PTY LTD	FREIGHT - SIGNS - DEPOT KNX	44.00
EFT116756	30/10/2012	MOORA TOYOTA	SERVICE - P115	519.80
EFT116757	30/10/2012	NAVNEET RAHEJA	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	12.68
EFT116758	30/10/2012	NEWSOUTH BOOKS DISTRIBUTION	BOOKS FOR RE-SALE - KIMBERLEY WRITERS FESTIVAL 2012	655.83
EFT116759	30/10/2012	NORTHERN INTEREST PTY LTD	FUEL - SES	229.48
EFT116760	30/10/2012	ORD RIVER ELECTRICS	ELECTRICAL WORK - KNX ADMIN BUILDING	126.50
EFT116761	30/10/2012	OFFICE NATIONAL KUNUNURRA	OFFICE FURNITURE & EQUIPMENT - KNX AIRPORT	986.00
EFT116762	30/10/2012	PORTNER PRESS PTY LTD	EMPLOYMENT LAW UPDATE - 2012	97.00
EFT116763	30/10/2012	PRITCHARD BOOKBINDERS	BOOKBINDING-ORDINARY COUNCIL & SPECIAL MEETING MINUTES	162.80
EFT116764	30/10/2012	QUICK CORPORATE AUSTRALIA	STATIONERY - KUNUNURRA & WYNDHAM ADMIN	1,316.33
EFT116765	30/10/2012	ROYAL LIFE SAVING (WA BRANCH)	TRAINING - LIFEGUARD UPDATE - 3 X STAFF - KLC - 20/10/12	360.00
EFT116766	30/10/2012	RYDGES DARWIN AIRPORT HOTEL	ACCOMMODATION - GUEST SPEAKER - WRITERS FESTIVAL 2012 - 04/08/12	219.00
EFT116767	30/10/2012	ST JOHN AMBULANCE	TRAINING - FIRST AID - 1X KLC STAFF - 06-07/12/12	199.00
EFT116768	30/10/2012	STITCHED UP EMBROIDERY SERVICES	STAFF WORK WEAR - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	1,145.00
EFT116769	30/10/2012	TOLL EXPRESS	FREIGHT - VARIOUS ITEMS - KNX/WYN	3,613.73
EFT116770	30/10/2012	TAHI MORTON	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	3,034.37
EFT116771	30/10/2012	THE KIMBERLEY GRANDE	CATERING - ORDINARY COUNCIL MEETING - 23/10/12	420.00
EFT116772	30/10/2012	TYREPLUS KUNUNURRA	TYRES - P110, P472	542.00
EFT116773	30/10/2012	URBAN GUIDANCE PTY LTD	WRINKLE BLACK WALL MOUNT WITH BLACK BELT - KNX AIRPORT	390.50
EFT116774	30/10/2012	WAYNE RICHARDS & REBECCA MORRALL	REIMBURSEMENT IN ACCORDANCE WITH EMPLOYMENT CONTRACT	59.80
EFT116775	30/10/2012	WESTERN AUST. TREASURY CORPORATION	LOAN NO. 119 REPAYMENT - INTEREST & CAPITAL	24,595.50
EFT116776	30/10/2012	WILD MANGO	CATERING - COMMUNITY DEVELOPMENT TEAM MEETING - KNX	77.70
EFT116777	30/10/2012	WILSON HIRE	HIRE - JACK HAMMER - RIVERFIG AVE, NICHOLSON PARK - KNX	154.00
			TOTAL MUNI EFT PAYMENTS	1,484,275.77

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
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41580	08/10/2012	AMP LIFE LTD	SUPERANNUATION CONTRIBUTIONS	476.28
41581	08/10/2012	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	138.47
41582	08/10/2012	AVIATION ID AUSTRALIA PTY LTD	ASIC CARD - 1 X AIRPORT SECURITY STAFF	216.00
41583	08/10/2012	ANGLICARE	EMPLOYEE ASSISTANCE PROGRAM	130.00
41584	08/10/2012	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	1,551.67
41585	08/10/2012	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	203.11
41586	08/10/2012	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	227.62
41587	08/10/2012	CASH - PETTY CASH KNX OFFICE	PETTY CASH - KUNUNURRA ADMIN	190.50
41588	08/10/2012	DEPARTMENT FOR PLANNING & INFRAS.	P490, P369 - ANNUAL REGISTRATION 2012/2013	506.40
41589	08/10/2012	DEPARTMENT OF TRANSPORT	ANNUAL JETTY LICENCE - PUBLIC BOAT RAMP - WYN PONTOON JETTY - 12/13	34.95
41590	08/10/2012	FIRST CHOICE PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	184.62
41591	08/10/2012	FIRST STATE SUPER	SUPERANNUATION CONTRIBUTIONS	218.78
41592	08/10/2012	HORIZON POWER	ELECTRICITY - VARIOUS PLACES - KUNUNURRA - AUG- SEP 12	12,752.88
41593	08/10/2012	HOSTPLUS SUPERANNUATION FUND	SUPERANNUATION CONTRIBUTIONS	351.25
41594	08/10/2012	LG SUPER	SUPERANNUATION CONTRIBUTIONS	333.00
41595	08/10/2012	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	454.99
41596	08/10/2012	MLC MASTERKEY PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	88.86
41597	08/10/2012	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	476.73
41598	08/10/2012	MURRAY JOHN NEWBURN	REIMBURSEMENT OF APPLICATION FEE - HOME OCCUPATION	209.00
41599	08/10/2012	REST SUPER	SUPERANNUATION CONTRIBUTIONS	853.87
41600	08/10/2012	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	195.89
41601	08/10/2012	STATEWIDE SUPERANNUATION TRUST	SUPERANNUATION CONTRIBUTIONS	644.64
41602	08/10/2012	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	212.46
41603	08/10/2012	TELSTRA	PHONE LANDLINE - AUG 12	6,802.85
41604	08/10/2012	TASPLAN	SUPERANNUATION CONTRIBUTIONS	195.65
41605	08/10/2012	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	400.74
41606	08/10/2012	TOWER MASTER FUND	SUPERANNUATION CONTRIBUTIONS	202.05
41607	08/10/2012	UNISUPER	SUPERANNUATION CONTRIBUTIONS	189.05
41608	08/10/2012	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	2,986.89
41609	08/10/2012	WATER CORPORATION	ANNUAL INDUSTRIAL WASTE CHARGE - 2012/2013	213.10

41610	11/10/2012	BARRY MILTON FAIRCLOUGH	REFUND - APPLICATION FOR PLANNING APPROVAL	139.00
41611	11/10/2012	CASH - PETTY CASH KNX AIRPORT	PETTY CASH - KUNUNURRA AIRPORT	94.45
41612	11/10/2012	CHILDCARE LICE. & STAND. DPT FOR COMM.	SERVICE ANNUAL FEE 2013 - WYNDHAM CHILDCARE	185.00
41613	11/10/2012	DEPARTMENT FOR PLANNING & INFRAS.	P484 - ANNUAL REGISTRATION -2012/2013	24.05
41614	11/10/2012	DEPARTMENT OF MINES AND PETROLEUM	RENEWAL OF DANGEROUS GOODS LICENCE - 2012/2013	192.00
41615	11/10/2012	HORIZON POWER	ELECTRICITY - VARIOUS STREET LIGHTING - KUNUNURRA - SEP 12	39,264.25
41616	11/10/2012	QS SERVICES	FINAL PAYMENT - CONSULTANT - ZONE HOUSING CONSTRUCTION PANEL	1,698.22
41617	18/10/2012	AMP LIFE LTD	SUPERANNUATION CONTRIBUTIONS	295.10
41618	18/10/2012	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	138.47
41619	18/10/2012	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	1,564.69
41620	18/10/2012	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	204.51
41621	18/10/2012	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	227.61
41622	18/10/2012	DEPARTMENT OF TRANSPORT	JETTY LICENCE - PUBLIC BOAT RAMP - MAMBI ISLAND & SKULL ROCK - 12/13	69.90
41623	18/10/2012	FIRST CHOICE PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	217.01
41624	18/10/2012	FIRST STATE SUPER	SUPERANNUATION CONTRIBUTIONS	219.48
41625	18/10/2012	HORIZON POWER	ELECTRICITY - VARIOUS PLACES - KUNUNURRA - AUG, SEP, OCT 12	39,068.56
41626	18/10/2012	HOSTPLUS SUPERANNUATION FUND	SUPERANNUATION CONTRIBUTIONS	351.25
41627	18/10/2012	LG SUPER	SUPERANNUATION CONTRIBUTIONS	497.03
41628	18/10/2012	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	454.99
41629	18/10/2012	MLC MASTERKEY PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	157.14
41630	18/10/2012	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	452.73
41631	18/10/2012	REST SUPER	SUPERANNUATION CONTRIBUTIONS	975.71
41632	18/10/2012	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	197.98
41633	18/10/2012	STATEWIDE SUPERANNUATION TRUST	SUPERANNUATION CONTRIBUTIONS	644.64
41634	18/10/2012	STEVE DANCER	REFUND OF OVERPAYMENT OF DOG REGISTRATION	12.00
41635	18/10/2012	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	217.82
41636	18/10/2012	TELSTRA	MOBILE PHONES- SEP 2012	2,981.83
41637	18/10/2012	TASPLAN	SUPERANNUATION CONTRIBUTIONS	195.65
41638	18/10/2012	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	400.74
41639	18/10/2012	UNISUPER	SUPERANNUATION CONTRIBUTIONS	180.51

41640	18/10/2012	VICSUPER	SUPERANNUATION CONTRIBUTIONS	177.27
41641	18/10/2012	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	2,672.98
41642	30/10/2012	DEPARTMENT OF HOUSING	REIMBURSEMENT OF RETRIEVAL AND RESEARCH FEE CHARGED TWICE	55.00
41643	30/10/2012	GRAEME D POLZIN	REFUND OF DUPLICATE SWIM SCHOOL FEE CHARGES	157.00
41644	30/10/2012	HESTA SUPER FUND	SUPERANNUATION CONTRIBUTIONS	75.00
41645	30/10/2012	HORIZON POWER	ELECTRICITY - KNX LEISURE CENTRE, KNX OVAL - SEP, OCT 12	16,568.48
41646	30/10/2012	TELSTRA	LANDLINE - SEPTEMBER 2012	6,473.33
41647	30/10/2012	WATER CORPORATION	VARIOUS WATER USAGE - WYNDHAM - MAR - AUG 12	6,891.70
41648	30/10/2012	WOODHOUSE LEGAL	LEGAL FEE - LEASE PREPARATIONS	1,162.70
TOTAL MUNI CHEQUE PAYMENTS				157,198.08

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
436	08/10/2012	EAST KIM COMMUNITY DEVELOP. EMPLOY. PRO	BOND REFUND -LEISURE CENTRE HIRE	250.00
437	10/10/2012	JOEY FORBES	BOND REFUND - CELEBRITY TREE PARK HIRE	250.00
438	10/10/2012	WUNAN FOUNDATION INC.	BOND REFUND - WHITEGUM PARK	250.00
439	16/10/2012	GARNDUWA ABORIGINAL CORP	REFUND - REMAINDER OF BUS HIRE BOND AFTER DEDUCTING HIRE FEE	69.00
440	25/10/2012	MG CORPORATION	FULL & FINAL SETTLEMENT OF MONEY HELD IN TRUST - HOUSING PROJECT	558,075.37
441	25/10/2012	ANDREW FYFE	BOND REFUND - TERMINAL SECURITY -KNX AIRPORT	100.00
442	25/10/2012	ASANKA JAYAKODY	BOND REFUND - STRAFF HOUSING - ACCORDING TO CONTRACT	2,120.00
443	25/10/2012	COLIN WILKINSON DEVELOPMENTS	BOND REFUND - FOOTPATH - BL. 030/2012, RCT NO. 378490	500.00
444	25/10/2012	NORTHERN AIRPORT SERVICES	BOND REFUND - TERMINAL SECURITY ACCESS -KNX AIRPORT	200.00
445	25/10/2012	ROBERT PASK	BOND REFUND - ASIC CARDS -KNX AIRPORT	50.00
446	25/10/2012	ROSS BESTER	BOND REFUND - TERMINAL SECURITY -KNX AIRPORT ROSS BESTER	100.00
TOTAL TRUST CHEQUE PAYMENTS				561,964.37

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
500359	02/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 02/10/12	486.15
500360	03/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 03/10/12	45.70
500361	05/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 05/10/12	616.85

500362	08/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 08/10/12	67.80
500363	09/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 09/10/12	988.45
500364	10/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 10/10/12	2,231.30
500365	11/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 11/10/12	570.00
500366	12/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 12/10/12	1,646.00
500367	16/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 16/10/12	1,442.00
500368	17/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 17/10/12	219.35
500369	18/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 18/10/12	3,070.85
500370	19/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 19/10/12	1,359.85
500371	22/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 22/10/12	304.85
500372	23/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 23/10/12	679.05
500373	24/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 24/10/12	472.50
500374	25/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 25/10/12	1,154.20
500375	26/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 26/10/12	70.70
500376	29/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 29/10/12	1,044.45
500377	30/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 30/10/12	1,267.40
500378	31/10/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 31/10/12	410.90
TOTAL TRUST EFT PAYMENTS				18,148.35

DATE	NAME	DESCRIPTION	AMOUNT	
03/10/2012	PAYROLL	PAYROLL	215,883.16	
09/10/2012	PAYROLL	PAYROLL	3,748.03	
17/10/2012	PAYROLL	PAYROLL	210,099.84	
19/10/2012	PAYROLL	PAYROLL	3,495.81	
19/10/2012	PAYROLL	PAYROLL	1,718.52	
31/10/2012	PAYROLL	PAYROLL	220,323.71	
TOTAL PAYROLL PAYMENTS				655,269.07

DATE	NAME	DESCRIPTION	AMOUNT
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1/10/2012	DIRECT DEBIT	FEE - BPAY	496.10
2/10/2012	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	1,380.50
2/10/2012	DIRECT DEBIT	VISACARD	3,700.17
3/10/2012	DIRECT DEBIT	LEASE COSTS - 11 KWINANA STREET WYNDHAM	1,441.00
9/10/2012	DIRECT DEBIT	MESSAGES ON HOLD	507.00
15/10/2012	DIRECT DEBIT	VEHICLE LEASE - SG FLEET AUSTRAL	1,036.20
15/10/2012	DIRECT DEBIT	FEE - BPOINT	29.01
16/10/2012	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	1,380.50
18/10/2012	DIRECT DEBIT	MASTERCARD PAYMENT	13,349.62
22/10/2012	DIRECT DEBIT	LEASE COSTS - 2/1 PLUM COURT KUNUNURRA	2,383.33
22/10/2012	DIRECT DEBIT	LEASE COSTS - 12/33 KONKERBERRY DRIVE KUNUNURRA	2,166.67
29/10/2012	DIRECT DEBIT	LEASE COSTS - 16/33 KONKERBERRY DRIVE KUNUNURRA	2,253.33
29/10/2012	DIRECT DEBIT	LEASE COSTS - 17/33 KONKERBERRY DRIVE KUNUNURRA	2,210.80
30/10/2012	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	1,380.50
OCT 2012	DIRECT DEBIT	BANK FEE	4,005.65
		TOTAL DIRECT DEBIT PAYMENTS	37,720.38

12.2.3 Airport Quarterly Report

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	East Kimberley Regional Airport
AUTHOR:	Brian Sargeant, Manager Operations, Airport
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	GR.06.1

PURPOSE

This report is to update Council on activities at the East Kimberley Regional Airport during the last three months.

COMMENT

Terminal Upgrade:

The East Kimberley Regional Airport (EKRA) Terminal Upgrade was completed in October 2012. EKRA Terminal is now arguably the most modern and comfortable airport terminal in Regional Australia. Airport staff have been continuing the fit out of the terminal with additional furniture, security screening equipment, flight information displays and other new systems found in modern airport terminals today.

With completion of the terminal, upgrade work has continued with the refurbishment externally and internally of the Old Flight Services Building. The Airport Services Building will be the centre for Airport Services staff associated with the passenger screening and cleaning of the Airport, other areas of the building will contain Shire records and other aspects associated with the airport.

Attachment 1: Terminal Upgrade Photographs

Staffing:

In September 2012, the Shire undertook the in-house provision of passenger screening and cleaning of the East Kimberley Regional Airport. Training in security and cleaning has been undertaken with 16 people trained and from this training 11 have been employed. A further 5 have accepted casual positions. Alison Lee will be Acting Team Leader Airport Services, with Dean Jolley and Hayley McKeown as Senior Airport Services Officers.

Mr Brian Sargent has been appointed as the Operations Manager and the Airport Manager role is being advertised.

Passengers:

Attachment 2: Passenger Movements at East Kimberley Regional Airport

Usage:

Attachment 3: Aircraft Landings at East Kimberley Regional Airport

Attachment 4: Aircraft Landings at Wyndham Airport

Airport Services:

Airport Services staff have been allocated a cleaning uniform including black polo shirt embroidered with East Kimberley Regional Airport and Airport Services and black cargo pants. This uniform will also act as a temporary Security Screening outfit until arrival of more formal uniforms.

Airport Services staff will use the vacant upstairs office as a work area and staff rooms until the Airport Services Building's interior is refurbished.

Screening / Cleaning:

The initial observation of the in-house screening and cleaning has been an improvement of the cleaning of the Airport with staff doing minor and spot cleans when screening is not required. Customer service training is continuing to ensure that all passengers experience a high level of service within the airport.

Master Plan

The Shire commissioned Rehben Airport Consulting to prepare an Airport Master Plan in 2011 . The Master Plan, which has since been received by the Council provides a strategic framework for the future development of the airport over the next 10 to 25 years. Council adopted the plan on (date) and staff are now developing a capital works matrix from the plan to ensure that all works that are undertaken are within the plan and budget.

Compliances Achieved:

- Aerodrome Management Services - Aerodrome Safety Inspection Wyndham and Kununurra Airport Aerodrome Technical Inspection, March 2012
- Department of Infrastructure and Transport – Annual Security Audit, June 2012.
- CASA has advised that the Annual Audit will be on 26 November 2012 for both the East Kimberley Regional Airport and Wyndham Airport

Operations

The completion of the Terminal has kept staff very busy with new systems, equipment and procedures to absorb. An organisational restructure and additional staff appointments have enabled maintenance to continue unaffected despite the many changes involved. Key works completed included:

- A reseal and enrichment of the Runway 12/30 surface and enrichment of Taxiway's Foxtrot/Golf surfaces.
- Security fence upgraded to the East of the Terminal.
- Slashing and clearing of secondary areas.
- Installation and commissioning of two standalone solar obstacle beacons on Twin Peak Hills, Wyndham.

Airline Operations

- Skywest and Airnorth services remained at the same levels as 2010/11.
- Airnorth were successful in bidding for the Argyle Diamond service formerly operated by Slingair. A 30 seat Embraer Brasilia aircraft is now based at the terminal and operates services to Argyle on weekdays.
- Local charter operator Alligator Airways went into administration in June 2012. This has impacted on the aircraft landings numbers.

Airport Leases

- Negotiations continue with the Civil Aviation Safety Authority to relocate to the new EKRA Terminal ground level office.
- Mobil Oil continue to holdover on their expired lease until remediation works are completed.
- A single Hire Car booth and Kiosk remain unleased and vacant in the terminal.

ATTACHMENTS

Attachment 1: Terminal Upgrade Photographs

Attachment 2: Passenger Movements at East Kimberley Regional Airport

Attachment 3: Aircraft Landings at East Kimberley Regional Airport

Attachment 4: Aircraft Landings at Wyndham Airport

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council notes the Airport Manager, Operations Quarterly Report.

COUNCIL DECISION

Minute No. 9924

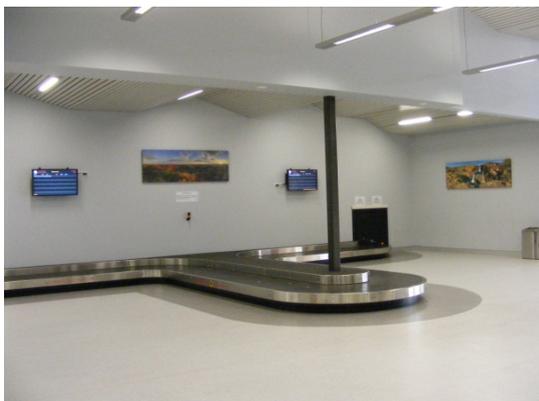
Moved: Cr D Ausburn

Seconded: Cr C Gore-Birch Gault

That Council notes the Airport Manager, Operations Quarterly Report.

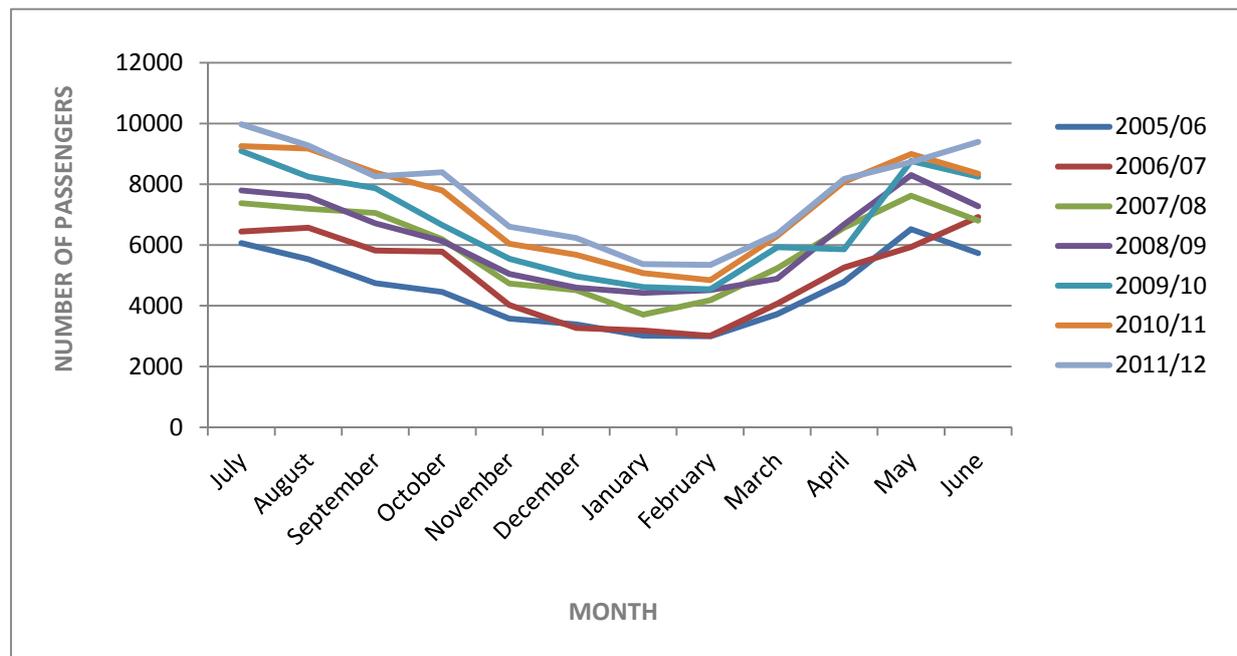
Carried Unanimously 6/0

Attachment 1: Terminal Upgrade Photographs



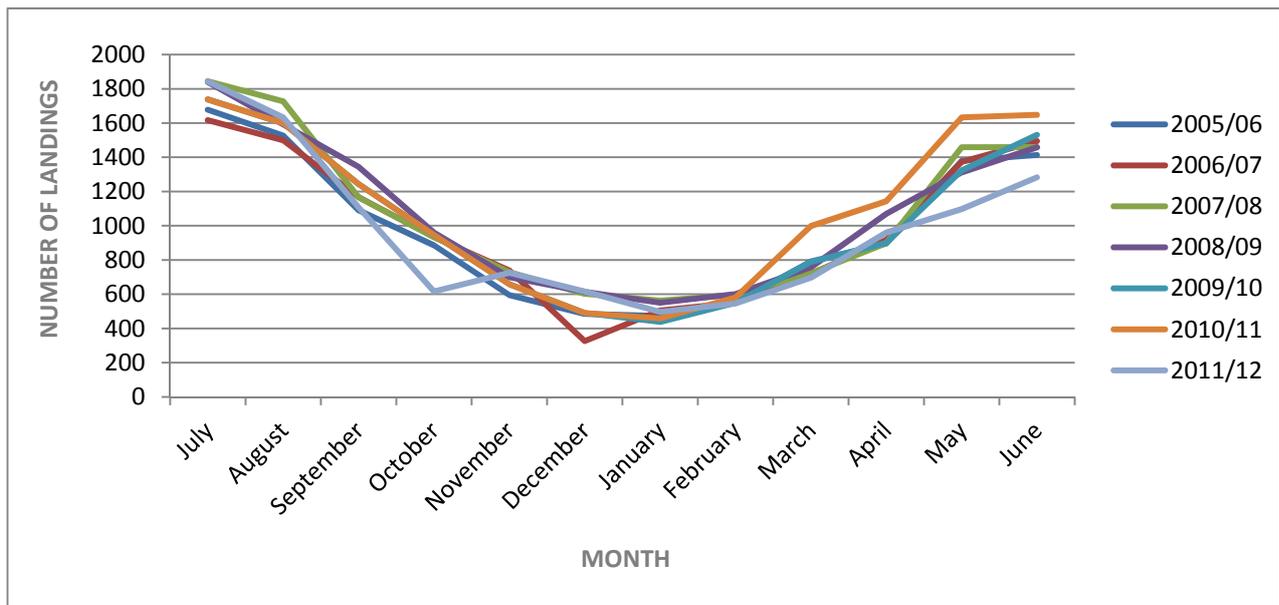
Attachment 2: Passenger Movements at East Kimberley Regional Airport

MONTH	2006/07	2007/08	2008/09	2009/10	2010/11	2011/12
JULY	6,442	7,379	7,795	9,094	9,254	9973
AUGUST	6,566	7,193	7,590	8,247	9,174	9272
SEPTEMBER	5,818	7,059	6,713	7,872	8,384	8258
OCTOBER	5,780	6,188	6,132	6,655	7,797	8395
NOVEMBER	4,021	4,734	5,050	5,550	6,040	6605
DECEMBER	3,265	4,514	4,595	4,970	5,677	6231
JANUARY	3,182	3,709	4,421	4,617	5,075	5367
FEBRUARY	3,010	4,182	4,515	4,540	4,844	5342
MARCH	4,065	5,230	4,890	5,924	6,295	6364
APRIL	5,260	6,574	6,679	5,858	8,082	8176
MAY	5,939	7,624	8,302	8,763	8,997	8727
JUNE	6,920	6,803	7,276	8,251	8,351	9393
TOTAL	60,268	71,189	73,958	80,341	87,970	92,103



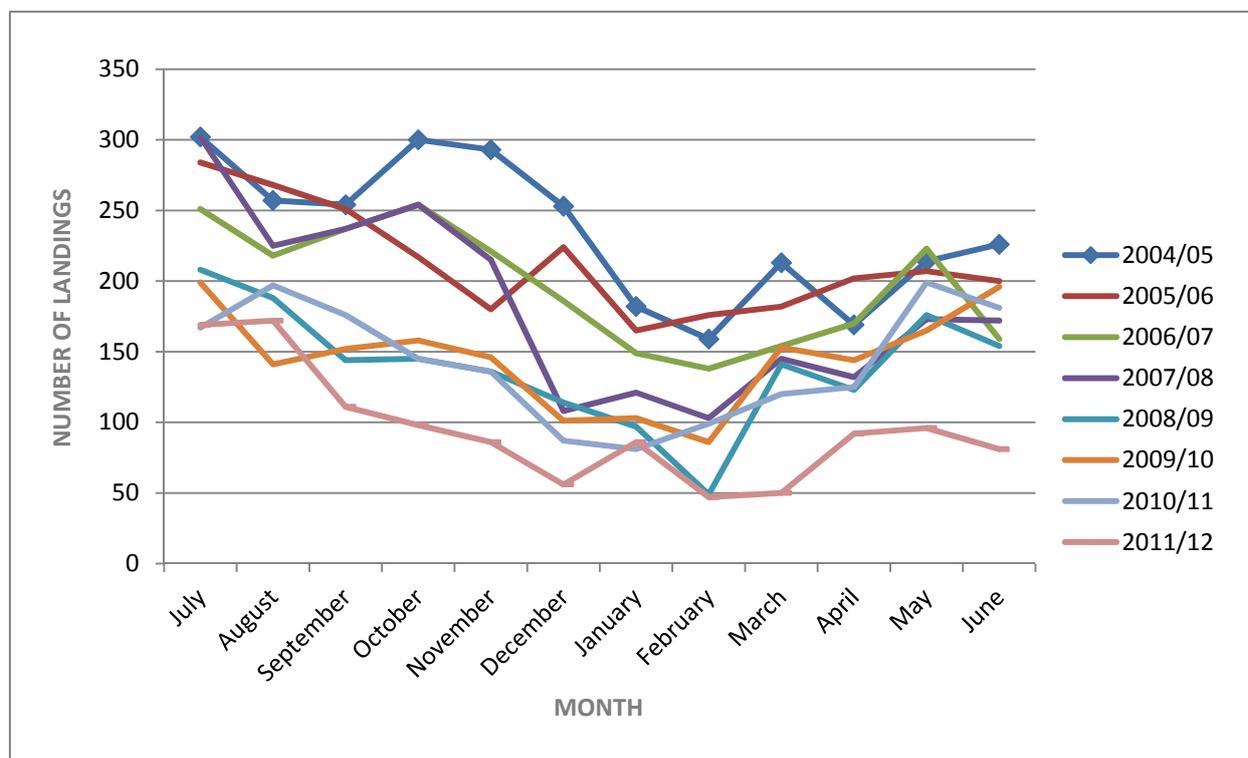
Attachment 3: Aircraft Landings at East Kimberley Regional Airport

MONTH	2006/07	2007/08	2008/09	2009/10	2010/11	2011/12
JULY	1,617	1,844	1,840	1,738	1,780	1843
AUGUST	1,499	1,727	1,592	1,599	1,601	1633
SEPTEMBER	1,167	1,166	1,344	1,244	1,221	1108
OCTOBER	934	933	960	946	884	616
NOVEMBER	738	729	699	658	717	725
DECEMBER	326	602	614	490	542	616
JANUARY	505	563	550	439	517	497
FEBRUARY	551	596	601	557	641	545
MARCH	718	722	757	815	1,046	696
APRIL	917	898	1,069	909	1,167	960
MAY	1,373	1,458	1,312	1,339	1,606	1097
JUNE	1,495	1,459	1,458	1,545	1,695	1283
TOTAL	11,840	12,697	12,796	12,279	13,417	11,619



Attachment 4: Aircraft Landings at Wyndham Airport

MONTH	2006/07	2007/08	2008/09	2009/10	2010/11	2011/12
JULY	251	302	208	199	167	169
AUGUST	218	225	188	141	197	172
SEPTEMBER	237	237	144	152	176	111
OCTOBER	254	254	145	158	145	98
NOVEMBER	221	215	136	146	136	86
DECEMBER	186	108	114	101	87	56
JANUARY	149	121	97	103	81	86
FEBRUARY	138	103	49	86	99	47
MARCH	154	145	141	153	120	50
APRIL	170	132	123	146	125	92
MAY	223	173	176	165	199	96
JUNE	159	172	154	200	181	81
TOTAL	2,360	2,187	1,675	1,750	1,713	1,144



12.3 INFRASTRUCTURE SERVICES

12.3.1 Permanent Road Closure, Long Michael Plain Road

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Long Michael Plain Road
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	RD.19.1

PURPOSE

To seek Council authorisation to commence a process for the closure of the Long Michael Plain Road and removal from Councils' Road Register.

BACKGROUND

The Shire has recently adopted its 'Core' Asset Management Plan. That plan has identified an approximate \$8million dollar under spend per annum in capital renewal of Council infrastructure. As such the Council must consider in its Long Term Financial Plan and Corporate Business Planning processes a response to closing the infrastructure gap. This will require a number of strategic responses, one of which is to retire assets that may no longer be needed.

By closing some roads the Shire may reduce its maintenance costs and risk exposure to public injury claims.

STATUTORY IMPLICATIONS

Section 58 of the Land Administration Act 1997 and Regulation 9 of the Land Administration Regulations 1998.

The process for having a road closed is as follows:

- a) The SWEK must publish a notice of motion for a resolution that it will request the Minister for Lands to close the road. The publication must be in a newspaper circulating in the Shire's district;
- b) The SWEK must then allow 35 days from the publication of the notice for objections to be made to the proposed closure;
- c) The SWEK must consider the objections to the road closure;
- d) The SWEK should liaise with Main Roads WA in relation to the road closure;
- e) If, after considering the objections the SWEK still wishes to close the road it must resolve to request the Minister of Lands to close the road;
- f) The SWEK requests the Minister for Lands (through the Department of Regional Development and Lands) to close the road. The information to be provided to the Minister is set out in regulation 9 of the Land Administration Regulations 1998 as follows:
 - I. The Report and background information provided to Councillors before the Council Meeting to close the road(s);
 - II. A signed copy of the Council resolution to close the road(s);
 - III. A copy of the advertisement to close the road(s);
 - IV. Copies of any submissions and objections following the advertisement;

- V. A signed copy of the Council motion and comments on the submissions and objections;
- VI. Copies of correspondence to public utility service providers and other agencies confirming their agreement to the proposed closures:
 - Water Corporation;
 - Western Power;
 - Alinta Gas;
 - Telstra;
 - Department of Industry and Resources (now the Department of Mines and Petroleum, the Department of State Development, and the Department of Commerce);
 - Dampier to Bunbury Natural Gas Pipeline (DPNGP) Land Access Minister, and
 - Department of Regional Development and Lands (Statutory Planning).
- VII. Sketch Plan showing proposed allocation/sale of land inroad to adjoining owners (to identify easements under either section 167 of the Planning and Development Act 2005 for drainage work, water, electricity or gas, if required or, under section 144 of the LAA 1977
 - g) Once the Minister for Lands has the request he will consider it in accordance with various policy considerations. The policy considerations include the following:
 - I. Any objections received and the number and nature of such objections;
 - II. The current use of the roads, particularly if it is the only road available for certain destinations. A general policy is that road closures should not occur if there is current use, an expected requirement, or it provides the only dedicated access to a land parcel, or creates a locked parcel of land;
 - III. Closures that are likely to be detrimental to the value or utility of a land parcel should not be approved unless the landowner agrees;
 - IV. Any services in the area of the road. Services contained in a road should generally be protected. Written confirmation that arrangements have been made for the protection or relocation of public utility services should be supplied by the local government;
 - V. Any rights to mine for minerals within the meaning of the Mining Act 1978 suspended at the time of dedication cease to be suspended upon closure of the road; and
 - VI. All costs and disbursements relating to the closure must be considered and agreed to. The Shire should be prepared to bear these costs.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report as it is a Legislative and regulative process as set by the State of Western Australia.

FINANCIAL IMPLICATIONS

There are minor financial implications with this report as the Shire does not maintain the road to any standard. However, it must be noted that the Shire does receive annual Financial Assistance Grants from the Federal Government towards maintenance of roads. If the road was closed, the Shire's grant funding would be reduced by approximately \$440.00 per annum.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Infrastructure, Key Result Area 1, in the *Shire of Wyndham East Kimberley Strategic Plan 2008*.

- Sustainable asset management for infrastructure under the Shire's control
- Road network that is safe and meets its functional requirements
- Council's financial position and forward planning is sound

COMMUNITY CONSULTATION

Community consultation must be undertaken as mentioned in Statutory Implications.

COMMENT

The Shire has recently adopted its 'Core' Asset Management Plan. That plan has identified an approximate \$8million dollar under spend per annum in capital renewal of Council infrastructure. As such the Council must consider in its Long Term Financial Plan and Corporate Business Planning processes a response to closing the infrastructure gap. This will require a number of strategic responses, one of which is to retire assets that may no longer be needed.

By closing roads the Shire may reduce its maintenance costs and risk exposure to public injury claims.

The Long Michael Plain Road is a 'dedicated road' although it does not follow the dedicated alignment. It is on the Council road register as a road. It is not regularly maintained by the Shire as no ratepayers are adjacent to the road. It is sign posted as a 4wd drive track that is not maintained by the Shire and users of the track do so at their own risk. It is primarily used as an access road by the lessee of Watercorp land and tourists as an experiential 4wd route from the Lake Argyle Road, Spillway Creek Bridge crossing to the Ord River near where the Spillway Creek joins the Ord River. The road is closed during the 'wet' season.

Parts of the road are occasionally maintained by the lessee of the WaterCorp land known as Roys Retreat (leased for the purposes of environmental management and a wildlife rescue) sanctuary.

There are numerous detours off the road to the Spillway Creek edge. Some edges of the creek were severely undermined by the March 2011 flood but these are presumably on Watercorp land.

To upgrade this road to 'gazetted' road standard will be cost prohibitive for the Shire as it already has a large infrastructure gap for its existing infrastructure and there would still be no income stream to fund the maintenance.

If the road was closed it is presumed that public access will still continue as it is assumed it will revert to public land and still be accessible similar to the many other 4wd tracks on public land.

ATTACHMENTS

Attachment 1 – Long Michael Plain Road map

Attachment 2 – Draft Advertisement of the proposed closure of the Long Michael Plain Road

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Approves the attached draft advertisement to be placed in the Kimberley Echo;
- 2) Officers will also provide copies of that advertisement to Lake Argyle Resort, Water Corporation and Roys Retreat; and
- 3) Officers comply with the process outlined in Section 58 of the Land Administration Act 1997.

COUNCIL DECISION

Minute No. 9925

Moved: Cr J Parker

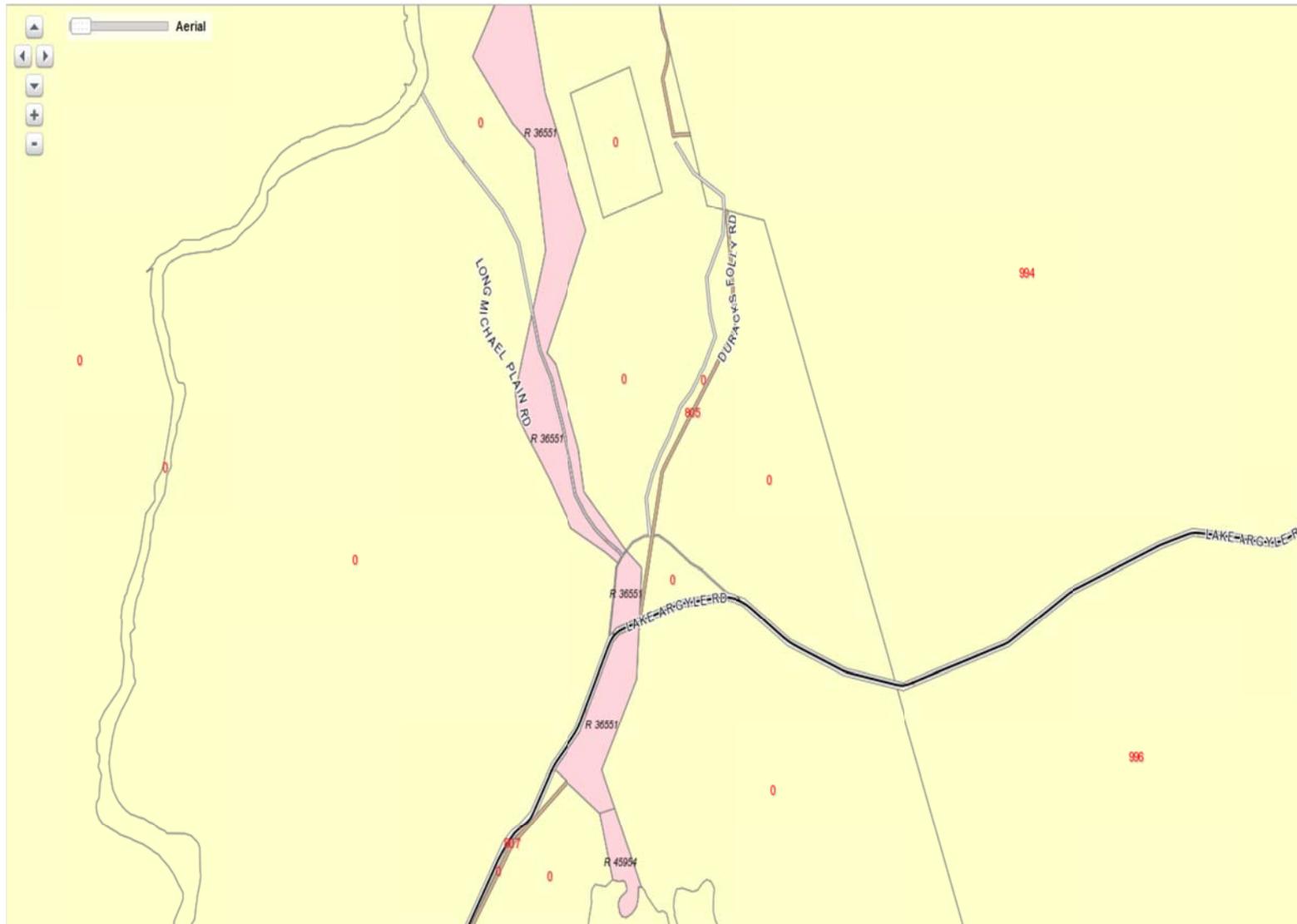
Seconded: Cr J McCoy

That Council:

- 1) **Approves the attached draft advertisement to be placed in the Kimberley Echo;**
- 2) **Officers will also provide copies of that advertisement to Lake Argyle Resort, Water Corporation and Roys Retreat; and**
- 3) **Officers comply with the process outlined in Section 58 of the Land Administration Act 1997.**

**For – Cr R Addis, Cr J Parker, Cr J McCoy, Cr C Gore-Birch Gault, Cr R Dessert
Against – Cr D Ausburn**

Attachment 1 – Long Michael Plain Road



Attachment 2 – Draft advertisement

REQUEST FOR THE PERMANENT CLOSURE OF A PUBLIC ROAD

LONG MICHAEL PLAIN ROAD

Notice is hereby given in accordance with section 58 of the Land Administration Act 1997 advising the public that the Council of the Shire of Wyndham East Kimberley is giving consideration to the permanent closure of the Long Michael Plain Road

A copy of the plan showing the location of the Long Michael Plain Road being closed is available for inspection at the Shire Office at 115 Coolibah Drive, Kununurra, during office hours. Persons wishing to object or otherwise comment on the proposal may do so by forwarding written submissions to:

Director Infrastructure

Shire of Wyndham East Kimberley

PO Box 614

Kununurra WA 6743

within thirty-five (35) days of the date of publication of this notice

Gary Gaffney

Chief Executive Officer

Shire of Wyndham East Kimberley

12.4 COMMUNITY DEVELOPMENT

12.4.1 BBQ Boat Temporary Accommodation

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Elle Davidson, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	N/A
ASSESSMENT NO:	A7563P

PURPOSE

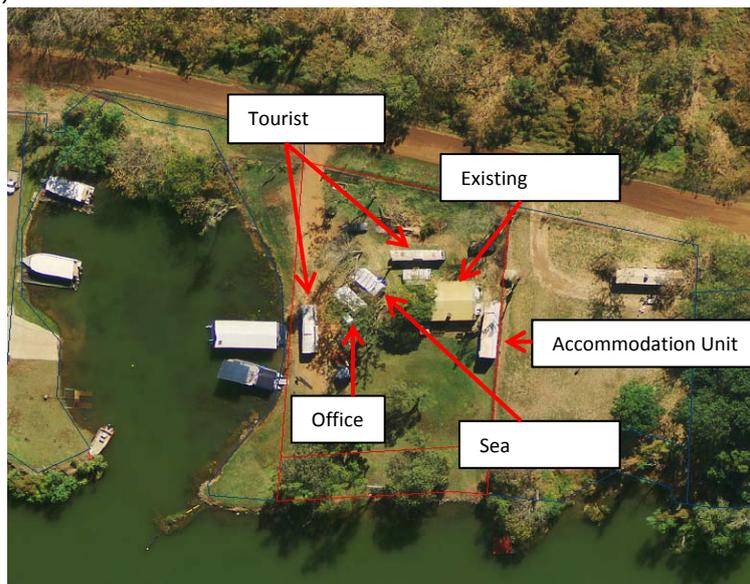
The purpose of this report is to consider a request from the Lessee of the BBQ Boat facility to reside in temporary accommodation on the site.

BACKGROUND

An application for planning consent was lodged on 1 June 2012 by Paul Milner for the development of an office and to change the existing building to a commercial kitchen facility at Lot 508 Millington Drive, Kununurra (please refer to Attachment 1). The applicant is yet to submit floor plans for the office building constructed on the site and therefore the planning application will be brought to Council at a later date.

At the stage of assessing the planning application, Shire officers noticed that a temporary accommodation unit was being used on the site. The applicant has since requested that Council allow this unit to be used for residential purposes until the sale of the business.

Lot 508 Millington Drive is located approximately 4.5 kilometres west of Kununurra town centre and has an area of 2,785 square metres. The land is zoned *Scheme reserve – Special Foreshore and Parks and Recreation* under *Town Planning Scheme No. 7 – Kununurra (TPS 7)*.



Location Plan

Note that a number of additional structures are featured in the above aerial photograph, which include two tour buses and a sea container that is to be removed off the site by 30 November 2012.

Temporary Accommodation

The applicant has requested that Council approve a temporary accommodation unit that is currently located on the property (please see attachment 1 for photographs of the temporary accommodation unit). In placing the temporary accommodation unit on the property, the applicant is not compliant with *section 6.2* of the agreed terms of the lease.

The owner of the BBQ Boat business intends to sell the business in the near future and therefore proposes to only stay on the property in temporary accommodation for a short time period.

STATUTORY IMPLICATIONS

Town Planning Scheme No.7 – Kununurra

The land is *Scheme Reserve* under the *Town Planning Scheme No. 7 – Kununurra* (TPS 7). The development of reserve land is to be in accordance with the purpose of this reserve, which is for Tourist Facility under the *Land Administration Act 1997*.

Within the lease document, the purpose of the Lessee's business is to be for "those activities and operations that are necessary for the conduct of a tourism business and recreation enterprise".

Lease Document

The lease document, which has been signed by the Applicant, states in Clause 6.2:

The development of a caretakers dwelling (subject to Lessor approval) shall have a total floor area of less than 100m², be generally consistent in materials choice to other building on the lot and must not be of a fully temporary transportable form (i.e. caravan, semi trailer, motor home etc).

Although the applicant is not applying for a caretakers dwelling, these design guidelines are still applicable to any request for accommodation onsite.

Caravan and Camping Grounds Regulations 1997

Under *Clause 11 2(a)* of the *Caravan and Camping Grounds Regulations 1997*, Council can grant approval for temporary accommodation for a period not exceeding 3 months.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

The request for temporary accommodation does not comply with agreed conditions of the lease signed by both the Shire and the applicant. In correspondence from the applicant it is noted that the temporary accommodation unit has been used since July 2009 and therefore has been unauthorised for in excess of three years.

An application for a caretakers dwelling is not included as part of the submitted development application and therefore it is concluded that the applicant has no intent of residing in an approved caretakers.

ATTACHMENTS

Attachment 1 – Photos Of Temporary Accommodation Unit

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council refuses the request to reside on the property in a temporary accommodation unit. Furthermore, that the temporary accommodation unit is removed from the property by 18 December 2012.

COUNCIL DECISION

Minute No. 9926

Moved: Cr J Parker

Seconded: Cr J McCoy

That Council refuses the request to reside on the property in a temporary accommodation unit. Furthermore, that the temporary accommodation unit is removed from the property by 18 December 2012

Carried Unanimously 6/0

Attachment 1 – Photos Of Temporary Accommodation Unit



12.4.2 East Kimberley Regional Airport Master Plan

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	East Kimberley Regional Airport, Victoria Highway, Kununurra
AUTHOR:	Jennifer Ninyette, Senior Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	LP.02.10

PURPOSE

To update Council in regard to the East Kimberley Regional Master Plan.

BACKGROUND

At the Ordinary Council Meeting of 21 August 2012, Council resolved to receive the draft East Kimberley Regional Airport (EKRA) Master Plan, which includes the preparation of an Australian Noise Exposure Forecast (ANEF) for the 25 year planning horizon (2036/2037) of the Master Plan.

However, the document remains as draft until such time as the ANEF contour map has been endorsed by Airservices Australia.

Airservices Australia in their technical assessment of the ANEF contour map, originally prepared for the preferred new runway option, has requested that a composite ANEF noise contour map be prepared to represent both runway development options including an extension of the existing runway. Accordingly, a new composite EKRA 2036/37 ANEF noise contour map has been prepared by the Shire's consultant and is provided at Attachment 1. The original ANEF contour map prepared is shown at Attachment 2 for comparison.

Prior to endorsement by Airservices Australia, the Shire (as the proponent) is also required to distribute the noise contours to the relevant representatives in Local and State Government for review and comment.

Shire Officers have accordingly referred the composite ANEF contour map to the following State Government agencies:

- Department of Planning,
- Department of Environment and Conservation and Environmental Protection Authority (EPA), and
- Department of Transport.

On advice from the Department of Planning, the composite ANEF contour map has also been referred to the Civil Aviation Safety Authority (CASA) and the Department of Sustainability, Environment, Water, Population and the Arts (Cwlth).

As the airport is owned and managed by the Local Government in this instance, and therefore the ANEF contour map has been prepared on behalf of the Local Government, it is recommend that a letter to Airservices Australia be prepared to this effect, supporting the ANEF contour for technical endorsement, to be signed by the Chief Executive Officer.

STATUTORY IMPLICATIONS

The draft master plan has been prepared by a suitably qualified airport consultant, who has liaised with relevant agencies and ensured that the proposals are in accordance with legislative requirements.

Airservices Australia has the responsibility for endorsing the technical accuracy of ANEF contour maps that show a forecast of aircraft noise levels that are expected to exist in the future.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

The EKRA Master Plan provides a strategic framework for the future development of the airport and sets out the required infrastructure likely to be required to support the forecast demand of passenger and aircraft movements at the airport over the next 10 to 25 years.

The master plan is essentially a land use planning tool that identifies the need to safeguard land for future growth and operation of the airport, and further stages of planning, design and procurement will be required for individual elements and infrastructure development proposed. It is also recommended that the master plan be reviewed every 5 years or following any major change in key drivers for airport growth.

COMMUNITY CONSULTATION

The combined ANEF contour map and draft East Kimberley Regional Master Plan and been referred to the following State Government agencies for review and comment:

- Department of Environment and Conservation/Environmental Protection Authority
- Department of Planning
- Department of Transport.

On the advice of the Department of Planning, the combined ANEF contour map was also referred to the Civil Aviation Safety Authority (CASA) and the Department of Sustainability, Environment, Water, Population and the Arts.

Comments received from the above-mentioned referral agencies are itemised in the Schedule of Submissions provided at Attachment 3.

COMMENT

No objections have been raised in relation to the combined ANEF contour map, however the Department of Planning, Department of Environment and Conservation (DEC) and CASA, have advised of legislative requirements and issues that should be considered in relation to future expansion of the runway(s) and development at, or surrounding, the airport.

It is noted that, at the time of writing this report, no response has been received from the DEC's Noise Management Branch, however that all responses will be incorporated into a final report to be prepared by Rehbein Airport Consulting and sent as a final ANEF package to Airservices Australia for endorsement.

As the airport is owned and managed by the Local Government, it is recommended that a letter, to be signed by the Chief Executive, is sent to Airservices Australia advising that the Shire manage the airport and support the ANEF contour for technical endorsement.

ATTACHMENTS

Attachment 1 – Composite ANEF Contour map

Attachment 2 – Original ANEF Contour map

Attachment 3 – Schedule of Submissions

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

That Council delegates authority to the Chief Executive Officer to advise Airservices Australia that the Shire of Wyndham East Kimberley own and manage the East Kimberley Regional Airport (EKRA) and support the combined Australian Noise Exposure Forecast (ANEF) contour, prepared by Rehbein Airport Consulting in line with the EKRA Master Plan, for technical endorsement.

COUNCIL DECISION

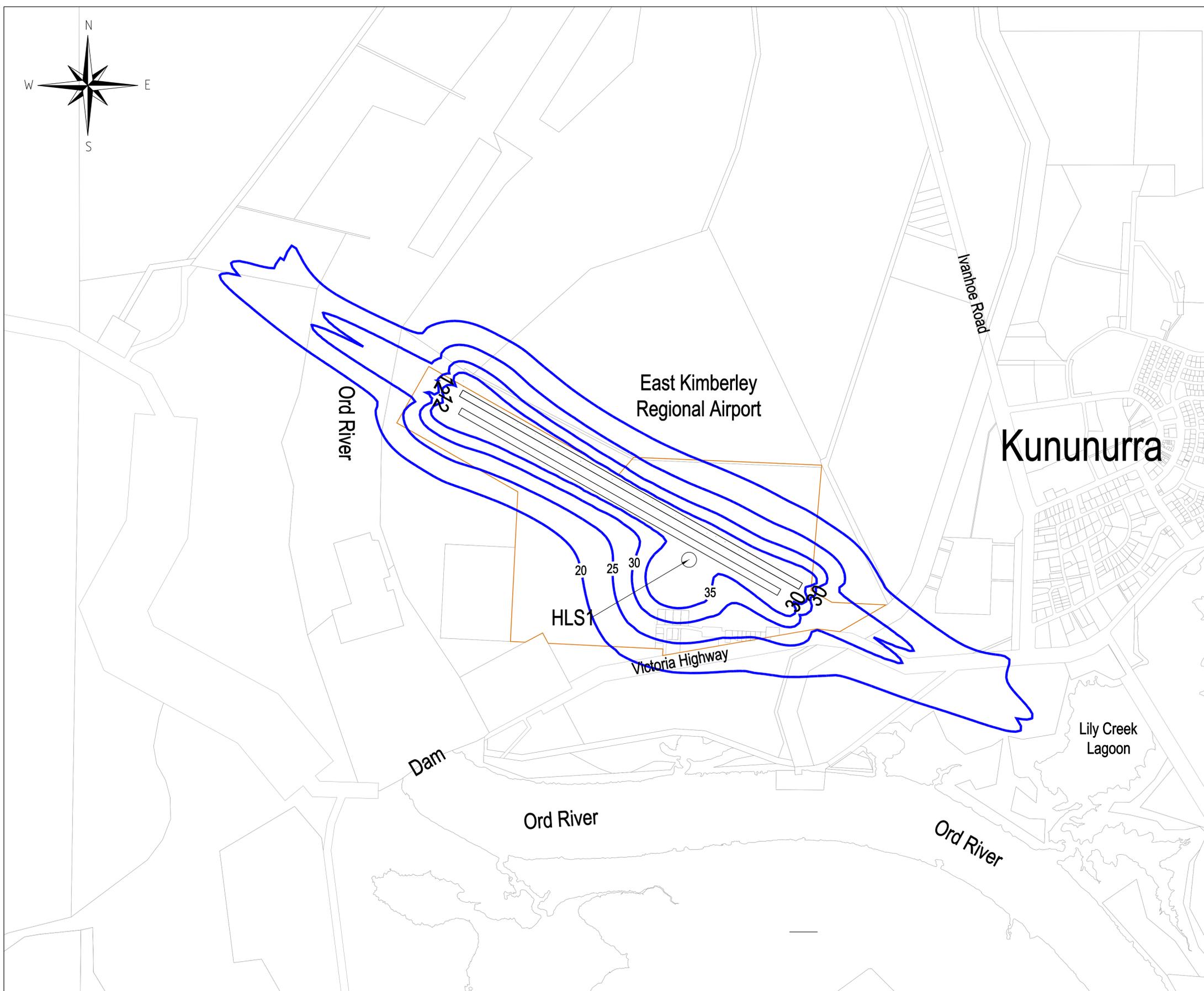
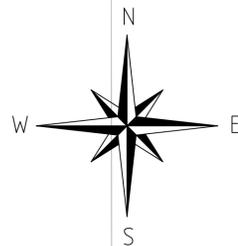
Minute No. 9927

Moved: Cr D Ausburn

Seconded: Cr J Parker

That Council delegates authority to the Chief Executive Officer to advise Airservices Australia that the Shire of Wyndham East Kimberley own and manage the East Kimberley Regional Airport (EKRA) and support the combined Australian Noise Exposure Forecast (ANEF) contour, prepared by Rehbein Airport Consulting in line with the EKRA Master Plan, for technical endorsement.

Carried Unanimously 6/0

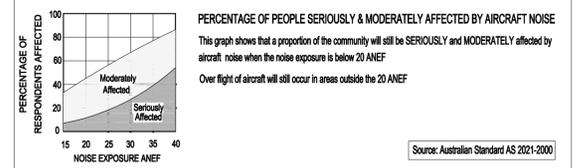


LAND USE COMPATIBILITY ADVICE FOR AREAS IN THE VICINITY OF AUSTRALIAN AIRPORTS

Shall be read in conjunction with AS 2021 - 2000
Acoustics - Aircraft noise intrusion - Building siting and construction

Building Type	ANEF zone of site		
	Acceptable	Conditionally acceptable	Unacceptable
Home, home unit, flat, caravan park	Less than 20 ANEF (note 1)	20 to 25 ANEF (note 2)	Greater than 25 ANEF
Hotel, motel, hostel	Less than 25 ANEF (note 1)	25 to 30 ANEF	Greater than 30 ANEF
School, university	Less than 20 ANEF (note 1)	20 to 25 ANEF (note 2)	Greater than 25 ANEF
Hospital, nursing home	Less than 20 ANEF (note 1)	20 to 25 ANEF	Greater than 25 ANEF
Public building	Less than 20 ANEF (note 1)	20 to 30 ANEF	Greater than 30 ANEF
Commercial building	Less than 25 ANEF	25 to 35 ANEF	Greater than 35 ANEF
Light industrial	Less than 30 ANEF	30 to 40 ANEF	Greater than 40 ANEF
Other industrial	Acceptable in all ANEF Zones		

- NOTES:
- The actual location of the 20 ANEF contour is difficult to define accurately, mainly because of variation in aircraft flight paths. Because of this, the procedure of Clause 2.3.2 of the Standard may be followed for building sites outside but near to the 20 ANEF contour.
 - Within 20 ANEF to 25 ANEF, some people may find that the land is not compatible with residential or educational uses. Land use authorities may consider that the incorporation of noise control features in the construction of residences or schools is appropriate. (See Exposure - Response graph below)
 - There will be cases where a building of a particular type will contain spaces used for activities which would generally be found in a different type of building (e.g. an office in an industrial building). In these cases Table 2.1 of the Standard should be used to determine site acceptability, but internal design noise levels within the specific spaces should be determined by Table 3.3 of the Standard.
 - The Standard does not recommend development in unacceptable areas. However, where the relevant planning authority determines that any development may be necessary within existing built-up areas designated as unacceptable, it is recommended that such development should achieve the required ANR determined according to Clause 3.2 of the Standard. For residences, schools, etc., the effect of aircraft noise on outdoor areas associated with the buildings should be considered.
 - In no case should new development take place in greenfield sites deemed unacceptable because such development may impact airport operations.



RWY	AIRCRAFT	ARRIVALS		DEPARTURES		TRAINING		GRAND TOTAL	
		DAY	NIGHT	DAY	NIGHT	DAY	NIGHT		
12	737900	1.967911	0.372636	2.340549	1.967911	0.372636	0.000000	0.000000	4.717099
12	A320-211	0.854247	0.555151	1.409398	0.854247	0.555151	0.000000	0.000000	2.174795
12	BEC83P	6.748384	0.367533	7.115917	6.748384	0.367533	0.000000	0.000000	15.748384
12	CL601	0.027298	0.027298	0.027298	0.027298	0.027298	0.027298	0.000000	0.054596
12	CNA441	0.071856	0.003791	0.075647	0.071856	0.003791	0.000000	0.000000	0.151233
12	CNA760	0.129816	0.006822	0.136638	0.129816	0.006822	0.000000	0.000000	0.272476
12	DHC8	0.067562	0.003943	0.071505	0.067562	0.003943	0.000000	0.000000	0.142014
12	DHC630	0.372233	0.019644	0.391877	0.372233	0.019644	0.000000	0.000000	0.783754
12	GASEP	3.823376	0.866711	4.690087	3.823376	0.866711	0.000000	0.000000	8.353473
12	GASEP	14.948671	0.843008	15.791679	14.948671	0.843008	0.000000	0.000000	35.350351
12	GV	2.131160	0.444247	2.575407	2.131160	0.444247	0.000000	0.000000	2.575407
12	JPATS	1.593110	0.300599	1.893709	1.593110	0.300599	0.000000	0.000000	2.193709
RWY 12 TOTAL		32.818413	2.764186	35.582600	32.818413	2.764186	0.000000	0.000000	71.165399
30	737900	1.375074	0.748476	2.123550	1.375074	0.748476	0.000000	0.000000	3.147100
30	A320-211	0.356164	0.368761	0.724925	0.356164	0.368761	0.000000	0.000000	1.449690
30	BEC83P	4.499589	0.345368	4.844957	4.499589	0.345368	0.000000	0.000000	10.497534
30	CL601	0.018219	0.009599	0.027818	0.018219	0.009599	0.000000	0.000000	0.035437
30	CNA441	0.047890	0.002521	0.050411	0.047890	0.002521	0.000000	0.000000	0.100822
30	CNA760	0.038411	0.004460	0.042871	0.038411	0.004460	0.000000	0.000000	0.081702
30	DHC8	0.045041	0.002630	0.047671	0.045041	0.002630	0.000000	0.000000	0.095342
30	DHC630	0.248822	0.013099	0.261921	0.248822	0.013099	0.000000	0.000000	0.523839
30	GASEP	1.348247	0.777971	2.126218	1.348247	0.777971	0.000000	0.000000	3.130505
30	GASEP	9.965781	0.562438	10.528219	9.965781	0.562438	0.000000	0.000000	21.537534
30	GV	0.808767	0.078134	0.886901	0.808767	0.078134	0.000000	0.000000	1.769662
30	JPATS	1.728740	0.337285	2.066025	1.728740	0.337285	0.000000	0.000000	3.724930
RWY 30 TOTAL		21.873844	1.234243	23.108087	21.873844	1.234243	0.000000	0.000000	48.647538
HLS1 TOTAL		3.024383	0.591768	3.616151	3.024383	0.591768	0.000000	0.000000	6.367122
HLS1 R22		3.125233	0.616444	3.741677	3.125233	0.616444	0.000000	0.000000	7.255454
HLS1 R44		2.185000	0.150000	2.335000	2.185000	0.150000	0.000000	0.000000	4.600000
HLS1 Total		8.095466	0.856444	8.951910	8.095466	0.856444	0.000000	0.000000	18.233976
GRAND TOTAL		62.887973	6.445132	69.333105	62.887973	6.445132	0.000000	0.000000	139.676714

GENERAL NOTE:
1. ANEF CONTOURS ARE COMPOSITE BASED ON MULTIPLE RUNWAY DEVELOPMENT OPTIONS PRESENTED IN THE EAST KIMBERLEY REGIONAL AIRPORT MASTER PLAN TO REPRESENT A WORST CASE SCENARIO. IF A NEW RUNWAY IS CONSTRUCTED THAN THE EXISTING RUNWAY WILL BE CLOSED.
2. WHERE FIGURES HAVE BEEN ROUNDED DISCREPANCIES MAY OCCUR BETWEEN TOTALS AND THE SUMS OF COMPONENT ITEMS.
3. TERRAIN WAS INCLUDED IN THE MODEL.

AERODROME DATA

LOCATION IDENTIFIER: YPKU (WAC 3108)

MAGNETIC VARIATION - 3° EAST

ELEVATION - 145 FEET

AERODROME REFERENCE POINT

LATITUDE - S 15° 46.7'

LONGITUDE - E 128° 42.4'

COORDINATE SYSTEM
AGD94

INM SOFTWARE:
VERSION: FAA INM v7.0c
DATE OF RUN:
10 SEPTEMBER 2012

SCALE 1 : 12,500 @ A1

ENDORSEMENT FOR TECHNICAL ACCURACY STANDARD ANEF

airservices

General Manager Environment
Airservices Australia, Canberra

The aircraft noise contours on this chart have been calculated using the appropriate modelling process. It is the responsibility of the user to ensure that the appropriate noise contours are used for the intended purpose. The data and assumptions made in this process are detailed in the user manual. Airservices Australia makes no warranty or representation as to the accuracy of the information and assumes no liability for any loss arising from reliance on this information.

No.	Date	By	Amendment	Checked
2	18/09/2012	MMW	FINAL	BJH
1	11/04/2012	MMW	DRAFT	BJH
0	04/04/2012	MMW	DRAFT	BJH

No.	Date	By	Amendment	Checked

REHBEIN Airport Consulting

CBD House, level 3 Wickham Street
Fortitude Valley QLD 4006
PO Box 112, Fortitude Valley QLD 4006
L&R (SEC) Pty Ltd
A.O.N. 125 939 786
ABN. 71126939768

TELEPHONE (07) 3250 9000
FACSIMILE (07) 3250 9001
EMAIL mail@rehbein.net.au

Project:
EAST KIMBERLEY REGIONAL AIRPORT AUSTRALIAN NOISE EXPOSURE FORECAST (ANEF)

Title:
EAST KIMBERLEY REGIONAL AIRPORT 2036/37 ANEF

Client:
SHIRE OF WYNDHAM EAST KIMBERLEY

Draftsperson:
MMW

Checked:
JSS

Sheet Size:
A1

Figure No.:
B11382FIG008

Designer:
MMW

Approved:
BJH

Scale:
1:12,500 @ A1

Date:
18/09/2012

0 1 2

Attachment 3 – Schedule of Submissions

Schedule of Submissions

East Kimberley Regional Airport - ANEF Contour map

Agency	Submission	Comment
<p>Environmental Protection Authority Locked Bag 33, Cloisters Square, Perth WA 6850</p>	<p>The EPA is unlikely to comment unless there is a scheme amendment, or the proposal to expand the airport is thought to be environmentally significant.</p> <p>However, the ANEF contour map has been forwarded to John MacPherson, Principal Environmental Noise Officer, Noise Regulation Branch, Department of Environmental Conservation, who has expertise about airports and noise.</p>	<p>Noted.</p>
<p>Kimberley Planning, Northern Regions Regional Planning Strategy Department of Planning 140 William Street Perth WA 6000</p>	<p>1. The Department of Planning suggest the master plan is also forwarded to the following agencies for their consideration: Department of Transport (Perth) Department of Environment and Conservation (Kununurra) Department of Sustainability, Environment, Water, Population and the Arts (Cwlth) In addition, CASA is the governing body who sets the rules and regulations for airports and airspace. It may be beneficial to refer the documents to CASA for comment prior to submitting to Airservices Australia.</p> <p>2. The Department note that there are inconsistencies between the SWEK Local Planning Strategy (2006) and the current and proposed local planning schemes for an area affected by the new ANEF noise mapping. Specifically: Figure 3: Kununurra Structure Plan (2000), contained in the Strategy, identifies a portion of land within the 20 ANEF noise contour as 'Tourist Node - Future'. Figure 5: Potential Land Release Areas also identifies the future tourist site and highlights adjoining lot to the east as being an investigation area for potential residential purposes.</p>	<p>Noted. The ANEF Contour map and EKRA master plan were referred to these agencies as recommended. Noted. The intent of the EKRA master plan is to safeguard land for future growth and expansion of the airport, and the ANEF will therefore be required to be considered in any further investigations for these proposed future development areas.</p> <p>However it is noted that development of a hotel, motel or hostel is considered 'acceptable' between the 20 to 25 ANEF, and development of a home, home unit, flat, or caravan park is considered 'conditionally acceptable', and may be appropriate to incorporate noise control features in the construction</p>

	<p>The current scheme does not reflect these land uses, reserving the area as 'Special Foreshore'. The proposed new Scheme No. 8 places Special Control Area 'Public Drinking Water Source Area' over the site. As such, a potential land use conflict exists between the current Strategy and the noise contour mapping, but not the current or future schemes.</p> <p>The Department do not identify any other planning issues at this stage and support the plan being referred to Airservices Australia for further consideration.</p>	<p>of residences.</p> <p>It is also noted that future development of these proposed developments requires further investigation, as is also subject to a variety of other issues such as the town water supply buffer and waste water treatment plant odour buffer.</p>
<p>Transport Policy and Systems Department of Transport 140 William Street Perth WA 6000</p>	<p>The Department of Transport's Aviation Branch has no comments to make regarding the East Kimberley Regional Airport ANEF contour map but recommends that a copy be sent to John Macpherson, Principal Environmental Noise Officer, DEC, for his comments.</p>	<p>Noted. The ANEF contour map was referred to the Principal Environmental Noise Officer at DEC by the EPA, as well as follow up by the Shire Officers.</p>
<p>North West Section Environment Assessment and Compliance Division Department of Sustainability, Environment, Water, Population and Communities GPO Box 787 Canberra ACT 2601</p>	<p>The EKRA is not an Australian Government leased airport and therefore is not subject to the requirements under section 160 of the Environment Protection Biodiversity Conservation Act 1999 (EPBC Act) that oblige the Minister for Infrastructure and Transport to seek advice from the Minister before: S160(2)(b) adoption or implementation of a plan for aviation airspace management involving aircraft operations that have, will have or are likely to have a significant impact on the environment; and S160(2)(c) the adoption or implementation of a major development plan (as defined in the <i>Airports Act 1996</i>)</p> <p>Therefore North West Section has no comment on the draft other than to suggest the general advice that any action that is likely to have a significant impact on a matter of national environmental significance should be referred.</p>	<p>Noted.</p>

<p>Department of Environment and Conservation – Kimberley Regional Office PO Box 942 KUNUNURRA WA 6743</p>	<p>As the Airport Master Plan and ANEF contour map has been sent to John Edwards of DEC's Noise Management Branch, no comments on noise emissions are provided, as he is much better placed to do so. The following general comments are provided:</p> <p>Land at the north western end of the runway may require clearing for any extensions, as with the proposed west road access near the speedway. This will likely require a clearing permit in accordance with the EP (Clearing of Native Vegetation) Regulations 2004;</p> <p>Stormwater management around new/extended runway and aprons will need to be considered to ensure no contaminated stormwater runoff impacts vegetation or the nearby Ord River. Surface water runoff should incorporate low gradient retention swales and utilise methods such as rock armouring or vegetation to reduce runoff velocity and allow sediment to drop out;</p> <p>Any areas for aircraft or car hire washdown (if required) will need to incorporate plate separators and oil water interceptors to treat potentially contaminated washdown water. The DoW provide guidance notes on washdown facilities.</p> <p>Fauna management plans should be considered for issues such as bird strike. There is likely to be some risk given the proximity of the RAMSAR wetland, which may be heightened in the wet season if there is standing water accumulating in adjacent areas, and may also depend on agricultural crops nearby;</p> <p>Section 3.1.6 – the decommissioned Mobil fuel compound – recommend soil sampling be performed to ensure there is no residual contamination from this compound and decommissioned pipe-work is thoroughly inspected prior to filling with cement. Likewise if they decide to move any of the compounds in the future – verification sampling would be recommended to ensure no residual contamination from historical leaks or spills. Any new facilities constructed must comply with Dangerous Goods Storage requirements and relevant Australian Standards and have appropriate spill kits and response procedures in place. Any spills / leaks should be reported to DEC in accordance with section 72 of the EP Act (and possibly also in accordance with</p>	<p>Noted.</p> <p>Noted. Will need to be considered in design of new and/or extended runway development.</p> <p>Noted. Development of any aircraft and/or hire car washdown areas will be required to be conditioned at the development application stage, however will be very restricted in operation due to no reticulated sewerage service in this area.</p> <p>Noted. Bird and animal hazard management is identified, and ongoing monitoring requirements and strategies are outlined in the Kununurra Aerodrome Manual to minimise this risk.</p> <p>Noted.</p> <p>Noted.</p>
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	<p>Contaminated Sites Act 2003); There are currently no asphalt manufacturing contractors operating in Kununurra – any mobile plant setting up will require a works approval with to allow construction of a prescribed premises and a licence to operate. Works approvals can take up to 60 working days to be processed and similar for a licence. It is recommended that the Shire bear this in mind when planning timelines and advertising for tenders for asphalt supply.</p>	
<p>Civil Aviation Safety Authority GPO Box 2005 Canberra ACT 2601</p>	<p>CASA has no regulations associated with the Australian Noise Exposure Forecast (ANEF). Therefore the Shire of Wyndham East Kimberley will need to consult with Airservices Australia and more importantly ensure that the noise contours comply with State and Local Government Environmental Protection legislation.</p> <p>The upgrade and extension of runway 12/30, or construction of a new runway, and installation of improved facilities must be conducted in accordance with the Manual of Standards (MOS) Part 139 – Aerodromes.</p> <p>The outcomes of the master plan and potential upgrades need to also consider the MOS Part 139 requirements for international air transport operations. This will include, but not be limited to, the requirements of MOS Part 139 Subsection 6.2.26.</p> <p>The Obstacle Limitation Surface (OLS) will need to be established and monitored to capture the full parameters of the OLS for Code 4C aircraft</p>	<p>1. Noted. 2. Noted. 3. Noted. 4. Noted.</p>

12.4.3 Adoption of modified Amendment 39 to Town Planning Scheme No. 7 – Kununurra and Environs

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Kununurra and Environs
AUTHOR:	Jennifer Ninyette, Senior Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	LP.04.57

PURPOSE

For Council to consider adopting modifications to Amendment No. 39 to the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 (TPS 7), to amend Scheme text provisions relating to the discretion to modify development standards.

BACKGROUND

Council adopted Amendment 39 at its Ordinary Council Meeting on 24 January 2012 (Item 12.4.2). Specifically, at this meeting, Council resolved as follows:

That Council:

1. *In pursuance of Section 75 of the Planning and Development Act (2005) (as amended), amends the Town Planning Scheme No. 7 – Kununurra and Environs by:*
 - a. *Deleting Clause 5.5.1 of the Scheme and replacing it with the following text:*

5.5.1 Except for development in respect of which the Residential Design Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit.

Amendment 39 specifically relates to the Shire being granted a discretionary power to approve applications for planning approval which do not comply with a standard or requirement prescribed by the Scheme, and is a standard clause in many Schemes.

The Shire has recently received correspondence from the Western Australian Planning Commission (WAPC), advising that the Minister for Planning decided not to approve the amendment until such time as the Shire effected modifications as directed in an attached schedule of modifications. This correspondence is provided at Attachment 1.

The Schedule of Modifications provided by the WAPC seeks to replace both existing clauses in 5.5 (5.5.1 and 5.5.2) and replace it with the verbatim Model Scheme Text.

However, the current Scheme differs from the Model Scheme Text format, and therefore the clauses referred to in the Schedule of Modifications are either numbered differently, or there is no equivalent existing clause within Town Planning Scheme No. 7.

Shire Officers advised the Department of Planning of these discrepancies, and have recommended alterations to address this matter. A copy of the email correspondence and recommended alteration to the amendment are provided at Attachment 2.

The Department of Planning has verbally advised that they accept the alterations as suggested by the Shire, however as this is different to the both the WAPC's Schedule of Modifications and Council's original resolution, they have advised that a new Council resolution is required to enable the Amendment documentation to be modified accordingly.

STATUTORY IMPLICATIONS

The proposed Scheme Amendment will confer Council with the ability to grant discretionary approval for developments that, while non-compliant with development standards and requirements specified in the Scheme, are generally consistent with the intent and purpose of those standards and requirements, will not adversely impact the development or neighbouring inhabitants or uses, and is consistent with the orderly and proper planning of the locality and preserving the amenity of the locality.

Currently the Scheme only allows for discretion to be used in relation to those Development Standards listed in Table 2 of TPS 7, and only when the intended use is a permitted or discretionary use in Table 1.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

The amendment was advertised for public comment and referred to relevant government agencies for a period of 42 days with the advertising period closing on 30 December 2011. The advertising of the amendment was undertaken in the following manner:

- Relevant government agencies were advised of the scheme amendment in writing.
- Notices were placed, and documentation was available, at Council's Administration Building.
- An advertisement was placed in the Kimberley Echo Newspaper.

No submissions were received.

COMMENT

The amendment proposed is intended to enable the Shire further discretion to approve development that does not comply with standards and requirements prescribed under the Scheme, rather than only those standards and requirements identified in Table 2 of TPS 7, however will still be subject to:

- the proposed development being consistent with the orderly and proper planning of the locality and preserving the amenity of the locality;

- the non-compliance not having any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality;
- the spirit and purpose of the requirement or standard will not be unreasonably departed from.
- The Shire undertaking relevant advertising if it is considered that the discretion/modification may affect any owners or occupiers in the general locality or adjoining the site.

The revised clause is consistent with Cause 5.3 of Town Planning Scheme 6, and the model scheme text, although it has been altered to fit the context of the remainder of TPS 7.

Officers therefore recommend that Council adopt the modified Amendment.

ATTACHMENTS

Attachment 1 – Correspondence from Western Australian Planning Commission

Attachment 2 – Email to the Department of Planning

Attachment 3 – Modified Amendment Documentation

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

1. In pursuance of Section 75 of the Planning and Development Act (2005) (as amended), amends the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs by:

Deleting Clauses 5.5.1 and 5.52 of the Scheme and replacing it with the following modified text:

5.5 Variation to Site and Development Standards and Requirements

- 5.5.1 Except for development in respect of which the Residential Planning Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the local government thinks fit.
- 5.5.2 In considering an application for planning approval under this clause, where, in the opinion of the Council, the variation is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for the variation, the local government is to –
 - a) consult the affected parties by following one or more of the provisions for advertising uses under clause 11.2; and

- b) have regard to any expressed views prior to making its determination to grant the variation.

5.5.3 The power conferred by this clause may be only exercised if Council is satisfied that –

- a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality; and
 - b) the non-compliance will not have an adverse effect upon the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality;
 - c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.
2. Authorise the Shire President and the Chief Executive Officer to execute the relevant modified documentation pursuant to Regulation 22(1) of the Town Planning Regulations, 1967 (as amended).
 3. Forward three copies of the signed and sealed modified Amendment documents to the Western Australian Planning Commission for endorsement pursuant to Regulation 22(2) of the Town Planning Regulation, 1967 (as amended).
 4. Request the Honourable Minister for Planning to grant final approval to Amendment No. 39 to Town Planning Scheme No. 7 – Kununurra and Environs.

COUNCIL DECISION

Minute No. 9928

Moved: Cr J Parker

Seconded: Cr C Gore-Birch Gault

That Council:

- 5. In pursuance of Section 75 of the Planning and Development Act (2005) (as amended), amends the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs by:**

Deleting Clauses 5.5.1 and 5.5.2 of the Scheme and replacing it with the following modified text:

5.5 Variation to Site and Development Standards and Requirements

- 5.5.1 Except for development in respect of which the Residential Planning Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the local government thinks fit.**
- 5.5.2 In considering an application for planning approval under this clause, where, in the opinion of the Council, the variation is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for the variation, the local government is to –**
- c) consult the affected parties by following one or more of the provisions for advertising uses under clause 11.2; and**
 - d) have regard to any expressed views prior to making its determination to grant the variation.**
- 5.5.3 The power conferred by this clause may be only exercised if Council is satisfied that –**
- d) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality; and**
 - e) the non-compliance will not have an adverse effect upon the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality;**
 - f) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.**

- 1. Authorise the Shire President and the Chief Executive Officer to execute the relevant modified documentation pursuant to Regulation 22(1) of the Town Planning Regulations, 1967 (as amended).**
- 2. Forward three copies of the signed and sealed modified Amendment documents to the Western Australian Planning Commission for endorsement pursuant to Regulation 22(2) of the Town Planning Regulation, 1967 (as amended).**
- 3. Request the Honourable Minister for Planning to grant final approval to Amendment No. 39 to Town Planning Scheme No. 7 – Kununurra and Environs.**

Carried Unanimously 6/0

Our Ref: TPS/0701
Your Ref: LP.04.57
Enquiries: Tara Cherrie (655 19215)

Chief Executive Officer
Shire of Wyndham-East Kimberley
PO Box 614
KUNUNURRA WA 6743

Dear Sir

**TOWN PLANNING SCHEME No 7
AMENDMENT No 39**

I refer to your letter of 25 January 2012 and advise that the Minister for Planning noted the submissions and has decided not to approve the above amendment until such time as the modifications set out in the attached schedule are effected.

Would you please arrange for three sets of amending documents to be prepared in accordance with the modifications required and submit them for the Minister's endorsement of final approval.

In accordance with the provisions of regulations 21 (2) and 25 of the *Town Planning Regulations, 1967 (as amended)*, Council is required to return the executed modified amending documents to the Western Australian Planning Commission within 42 days of being notified of the Minister's decision.

Three sets of amending documents are returned herewith for the purpose.

Council is advised that in carrying out the modifications to the amending document, the *Resolution Deciding to Amend a Town/Local Planning Scheme* is not modified, and Council's initial and final approval adoption dates remain as the dates the amendment was originally adopted by Council prior to advertising (regulation 13(1)) and following advertising (regulation 17(2)).

Yours faithfully



Neil Thomson
Secretary
Western Australian Planning Commission

Attach

29 October 2012

Postal address: Locked Bag 2506 Perth WA Street address: 140 William Street Perth WA 6000
Tel: (08) 655 19000 Fax: (08) 655 19001 TTY: 655 19007 Infoline: 1800 626 477
corporate@planning.wa.gov.au www.planning.wa.gov.au
ABN 35 482 341 493



Schedule of Modifications

Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs Amendment No. 39

Modify Clauses 5.5.1, 5.5.2 and 5.5.3 in accordance with the Model Scheme Text as follows:

5.5. Variations to site and development standards and requirements

5.5.1 Except for development in respect of which the Residential Planning Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the local government may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the local government thinks fit.

5.5.2 In considering an application for planning approval under this clause, where, in the opinion of the local government, the variation is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for the variation, the local government is to —

- (a) consult the affected parties by following one or more of the provisions for advertising uses under clause 9.4; and
- (b) have regard to any expressed views prior to making its determination to grant the variation.

5.5.3 The power conferred by this clause may only be exercised if the local government is satisfied that —

- (a) approval of the proposed development would be appropriate having regard to the criteria set out in clause 10.2; and
- (b) the non-compliance will not have an adverse effect upon the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality.

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corporate@planning.wa.gov.au www.planning.wa.gov.au
ABN 35 482 341 493



Jennifer Ninyette

From: Jennifer Ninyette
Sent: Friday, 2 November 2012 4:08 PM
To: 'tara.cherrie@planning.wa.gov.au'; 'jackie.holm@planning.wa.gov.au'
Cc: Nick Kearns
Subject: Shire of Wyndham East Kimberley - TPS 7 - Amend 39 - Discretion to Modify
Attachments: TPS 7 - Amendment No. 39 - Modified text.docx

Hi Tara,

I am just making the required modifications to the Amendment documentation, as per the WAPC's correspondence dated 29 October 2012, and just wanted to clarify a few things.

The Shire cannot modify Clause 5.5.3 as there is not currently a clause 5.5.3. Also, in regard to modifying existing Clause 5.5.2, this clause is actually equivalent to Clause 5.5.3 of the Model Scheme Text (MST), so any reference to modifying this clause would also need to include renumbering of the clause. As such it would be easier for the modified amendment to refer to deleting existing Clauses 5.5.1 and 5.5.2 and inserting modified text in accordance with the MST.

Modified Clause 5.5.2 (a) refers to advertising under clause 9.4. Numbering of clauses in TPS 7 is different to that of the MST (e.g. Clause 9.4 of TPS 7 refers to Exemptions from the Requirement to obtain approval), and the equivalent clause in TPS 7 should actually be clause 11.2 Advertising of Applications.

Modified Clause 5.5.3 (a) refers to clause 10.2 of the MST. There is no clause within TPS 7 that is equivalent to clause 10.2 of the MST.

Instead there are a number of separate clauses that refer to 'consideration of planning approvals' which relate to specific zones, Scheme Reserves, heritage or advertising provisions, and/or determination of applications, however these do not cover the full intent of Clause 10.2 of the MST.

Based on the above I have recommend some alterations as per the attached document, however this is subject to your Department's consideration and further advice.

As previously stated (in an email to Jackie Holm), the Shire considers that the changes originally proposed were in accordance with the Model Scheme Text, and the slight variation proposed was to ensure that it corresponded with the wording of existing Clause 5.5.2, and context of the remainder of the current Scheme. However, I do acknowledge that the Scheme does not currently refer to advertising, and have addressed this in the attached document showing the recommended alterations. Please note that I have highlighted the use of the term 'local government', as the remainder of the current Scheme uses 'Council' instead.

As you may be aware, Council has endorsed a new draft Scheme (LPS 8) for the purposes of advertising, and this draft Scheme is in accordance with the Model Scheme Text, and is intended to replace TPS 6 and 7 and cover the whole Shire. As such this amendment is considered to only be an interim measure.

Your early consideration of this matter would be appreciated, in order to prevent any further delay in finalising this amendment.

Regards

Jennifer Ninyette
Senior Planning Officer

SHIRE of WYNDHAM | EAST KIMBERLEY

115 Coolibah Drive, PO Box 614 Kununurra WA 6743 | T: (08) 9168 4176 | F: (08) 9168 1798 | M: 0407 489 419 | www.swek.wa.gov.au

PLANNING AND DEVELOPMENT ACT 2005
SHIRE OF WYNDHAM EAST KIMBERLEY
TOWN PLANNING SCHEME No. 7 – KUNUNURRA AND ENVIRONS
AMENDMENT NO. 39

The Shire of Wyndham East Kimberley under and by virtue of the powers conferred upon it in that behalf by the Planning and Development Act 2005 hereby amends the above Town Planning Scheme by:

Deleting Clauses 5.5.1 and 5.5.2 of the Scheme and replacing it with the following modified text:

5.5 Variation to Site and Development Standards and Requirements

- 5.5.1 Except for development in respect of which the Residential Planning Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the **local government** may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the local government thinks fit.
- 5.5.2 In considering an application for planning approval under this clause, where, in the opinion of the **local government**, the variation is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for the variation, the local government is to –
- a) consult the affected parties by following one or more of the provisions for advertising uses under clause 11.2; and
 - b) have regard to any expressed views prior to making its determination to grant the variation.
- 5.5.3 The power conferred by this clause may be only exercised if the **local government** is satisfied that –
- a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality; and
 - b) the non-compliance will not have an adverse effect upon the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality;
 - c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

SHIRE OF WYNDHAM EAST KIMBERLEY
TOWN PLANNING SCHEME No. 7 – KUNUNURRA AND
ENVIRONS
AMENDMENT NO. 39



PLANNING AND DEVELOPMENT ACT 2005
RESOLUTION DECIDING TO AMEND A LOCAL PLANNING SCHEME
SHIRE OF WYNDHAM EAST KIMBERLEY
TOWN PLANNING SCHEME No. 7 – KUNUNURRA AND ENVIRONS
AMENDMENT NO. 39

RESOLVED that the Council, in pursuance of Section 75 of the Planning and Development Act 2005, amend the above Town Planning Scheme by:

a) Deleting Clause 5.5.1 of the Scheme and replacing it with the following text:

5.5.1 Except for development in respect of which the Residential Design Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit.

Dated this **16th day of August 2011**

.....
CHIEF EXECUTIVE OFFICER

AMENDMENT REPORT

Introduction

At the Council meeting of 16 August 2011 the Shire of Wyndham East Kimberley Council resolved to amend *Town Planning Scheme No.7 - Kununurra and Environs* by deleting a clause and subsequently introducing a new clause which will give Council clearer and wider reaching authority to adjust standards when determining applications for development.

Background and Proposed Amendment

This Scheme Amendment specifically relates to the Local Government's power to approve applications for planning approval which do not comply with a standard or requirement prescribed by the Scheme.

The current Clause 5.5.1 of the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs (TPS 7) confers power to Council to approve applications that do not comply with a standard or requirement prescribed by the Scheme in Table 2 as follows:

5.5.1 If a development, other than a residential development, the subject of an Application for Planning approval, does not comply with a standard or requirement prescribed by the Scheme in Table 2 with respect to that development the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit provided such use is a permitted or discretionary use in Table 1.

This Scheme Amendment intends to revise the Discretion to Modify Development Standards provision clause to remove reference to Table 2, to enable Council discretion to modify development standards identified in all sections of the Scheme. The proposed revised Clause is as follows:

5.5.1 Except for development in respect of which the Residential Design Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit.

The proposed change will bring the discretion to modify development standard provision in line with the Model Scheme Text provisions and Clause 5.3 of Town Planning Scheme No. 6 – Wyndham Townsite, prior to the new Scheme (Local Planning Scheme No. 8) being finalised and implemented.

It is not intended to make any changes to Clause 5.5.2 of the Scheme, which outlines when Council may exercise the discretion to modify the development standards, as follows:

- 5.5.2 The power conferred by this Clause may only be exercised if the Council is satisfied that:*
- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality;*
 - (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality;*
 - (c) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.*

Planning Context

The amendment is supported by several Scheme provisions within the Town Planning Scheme No. 7 – Kununurra and Environs.

The proposed Scheme Amendment will confer Council with the ability to grant discretionary approval for developments that, while non-compliant with development standards and requirements specified in the Scheme, are generally consistent with the intent and purpose of those standards and requirements, will not adversely impact the development or neighbouring inhabitants or uses, and is consistent with the orderly and proper planning of the locality and preserving the amenity of the locality.

Currently the Scheme only allows for discretion to be used in relation to those Development Standards listed in Table 2 of TPS 7, and only when the intended use is a permitted or discretionary use in Table 1.

Conclusion

The amendment proposed is intended to enable the Shire further discretion to approve development that does not comply with standards and requirements prescribed under the Scheme, rather than only those standards and requirements identified in Table 2 of TPS 7, however will still be subject to:

- the proposed development being consistent with the orderly and proper planning of the locality and preserving the amenity of the locality;
- the non-compliance not having any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality;
- the spirit and purpose of the requirement or standard will not be unreasonably departed from.

The revised clause is consistent with the model scheme text, Clause 5.3 of TPS 6, and is an intended clause in draft Local Planning Scheme No. 8. However, given the timeframe(s) still required to finalise and implement the new Scheme, it is considered appropriate to revise TPS 7 prior to this, and as such it is intended that Council resolve to initiate the amendment.

PLANNING AND DEVELOPMENT ACT 2005

SHIRE OF WYNDHAM EAST KIMBERLEY

TOWN PLANNING SCHEME No. 7 – KUNUNURRA AND ENVIRONS

AMENDMENT NO. 39

The Shire of Wyndham East Kimberley under and by virtue of the powers conferred upon it in that behalf by the Planning and Development Act 2005 hereby amends the above Town Planning Scheme by:

Deleting Clauses 5.5.1 and 5.52 of the Scheme and replacing it with the following modified text:

5.5 Variation to Site and Development Standards and Requirements

- 5.5.1 Except for development in respect of which the Residential Planning Codes apply, if a development is the subject of an application for planning approval and does not comply with a standard or requirement prescribed under the Scheme, the Council may, despite the non-compliance, approve the application unconditionally or subject to such conditions as the local government thinks fit.
- 5.5.2 In considering an application for planning approval under this clause, where, in the opinion of the Council, the variation is likely to affect any owners or occupiers in the general locality or adjoining the site which is the subject of consideration for the variation, the local government is to –
- b) consult the affected parties by following one or more of the provisions for advertising uses under clause 11.2; and
 - c) have regard to any expressed views prior to making its determination to grant the variation.
- 5.5.3 The power conferred by this clause may be only exercised if the Council is satisfied that –
- g) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality; and
 - h) the non-compliance will not have an adverse effect upon the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality;
 - i) the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

ADOPTION

Adopted by resolution of the Council of the Shire of Wyndham East Kimberley at the Meeting of the Council held on the **20th day of November 2012.**

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

FINAL APPROVAL

Adopted for final approval by resolution of the Shire of Wyndham East Kimberley at the Meeting of the Council held on the **20th day of November 2012** and the Common Seal of the Shire of Wyndham East Kimberley was hereunto affixed by the authority of a resolution of the Council in the presence of:

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

Recommended/Submitted for Final Approval

.....
DELEGATED UNDER S.16 OF
THE PD ACT 2005

DATE.....

Final Approval Granted

.....
MINISTER FOR PLANNING

DATE.....

Attachment 1 – Table 2 – Development Standards

TABLE 2 - DEVELOPMENT STANDARDS

Landuse or Development	Minimum Setbacks			Parking	Landscaping	Special Conditions
	Street	Side	Rear			
Automotive Sales/Hire	9m	BCA	BCA	One bay every 50m ² GFA up to 200m ² in area thereafter one bay every 200m ² GFA or part thereof		
Caravan Park / Camping Ground	9m	3m	3m	One per site plus one visitor space for every ten sites		
Childminding facility/kindergarten	6m *	3m	6m	One bay for every employee and one bay for every four children attending	Landscaping is to be applied in accordance with Council Policy unless specified by the Scheme	Safe pickup and setdown areas shall be developed as directed by Council
Consulting Rooms (Medical)	7.5m *	1m	6m	Four spaces per practitioner		
Fast Food Outlet	9m *	3m	6m	One bay for every 10m ² GFA or part thereof or one bay every four seats provided whichever is greater		
Health Studio/Centre	9m *	BCA	BCA	One bay for every 20m ² GFA (including swimming pools) or part thereof		
Hotel/Tavern	10m *	5m	10m	One bay per two bedrooms plus one for every 6m ² of bar and public area		
Industry-General	9m	BCA	BCA	One bay for every 100m ² GFA or part thereof		

BCA means Building Code of Australia (1988) as amended.

GFA means Gross Floor Area

* Nil in town centre zone

Landuse or Development	Minimum Setbacks			Parking	Landscaping	Special Conditions
	Street	Side	Rear			
Industry Light	9m	BCA	BCA	One bay for every 65m ² GFA up to 200m ² then one bay every 100m ² thereafter or part thereof		
Industrial Unit Building (Multiple Occupancy)	9m	Parapet 1 side 6m the other side	BCA	Two bays per Industrial unit or one bay for every 100m ² of part thereof GFA whichever is greater		
Motel	9m	3m	3m	One bay per two units plus one bay for every four seats in any restaurant	Landscaping is to be applied in accordance with Council Policy unless specified by the Scheme	
Office	9m *	BCA	BCA	One bay for every 40m ² GFA or part thereof		No storage structures are permitted within the Open Air Display Area
Open Air Display	2m	1m	1m	One bay for every 50m ² or part thereof		
Public Assembly. Public Worship (place of)	9m *	3m	3m	One bay for every eight seats provided		
Reception Centre	9m *	3m	6m	One bay for every 10m ² GFA or one bay for every four seats provided whichever is the greater		
Restaurant	9m *	3m *	6m *	One bay for every 10m ² GFA or one bay for every 4 seats whichever is the greater		

BCA means Building Code of Australia (1988) as amended.

GFA means Gross Floor Area

* Nil in town centre zone

Landuse or Development	Minimum Setbacks			Parking	Landscaping	Special Conditions
	Street	Side	Rear			
Residential Building or Residential Hotel or Boarding House	9m*	3m*	6m*	One space per two beds		
Service Station	11.5m Canopy 3m	3m Canopy 3m	3m Canopy 3m	Two bays plus one bay for every employee with a total minimum of four bays		Subject to meeting Australian Petroleum Institute Code of Practice for Underground Fuel Storage Facilities
Shop	9m*	BCA	BCA	1 bay per 20m ² GFA		
Showroom	9m*	BCA	BCA	One bay for every 50 m ² GFA or part thereof and thereafter one bay every 100m ² GFA or part thereof	Landscaping is to be applied in accordance with Council Policy unless specified by the Scheme	
Tourist Accommodation	9m*	BCA	BCA	One bay per 2 bedrooms of accommodation		Council may reduce the parking requirement if the predominant mode of transport by visitors utilising the premises is by coach (particularly backpackers accommodation)
Veterinary Consulting Rooms	7.5m	1m	6m	Four bays plus one bay per employee		
Warehouse	9m	BCA	BCA	One bay every 100m ² GFA or part thereof		No storage of goods outside warehouse building unless specifically approved by the Council

BCA means Building Code of Australia (1988) as amended.

GFA means Gross Floor Area

* Nil in town centre zone

12.5 CHIEF EXECUTIVE OFFICER

12.5.1 Use of the Common Seal

No Reports

12.5.2 Delegated Authority Report

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Debbie McCallum, Governance Officer
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 October to 31 October 2012.

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

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in the *Shire of Wyndham East Kimberley Strategic Plan 2008*.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

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 October to 31 October 2012.

COUNCIL DECISION

Minute No. 9929

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

That Council receives the Delegated Authority Report for the period 1 October to 31 October 2012.

Carried Unanimously 6/0

**Community Quick Grants Delegated Authority Approvals
1 October – 31 October 2012**

Approval Date	Organisation	Purpose of Quick Grant	Total Project Cost	Amount Requested	Amount Approved
12/10/2012	Wunan Foundation	Home Loan Expo	\$500	\$500	\$500 (\$172.50 in-kind for Leisure Centre Hire fees. \$327.50 cash)

**Certificate of Design Compliance (Form Ba03) Issued as the Certifier for the Permit Issuing Authority
1 to 31 October 2012**

APPLIC NO	DATE APPLIC RECVD	DATE ISSUED	ASSESS NO.	CERT No	LOCATION	DESCRIPTION
100752	28/09/2012	9/10/2012	A5081P	BA4482	Lot 106 Weaber Plain Road Kununurra	Class 1A dwelling extension with Class 10A verandahs & Class 10B sea container
100706	12/09/2012	10/10/2012	A7489P	BA4490	Lot 28 Collina Way Kununurra	Group Dwelling - 2 x Class 1A dwellings with attached Class 10A Carport & Verandahs
100751	26/09/2012	10/10/2012	A7222P	BA4497	Lot 272 (11) Setosa Pass Kununurra	Class 1A dwelling with attached Class 10A garage and outdoor living
100731	26/09/2012	11/10/2012	A2054P	BA4500	Lot 11 Weaber Plain Road Kununurra	Class 10B Pool & isolation fence
100694	11/09/2012	11/10/2012	A7050P	BA4506	Lot 258 (9) Whitewood Street KununurraWA 6743	Class 10A Garage
100758	3/10/2012	15/10/2012	A91P	BA4514	King Loc 211 Riverfarm Road Kununurra	Class 10A Garage
100755	2/10/2012	15/10/2012	A7050P	BA4517	Lot 258 (9) Whitewood Street KununurraWA 6743	Class 10A Carport
100760	4/10/2012	24/10/2012	A7478P	BA4542	Lot 17 (6) Bluegrass Avenue Kununurra	Class 1A dwelling with attached Class 10A alfresco and carport
100703	11/09/2012	26/10/2012	A7477P	BA4551	Lot 16 (8) Bluegrass Avenue Kununurra	Class 1A Dwelling with attached Class 10A Deck/Outdoor living and freestanding Class 10A Carport

**Building Permits (Form Ba04) Issued as the Permit Issuing Authority
1 To 31 October 2012**

LIC#	DATE RECEIVED	DATE LICENCED	OWNER	BUILDER	LOCATION	DESCRIPTION	NEW/ADD	EST. VALUE	COMMENT / PROCESSING TIME – WORKING DAYS
098/2012	28/09/2012	9/10/2012	Cherise Lauder & Stuart Lauder	Cherise Lauder & Stuart Lauder	Lot 106 Weaber Plain Road Kununurra	Class 1A dwelling extension with Class 10A verandahs & Class 10B sea container	Add	\$195,000.00	5/25 assess days
099/2012	12/09/2012	9/10/2012	Roger Gregson ATF The RG Trust	CKC Nominees Pty Ltd t/as Ecoefficient Homes	Lot 28 Collina Way Kununurra	Group Dwelling - 2 x Class 1A dwellings with attached Class 10A Carport & Verandahs	New	\$470,200.00	18/25 assess days
100/2012	12/09/2012	9/10/2012	Alan McCarthy, Jeni McCarthy, Vicki McCarthy & Nathan Ford	Alan McCarthy, Jeni McCarthy, Vicki McCarthy & Nathan Ford	Lot 101 Crossing Falls Road Kununurra	Class 10A - Non-habitable Shed	New	\$19,000.00	17/25 assess days
101/2012	26/09/2012	11/10/2012	Peter & Suzanne Stubbs	Darren Fulcher t/as DE Carpenters	Lot 272 (11) Setosa Pass Kununurra	Class 1A dwelling with attached Class 10A garage and outdoor living	New	\$480,000.00	9/25 assess days
102/2012	10/10/2012	11/10/2012	Anton Cavlovic	Trevor Richters t/a Jasper Ord	Lot 1514 (21) Konkerberry Drive Kununurra	Mixed Class 6/8 Showroom/ Workshop	Add	\$10,000.00	1/10 assess days - certified

LIC#	DATE RECEIVED	DATE LICENCED	OWNER	BUILDER	LOCATION	DESCRIPTION	NEW/ ADD	EST. VALUE	COMMENT / PROCESSING TIME – WORKING DAYS
103/2012	26/09/2012	11/10/2012	Raregold Pty Ltd (Lon Croot)	Kununurra Pools & Spas	Lot 11 Weaber Plain Road Kununurra	Class 10B Pool & isolation fence	New	\$60,000.00	9/25 assess days
104/2012	11/09/2012	11/10/2012	Tony Bishop & Elaine Kong-Bishop	Tony Bishop & Elaine Kong-Bishop	Lot 258 (9) Whitewood Street KununurraWA 6743	Class 10A Garage	New	\$14,000.00	20/25 assess days
105/2012	3/10/2012	15/10/2012	Judith & Barry Fairclough	Judith & Barry Fairclough	King Loc 211 Riverfarm Road Kununurra	Class 10A Garage	New	\$13,100.00	7/25 assess days
106/2012	2/10/2012	15/10/2012	Tony Bishop & Elaine Kong-Bishop	Tony Bishop & Elaine Kong-Bishop	Lot 258 (9) Whitewood Street KununurraWA 6743	Class 10A Carport	New	\$12,000.00	8/25 assess days
107/2012	19/10/2012	23/10/2012	Sunlight Holdings Pty Ltd t/as Drysdale River Station	Sunlight Holdings Pty Ltd t/as Drysdale River Station	Drysdale River Station Doongan Locs 20 & 36 Gibb River/Kalumburu Roads, Drysdale River	Class 1B Lodging House Residences - 5 transportable buildings with attached Class 10A verandahs & Freestanding Class 10B Tank Stand	New	\$550,000.00	1/10 assess days - certified
108/2012	4/10/2012	24/10/2012	Paul Kasper & Kathleen Brown	CKC Nominees Pty Ltd t/as Ecoefficient Homes	Lot 17 (6) Bluegrass Avenue Kununurra	Class 1A dwelling with attached Class 10A alfresco and carport	New	\$389,100.00	13/25 assess days

LIC#	DATE RECEIVED	DATE LICENCED	OWNER	BUILDER	LOCATION	DESCRIPTION	NEW/ADD	EST. VALUE	COMMENT / PROCESSING TIME – WORKING DAYS
109/2012	23/10/2012	25/10/2012	Porsha Holdings Electrical Services Pty Ltd (Tim Burnett - Proprietor)	Porsha Holdings Electrical Services Pty Ltd (Tim Burnett - Proprietor)	Lot 116 (2) Salacca Loop Kununurra	Mixed Class 7B/8 Workshop / staff amenities / storage	New	\$180,000.00	1/10 assess days - certified
110/2012	11/09/2012	26/10/2012	Brooke Thomas & Trent Thomas	Darren Fulcher t/as DE Carpenters	Lot 16 (8) Bluegrass Avenue Kununurra	Class 1A Dwelling with attached Class 10A Deck/Outdoor living and freestanding Class 10A Carport	New	\$382,030.00	2/25 assess days + 23/21 pending days + 6/25 assess days
								\$2,774,430.00	

**Building Approval Certificates – Strata (Form Ba16) Issued
1 To 31 October 2012**

APPLIC NO	DATE ISSUED	ASSESS NO.	CERT No	SP NO	LOCATION	DESCRIPTION
100726	3/10/2012	A276P	BA4462	SP 63664	Lot 190 (6) Baker Street	6 x Class 1A dwelling units

**Demolition Permits (Form Ba06) Issued as the Permit Issuing Authority
1 To 31 October 2012**

DEMO LIC#	DATE APPLIC RECVD	DATE LICENCED	ASSESS NO.	BA RECORD	OWNER	BUILDER/ DEMOLITION CONTRACTOR	DEMO CLASS (1, 2 or 3)	WAD CLASS/ LIC NO	LOCATION	DESCRIPTION	Comments (Asbestos)
DP 025/ 2012	18/09/2012	3/10/2012	A1022P	BA4463	Charles Guerinoni Trust	Archer Builders Pty Ltd (Alan Archer)	Class 2	WAD 0031	Lot 942 (14) Konkerberry Drive Kununurra	Demolition Class 7B/8 Steel Frame Building	Steel frame
DP 026/ 2012	28/09/2012	9/10/2012	A5573P	BA4484	Water Corporation / Broadcast Australia Pty Ltd	Holmwood Deconstructions Pty Ltd	Class 2 WARA	WAD 264 WARA 351	Lot 232 Speargrass Road Kununurra	Demolition of Class 10A communication shed	Asbestos
DP 027/ 2012	15/10/2012	18/10/2012	A1063P	BA4533	Ian & Diana Oliver	Jasper Ord	Class 2	WAD 275 / WARA 232	Lot 1205 Bandicoot Drive Kununurra	Demolition of Class 1A dwelling	Asbestos
DP 028/ 2012	3/09/2012	22/10/2012	A374P	BA4538	David & Nadia Taranto	David & Nadia Taranto		Owners	Lot 939 (11) Kabbarli Street Wyndham	Removal of Asbestos Cladding and Roofing Iron from existing Class 1A dwelling only	Asbestos

**Building Permits (Ba04) and Certificates of Design Compliance (Ba03) & Record Purposes Only (Exempt)
Issued By External Permit Issuing Authorities Under Building Act 2011 S.7(02)**

Relating To Properties within The Shire Of Wyndham East Kimberley 1 To 31 October 2012

PERMIT NO	DATE OF ISSUE	PERMIT ISSUING AUTHORITY	PROPERTY ASSESS NO.	PROPERTY ADDRESS	DESCRIPTION	BUILDING CLASS	BUILDER	CERTIFICATE OF DESIGN COMPLIANCE ISSUED BY:	CONSTRUCTION VALUE
B2012-2523-0053	3/10/2012	BMW Building Permit Authority	A5665P	Doongan Loc 21 - Kalumburu Community Lot 39 Reserve 46596 Kalumburu	Class 9B Classrooms (4 x transportable with parasol roof)	9B	Woodland Contractors Pty Ltd	IDS Consultants Reg No 5	\$ 1,003,480.00

THERE WERE NO CERTIFICATES OF CONSTRUCTION COMPLIANCE (Form BA17) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY - 1 to 31 OCTOBER 2012

**THERE WERE NO CERTIFICATES OF BUILDING COMPLIANCE (Form BA18) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY
1 to 31 OCTOBER 2012**

THERE WERE NO OCCUPANCY PERMITS (Form BA10 and BA12) ISSUED - 1 to 31 OCTOBER 2012

THERE WERE NO SIGN LICENCES ISSUED – 1 to 31 OCTOBER 2012

THERE WERE NO FORMAL NOTICES RAISED PURSUANT TO THE BUILDING ACT 2011 ISSUED – 1 to 31 October 2012

12.5.3 Artwork East Kimberley Regional Airport

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	East Kimberley Regional Airport
AUTHOR:	Gary Gaffney, Chief Executive Officer
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	CP.06.2 – Airport Upgrade
ASSESSMENT NO:	Not Applicable

PURPOSE

For Council to consider advertising for Expressions of Interest for the purchase and installation of Artwork in the Check-in area of the East Kimberley Regional Airport.

BACKGROUND

The Airport has had various artworks and other interpretative images which have included a foam relief map of the Ord Valley. As part of the terminal upgrade, Council considered that a substantial artwork with an East Kimberley theme would be part of the interior of the airport.

STATUTORY IMPLICATIONS

The Expression of Interest can be issued and the decision as to which proposal to accept will come back to Council as this is a significant purchase for the Council in terms of a statement about the East Kimberley in the Airport Terminal and the first major piece of Artwork that has been purchased by Council.

POLICY IMPLICATIONS

The Key Result Area 2 Community is aligned with the development of culture and arts.

FINANCIAL IMPLICATIONS

There will be a financial consideration for the art piece and this has been budgeted for as part of the terminal upgrade.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

There has been no community consultation in regard to the decision for going to Expressions of Interest for the scope of the Artwork.

COMMENT

It is suggested that a Committee of three to five people should be arranged to assess the Artwork requirements and the Expressions of Interest received, and recommend to Council which concept or concepts should be considered. Public comment could then be sought at this stage regarding the final design which would enhance the Council's decision-making.

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council endorses the commencement of the Expressions of Interest for Artwork for the Check-in area at the East Kimberley Regional Airport.

COUNCIL DECISION

Minute No. 9930

Moved: Cr J Parker

Seconded: Cr D Ausburn

That Council suspends Standing Order 7.5 to discuss item 12.5.3 Artwork East Kimberley Regional Airport

Carried Unanimously 6/0

Council suspends Standing Orders 5:16pm

COUNCIL DECISION

Minute No. 9931

Moved: Cr J Parker

Seconded: Cr C Gore Birch Gault

That Council resumes Standing Orders.

Carried Unanimously 6/0

Council resumes Standing Orders 5:20pm

Alternate Motion

That Council nominate Cr R Dessert Cr J Parker, Cr C Gore-Birch Gault and Gary Gaffney to compile a detailed terms of reference for the Expression of Interest for the East Kimberley Regional Airport Artwork.

COUNCIL DECISION

Minute No. 9932

Moved: Cr J Parker

Seconded: Cr C Gore Birch Gault

That Council nominate Cr R Dessert Cr J Parker, Cr C Gore-Birch Gault, Gary Gaffney to compile a detailed terms of reference for the Expression of Interest for the East Kimberley Regional Airport Artwork.

Carried Unanimously 6/0

12.5.4 Local Government Extraordinary Election 2013

DATE:	20 November 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Gary Gaffney, Chief Executive Officer
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	GN.07

PURPOSE

This report is for the purpose of holding an extraordinary election to fill current Council vacancies.

BACKGROUND

Councillor Adele Horn resigned from the Council on the 30 June 2012 after being elected in October 2011. Council resolved Minute 9822:

COUNCIL DECISION

Minute No. 9822

**Moved: Cr D Ausburn
Seconded: Cr R Addis**

That Council:

- 1) Pursuant to Section 4.17(3) of the Local Government Act 1995, requests the Western Australian Electoral Commissioner to permit the vacancy created by the resignation of Councillor Horn to remain unfilled until the next ordinary election date of 19 October 2013 then fill the vacancy for a two (2) year term to expire in October 2015.**
- 2) Requests the CEO to produce a briefing paper on the options available to reduce Councillor numbers.**

Carried 6/1

**For: Cr Di Ausburn, Cr Ralph Addis, Cr Cissy Gore-Birch Gault,
Cr Jane Parker, Cr Jackie McCoy**
Opposed: Cr Raymond Dessert

Councillor Kenneth Torres resigned from Council on 30 August 2012, being elected in October 2009: Council resolved Minute 9890

COUNCIL DECISION

Minute No. 9890

Moved: Cr D Ausburn

Seconded: Cr J Parker

That Council pursuant to Section 4.17(3) of the Local Government Act 1995, requests the Western Australian Electoral Commissioner to permit the vacancy created by the resignation of Councillor Kenneth Torres to remain unfilled until the next ordinary election date of 19 October 2013.

Carried Unanimously 7/0

In response to our requests Mr Warwick Gately AM Electoral Commissioner has responded that the Local Government must have at least 80% of the number of Council positions occupied.

The recent resignations have left the Shire with 77.77% of Councillor positions filled. The Commissioner is therefore unable to agree to our request have both vacancies remain unfilled until the 2013 ordinary election. The Commissioner requires an extraordinary election to be held to fill at least one of the vacancies and has forwarded an election timetable process commencing on 14 December 2012 with the election day being Friday, 22 February 2013.

STATUTORY IMPLICATIONS

Local Government Act 1995 Section 4.0 (3) refers to the setting of the election date by the Electoral Commission. Section 4.1(4) requires both vacancies to be filled.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are financial implications regarding this report is this election has not been budgeted and expenditure will need to be brought to account in the midyear budget process.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this matter.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

It is recommended that Council hold an extraordinary election on 22 February 2013, to fill the vacant Council positions created by the resignation of Councillors Horn and Torres.

ATTACHMENTS

The associated attachment will be provided under separate cover.

Attachment 1 – Election Timetable

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Holds an extra ordinary election for the vacancies created with the resignation of Cr Adele Horn and Cr Kenneth Torres.
- 2) Holds the election in accordance with the timetable set out by the Electoral Commissioner and be held on Friday 22 February 2013, as at attachment 1.

COUNCIL DECISION

Minute No. 9933

Moved: Cr J Parker

Seconded: Cr C Gore Birch Gault

- 1) **Holds an extra ordinary election for the vacancies created with the resignation of Cr Adele Horn and Cr Kenneth Torres.**
- 2) **Holds the election in accordance with the timetable set out by the Electoral Commissioner and be held on Friday 22 February 2013, as at attachment 1.**

Carried Unanimously 6/0



ELECTIONS TIMETABLE TEMPLATE

Local Government Extraordinary/Other Elections

Enter election date>> 22/02/2013

Note: Please manually adjust dates in the Date column which fall on a public holiday to the next business day.

	Days to Polling Day	Election Activities/Events	References to Act/Regs	Day	Date
	273 to 91	If a member's office becomes vacant between these dates, the council may, with the approval of the Electoral Commissioner, allow the vacancy to remain unfilled until	LGA 4.17 (2)	Fri to Fri	25/05/2012 to 23/11/2012
	91	If a member's office becomes vacant after this date the vacancy will remain unfilled until the ordinary elections.	LGA 4.17 (3)	Fri	23/11/2012
	80	Last day for agreement of Electoral Commissioner to conduct postal election.	LGA 4.20 (2)(3)(4)	Tue	4/12/2012
	80	A decision made to conduct the election as a postal election cannot be rescinded after the 80th day.	LGA 4.61(5)	Tue	4/12/2012
	70 to 56	Between the 70th/56th day the CEO is to give Statewide public notice of the time and date of close of enrolments.	LGA 4.39(2)	Fri to Fri	14/12/2012 to 28/12/2012
	56	Advertising may begin for nominations from 56 days and no later than 45 days before election day.	LGA 4.47(1)	Fri	28/12/2012
Close of Rolls	50	Close of rolls 5.00 pm	LGA 4.39(1)	Thu	3/01/2013
	45	Last day for advertisement to be placed calling for nominations.	LGA 4.47(1)	Tue	8/01/2013
Nominations Open	44	Nominations Open First day for candidates to lodge completed nomination paper, in the prescribed form, with the Returning Officer. Nominations are open for 8 days.	LGA 4.49(a)	Wed	9/01/2013
	38	If a candidate's nomination is withdrawn not later than 4.00 pm on the 38th day before election day, the candidate's deposit is to be refunded.	Reg. 27(5)	Tue	15/01/2013
Close of Nominations	37	Close of Nominations Close of nominations 4.00 pm.	LGA 4.49(a)	Wed	16/01/2013
	36	CEO to prepare an owners & occupiers roll for the election. Electoral Commissioner to prepare residents roll.	LGA 4.41(1) LGA 4.40(2)	Thu	17/01/2013
	36	Returning Officer to give Statewide public notice of the election as soon as practicable but no later than on the 19th day before election day.	LGA 4.64(1)	As soon as practicable	
	22	The preparation of any consolidated roll under subregulation 18(1) be completed on or before 22nd day before election day.	Reg. 18(2)	Thu	31/01/2013
	19	Last day for the Returning Officer to give Statewide public notice of the election.	LGA 4.64(1)	Sun	3/02/2013
	4	Close of absent voting and close of postal vote applications 4.00pm.	LGA 4.68(c) Reg. 37(3)(4)	Mon	18/02/2013
	1	Close of early voting 4.00pm.	Reg. 5.9(2)	Thu	21/02/2013
Election Day	0	Election Day Close of poll 6.00 pm.	LGA 4.7	Fri	22/02/2013
	2	Election results advertisement published.	LGA 4.77	As soon as practicable	
	2 - 14	Report to Minister. The report relating to an election under section 4.79 is to be provided to the Minister within 14 days after the declaration of the result of the election. (See Forms Online at www.dlqrd.wa.gov.au)	Reg.81	As soon as practicable	
	Within 28 days of publication of Election results	An invalidity complaint is to be made to a Court of Disputed Returns, constituted by a magistrate, but can only be made within 28 days after notice is given of the result of the election.	LGA 4.81(1)	As applicable	

12.6 ELECTED MEMBER REPORTS

John Moulden

1/11/12 Woodside Presentation Native Title Agreement and Regional Benefits
6/11/12 – 8/11/12 Perth Regional Centres Forum

Di Ausburn

24/10/12 River Farm Road site tour
30/10/12 Local Emergency Management Committee Meeting
1/11/12 Woodside Presentation Native Title Agreement and Regional Benefits
2/11/12 KVC Board Meeting
5/11/12 Liquor Accord Meeting
Briefing
12/11/12 River Farm Road site tour

COUNCIL DECISION

Minute No. 9934

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

That Council accept the Elected Member reports for 18 October 2012 – 15 November 2012

Carried Unanimously 6/0

12.7 CHIEF EXECUTIVE OFFICER REPORTS

The Chief Executive attended the following meetings on behalf of Council:

Date	Meeting type
30/10/12	Local Emergency Management Plan
1/11/12	Woodside Presentation Native Title Agreement and Regional Benefits
5/11/12	Liquor Accord
6/11/12 – 8/11/12	Perth Regional Centres Forum
12/11/12-16/11/12	National Airline Conference Melbourne

COUNCIL DECISION

Minute No. 9935

Moved: Cr D Ausburn

Seconded: Cr J McCoy

That Council accept the Chief Executive Officer reports for 18 October 2012 – 15 November 2012

Carried Unanimously 6/0

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

Nil

16. MATTERS BEHIND CLOSED DOORS

Nil

17. CLOSURE

The Deputy Shire President declares the meeting closed at 5.25pm. Thank you to staff for attendance in gallery.