



**MINUTES OF ORDINARY MEETING OF COUNCIL
HELD ON 18 JUNE 2013**

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

Shire President Confirmed

Date: _____

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**SHIRE OF WYNDHAM EAST KIMBERLEY
MINUTES
OF THE ORDINARY COUNCIL MEETING
HELD ON TUESDAY, 18 JUNE 2013 AT 5:00 PM.**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President declared the meeting open at 5:05pm.

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

ATTENDANCE

Cr J Moulden	Shire President
Cr J Parker	Councillor
Cr J McCoy	Councillor
Cr R Dessert	Councillor
Cr M Kelly	Councillor
Cr D Learbuch	Councillor
G Gaffney	Chief Executive Officer
D Hannington	Director Corporate Services
K Hannagan	Director Infrastructure
N Kearns	Director Community Development
E Davidson	Planning Officer
M Callus	Executive Assistant to the Chief Executive Officer
D McCallum	Governance Officer (Minute Taker)

GALLERY

Sophie Cooke	Enters the meeting at 5:06pm
Jenny Kemplen	Enters the meeting at 5:06pm

APOLOGIES

Cr D Ausburn	Deputy Shire President
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LEAVE OF ABSENCE PREVIOUSLY APPROVED

Cr R Addis	Councillor
Cr C Gore-Birch Gault	Councillor

3. DECLARATION OF INTEREST

- **Financial Interest**

Nil

- **Impartiality Interest**

Nil

- **Proximity Interest**

Nil

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5. PUBLIC QUESTION TIME

Nil

6. PETITIONS

Nil

7. APPLICATIONS FOR LEAVE OF ABSENCE

Cr J McCoy applies for a leave of absence for July Ordinary Council Meeting

COUNCIL DECISION

Minute No. 10089

Moved: Cr J Parker

Seconded: Cr M Kelly

That Council grants Cr J McCoy a leave of absence for July Ordinary Council Meeting.

Carried Unanimously 6/0

Cr Don Learbuch applies for a leave of absence for July Ordinary Council Meeting

COUNCIL DECISION

Minute No. 10090

**Moved: Cr J Parker
Seconded: Cr M Kelly**

That Council grants Cr D Learbuch a leave of absence for July Ordinary Council Meeting.

Carried Unanimously 6/0

8. CONFIRMATION OF MINUTES

8.1 CONFIRMATION OF MINUTES OF ORDINARY COUNCIL MEETING OF 28 MAY 2013

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Council Meeting held on 28 May 2013

COUNCIL DECISION

Minute No. 10091

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

That Council confirms the Minutes of the Ordinary Council Meeting held on 28 May 2013.

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

Nil

12.2.2 List of Accounts Paid Under Delegation

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/A
AUTHOR:	Paulette Strongman, Finance Officer Felicity Heading, Senior Finance Officer
REPORTING OFFICER:	David Hannington, 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

Strategic Community Plan – Strategy 1.4.3
Maintain Council's long term financial viability

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 EFT117929 – EFT118234 (06 May – 31 May 13)	\$ 2,215,243.78
Municipal cheques 42019 - 42078 (03 May – 31 May 13)	\$ 187,586.58
Trust cheques 486 - 491 (27 May – 27 May 13)	\$ 3,720.00
Trust EFT 500460 - 500500 (02 Apr – 31 May 13)	\$ 32,838.15
Payroll (01 May – 29 May 13)	\$ 679,653.80
Direct bank debits (01 May – 31 May 13)	<u>\$ 36,495.21</u>
TOTAL	\$ 3,155,537.52

COUNCIL DECISION

Minute No. 10092

Moved: Cr J McCoy
Seconded: Cr J Parker

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

Municipal EFT117929 – EFT118234 (06 May – 31 May 13)	\$ 2,215,243.78
Municipal cheques 42019 - 42078 (03 May – 31 May 13)	\$ 187,586.58
Trust cheques 486 - 491 (27 May – 27 May 13)	\$ 3,720.00
Trust EFT 500460 - 500500 (02 Apr – 31 May 13)	\$ 32,838.15
Payroll (01 May – 29 May 13)	\$ 679,653.80
Direct bank debits (01 May – 31 May 13)	<u>\$ 36,495.21</u>
TOTAL	\$ 3,155,537.52

Carried Unanimously 6/0

LIST OF ACCOUNTS SUBMITTED TO COUNCIL 18 JUNE 2013

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT117929	06/05/2013	AUSTRALIA POST	POSTAGE AND STATIONERY PURCHASES - MAR 13	1,248.23
EFT117930	06/05/2013	AUSFUEL	DIESEL - DEPOT - KNX - MAR 13	10,777.31
EFT117931	06/05/2013	ALLGEAR	SERVICE/PARTS -P356. NEW CHAIN SAW, POLESAW - KNX	412.00
EFT117932	06/05/2013	AUSTRALIAN TAXATION OFFICE	BAS MAR 2013	126,895.00
EFT117933	06/05/2013	AVISURE PTY LTD	WYNDHAM AIRPORT WILDLIFE HAZARD MANAGEMENT PLAN	2,909.50
EFT117934	06/05/2013	B VISUAL MEDIA	COUNCILLOR PORTRAITS	121.00
EFT117935	06/05/2013	BOC GASES AUSTRALIAN LIMITED	WELDING GASES AND BOTTLE RENTAL - MAR 13	362.85
EFT117936	06/05/2013	C & S JOLLY ELECTRICS PTY LTD	ASSESS LIGHT TIMING SYSTEM - YOUTH/REC CENTRE - WYN	2,213.48
EFT117937	06/05/2013	ARTOPIA GALLERY	PHOTO FRAMING - KNX	1,236.00
EFT117938	06/05/2013	CENTURION TRANSPORT	FREIGHT - ABCO PRODUCTS - AIRPORT KNX	41.29
EFT117939	06/05/2013	CARDNO (NT) PTY LTD	PROFESSIONAL SERVICES - LILY CREEK BOAT RAMP	2,589.95
EFT117940	06/05/2013	STAFF MEMBER	REIMBURSEMENT -IN ACCORDANCE WITH EMPLOYMENT CONTRACT	513.02
EFT117941	06/05/2013	CIVIC LEGAL	LEGAL ADVISE	5,545.77
EFT117942	06/05/2013	COMFORT HOTEL PERTH CITY	ACCOMMODATION - RANGER TRAINING - PERTH 08/04/13 TO 11/04/13	465.00
EFT117943	06/05/2013	CROCODILE SIGNS PTY LTD	NO CAMPING/VEHICLE LOGO'S/TREE PLAQUE/MAILBOX PLAQUES - KNX	4,055.70
EFT117944	06/05/2013	DAVEY TYRE & BATTERY SERVICE	4X NEW TYRES - P362. TUBE - P362. PUNCTURE REPAIR - P309, P358	200.50
EFT117945	06/05/2013	DRYSDALE RIVER STATION	FUEL - DIESEL - APR 13	277.19
EFT117946	06/05/2013	EAST KIMBERLEY HARDWARE	VARIOUS HARDWARE ITEMS - MAR 13 - KNX	714.20
EFT117947	06/05/2013	STAFF MEMBER	WATER SUBSIDY ALLOCATION	96.20
EFT117948	06/05/2013	FRANMOR CONSTRUCTIONS PTY LTD	REPLACE DEAD LOCK, SECURITY SCREEN, WINDOWS - KUNUNURRA LANDFILL	563.40
EFT117949	06/05/2013	GET STUCK SKID STEER & TRUCK HIRE	REGRADE DRAIN - IVANHOE RAOD TO ALLOW WATER TO FLOW PROPERLY	5,227.20
EFT117950	06/05/2013	KIMBERLEYWAY GARDENS	LAWN & GARDEN MAINTENANCE -STAFF HOUSING KNX	132.00
EFT117951	06/05/2013	HENDER LEE ELECTRICAL	PROGRESS CLAIMS - AG OVAL & POOL LIGHTING - KNX	92,435.34
EFT117952	06/05/2013	HITACHI CONSTRUCTION MACHINERY	PARTS - P477	80.63
EFT117953	06/05/2013	HYDRO KLEEN	SERVICES A/C - AIRPORT KNX	528.00
EFT117954	06/05/2013	IBAC PLUMBING PTY LTD	UNBLOCK STORM DRAIN - HIBISCUS CLOSE KNX	220.00
EFT117955	06/05/2013	IMAGESOURCE	STATIONERY - KNX	441.98
EFT117956	06/05/2013	JSW HOLDINGS PTY LTD	AGGREGATE - COOLIBAH CARPARK RESEAL	5,610.00
EFT117957	06/05/2013	JAB INDUSTRIES	HIRE EXCAVATOR - DIG NEW MEDICAL PIT - LANDFILL KNX	3,437.50
EFT117958		CANCELLED	CANCELLED	-
EFT117959	06/05/2013	KUNUNURRA MEDICAL	MEDICAL IMMUNISATION - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	200.00

EFT117960	06/05/2013	KUNUNURRA VISITORS CENTRE	GRANT	10,000.00
EFT117961	06/05/2013	KIMBERLEY EXCAVATIONS PTY LTD	CIVIC WORKS - PROPOSED CARPARK - DISTRICT HIGH SCHOOL - KNX	660.00
EFT117962	06/05/2013	KIMBERLEY HYDRAULICS	REPLACE HYDRAULIC HOSES - P351	505.12
EFT117963	06/05/2013	KIMBERLEY VET CENTRE	EUTHANISING FERAL CATS - FEB,MAR,APR 13	500.00
EFT117964	06/05/2013	KINDY MANAGER PTY LTD	SOFTWARE - KINDY MANAGER ANNUAL SUPPORT - CHILDCARE WYN	550.00
EFT117965	06/05/2013	KUNUNURRA BETTA ELECTRICAL & GAS	FURNITURE KIT - STAFF HOUSING KNX. FRIDGE - CHILDCARE WYN	6,679.00
EFT117966	06/05/2013	KUNUNURRA COMMERCIAL BODY WORKS	INSURANCE EXCESS, REPAIR TAIL LIGHT -P116, P467	1,195.00
EFT117967	06/05/2013	KUNUNURRA LOCK & KEY	KEY CUT - LEISURE CENTRE KNX. REPAIR - DOOR LOCK - STAFF HOUSING KNX	345.00
EFT117968	06/05/2013	KUNUNURRA NETBALL ASSOCIATION	1 X NETBALL MEMBERSHIP - KIDSPORT PROGRAMME	50.00
EFT117969	06/05/2013	KUNUNURRA PANEL BEATING	SUPPLY/FIT WINDSCREEN - P490	440.00
EFT117970	06/05/2013	KUNUNURRA POOLS & SPAS	POOL CHEMICALS AND CLEANERS - KNX/WYN	630.00
EFT117971	06/05/2013	KUNUNURRA SECURITY SERVICE	SECURITY GUARDS - 23/02/13-31/03/13 - LIBRARY KNX	2,310.00
EFT117972	06/05/2013	LENNYS LANDSCAPE	FINAL PAYMENT - RETICULATION SERVICES - HOSPITAL/OFFICE CARPARK KNX	5,373.50
EFT117973	06/05/2013	MAIN ROADS KUNUNURRA	REHABILITATE FAILED ROAD PAVEMENT - MEATWORKS ROAD WYN	78,868.88
EFT117974	06/05/2013	MARTELL ROAD MAINTENANCE	CIVIC WORKS - ROAD REPAIRS/PATCHING/EMULSION - VARIOUS ROADS KNX	75,724.00
EFT117975	06/05/2013	MELLEN EVENTS PTY LTD	ORD VALLEY MUSTER SPONSORSHIP - 2013	44,000.00
EFT117976	06/05/2013	MERCURE HOTEL PERTH	ACCOMMODATION - CEO/COUNCILLORS-KIMBERLEY ZONE CONFERANCE, PERTH	3,170.00
EFT117977	06/05/2013	METALAND KUNUNURRA	REPAIRS - P362	49.43
EFT117978	06/05/2013	NE SHEDS	LOGO / COAT OF ARMS FOR CHAMBERS - KNX	800.00
EFT117979	06/05/2013	ORD PLUMBING AND GAS	CONNECT WATER FOUNTAIN - LEISURE CENTRE KNX	250.00
EFT117980	06/05/2013	ORIA ORCHARDS	WEEKLY FLOWER DELIVERY - AIRPORT, ADMIN KNX	30.00
EFT117981	06/05/2013	PIVOTEL	SATELLITE PHONES - MAR 13	90.00
EFT117982	06/05/2013	PACIFIC BIOLOGICS PTY LTD	RETAINING PLATE & CAP FOR SOLENOID	19.25
EFT117983	06/05/2013	QUICK CORPORATE AUSTRALIA	MARCH STATIONERY ORDER - KNX	293.24
EFT117984	06/05/2013	RED SUN SPORTS	KIDSPORT PROGRAM RESOURCES - KNX	119.90
EFT117985	06/05/2013	SALERNO LAW	QUICK GRANT 2013 KUNUNURRA 1/2 MARATHON	500.00
EFT117986	06/05/2013	STAPLES AUSTRALIA PTY LIMITED	TOILETRIES,SUGAR,COFFEE-AIRPORT,PRMH,LEISURE CENTRE,ADMIN,DEPOT KNX	135.87
EFT117987	06/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	35.77
EFT117988	06/05/2013	SURVEY NORTH	SURVEY - CARLTON HILL ROAD FEATURE, COOLIBAH DRV, CARPARK - KNX	8,628.40
EFT117989	06/05/2013	TNT AUSTRALIA PTY LIMITED	FREIGHT - HEALTH, LANDFILL - SAMPLES - KNX	798.73
EFT117990		CANCELLED	CANCELLED	-
EFT117991	06/05/2013	TOP END MOTORS	SERVICE - PVBFB FAST ATTACK - P375	1,323.57
EFT117992	06/05/2013	TOWN CARAVAN PARK	ACCOMM. - CERT II SECURITY OPERATIONS TRAINER - 06-13/04/13 - AIRPORT	1,050.00
EFT117993	06/05/2013	VANDERFIELD MACHINERY PTY LTD	PARTS - P476	114.91

EFT117994	06/05/2013	VEOLIA ENVIRONMENTAL SERVICES	WASTE OIL COLLECTION - LANDFILL - KNX	276.78
EFT117995	06/05/2013	WA LIBRARY SUPPLIES	SOFT FURNISHINGS - LIBRARY KNX	1,785.00
EFT117996	06/05/2013	WESTRAC EQUIPMENT PTY LTD	PARTS - P390, P350	1,111.33
EFT117997	06/05/2013	WILD MANGO	CATERING - ORDINARY COUNCIL MEETING - 23/04/13 KNX	350.00
EFT117998	07/05/2013	ALLIED PICKFORDS	RELOCATION COSTS - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	12,146.49
EFT117999	07/05/2013	ASK WASTE MANAGEMENT	STRATEGY PROJECTS - LIQUID WASTE MANAGEMENT PLAN	11,233.75
EFT118000	07/05/2013	AUSTRAL MERCANTILE COLLECTIONS PL	DEBT COLLECTION - SUNDRY - MAR 13	131.25
EFT118001	07/05/2013	ALL INTERACTIVE DISTRIBUTION	DVD'S - LIBRARY WYN	128.78
EFT118002	07/05/2013	ALLGEAR	PARTS - P483	14.75
EFT118003	07/05/2013	ANALYTICAL REFERENCE LABORATORY	ANALYSIS - BUILDING MATERIAL, ASBESTOS ID-PLM	60.50
EFT118004	07/05/2013	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	206.10
EFT118005	07/05/2013	BADGELINK	NAME BADGES	14.40
EFT118006	07/05/2013	BEST KIMBERLEY COMPUTING	DEPOSIT - PRINTER REPLACEMENTS - KNX/WYN	22,597.30
EFT118007	07/05/2013	BLACKWOODS ATKINS PTY LTD	CONCRETE SAW BLADE, BATTERIES	609.25
EFT118008	07/05/2013	BUSH CAMP SURPLUS STORES	STAFF UNIFORM - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	295.70
EFT118009	07/05/2013	C & S JOLLY ELECTRICS PTY LTD	ELECTRICAL WORK - OVAL WYN	2,585.00
EFT118010	07/05/2013	CAM MANAGEMENT SOLUTIONS	CAMMS PROFESSIONAL SERVICES INTEGRATED PLANNING SERVICES	13,215.60
EFT118011	07/05/2013	DSC CONTRACTING	ANNUAL PREVENTATIVE MAINTENANCE OF FIRE ALARM SYSTEM - AIRPORT KNX	2,750.00
EFT118012	07/05/2013	DRYSDALE RIVER STATION	HIRE GRADER - CIVIC WORKS - KALUMBURU RD, DRYSDALE	12,600.00
EFT118013	07/05/2013	E & MJ ROSHER PTY LTD	NEW SLASHER - KNX. PARTS - P362, P492	44,498.30
EFT118014	07/05/2013	EAST KIMBERLEY HARDWARE	CONCRETE - AIRPORT.GAS BOTTLE -STAFF HOUSING.HARDWARE ITEMS - KNX	1,249.95
EFT118015	07/05/2013	EK VOLUNTEER MARINE RESCUE SERVICES	BUILDING COST AS PER GRANT ALLOCATION	9,935.00
EFT118016	07/05/2013	IBAC PLUMBING PTY LTD	PLUMBING WORKS - BLOCKAGE. SEPTIC TANK - PORT TOILETS WYN	3,384.59
EFT118017	07/05/2013	INST OF PUBLIC WORKS ENGINEERING	MEMBERSHIP - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	311.03
EFT118018	07/05/2013	JASON SIGNMAKERS LTD	ROAD SIGNAGE - KNX. PLAQUES - TREE PLANTING KNX	1,186.90
EFT118019	07/05/2013	JSW HOLDINGS PTY LTD	CONCRETE,CRACKER DUST-FOOTPATHS KNX.HIRE WATER TRUCK-POUND	3,257.10
EFT118020	07/05/2013	JAB INDUSTRIES	HIRE LOADER - LANDFILL SITE - KNX	4,207.50
EFT118021	07/05/2013	STAFF MEMBER	REIMBURSEMENT -IN ACCORDANCE WITH EMPLOYMENT CONTRACT	84.96
EFT118022	07/05/2013	KIMBERLEY ECHO - ALBANY ADVERTISER	ADVERTISING - SWEK NEWS - MAR 13	2,733.66
EFT118023	07/05/2013	KIMBERLEY PUMPING SERVICE	REPAIR MAJOR LEAKS IN THE LINE - MESSMATE TO PINDAN/WORKERS CAMP	5,918.00
EFT118024	07/05/2013	KUNUNURRA DIESEL SERVICE	SERVICE - P360	471.55
EFT118025	07/05/2013	KUNUNURRA HOME & GARDEN	CONCRETE - VARIOUS ROADS KNX. VARIOUS HARDWARE ITEMS KNX	1,854.20
EFT118026	07/05/2013	KUNUNURRA MOBILE WELDING SERVICE	FABRICATION WORKS - AIRPORT KNX	7,095.00
EFT118027	07/05/2013	KUNUNURRA POOLS & SPAS	REPLACEMENT REMOTE CONTROL - DOLPHIN POOL CLEANER - WYN	175.00

EFT118028	07/05/2013	KUNUNURRA TYREPOWER	NEW TYRES - P468	720.00
EFT118029	07/05/2013	L.G.R.C.E.U	PAYROLL DEDUCTIONS	19.40
EFT118030	07/05/2013	L3 COMMUNICATIONS AUSTRALIA PL	MAINTENANCE AGREEMENT, SAMPLE TRAPS - SECURITY AIRPORT KNX	5,478.93
EFT118031	07/05/2013	LANGFORD MACHINERY PTY LTD	SERVICE - P382	450.00
EFT118032	07/05/2013	LEE AND KATIE GUYMER	REPAIR SKATE RAMP - FIRE DAMAGE - SKATE PARK - KNX	4,605.32
EFT118033	07/05/2013	LORIMER HOLDINGS - KIMBERLEY CROC	REIMBURSEMENT OF CONTRIBUTION-CAR PARK KIMBERLEY CROC BACKPACKERS	6,888.73
EFT118034	07/05/2013	MAIN ROADS WESTERN AUSTRALIA	BRIDGE REPAIRS - VARIOUS ROADS WA	121,000.00
EFT118035	07/05/2013	MAXXIA	PAYROLL DEDUCTIONS	5,612.75
EFT118036	07/05/2013	METALAND KUNUNURRA	SLASHER SKIDS - P385	443.52
EFT118037	07/05/2013	STAFF MEMBER	REIMBURSEMENTS - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	522.76
EFT118038	07/05/2013	NORTH KIMBERLEY TRANSPORT	OPENING GRADE WORKS GIBB RIVER ROAD INTERSECTION	13,346.00
EFT118039	07/05/2013	ORD RIVER ELECTRICS	INSTALL AND HARD WIRE 6 SMOKE DETECTORS - LEISURE CENTRE KNX	1,064.43
EFT118040	07/05/2013	ORDCO	TURF FERTILISER - KNX	7,926.60
EFT118041	07/05/2013	OLLIE'S IRRIGATION & PLMBING SUPPLIES	FITTINGS/IRRIGATION ITEMS - VARIOUS AREAS KNX	480.49
EFT118042	07/05/2013	ORD FUEL SUPPLIES	POWER TRANSFLUID - P351	234.70
EFT118043	07/05/2013	ORD VALLEY TURF	TURF - WAFL GAME PREP TOWN OVAL. - KNX	808.50
EFT118044	07/05/2013	RED ELEVEN - RED 11 PTY LTD	IT EQUIPMENT - KNX	12,912.87
EFT118045	07/05/2013	SGS ENVIRONMENTAL SERVICES	LANDFILL SOIL/PH ANAYLSIS - KNX	2,750.00
EFT118046	07/05/2013	SHELF SUPPLY	OUTDOOR WORK BOOTS, SHIRTS, DOG FOOD, CHAIN MESH FENCING - TIP KNX	3,047.00
EFT118047	07/05/2013	SJR CIVIL CONSULTING PTY LTD	DRAINAGE DESIGN COOLIBAH DRIVE STORMWATER DRAINAGE	1,320.00
EFT118048	07/05/2013	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	70.00
EFT118049	07/05/2013	TENSENS CLEANING SUPPLIES	TOILETRIES - LEISURE CENTRE KNX	439.56
EFT118050	07/05/2013	TOX FREE SOLUTIONS LTD	REFUSE COLLECTION - MAR 13 - KNX/WYN	72,614.77
EFT118051	07/05/2013	TYREPLUS KUNUNURRA	PUNCTURE REPAIR - P117	35.00
EFT118052	07/05/2013	VINIDEX PTY LIMITED	PIPE LUBRICATANT, RUBBER RINGS FOR STORM PRO PIPE - D2 DRAIN	823.44
EFT118053	07/05/2013	WA LOCAL GOVERNMENT SUPER PLAN	SUPERANNUATION CONTRIBUTIONS	26,508.25
EFT118054	07/05/2013	WALGA	ADVERTISING - SWEK NEWS - MAR 13	7,583.88
EFT118055	07/05/2013	WASTE SOLUTIONS (NT) PTY LTD	OIL REMOVAL - LANDFILL SITE -KNX/WYN	8,910.00
EFT118056	07/05/2013	WYNDHAM COMMUNITY RESOURCE CTR	ADVERT. BASTION BULLETIN - ROAD CLOSURE NOTICE, MAXWELL STREET WYN	132.00
EFT118057	12/05/2013	A & R WELDING FABRICATION	FABRICATE/FIT NEW RAILING-DRAIN STRUCTURE-BASTION LOOK OUT - WYN	1,039.50
EFT118058	12/05/2013	ASK WASTE MANAGEMENT	TECHNICAL/STRATEGIC ADVICE - WASTE STRATEGY IMPLEMENTATION	3,960.00
EFT118059	12/05/2013	AUSTRAL MERCANTILE COLLECTIONS PL	DEBT COLLECTION - RATES - APR 13	3,162.42
EFT118060	12/05/2013	ALL INTERACTIVE DISTRIBUTION	DVDS - LIBRARY WYN	65.42
EFT118061	12/05/2013	ALLCLEAN COMMERCIAL CLEANERS	CLEANING - MAR/APR 13 - YOUTH CENTRE	2,406.00

EFT118062	12/05/2013	ALLGEAR	PARTS - P357, P356. NEW CHAINSAW - WYN	1,038.45
EFT118063	12/05/2013	ARGYLE MOTORS	SERVICE - P111	408.85
EFT118064	12/05/2013	KUNUNURRA COUNTRY CLUB RESORT	KIDSPORT LAUNCH BREAKFAST - 10 MAY 2013 - KNX	500.00
EFT118065	12/05/2013	AUSMART INTERNATIONAL PTY LTD	PROJECT MATERIALS - AIRPORT FITOUT	3,360.64
EFT118066	12/05/2013	BOAB REFRIGERATION AND AIRCON	TEST A/C - KUNUNURRA YOUTH CENTRE	110.00
EFT118067	12/05/2013	BODAN CONSTRUCTIONS PTY LTD	CONSTRUCTION - TOILET FACILITIES - MULTI PURPOSE COURTS - KNX	33,772.00
EFT118068	12/05/2013	BLACKWOODS ATKINS PTY LTD	EAR PLUGS, TOILETRIES - WYN, AIRPORT KNX	677.33
EFT118069	12/05/2013	BUSH CAMP SURPLUS STORES	STAFF UNIFORM - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	1,033.10
EFT118070	12/05/2013	C & S JOLLY ELECTRICS PTY LTD	ELECTRICAL WORKS - ADMIN,LEISURE CENTRE,STAFF HOUSING KNX.JETTY - WYN	6,453.45
EFT118071	12/05/2013	CIVIC LEGAL	LEGAL ADVICE	5,881.23
EFT118072	12/05/2013	COLEMANS PRINTING	STATIONERY - KNX	104.50
EFT118073	12/05/2013	DAVEY TYRE & BATTERY SERVICE	TYRE TUBE - P333. NEW BATTERY - P211	273.00
EFT118074	12/05/2013	EAST KIMBERLEY HARDWARE	JAMBRO FASTNERS/GUN,HOSE CLAMPS,KNAPSACKS - ADMIN,GENERAL,TIP KNX	111.65
EFT118075	12/05/2013	EAST KIMBERLEY PLUMBING	ANNUAL BACKFLOW DEVICE TEST - POOL WYN	313.50
EFT118076	12/05/2013	FRANMOR CONSTRUCTIONS PTY LTD	REPAIR WINDOW,CEILING,SLIDING/ROLLER DOORS-KLC,BANYAN ST, ADMIN KNX	1,525.70
EFT118077	12/05/2013	FRONTIER POST & NEWS	KIMBERLEY ECHO - APR 13	4.80
EFT118078	12/05/2013	STAFF MEMBER	REIMBURSEMENT -IN ACCORDANCE WITH EMPLOYMENT CONTRACT	557.95
EFT118079	12/05/2013	GIBB RIVER GRADING	OPENING GRADE - ELLENBRAE RD	1,892.00
EFT118080	12/05/2013	GUERINONI & SONS	HIRE GRADER - FIRE BREAKS, ROAD MAINTENACE - WYN	5,280.00
EFT118081	12/05/2013	HYDRO KLEEN	CLEAN A/C'S - STAFF HOUSING KNX	506.00
EFT118082	12/05/2013	IBAC PLUMBING PTY LTD	PLUMBING WORKS - STAFF HOUSING, ADMIN KNX	675.73
EFT118083	12/05/2013	IRRIBIZ	IRRIGATION ITEMS - GIBAULT, FLANGE GASKET	183.92
EFT118084	12/05/2013	STAFF MEMBER	REIMBURSEMENT -IN ACCORDANCE WITH EMPLOYMENT CONTRACT	470.78
EFT118085	12/05/2013	KIMBERLEY AIR PTY LTD	FLOAT PLANE - BERKELEY RIVER RESORT - EHO/BUILDING SURVEYOR	1,870.00
EFT118086	12/05/2013	KIMBERLEY COMMUNICATIONS	UHF RADIO - TIP KNX	479.00
EFT118087	12/05/2013	KIMBERLEY KOOL REFRIG. & AIRCON.	REPAIR A/C - PETER REID MEM HALL WYN. ADMIN, STAFF HOUSING KNX	1,836.51
EFT118088	12/05/2013	KIMBERLEY RUGBY LEAGUE	REIMBURSEMENT - FUEL DUE TO BREAKDOWN WHILE UNDER HIRE IN BROOME	1,203.50
EFT118089	12/05/2013	KIMBERLEY TREE SERVICES PTY LTD	HIRE CHERRYPICKER,CHIPPER-REMOVE TREES-FORESHORE RD WYN	2,800.00
EFT118090	12/05/2013	KUNUNURRA BETTA ELECTRICAL & GAS	DISHWASHER - STAFF HOUSING KNX	689.00
EFT118091	12/05/2013	KUNUNURRA LOCK & KEY	REMOVE/CUT NEW KEY - GARAGE DOOR - STAFF HOUSING KNX	125.00
EFT118092	12/05/2013	KUNUNURRA MAINTENANCE SERVICE	SUPPLY & INSTALL CRMSAFE SECURITY DOOR - STAFF HOUSING KNX	1,220.00
EFT118093	12/05/2013	KUNUNURRA SECURITY SERVICE	SECURITY SERVICE-SECURITY PATROL-MAR/APR 13-ADMIN,LEISURE CENTRE KNX	3,449.00
EFT118094	12/05/2013	LAWRENCE & HANSON GROUP	DUCT SKIRTING FLUSH FLOOR OUTLET - CHAMBERS KNX	458.33
EFT118095	12/05/2013	LANDGATE	LAND ENQUIRIES - MINING TENEMENTS	83.40

EFT118096	12/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	770.90
EFT118097	12/05/2013	METALAND KUNUNURRA	METAL PLATES,GALVANISED PIPE-ADMIN KNX.DEFORMED BAR-POINCETTA WAY	3,153.66
EFT118098	12/05/2013	ORD RIVER ELECTRICS	ELECTRICAL WORK-STAFF HOUSING,AIRPORT,SWIM BEACH,LEISURE CENTRE KNX	4,220.30
EFT118099	12/05/2013	OLLIE'S IRRIG. & PLUMBING SUPPLIES	IRRIGATION ITEMS-SENTINEL CHICKEN PROGRAM. RETIC FITTINGS - WYN	548.95
EFT118100	12/05/2013	ORD PLUMBING AND GAS	PLUMBING WORKS - REPAIR LEAK - PLANT ROOM - LEISURE CENTRE KNX	135.67
EFT118101	12/05/2013	PRO-CUT GARDEN MAINTENANCE	GROUND MAINTANCE - MAR/APR 13 - ADMIN KNX	1,232.00
EFT118102	12/05/2013	QUICK CORPORATE AUSTRALIA	STATIONERY - KEY TAG - JAN 13 - ADMIN KNX	39.18
EFT118103	12/05/2013	SETON AUSTRALIA PTY LTD	SIGNAGE, CABLE PROTECTORS - ADMIN, LEISURE CENTRE KNX	2,252.03
EFT118104	12/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	51.20
EFT118105	12/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	241.20
EFT118106	12/05/2013	STAPLES AUSTRALIA PTY LIMITED	TOILETRIES - PUBLIC CONVENIENCES,PRMH, ADMIN, AIRPORT, DEPOT KNX/WYN	1,962.16
EFT118107	12/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	61.37
EFT118108	12/05/2013	TELFORD INDUSTRIES	PALINTEST DILUTION TUBE, POOL CHEMICALS - POOL WYN	19.97
EFT118109	12/05/2013	TNT AUSTRALIA PTY LIMITED	FREIGHT - LANDFILL SOIL TESTS - KNX	80.34
EFT118110	12/05/2013	THE DISK DOCTOR PTY LTD	NEW DISK DOCTOR PRO - LIBRARY - WYN	420.00
EFT118111	12/05/2013	TIDAL TYRE AND BATTERIES	NEW TRACTOR TYRES-P333,P354. NEW TYRE - P473	2,029.50
EFT118112	12/05/2013	TOX FREE SOLUTIONS LTD	SKIP BINS - SHIRE MOVE TO 20 COOLIBAH KNX	352.00
EFT118113	12/05/2013	TROPICAL PEST CONTROL	INTERNAL /EXTERNAL PESTICIDE SPRAY TREATMENT - AIRPORT BUILDINGS - KNX	880.00
EFT118114	12/05/2013	VISION IDZ	WHITE PVC CARDS - LEISURE CENTRE KNX	291.50
EFT118115	12/05/2013	WALER AUSTRALIA P/L	CABLE, FILTER SCREEN WITH DOOR - LEISURE CENTRE KNX	2,665.05
EFT118116	12/05/2013	WURTH AUSTRALIA PTY LTD	GRAFITTI REMOVER - KNX	319.51
EFT118117	12/05/2013	WYNDHAM SUPERMARKET	FOOD SUPPLIES - SCHOOL HOLIDAY PROGRAM WYN	165.38
EFT118118	13/05/2013	FRESHWATER EAST KIMBERLEY APART.	ACCOMMODATION - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	6,346.00
EFT118119	14/05/2013	ALLCLEAN COMMERCIAL CLEANERS	CLEANING - MAR/APR 13	28,269.00
EFT118120	23/05/2013	BLACKWOODS ATKINS PTY LTD	PARTS - P483	2,145.53
EFT118121	24/05/2013	AUSFUEL	DIESEL - APR 13 - DEPOT KNX. FUEL - MAR 13 - KNX/WYN	14,298.01
EFT118122	28/05/2013	VANDERFIELD MACHINERY PTY LTD	SERVICE/PARTS - P482, FOGGER - KNX	930.28
EFT118123	28/05/2013	ABCO PRODUCTS	CLEANING ITEMS - AIRPORT KNX. BASTION POINT WYN	1,167.27
EFT118124	28/05/2013	AMY POULSEN	REFUND - GYM MEMBERSHIP - KNX	320.00
EFT118125	28/05/2013	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	206.10
EFT118126	28/05/2013	AUTO ONE KUNUNURRA	ELECTRIC ORBITAL HAND POLISHER/APPLICATOR - COUNCIL TABLE WYN	74.45
EFT118127	28/05/2013	BOAB REFRIGERATION AND AIRCON	SERVICE/PARTS A/C - AIRPORT, YOUTH CENTRE KNX	5,900.40
EFT118128	28/05/2013	C & S JOLLY ELECTRICS PTY LTD	REPLACE LIGHTS,SWITCHES - CHAMBERS. 24HR TIMER HARDCOURTS KNX	1,868.10
EFT118129	28/05/2013	C Y O'CONNOR TAFE	TRAINING-FIREARMS HANDLING & SAFETY-09-10/04/13-PERTH	295.00

EFT118130	28/05/2013	CAMLISMAR INVESTMENTS PTY LTD	HIRE DOZER-DIG/COVER TYRE PIT - TIP KNX.REMOVE TREES SANDALWOOD DRV	23,094.50
EFT118131	28/05/2013	CARPET, VINYL & TILE CENTRE	CARPET TILES TO CHAMBERS MEETING ROOM AND CORRIDOR - KNX	13,414.50
EFT118132	28/05/2013	COATES HIRE OPERATIONS PTY LTD	HIRE VARIABLE MESSAGE BOARD SENIOR KDHS LIGHTING PROJECT	838.28
EFT118133	28/05/2013	COCA-COLA AMATIL	RE-SALE ITEMS - LEISURE CENTRE KNX	815.08
EFT118134	28/05/2013	CR JANE PARKER	REIMBURSEMENT-TRAVEL COSTS - KNX-WYN-KNX - MEETINGS-FEB/MAR/APR 13	1,290.68
EFT118135	28/05/2013	CROCODILE SIGNS PTY LTD	SIGNAGE - ADMIN KNX	489.50
EFT118136	28/05/2013	DATA #3 LICENSING SOLUTIONS	PAYROLL SYSTEM LICENSE	7,236.90
EFT118137	28/05/2013	DPT. OF AGRICULTURE AND FOOD WA	QUARANTINE INSPECTION - PLANTS - YOUTH CENTRE KNX	59.00
EFT118138	28/05/2013	FESA - WESTERN AUSTRALIA	SES - GENERAL RESCUE KIT - MISC ITEMS	83.00
EFT118139	28/05/2013	EAST KIMBERLEY MARINE	SES - REPAIRS/PARTS-STEERING,HELM PUMP,TRAILER	952.30
EFT118140	28/05/2013	EAST KIMBERLEY PLUMBING	INSTALL SEWAGE RETIC. SYSTEM - AIRPORT KNX. REPAIR LEAK - PRMH WYN	13,721.13
EFT118141	28/05/2013	EK VOLUNTEER MARINE RESCUE SERVICES	REIMBUSEMENTS OF EXPENSES (RED RUST CONTRACTING)	12,098.90
EFT118142	28/05/2013	ENIGMA BUSINESS PRODUCTS	IT EQUIPMENT - KNX	3,668.50
EFT118143	28/05/2013	FRANMOR CONSTRUCTIONS PTY LTD	INSTALL ROOF VENTS -STAFF HOUSING KNX	1,175.70
EFT118144	28/05/2013	FRESHWATER EAST KIMBERLEY APART.	ACCOMMODATION - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	2,192.00
EFT118145	28/05/2013	FRONTIER POST & NEWS	STATIONERY - DEPOT WYN. IT EQUIPMENT - YOUTH SERVICES WYN	53.10
EFT118146	28/05/2013	GHD PTY LTD	FLOOD RISK ASSESSMENT-PRESENTATION/TRANSPORT/ACCOMMODATION COST	2,854.50
EFT118147	28/05/2013	GUERINONI & SONS	HIRE GRADER-KING RVR,PERCY CRK RD-WYN.WATERCART-EXTINGUISH FIRE-TIP	13,164.25
EFT118148	28/05/2013	IT VISION ITV	TRAINING-RATES & PROPERTY ESSENTIALS-16-19/04/13	2,024.00
EFT118149	28/05/2013	JSW HOLDINGS PTY LTD	AGGREGATE-RESEARCH,STOCK ROUTE RD,VIC HWY,ERYTHRINA,BANDICOOT KNX	2,805.00
EFT118150	28/05/2013	KUNUNURRA MEDICAL	MEDICAL IMMUNISATION - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	704.00
EFT118151	28/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	33.00
EFT118152	28/05/2013	KIMBERLEY CAFE	CATERING-ENVIRON PUBLIC HEALTH W/SHOP,MNGMNT COURSE-10-14/05/13	1,290.00
EFT118153	28/05/2013	KIMBERLEY MOTORS	FUEL COSTS - MAR 13 - WYN	5,342.00
EFT118154	28/05/2013	KUNUNURRA LOCK & KEY	SUPPLY INSTALL LOCK TO ELECTRIC SWIPE CARD - CHAMBERS KNX	589.50
EFT118155	28/05/2013	KUNUNURRA MAINTENANCE SERVICE	PAINT LIBARY - WYN	6,200.00
EFT118156	28/05/2013	KUNUNURRA NETBALL ASSOCIATION	8 X NETBALL MEMBERSHIP - KIDSPORT PROGRAMME	680.00
EFT118157	28/05/2013	KUNUNURRA PANEL BEATING WORKS	REMOVE ABANDONED CAR FROM LOIN'S - TO SHIRE HOLDING YARD	110.00
EFT118158	28/05/2013	KUNUNURRA SECURITY SERVICE	SECURITY SERVICE - CALL OUT - LEISURE CENTRE KNX	77.00
EFT118159	28/05/2013	KUNUNURRA HOSPITAL	WORKERS COMPENSATION - MEDICAL PROCEDURE - STAFF MEMBER	237.40
EFT118160	28/05/2013	L.G.R.C.E.U	PAYROLL DEDUCTIONS	19.40
EFT118161	28/05/2013	LANGFORD MACHINERY PTY LTD	REPAIR/PARTS - P351	1,400.00
EFT118162	28/05/2013	LANDGATE	LAND ENQUIRIES - RENTAL VALUATIONS	366.13
EFT118163	28/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	42.90

EFT118164	28/05/2013	MAIN ROADS KUNUNURRA	UPGRADE CULVERT CROSSING - VICTORIA HWY - TOWNSITE KNX	194,218.26
EFT118165	28/05/2013	MARTELL ROAD MAINTENANCE	SEALING WORKS-VARIOUS ROADS, DISTRICT HIGH SCHOOL KNX	23,012.00
EFT118166	28/05/2013	MARTIN MCCLELLAND	INSTALL 4 X WHITEBOARDS & RETRACTABLE HOSE REAL - AIRPORT KNX	238.00
EFT118167	28/05/2013	MAXXIA	PAYROLL DEDUCTIONS	5,612.75
EFT118168	28/05/2013	OPTEON (NORTH WEST WA) PTY LTD	RENTAL VALUATION - FORESHORE RESERVE ADJOINING LAKESIDE RESORT	1,650.00
EFT118169	28/05/2013	ORD RIVER ELECTRICS	REPAIR CHANGOVER SWITCH,RANGE OBSTICLE LIGHTS - AIRPORT KNX	3,874.75
EFT118170	28/05/2013	OFFICE NATIONAL KUNUNURRA	CASH BOX AND CASH RECEIPT BOOKS - TIP KNX	40.01
EFT118171	28/05/2013	OLLIE'S IRRIG. & PLUMBING SUPPLIES	CONTROLLER-MESSMATE PUMP. SPRINKLERS - KNX	704.00
EFT118172	28/05/2013	ORD MACHINING	REPAIRS/PARTS - P481,P362	308.76
EFT118173	28/05/2013	RED ELEVEN - RED 11 PTY LTD	IT EQUIPMENT - KNX	14,510.00
EFT118174	28/05/2013	SEARLES MECHANICAL REPAIRS	FITTINGS - AIR COMPRESSR HOSE - P356	21.00
EFT118175	28/05/2013	SHELF SUPPLY	WORK BOOTS - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	400.00
EFT118176	28/05/2013	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	70.00
EFT118177	28/05/2013	ST JOHN AMBULANCE	2 X TRAINING - ST JOHN FIRST AID COURSE - KNX	440.00
EFT118178	28/05/2013	STAPLES AUSTRALIA PTY LIMITED	TOILETRIES - AIRPORT,LEISURE CENTRE,DEPOT,PRMH,PUBLIC CONV. - KNX/WYN	2,394.04
EFT118179	28/05/2013	SUNNY SIGN COMPANY PTY LTD	SIGNAGE - TAMARIND MNDR KNX	99.44
EFT118180	28/05/2013	THE CANVAS SHED	BLINDS-STAFF HOUSING KNX.REPAIR SHADE SAIL,XRAY COVER-AIRPORT KNX	1,496.22
EFT118181	28/05/2013	TNT AUSTRALIA PTY LIMITED	FRIEGHT - SAMPLES - HEALTH,TIP,LEISURE CENTRE KNX	898.53
EFT118182	28/05/2013	THE RENEWAL CENTRE	SYMANTEC LICENSE RENEWAL	2,513.67
EFT118183	28/05/2013	TIDAL TYRE AND BATTERIES	REPAIR PUNCTURE - P121	27.50
EFT118184	28/05/2013	TYREPLUS KUNUNURRA	SES - REPLACE TYRE ON RESCUE BOAT TRAILER	169.00
EFT118185	28/05/2013	WA LOCAL GOVERNMENT SUPER PLAN	SUPERANNUATION CONTRIBUTIONS	27,291.65
EFT118186	28/05/2013	WALGA	POCKET RAMM SERVICES - INTEGRATED PLANNING KNX	3,806.00
EFT118187	28/05/2013	STAFF MEMBER	WATER SUBSIDY ALLOCATION - 14/11/12-15/03/13	156.30
EFT118188	28/05/2013	WESTBOOKS	NEW BOOKS - LIBRARY KNX	917.54
EFT118189	28/05/2013	WESTRAC EQUIPMENT PTY LTD	NEW CATERPILLAR TRACK LOADER - KNX	281,371.20
EFT118190	28/05/2013	WARINGARRI MEDIA ABORIGINAL CORP.	TOURIST RADIO ADVERTISING	750.00
EFT118191	28/05/2013	WYNDHAM SUPERMARKET	FOOD/KITCHEN ITEMS - SEP 12 - WYN	798.14
EFT118192	31/05/2013	ARGYLE MOTORS	SERVICE - P115. INSTALL FLASHING BEACONS - CFVFBF FAST ATTCK - P370	1,180.30
EFT118193	31/05/2013	A & R WELDING FABRICATION	REPAIR - PONTOON JETTY - WYN	189.75
EFT118194	31/05/2013	ABCO PRODUCTS	SOLVENT SEALER PRO - ADMIN WYN	37.58
EFT118195	31/05/2013	ACE CORPORATE APPAREL	STAFF UNIFORMS - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	1,185.80
EFT118196	31/05/2013	AUSTRALIA POST	POSTAGE AND STATIONERY PUCHASES - APR 13 - KNX	678.36
EFT118197	31/05/2013	CENTURION TRANSPORT	FRIEGHT - AIRPORT,DEPOT KNX	84.40

EFT118198	31/05/2013	COCA-COLA AMATIL	RE-SALE ITEMS - LEISURE CENTRE KNX	316.25
EFT118199	31/05/2013	CONNECT INTERGRATED SYSTEMS	INSTALL AND CONFIGURE AUDIO VISUAL FACILITIES - ADMIN KNX	23,457.35
EFT118200	31/05/2013	DE CARPENTERS PTY LTD	REPAIR SHOWER AREAS POOLSIDE ABLUTIONS - LEISURE CENTRE KNX	36,080.00
EFT118201	31/05/2013	DATA #3 LICENSING SOLUTIONS	SOFTWARE LICENSE/SUBSCRIPTION - KNX	10,872.94
EFT118202	31/05/2013	DAVEY TYRE & BATTERY SERVICE	BATTERY - P475,P469. REPAIR TYRES - P491,P488,P469. NEW TYRE - P309	1,290.63
EFT118203	31/05/2013	DRYSDALE RIVER STATION	DIESEL ,REFORM/REINSTATE DRAINAGE-PT WARRENDER TURNOFF-CARSON RVR	10,823.27
EFT118204	31/05/2013	EAST KIMBERLEY HARDWARE	BRACKETS - CHAMBERS KNX. PAVING PAINT - WYN. MESH,WIRE-TIE - HEALTH	1,528.65
EFT118205	31/05/2013	FUJI XEROX AUSTRALIA P/L	DECOMISSION/RECOMMISSION - COPIERS KNX. COPIER COSTS - MAR 13	160.41
EFT118206	31/05/2013	FRESHWATER EAST KIMBERLEY APART.	ACCOMMODATION - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	3,936.00
EFT118207	31/05/2013	GIBB RIVER GRADING	SKIP GRADE - MT ELIZABETH RD & GIBB RIVER COMMUNITY ACCESS ROAD	5,439.50
EFT118208	31/05/2013	HART SPORT	SPORTS EQUIPMENT - LEISURE CENTRE KNX	223.20
EFT118209	31/05/2013	IBAC PLUMBING PTY LTD	NEW HOT WATER SYSTEM - CHILDCARE KNX. REPAIR DRAINAGE - EXALOO	6,611.00
EFT118210	31/05/2013	IML LOGISTICS	TRANSPORT - CHLORINE GAS - FEB/APR 13 - POOL WYN	5,596.90
EFT118211	31/05/2013	JSW HOLDINGS PTY LTD	CONCRETE - COTTON TREE AV - KNX	598.40
EFT118212	31/05/2013	JAB INDUSTRIES	HIRE - SIDE TIPPERS - CART COVER FOR LANDFILL CAP	22,803.00
EFT118213	31/05/2013	KIMBERLEY COMMUNICATIONS	REPAIR SPEAKER CABLES - PETER REID MEMORIAL HALL WYN	88.00
EFT118214	31/05/2013	KIMBERLEY KOOL REFRIG. & AIRCON	REPAIR A/C - PETER REID MEMORIAL HALL - WYN	1,045.00
EFT118215	31/05/2013	KUNUNURRA HOME & GARDEN	KNEAD IT,SPRINKLER,HOSE ATTACHMENTS - POOL KNX	136.07
EFT118216	31/05/2013	KUNUNURRA SECURITY SERVICE	SECURITY SERVICE - CASH ESCORT - WYN	86.00
EFT118217	31/05/2013	MCLEAN ENTERPRISES PTY LTD	PARTS - P385	121.00
EFT118218	31/05/2013	METALAND KUNUNURRA	SUPPLY/REPLACE BEARINGS - TRAILER JOCKEY WHEEL.	43.04
EFT118219	31/05/2013	ORDCO	HERBICIDES - KNX	979.00
EFT118220	31/05/2013	ORICA AUSTRALIA PTY LTD	HIRE/STORAGE - CHLORINE GAS CYLINDERS - MAR/APR 13 - KNX/WYN	854.99
EFT118221	31/05/2013	OFFICE NATIONAL KUNUNURRA	CRAFT SUPPLIES - LIBRARY KNX	8.55
EFT118222	31/05/2013	OLLIE'S IRRIG. & PLUMBING SUPPLIES	PARTS/REPAIR-VALVE-CELEBRITY TREE PARK. SPRINKLERS - MESSMATE WAY KNX	777.34
EFT118223	31/05/2013	ORD FUEL SUPPLIES	DIESEL - DEPOT KNX	10,781.16
EFT118224	31/05/2013	PRO-CUT GARDEN MAINTENANCE	GROUND MAINTANCE - MAY 13	490.00
EFT118225	31/05/2013	PAYROLL PAPER SOLUTIONS	SELF ADHESIVE PAYSLEIPS	300.00
EFT118226	31/05/2013	QUICK CORPORATE AUSTRALIA	STATIONERY - MAR 13 - ADMIN KNX	20.85
EFT118227	31/05/2013	SGS ENVIRONMENTAL SERVICES	SAMPLING OF LIQUID WASTE LAGOONS, CONTROL BORES - TIP KNX	7,816.60
EFT118228	31/05/2013	SHELF SUPPLY	DOG FOOD/SUNDRIES - POUND-WYNDHAM - AUG 12-MAR 13	506.00
EFT118229	31/05/2013	SURVEY NORTH	SURVEY WASTE VOLUMES- KNX LANDFILL SITE	2,431.00
EFT118230	31/05/2013	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES - HEALTH,LANDFILL KNX. PARTS - P488	1,367.06
EFT118231	31/05/2013	TOLL EXPRESS	FREIGHT-GAS BOTTLES-LEISURE CENTRE,SIGNAGE - DEPOT,LIBRARY WYN/KNX	2,428.80

EFT118232	31/05/2013	WESTRAC EQUIPMENT PTY LTD	REMOVE/REPLACE BROKEN WINDOW GLASS - P390	997.04
EFT118233	31/05/2013	WYNDHAM EXCAVATIONS	HIRE -LOADER,TIPPERS-SHEETING WORKS-KING RVR RD. MOOCHALABRA DAM	22,792.00
EFT118234	31/05/2013	WESTERN AUST. TREASURY CORPORATION	LOAN PAYMENTS - 123,123A,124,124A PRINCIPAL & INTEREST	177,462.58
TOTAL EFT PAYMENTS				2,215,243.78

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
42019	03/05/2013	AVIATION ID AUSTRALIA PTY LTD	ASIC CARD FOR AIRPORT MANAGER	216.00
42020	03/05/2013	CASH - PETTY CASH KNX OFFICE	ICT ITEMS	198.20
42021	03/05/2013	HORIZON POWER	ELECTRICITY KNX LEISURE CENTRE 9/02/13-13/03/13	30,016.67
42022	03/05/2013	TELSTRA	LANDLINE COSTS - MAR 13 - KNX ADMIN	31,182.69
42023	03/05/2013	WATER CORPORATION	WATER COSTS - 16 HIBISCUS DRIVE KNX 19/11/12-20/03/13	2,916.55
42024	07/05/2013	AMP LIFE LTD	SUPERANNUATION CONTRIBUTIONS	490.25
42025	07/05/2013	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	141.16
42026	07/05/2013	AUSTSAFE SUPER	SUPERANNUATION CONTRIBUTIONS	123.29
42027	07/05/2013	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	1,626.99
42028	07/05/2013	STAFF MEMBER	REIMBURSEMENT - IN ACCORDANCE WITH EMPLOYMENT CONTRACT	154.80
42029	07/05/2013	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	203.52
42030	07/05/2013	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	257.23
42031	07/05/2013	CANNING BRIDGE AUTO LODGE	ACCOMMODATION - RATES OFFICER ATTEND RATES COURSES - 15-20/04/13	850.00
42032	07/05/2013	COLONIAL FIRST STATE	SUPERANNUATION CONTRIBUTIONS	255.56
42033	07/05/2013	DNX CARPENTRY	TILE REPAIR - SWIMMING POOL WYN	620.00
42034	07/05/2013	DEPARTMENT OF TRANSPORT	VEHICLE REGISTRATION - P479	48.60
42035	07/05/2013	FIRST CHOICE PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	73.38
42036	07/05/2013	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	454.99
42037	07/05/2013	MLC MASTERKEY PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	370.25
42038	07/05/2013	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	439.29
42039	07/05/2013	MINCOR IRON HOLDINGS PTY LTD	RATES REFUND FOR ASSESSMENT A7625	1,034.58
42040	07/05/2013	REST SUPER	SUPERANNUATION CONTRIBUTIONS	715.19
42041	07/05/2013	RUSSELL HEXTALL	RATES REFUND FOR ASSESSMENT A7218	749.00
42042	07/05/2013	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	192.87
42043	07/05/2013	SPECTRUM SUPER	SUPERANNUATION CONTRIBUTIONS	206.27
42044	07/05/2013	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	435.84
42045	07/05/2013	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	400.74
42046	07/05/2013	UNISUPER	SUPERANNUATION CONTRIBUTIONS	164.50

42047	07/05/2013	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	3,299.23
42048	07/05/2013	WESTSCHEME	SUPERANNUATION CONTRIBUTIONS	244.17
42049	12/05/2013	AUST COMMS & MEDIA AUTHORITY	TV STATIONS, RADIOS & CB'S REPEATERS	350.00
42050	12/05/2013	CASH - PETTY CASH KNX DEPOT	ICE - DEPOT KNX	91.15
42051	12/05/2013	KYLIE DAWSON	REIMBURSEMENT OF CHAIR HIRE - HIRE CANCELLED	130.00
42052	12/05/2013	TASPLAN	SUPERANNUATION PAYMENT FOR KIM GIDDENS 29/04/13	108.11
42053	12/05/2013	WATTLEUP TRACTORS	PARTS - P351	1,391.40
42054	12/05/2013	WATER CORPORATION	WATER - BONAPARTE PARK WYNDHAM 18/12/13-25/03/13	19.20
42055	29/05/2013	AMP LIFE LTD	SUPERANNUATION CONTRIBUTIONS	461.30
42056	29/05/2013	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	141.16
42057	29/05/2013	AUSTSAFE SUPER	SUPERANNUATION CONTRIBUTIONS	197.26
42058	29/05/2013	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	1,672.20
42059	29/05/2013	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	207.69
42060	29/05/2013	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	238.79
42061	29/05/2013	COLONIAL FIRST STATE	SUPERANNUATION CONTRIBUTIONS	253.34
42062	29/05/2013	DEPARTMENT OF TRANSPORT	RECORDING FEE - P368 - EXPIRE:19/05/14	24.05
42063	29/05/2013	HORIZON POWER	ELECT - KNX ADMIN/AIRPORT/STREET LIGHTING/LEISURE CTR 29/1/13-9/4/13	89,198.18
42064	29/05/2013	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	454.99
42065	29/05/2013	MLC MASTERKEY PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	412.62
42066	29/05/2013	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	401.32
42067	29/05/2013	REST SUPER	SUPERANNUATION CONTRIBUTIONS	807.87
42068	29/05/2013	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	192.41
42069	29/05/2013	SPECTRUM SUPER	SUPERANNUATION CONTRIBUTIONS	227.80
42070	29/05/2013	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	435.84
42071	29/05/2013	TASPLAN	SUPERANNUATION CONTRIBUTIONS	54.69
42072	29/05/2013	THE PORTFOLIO SERVICE RETIREMT FUND	SUPERANNUATION CONTRIBUTIONS	99.88
42073	29/05/2013	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	400.74
42074	29/05/2013	UNISUPER	SUPERANNUATION CONTRIBUTIONS	141.49
42075	29/05/2013	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	3,646.69
42076	29/05/2013	WATTLEUP TRACTORS	PARTS - P351 - GASKETS - AIRPORT KNX	10.70
42077	29/05/2013	WESTSCHEME	SUPERANNUATION CONTRIBUTIONS	218.60
42078	31/05/2013	HORIZON POWER	ELECTRICITY - KNX ADMIN OFFICE 10/04/13-10/05/13	7,515.30
TOTAL MUNI CHEQUE PAYMENTS				187,586.58

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
486	27/05/2013	ASTHMA FOUNDATION WA	BOND REFUND - YOUTH HUB HIRE 10/4/13	250.00
487	27/05/2013	BETHEL INC.	BOND REFUND - BUS HIRE 12/8/11	500.00
488	27/05/2013	DARREN BRUCE FULCHER	FOOTPATH BOND REFUND - BL 073/2012	500.00
489	27/05/2013	FLOYD GRANT	BOND REFUND PETER REID HALL HIRE 14/3/13	1,020.00
490	27/05/2013	STANLEY & ODELLE OLIVER	BOND REFUND - BL 010/2013 21/1/13	800.00
491	27/05/2013	TRAINING CONNECTIONS AUSTRALIA	BOND REFUND - PETER REID HALL HIRE 14/10/12	650.00
TOTAL TRUST CHEQUE PAYMENTS				3,720.00

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
500460	02/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 2/4/13	166.00
500461	03/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 3/4/13	37.60
500462	05/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 5/4/13	1,154.85
500463	08/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 8/4/13	1,204.45
500464	09/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 9/4/13	70.50
500465	10/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 10/4/13	334.65
500466	11/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 11/4/13	522.60
500467	12/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 12/4/13	618.55
500468	15/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 15/4/13	164.70
500469	16/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 16/4/13	3,609.20
500470	17/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 17/4/13	682.30
500471	18/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 18/4/13	140.00
500472	19/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 19/4/13	1,187.05
500473	22/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 22/4/13	1,079.75
500474	23/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 23/4/13	1,263.95
500475	24/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 24/4/13	1,490.45
500476	26/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 26/4/13	777.90
500477	29/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 29/4/13	467.55
500478	30/04/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 30/4/13	888.95
500479	01/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 1/5/13	519.15
500480	02/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 2/5/13	277.10
500481	03/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 3/5/13	1,305.05
500482	06/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 6/5/13	557.55
500483	07/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 7/5/13	390.75

500484	09/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 9/5/13	1,246.75
500485	08/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 8/5/13	921.80
500486	10/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 10/5/13	2,091.15
500487	13/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 13/5/13	2,878.85
500488	14/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 14/5/13	37.60
500489	15/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 15/5/13	486.70
500490	17/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 17/5/13	49.50
500491	20/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 20/5/13	270.35
500492	21/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 21/5/13	851.15
500493	22/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 22/5/13	1,711.60
500494	23/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 23/5/13	969.20
500495	24/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 24/5/13	1,150.15
500496	27/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 27/5/13	356.70
500497	28/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 28/5/13	439.35
500498	29/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 29/5/13	21.00
500499	30/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 30/5/13	412.65
500500	31/05/2013	TRUST DPI CLEARING	TRANSPORT CLEARING 31/5/13	33.05
TOTAL TRUST EFT PAYMENTS				32,838.15

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
	1/05/2013	PAYROLL	PAYROLL	217,240.72
	14/05/2013	PAYROLL	PAYROLL	854.52
	15/05/2013	PAYROLL	PAYROLL	227,227.15
	29/05/2013	PAYROLL	PAYROLL	234,331.41
TOTAL PAYROLL PAYMENTS				679,653.80

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
	1/05/2013	DIRECT DEBIT	FEE - BPAY	149.61
	1/05/2013	DIRECT DEBIT	LEASE COSTS - 11 KWNANA STREET WYNDHAM	1,441.00
	10/05/2013	DIRECT DEBIT	LEASE COSTS - 5 RATTLEPOD CLOSE KUNUNURRA	2,946.66
	10/05/2013	DIRECT DEBIT	LEASE COSTS - 38 GARDENA DRIVE KUNUNURRA	3,606.55
	15/05/2013	DIRECT DEBIT	VEHICLE LEASE - SG FLEET AUSTRALIA	1,036.20
	14/05/2013	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	1,380.50

17/05/2013	DIRECT DEBIT	LEASE COSTS - 1/25 KONKERBERRY DRIVE KUNUNURRA	3,141.66
20/05/2013	DIRECT DEBIT	MASTERCARD PAYMENT	13,915.61
28/05/2013	DIRECT DEBIT	LEASE COSTS - LOT 2433 (REAR) 60 COOLIBAH DRIVE KUNUNURRA	2,383.33
29/05/2013	DIRECT DEBIT	LEASE COSTS - 16/33 KONKERBERRY DRIVE KUNUNURRA	2,253.33
27/05/2013	DIRECT DEBIT	LEASE COSTS - 17/33 KONKERBERRY DRIVE KUNUNURRA	2,210.00
28/05/2013	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	1,380.50
31/05/2013	DIRECT DEBIT	BANK FEE	650.26
		TOTAL DIRECT DEBIT PAYMENTS	36,495.21

12.2.3 Expenditure from Municipal Fund not included in Annual Budget

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Dave Hannington, Director Corporate Services
REPORTING OFFICER:	Dave Hannington, Director Corporate Services
FILE NO:	N/a

PURPOSE

To seek Council approval to amend the 2012/13 Adopted Budget in respect of expenditure on Information Technology hardware from municipal fund not included in annual budget.

BACKGROUND

Council's Manager Information Services has identified a pressing need to replace two items of Information Technology hardware, namely two servers, at an estimated cost of \$28,000 (excluding GST). A budgetary allocation for this capital expenditure was not made in the original 2012/13 annual budget, but surplus funds have been identified in operating expenditure account 02140616.

In accordance with Section 6.8 of the Local Government Act 1995 (see Statutory Implications, below), this expenditure has been authorised by the President in an emergency.

STATUTORY IMPLICATIONS

Section 6.8(1) of the Local Government Act 1995 states that a Local Government is not to incur expenditure from the municipal fund for an additional purpose except where the expenditure –

- (a) is incurred in a financial year before the adoption of the annual budget by the local government;
- (b) is authorised in advance by resolution; or
- (c) is authorised in advance by the mayor or president in an emergency.

Section 6.8 of the Local Government Act 1995 then states that where expenditure has been incurred by a local government –

- (a) pursuant to subsection (1)(a), it is to be included in the annual budget for that financial year; and
- (b) pursuant to subsection (1)(c), it is reported to the next ordinary meeting of the council.

POLICY IMPLICATIONS

No policy implications apply in the preparation of the report.

FINANCIAL IMPLICATIONS

An amendment to the 2012/13 adopted budget is necessary to incorporate the effect of this item.

STRATEGIC IMPLICATIONS

Strategic Community Plan – Strategy 1.4.1
Ensure legislative compliance and follow best practice principles in planning and service delivery.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council amends the 2012/13 adopted budget in accordance with the following table:

<u>Account Number</u>	<u>Description</u>	<u>Original Budget</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>Budget Amendment</u>
04140610	Server and Network Upgrades – Information Technology	\$37,500	\$37,500	\$65,500	\$28,000
02140616	Network Support and Monitoring – Information Services	\$6,000	\$70,000	\$42,000	\$28,000

COUNCIL DECISION

Minute No. 10093

Moved: Cr J Parker

Seconded: Cr M Kelly

<u>Account Number</u>	<u>Description</u>	<u>Original Budget</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>Budget Amendment</u>
04140610	Server and Network Upgrades – Information Technology	\$37,500	\$37,500	\$65,500	\$28,000
02140616	Network Support and Monitoring – Information Services	\$6,000	\$70,000	\$42,000	\$28,000

Carried Unanimously 6/0

12.3 INFRASTRUCTURE

12.3.1 Acting Chief Bush Fire Control Officer

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Beck Foulkes-Taylor, Infrastructure Support Officer
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	32.13.13

PURPOSE

For Council to appoint Joe Stabler, Ranger, as Acting Chief Bush Fire Control Officer for the period of six months from 18 June 2013.

BACKGROUND

Mark Crumblin, Senior Ranger and Chief Bush Fire Control Officer for the Shire has resigned and departed Thursday 6 June 2013.

On 7 June 2013, Joe Stabler, Ranger assumed the role of Acting Chief Bush Fire Control Officer in the absence of a Senior Ranger. The appointment of the Acting Chief Bush Fire Control Officer requires a Council resolution to do so.

STATUTORY IMPLICATIONS

Under Section 38 (2) (c) of the *Bush Fires Act 1954* the local government shall fill any vacancy in the office of Chief Bush Fire Control Officer within one month after the vacancy occurs.

POLICY IMPLICATIONS

There are no policy implications in relation to the appointment of the Acting Chief Bush Fire Control Officer.

FINANCIAL IMPLICATIONS

There are no financial implications in the appointment of the Acting Chief Bush Fire Control Officer.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

Under section 38 (2) (a) of the *Bush Fires Act 1954* notification of the appointment of the Acting Chief Bush Fire Control Officer is to be published in the Kimberley Echo and the Bastion newspapers.

COMMENT

The four local Bush fire brigades and Department of Fire and Emergency Services have been notified of the proposed appointment and have no objections.

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council appoints Joe Stabler, Ranger, as the Acting Chief Bushfire Control Officer for an interim period of six months from 7 June 2013.

COUNCIL DECISION

Minute No. 10094

Moved: Cr R Dessert

Seconded: Cr D Learbuch

That Council appoints Joe Stabler, Ranger, as the Acting Chief Bushfire Control Officer for an interim period of six months from 7 June 2013.

Carried Unanimously 6/0

12.3.2 Integrated Planning and Reporting Framework

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	CM.14.1

PURPOSE

For Council to approve forwarding of 'draft' reports to the Department of Local Government in accordance with the Department's Integrated Planning and Reporting Framework.

BACKGROUND

The State Government has legislated that Councils are to implement the Department of Local Government's Integrated Planning and Reporting Framework from 1 July 2013.

The legislation advises that the Strategic Community Plan and Corporate Business Plan must be implemented by that date. As such it is implied they must also be adopted by Council by 1 July 2013.

There is not clarity when the supporting 'informing' plans are to be adopted by Council.

These plans are:

- Long Term Financial Plan (LTFP),
- Asset Management Plan (AMP),
- Workforce Plan (WP), and
- Integrated Risk Management Strategy (IRMS).

STATUTORY IMPLICATIONS

Council must comply with the statutory requirements as mentioned above.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

COMMUNITY CONSULTATION

Community consultation has been undertaken in regard to the development of the Strategic Community Plan but is not required in relation to this report.

COMMENT

The Shire has already adopted and forwarded to the Department the Strategic Community Plan and Asset Management Plan for comment. The Department has requested some minor alterations to the Strategic Community Plan that are the subject of a separate report for Council to consider.

Councillors are to be given a separate briefing, (prior to the Council meeting) on the content of the 'draft':

- Corporate Business Plan,
- Workforce Plan,
- Long Term Financial Plan, and
- Integrated Risk Management Strategy,

To be forwarded to the Department before the 30 June 2013 deadline.

It is proposed that Council adopt the documents as 'draft' for Department of Local Government review in accordance with the IPRF. If there are any changes suggested by the Department Council can then consider these at a subsequent meeting and adopt the 'final' version. This two part process will save \$ in Council adopting the plans but not knowing if the Department will request changes.

When the 'final' version is adopted then copies may be posted to the Shire website and printed for community distribution etc.

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

That Council adopts the following 'draft' plans:

- Corporate Business Plan;
- Workforce Plan;
- Long Term Financial Plan; and
- Integrated Risk Management Strategy

For forwarding to the Department of Local Government to be assessed for compliance with the Department's Integrated Planning and Reporting Framework.

COUNCIL DECISION

Minute No. 10095

Moved: Cr J Parker

Seconded: Cr M Kelly

That Council adopts the following 'draft' plans:

- **Corporate Business Plan;**
- **Workforce Plan;**
- **Long Term Financial Plan; and**
- **Integrated Risk Management Strategy**

For forwarding to the Department of Local Government to be assessed for compliance with the Department's Integrated Planning and Reporting Framework.

Carried Unanimously 6/0

12.3.3 Review of Councils Purchasing Policy

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	CM.11.2

PURPOSE

For Council to review and consider amendments to their Purchasing Policy.

BACKGROUND

A review of Council's existing Purchasing Policy is due. It is proposed to replace the existing policy with WALGA's latest 'Best Practice' template for purchasing policies and procedures.

STATUTORY IMPLICATIONS

There are no statutory implications associated with this report.

POLICY IMPLICATIONS

The Purchasing Policy is a Council policy and as such can only be amended by resolution of Council.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this matter.

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 differences between Council's existing policy and the new WALGA Best Practice template are essentially:

- Removal of the inclusion of an Audit Committee member at tender opening as this is considered an 'operational' practice and could cause potential Councillor 'conflict of interest' of being involved in the 'operational process' of tender evaluation before presentation to all Councillors.
- Increase in the 'verbal quotation' threshold before seeking 'written quotation' from \$1,000 to \$4,999 to reduce paperwork as the value of \$ has changed over time.
- Minor word changes contained in the best practice template as supplied by WALGA.

ATTACHMENTS

Attachment 1 – Council Purchasing Policy

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council adopts the attached amended Council Purchasing Policy, CP/FIN-3204.

COUNCIL DECISION

Minute No. 10096

Moved: Cr J Parker

Seconded: Cr D Learbuch

That Council adopts the attached amended Council Purchasing Policy, CP/FIN-3204.

Carried Unanimously 6/0



Council Policy Number: CP/FIN-3204 Purchasing Policy

OBJECTIVE:

Statement of intent

1. To provide compliance with the Local Government Act 1995 (“the Act”) and the Local Government Act (Functions & General) Regulations 1996 (“the Regulations”) as amended in March 2007.
2. To deliver a best practice approach and procedures to internal purchasing for the Shire.
3. To ensure consistency for all purchasing activities that integrates within all the Shire’s operational areas.

ETHICS & INTEGRITY:

Policy

All officers and employees of the Shire shall observe the highest standards of ethics and integrity in undertaking purchasing activity and act in an honest and professional manner that supports the standing of the Shire.

Guiding Statement

The following principles, standards and behaviours must be observed and enforced through all stages of the purchasing process to ensure the fair and equitable treatment of all parties:

- Full accountability shall be taken for all purchasing decisions and the efficient, effective and proper expenditure of public monies based on achieving value for money;
- All purchasing practices shall comply with relevant legislation, regulations, and requirements consistent with the Shire’s policies and code of conduct;
- Purchasing is to be undertaken on a competitive basis in which all potential suppliers are treated impartially, honestly and consistently;
- All processes, evaluations and decisions shall be transparent, free from bias and fully documented in accordance with applicable policies and audit requirements;
- Any actual or perceived conflicts of interest are to be identified, disclosed and appropriately managed; and
- Any information provided to the Shire by a supplier shall be treated as commercial-in-confidence and should not be released unless authorised by the supplier or relevant legislation.

VALUE FOR MONEY:

Policy

Value for money is an overarching principle governing purchasing that allows the best possible outcome to be achieved for the Shire.

It is important to note that compliance with the specification is more important than obtaining the lowest price, particularly taking into account user requirements, quality standards, sustainability, life cycle costing, and service benchmarks.

Guiding Statement

An assessment of the best value for money outcome for any purchasing should consider:

- *All relevant whole-of-life costs and benefits whole of life costs (for goods) and whole of contract life costs (for services) including transaction costs associated with acquisition, delivery, distribution, as well as other costs such as but not limited to holding costs, consumables, deployment, maintenance and disposal;*
- *The technical merits of the goods or services being offered in terms of compliance with specifications, contractual terms and conditions and any relevant methods of assuring quality;*
- *Financial viability and capacity to supply without risk of default. (Competency of the prospective suppliers in terms of managerial and technical capabilities and compliance history); and*
- *A strong element of competition in the allocation of orders or the awarding of contracts. This is achieved by obtaining a sufficient number of competitive quotations wherever practicable.*

Where a higher priced conforming offer is recommended, there should be clear and demonstrable benefits over and above the lowest total priced, conforming offer.

SUSTAINABLE PROCUREMENT:

Sustainable Procurement is defined as the procurement of goods and services that have less environmental and social impacts than competing products and services.

Policy

The Shire is committed to sustainable procurement and where appropriate shall endeavour to design quotations and tenders to provide an advantage to goods, services and/or processes that minimise environmental and negative social impacts. Sustainable considerations must be balanced against value for money outcomes in accordance with the Shire's sustainability objectives.

Guiding Statement

Practically, sustainable procurement means the Shire shall endeavour at all times to identify and procure products and services that:

- *Have been determined as necessary;*
- *Demonstrate environmental best practice in energy efficiency / and or consumption which can be demonstrated through suitable rating systems and eco-labelling;*
- *Demonstrate environmental best practice in water efficiency;*

- *Are environmentally sound in manufacture, use, and disposal with a specific preference for products made using the minimum amount of raw materials*

from a sustainable resource, that are free of toxic or polluting materials and that consume minimal energy during the production stage;

- Products that can be refurbished, reused, recycled or reclaimed shall be given priority, and those that are designed for ease of recycling, re-manufacture or otherwise to minimise water;
- For motor vehicles – select vehicles featuring the highest fuel efficiency available, based on vehicle type and within the designated price range; and
- For new buildings and refurbishments – where available use renewable energy and technologies.

PURCHASING THRESHOLDS:

Policy

All purchases shall be made through a competitive process, either using a Council's own procurement process or purchasing from a tender exempt organisation such as WALGA's Preferred Supply Contracts (which are established utilising a competitive public process).

Where a WALGA Preferred Supply Panel is in place, The Shire can get multiple quotations from Preferred Suppliers to ensure best value for money.

Guiding Statement

Where the value of procurement (excluding GST) for the value of the contract over the full contract period (including options to extend) is, or is expected to be:-

Amount of Purchase	Model Policy
Up to \$4,999	Direct purchase from suppliers requiring only two verbal quotations or purchase from WALGA / State Government Preferred Supply Contracts.
\$5,000 - \$19,999	Obtain at least three verbal or written quotations and recorded on the Record of Written and Verbal Quotes or purchase from WALGA / State Government Preferred Supply Contracts.
\$20,000 - \$49,999	Obtain at least three written quotations and recorded on the Record of Written and Verbal Quotes or purchase from WALGA / State Government Preferred Supply Contracts
\$50,000 - \$99,999	Obtain at least three written quotations containing price and specification of goods and services (with procurement decision based on all value for money considerations) and recorded on the Record of Written and Verbal Quotes or purchase from WALGA / State Government Preferred Supply Contracts.
\$100,000 and above	Conduct a public Tender process or purchase from WALGA / State Government Preferred Supply Contracts.

Where considered necessary, the Shire may consider calling tenders in lieu of seeking quotations for purchases under the \$100,000 threshold (excluding GST). This decision should be made after considering whether the purchasing requirements of the Shire can be met through a WALGA / State Government Preferred Supply Contract. If a decision is made to seek public tenders for contracts

of less than \$100,000, a Request for Tender process that entails all the procedures for tendering outlined in this policy must be followed in full.

Up to \$4,999

Where the value of procurement of goods or services does not exceed \$4,999, purchase on the basis of at least two verbal quotations is permitted.

However it is recommended to use professional discretion and occasionally undertake market testing with a greater number or more formal forms of quotation to ensure best value is maintained.

This purchasing method is suitable where the purchase is relatively small and low risk.

Record keeping requirements must be maintained in accordance with record keeping policies. The WALGA Procurement Handbook contains a sample form for recording verbal quotations.

The Shire can still access a WALGA / State Government Preferred Supply Contract for these types of purchases.

Purchasing card purchases are recommended to reduce transaction costs.

\$5,000 to \$19,999

This category is for the procurement of goods or services where the value of such procurement ranges between \$5,000 and \$19,999.

At least three verbal or written quotations (or a combination of both) are required. Where this is not practical, e.g. Due to limited suppliers, it must be noted through records relating to the process.

The general principles for obtaining verbal quotations are:

- Ensure that the requirement/specification is clearly understood by the Shire employee seeking the verbal quotations;
- Ensure that the requirement is clearly, accurately and consistently communicated to each of the suppliers being invited to quote;
- Read back the details to the Supplier contact person to confirm their accuracy; and
- Written notes detailing each verbal quotation must be recorded.

Record keeping requirements must be maintained in accordance with record keeping policies. The WALGA Procurement Handbook contains sample forms for recording verbal and written quotations.

The Shire can still access a WALGA / State Government Preferred Supply Contract for these types of purchases.

\$20,000 to \$49,999

For the procurement of goods or services where the value exceeds \$20,000 but is less than \$49,999, at least three written quotes are required (commonly a sufficient number of quotes would be sought according to the type and nature of purchase).

The responsible officer is expected to demonstrate due diligence seeking quotes and to comply with any record keeping and audit requirements. Record keeping requirements must be maintained in accordance with record keeping policies.

The Shire can still access a WALGA Preferred Supply Contract for these types of purchases.

NOTES: *The general principles relating to written quotations are;*

- *an appropriately detailed specification should communicate requirement(s) in a clear, concise and logical fashion*
- *the request for written quotation should include as a minimum:*
 - *written specification*
 - *selection criteria to be applied*
 - *price schedule*
 - *conditions of responding*
 - *validity period of offer*
- *Invitations to quote should be issued simultaneously to ensure that all parties receive an equal opportunity to respond.*
- *Offer to all prospective suppliers at the same time any new information that is likely to change the requirements.*
- *Responses should be assessed for compliance, then against the selection criteria, and then value for money and all evaluations documented.*
- *Respondents should be advised in writing as soon as possible after the final determination is made and approved.*

The WALGA Procurement Handbook should be consulted for further details and guidance.

\$50,000 to \$99,999

For the procurement of goods or services where the value exceeds \$50,000 but is less than \$99,999, at least three written quotations are required containing price and a sufficient amount of information relating to the specification of goods and services being purchased.

The WALGA Procurement Handbook has a series of forms including a request for Quotation Template which can assist with recording details. Record keeping requirements must be maintained in accordance with record keeping policies.

For this procurement range, the selection should not be based on price alone, and it is strongly recommended to consider some of the qualitative factors such as quality, stock availability, accreditation, time for completion or delivery, warranty conditions, technology, maintenance requirements, organisation's capability, previous relevant experience and any other relevant factors as part of the assessment of the quote.

The Shire can still access a WALGA / State Government Preferred Supply Contract for these types of purchases.

REGULATORY COMPLIANCE:

Policy

All purchases shall be made through a competitive process, either by the Shire or by purchasing from a tender exempt organisation such as WALGA / State Government via Preferred Supply Contract (which have been established using a compliant and competitive public process). Suppliers and Tenderers shall be treated fairly and equitably at all times.

Guiding Statement

1. Tender Exemption

*In the following instances public tenders or quotation procedures are **not** required (regardless of the value of expenditure):*

- An emergency situation as defined by the Local Government Act 1995;*
- The purchase is from a tender exempt organisation such as WALGA (Preferred Supplier Contracts or Business Service), the Department of Treasury and Finance (permitted Common Use Arrangements), Regional Local Government or another Local Government;*
- The purchase is under auction which has been authorised by Council;*
- The contract is for petrol, oil, or other liquid or gas used for internal combustion engines; or*
- Any of the other exclusions under Regulation 11 of the Functions and General Regulations apply.*

2. Sole Source of Supply (Monopoly Suppliers)

The procurement of goods and/or services available from only one private sector source of supply, (i.e. Manufacturer, supplier or agency) is permitted without the need to call competitive procurement process provided that there must genuinely be only one source of supply. Every endeavour to find alternative sources must be made. Written confirmation of this must be kept on file for later audit.

Note: The application of provision “sole source of supply” should only occur in limited cases and procurement experience indicates that generally more than one supplier is able to provide the requirements.

3. Anti-Avoidance

The Shire shall not enter two (2) or more contracts of a similar nature for the purpose of splitting the value of the contracts to take the value of consideration below the level of \$100,000, thereby avoiding the need to publicly tender.

4. Tender Criteria

In the event that the Shire elects to call a Tender, before Tenders are publically invited the Shire shall determine in writing the criteria for deciding which tender should be accepted.

The evaluation panel shall be established prior to the advertising of a tender and include a mix of skills and experience relevant to the nature of the purchase. For requests with a total estimated (ex GST) price of:

- Between \$40,000 and \$99,999, the panel must obtain a minimum of 2 members; and*
- \$100,000 and above, the panel must contain a minimum of 3 members.*

5. Advertising Tenders

Tenders are to be advertised in a state wide publication e.g. "The West Australian" newspaper, Local Government Tenders section, preferably on a Wednesday or Saturday.

*The Tender must remain open for at least 14 days after the date the tender is advertised. Care must be taken to ensure that 14 **full** days are provided as a minimum. The notice must include;*

- A brief description of the goods or services required;*
- Information as to where and how tenders may be submitted;*
- The date and time after which tenders cannot be submitted;*
- Particulars identifying a person from who more detailed information as to tendering may be obtained. Detailed information shall include;*
 - Such information as the Shire decides should be disclosed to those interested in submitting a tender;*
 - Detailed specifications of the goods or services required;*
 - The criteria for deciding which tender should be accepted;*
 - Whether or not the Shire has decided to submit a tender; and*
 - Whether or not tenders can be submitted by facsimile or other electronic means, and if so, how tenders may so be submitted.*

6. Issuing Tender Documentation

Tenders will not be made available (counter, mail, internet, referral, or other means) without a robust process to ensure the recording of details of all parties who acquire the documentation.

This is essential as if clarifications, addendums or further communication is required prior to the close of tenders, all potential Tenderers must have equal access to this information in order for the Shire not to compromise its duty to be fair.

7. Tender Deadline

A tender that is not received in full in the required format by the advertised Tender Deadline shall be rejected.

8. Opening of Tenders

No tenders are to be removed from the tender box, or opened (read or evaluated) prior to the Tender Deadline.

Tenders are to be opened in the presence of the Chief Executive Officer's delegated nominee and preferably at least one other Council officer. The details of all tenders received and opened shall be recorded in the Tenders Register. Tenders are to be opened in accordance with the advertised time and place. There is no obligation to disclose or record tendered prices at the tender opening, and price information should be regarded as commercial-in-confidence to the Shire. Members of the public are entitled to be present.

The Tenderer's offer form, price schedule and other appropriate pages from each tender shall be date stamped and initialled by at least two (2) Shire officers present at the opening of tenders.

9. No Tenders Received

Where the Shire has invited tenders, however no compliant submissions have been received; direct purchases can be arranged on the basis of the following:

- *A sufficient number of quotations are obtained;*
- *The process follows the guidelines for seeking quotations between \$40,000 & \$99,999 (listed above);*
- *The specification for goods and/or services remains unchanged; and*
- *Purchasing is arranged within 6 months of the closing date of the lapsed tender.*

10. Tender Evaluation

Tenders that have not been rejected shall be assessed by the Shire by means of a written evaluation against the pre-determined criteria. The tender evaluation panel shall assess each tender that has not been rejected to determine which tender is most advantageous.

11. Addendum to Tender

If, after the tender has been publicly advertised, any changes, variations, or adjustments to the tender document and/or the conditions of tender are required, the Shire may vary the initial information by taking reasonable steps to give each person who has sought copies of the tender documents notice of the variation.

12. Minor Variation

If after the tender has been publicly advertised and a successful Tenderer has been chosen, but before the Shire and Tenderer have entered into a Contract, a minor variation may be made by the Shire. A minor variation will not alter the nature of the goods and/or services procured, nor will it materially alter the specification or structure provided by the initial tender.

13. Notification of Outcome

Each Tenderer shall be notified of the outcome of the tender following Council resolution or appropriate delegated authority. Notification shall include:

- *The name of the successful Tenderer.*

- *The total value of consideration of the winning offer.*

The details and total value of consideration for the winning offer must also be entered into the Tenders Register at the conclusion of the tender process.

RECORDS MANAGEMENT:

Policy

Records shall be retained of all tenders in compliance with the State Records Act (WA).

Guiding Statement

All records associated with the tender process or a direct purchase process must be recorded and retained. For a tender process this includes:

- *Tender documentation;*
- *Internal documentation;*
- *Evaluation documentation;*
- *Enquiry and response documentation; and*
- *Notification and award documentation.*

For direct purchasing process this includes;

- *Quotation documentation;*
- *Internal documentation; and*
- *Order forms and requisition.*

Record retention shall be in accordance with the minimum requirements of the State Records Act and the Shires internal records management policy.

REGIONAL PRICE PREFERENCE:

Policy (only relevant for Local Governments located outside the metropolitan area)

A regional price preference shall be given to suppliers located outside the metropolitan area.

Guiding Statement

A Local Government located outside the metropolitan area may give a regional price preference to a regional Tenderer by reducing the bid price by:

- (a) 10% - where the contract is for goods or services, up to a maximum price reduction of \$50,000;*
- (b) 5% - where the contract is for construction (building) services, up to a maximum price reduction of \$50,000; or*
- (c) 10% - where the contract is for goods or services (including construction (building) services), up to a maximum price reduction of \$500,000, if seeking tenders for the provision of those goods or services for the first time, due to those goods or services having been, until then, undertaken by the Shire.*

POLICY ADMINISTRATION

Directorate		Officer Title		Contact:	
<i>Corporate Services</i>		<i>Dave Hannington</i>		Ext:	
Date Effective	May 2013	CEO Approval			
Date Adopted	DD/MM/YYYY	Last Reviewed	DD/MM/YYYY		
Risk Rating	Low Medium High	Review Cycle	Annual	Next Due	06/05/2014
Organisational Compliance	E.g.: Delegations Manual				
Process Links	E.g.: Administrative Policy, Council Policy				

12.4 COMMUNITY DEVELOPMENT

12.4.1 Development Application for Proposed Change of Use in Mixed Business – Use not Listed – Day Spa – Lot 1510 Konkerberry Drive, Kununurra

DATE:	18 June 2013
PROPONENT:	Bronwyn Southee, Whelans
LOCATION:	Lot 1510 Konkerberry Drive, Kununurra
AUTHOR:	Elle Davidson, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	A1035P

PURPOSE

For Council to consider a development application for a Change of Use – Day Spa at Lot 1510 Konkerberry Drive, Kununurra.

BACKGROUND

An application for planning approval was lodged on 19 April 2013 by Jenny Kemplen for the development of a Day Spa at Lot 1510 Konkerberry Drive, Kununurra. It is noted that Bronwyn Southee of Whelans has since become the applicant for this application. The owners of the property, Gae and Timothy Plunkett, are located in Mackay and currently lease out the property.

The property is located on the corner of Konkerberry Drive and Raintree Street and has an area of 1,982m². The land is zoned Mixed Business under Town Planning Scheme No. 7 – Kununurra and Environs.



Lot 1510 Konkerberry Drive, Kununurra

The property contains one shed measuring 23.7 x 9 metres to the south, an 8.5 x 13m shed to the north and an ablution block with verandah extension. It appears that a number of unapproved extensions have been carried out on the property, which are being investigated by the Shire's Building Surveyor.

The shed located on the southern portion of the lot is currently vacant, which is subject to this Change of Use application and was previously the location of Kununurra Pools and Spas. It has been identified that a number of unapproved accommodation units are currently occupied on the property, which are being followed up by Shire Officers as a compliance matter.

Proposal

The applicant has applied for a Change of Use – Day Spa, which is a use not currently defined under *Town Planning Scheme No. 7 – Kununurra and Environs*. It is proposed to convert the existing southern shed into a facility that provides a range of services including, but not limited to, personal care treatments, hydrotherapy, massage, beauty treatments, hairdressing and treatment/consulting rooms. The treatment/consulting rooms will be occupied by health professional consultants such as dermatologists, naturopaths, Bowen Therapy, Kinesiology and Chinese medicine. The proposed Day Spa will include a maximum of 10 employees and will provide a range of hair, beauty and health consultants. It is proposed to further landscape the property as part of this development and 13 carparking bays will be provided for staff and clientele.

The property is not connected to deep sewer and significant septic management matters will need to be resolved as part of considering the approval of the intended use. Environmental Health officers have advised that a Day Spa will produce a significant amount of wastewater, which will require Department of Health approval.

As the applicant has proposed to utilise the property for a commercial use, the Shires Senior Building Surveyor has instructed that a change in Building Classification will also be required under the *National Construction Code 2012*.

STATUTORY IMPLICATIONS

Town Planning Scheme No. 7 – Kununurra and Environs

The current provisions of the Town Planning Scheme No. 7 – Kununurra and Environs (TPS7) classify a hair dresser and beauty therapist as a Shop, which is a non-permissible use in the Mixed Business zone. A shop is defined as:

A premise used to sell goods by retail, hire goods, or provide services of a personal nature (including a hairdresser or beauty therapist) but does not include a showroom or fast food outlet.

A consulting room is an 'SA' use in the Mixed Business zone, which requires public notification and Council consent. A consulting room is defined as:

A premises used by no more than 2 health consultants for the investigation or treatment of human injuries or ailments and for general outpatient care.

Under section 3.1.6 of TPS7, the Council can consider a land use for a particular purpose that is not specifically mentioned in the Zoning Table. The Council must determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the particular zone and policy statement and thereafter the Council will consider the application as an 'SA' use.

POLICY IMPLICATIONS

No policy implications apply to the application.

FINANCIAL IMPLICATIONS

All associated fees have been paid.

STRATEGIC IMPLICATIONS

Kununurra Strategic Directions 2010

The Kununurra Strategic Directions 2010 (KSD) identifies that the Mixed Business zone has developed in an ad-hoc manner and currently serves as a de facto light industrial area. For the future development of the Mixed Business zone to be guided, it has been suggested that a Structure Plan be developed, as outlined below:

Further industrial development within the Mixed Business area was seen as unacceptable for various reasons – visual and noise amenity, limitation on the expansion of the town and the like. It is recommended that the Strategy identify actions for relocating industrial development out of the Mixed Business area and into the Weaber Plains or Victoria Highway industrial areas.

Clause 3.9.2 of KSD states that anticipated growth of Kununurra will necessitate an increased demand for Town Centre based amenities and services. Areas identified for future growth of the townsite are to the north and west of the existing town centre zone. KSD also recommends the relocation of light industrial activities, which will allow for redevelopment and future Town Centre expansion. This matter is discussed in section 6.4 below:

The Mixed Business Area was seen as currently containing inappropriate uses including industrial activity and substantial ‘caretakers’ dwellings, requiring relocation for more appropriate Town Centre development (i.e. residential, commercial, proper mixed business/showroom development).

Lot size and fragmented land ownership makes it difficult to facilitate significant Town Centre expansion into the Mixed Business area, unless an interventionist approach is taken and existing light industries are relocated. Alternatively, transitional arrangements can be considered to allow adaptive reuse and redevelopment over time as inappropriate uses are naturally pushed out and the Town Centre grows. Such measures may include zoning changes and increasing density within this area.

The general strategic direction for the Mixed Business zone is concluded to be the relocation of industrial uses and encouraging the expansion of Town Centre to capitalise on the proximity of this area to the Townsite.

Local Planning Strategy 2005

Within the Local Planning Strategy 2005 (LPS) the mixed business zone is again identified as an area of expansion to the Town Centre zone. The following direction is provided in section 5.4.2 of LPS:

Light industrial and mixed business development west of Messmate Way and south of Coolibah Drive are also provided for within the current Scheme, however this area is a transitional zone and industrial uses should be discouraged or prohibited via appropriate Scheme controls when additional industrial land is made available. Showroom and service commercial development shall be encouraged in the western

side of the town within a Mixed Business zone with an emphasis on a high standard of presentation to the street.

Redevelopment that provides a high standard of presentation to the street and introduction of service commercial development has been encouraged. It is acknowledged that the Mixed Business zone is currently a transitional zone and the further development of industrial uses should be discouraged. Specific actions for industry from the LPS, which specifically apply to this application are included below:

- *Encourage the relocation of service/light industrial development from the Kununurra Town Centre Zone and Mixed Business Zone to the Weaber Plains Road industrial locality (SWEK)*
- *Prohibit industrial use from the Mixed Business, Tourist and Town Centre Zones (SWEK, DPI)*

These points identify the direction of the Mixed Business zone to relocate industrial from this area to other locations in town. This would inevitably lead to the expansion of the Town Centre zone by means of providing opportunity for redevelopment for retail and medium density residential.

COMMUNITY CONSULTATION

Advertising of this application was required as a Use Not Listed under TPS7. Adjoining land owners were notified on 20 May 2013 and an advertisement was placed in the paper dated 16 May 2013. The advertising period was between 16 May and 10 June 2013. The Shire has not received any submissions relating to this application.

COMMENT

Unapproved building work and uses

Although the applicants proposed lease will not cover the entire property, the Shire have advised that existing unauthorised uses will need to be resolved, as a Change of use approval encompasses all activity on the allotment. A site inspection undertaken on 27 May 2013 revealed a number of unapproved accommodation units, which are compliance matters being followed up by Shire Officers. Regardless of whether this Change of Use application is approved, Shire officers will work towards ensuring the property complies with the relevant Building, Health and Planning regulations.

As previously mentioned, significant changes, in regards to a change of building classification and new septic system arrangement, would be required as a result of the proposed change of use. These matters would be resolved through the relevant Building and Health approvals.

Use classification

The applicant has applied under the provisions of TPS7 section 6.1.3 for a Use not Listed – Day Spa, which allows for Council to consider an application that may be consistent with the objectives of the zone where the property is located.

The applicant suggests that the use classification 'Day Spa' has not been included in TPS7, as at the time of the scheme development a holistic approach to health and beauty services was not envisaged. It is argued by the applicant that the classification of the proposed

change of use as a 'shop' or 'consulting room' separately does not encompass the entirety of how the business will operate. By combining these two uses, the applicant wishes to receive an approval for a Day Spa, which would better describe the proposed use and services offered as part of the business.

Day Spa use in Mixed Business

As explored in this report, the future directions of the Mixed Business zone are to relocate industrial developments and allow for the expansion of the Townsite to the west. This application general complies with this strategic direction and would assist in the introduction of a commercial/service use into the Mixed Business zone.

Although the application doesn't comply with the provisions of TPS7 for development within the Mixed Business zone, this proposal aims to commence a commercial use that is identified as a future direction for this locality. Although the intent of the strategic directions is for redevelopment of sites within the Mixed Business zone, rather than fit outs of existing sheds, the applicant proposes to improve the amenity of the site by reducing the clutter on site, through proposed landscaping and designated parking bays.

It is concluded that through the lodgement of this application, the Shire have been offered an opportunity to pursue compliance matters associated with the possibility of unapproved use and development, including accommodation on site and unauthorised structures. Through the approval of a Day Spa to operate on this property, the Shire can direct development in keeping with the intent of the strategic directions and strategies for redevelopment in the Kununurra townsite and in particular the Mixed Business Zone area. Further, the intended development may encourage more commercial development in the vicinity.

ATTACHMENTS

The associated attachment will be provided under separate cover.

Attachment 1 – Proposed Plans

Attachment 2 – Development Reports

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1- Grants planning consent for a Day Spa on Lot 1510 Konkerberry Drive, Kununurra subject to the following conditions:
 1. Revised plans in line with those submitted by the applicant must be approved prior to the use commencing. These plans must show:
 - a. Use of all buildings on site in conformity to *Town Planning Scheme No. 7 – Kununurra and Environs* and relevant building and health regulations.
 - b. Location of Septic Tank approved by the Department of Health, if applicable.
 - c. All building, carparking and landscaping.
 - d. All internal spaces indicating all activities associated with the use.
 2. All plumbing fixtures and fittings servicing the Hairdressing Salon and Day Spa and its associated toilets, hand basins, sinks, and showers etc. are to be either:
 - a. Connected to a sewerage treatment and effluent disposal system approved the State Executive Director Public Health, or
 - b. Connected to the Water Corporation reticulated sewerage system.
 3. All 13 car parking spaces are to be provided onsite, clearly marked, drained and sealed.
 4. Crossovers to the development must be constructed in accordance with the Shire's commercial/industrial crossover specifications.
 5. All stormwater must be contained and disposed of on-site at all times, to the satisfaction of the Shire
 6. Landscaping must be in accordance with the approved site plan and completed prior to occupation of the development, and must be maintained at all times to the satisfaction of the Shire.
- 2- Initiates enforcement action in relation to all unapproved uses and structures on the property.

COUNCIL DECISION

Minute No. 10097

Moved: Cr J Parker

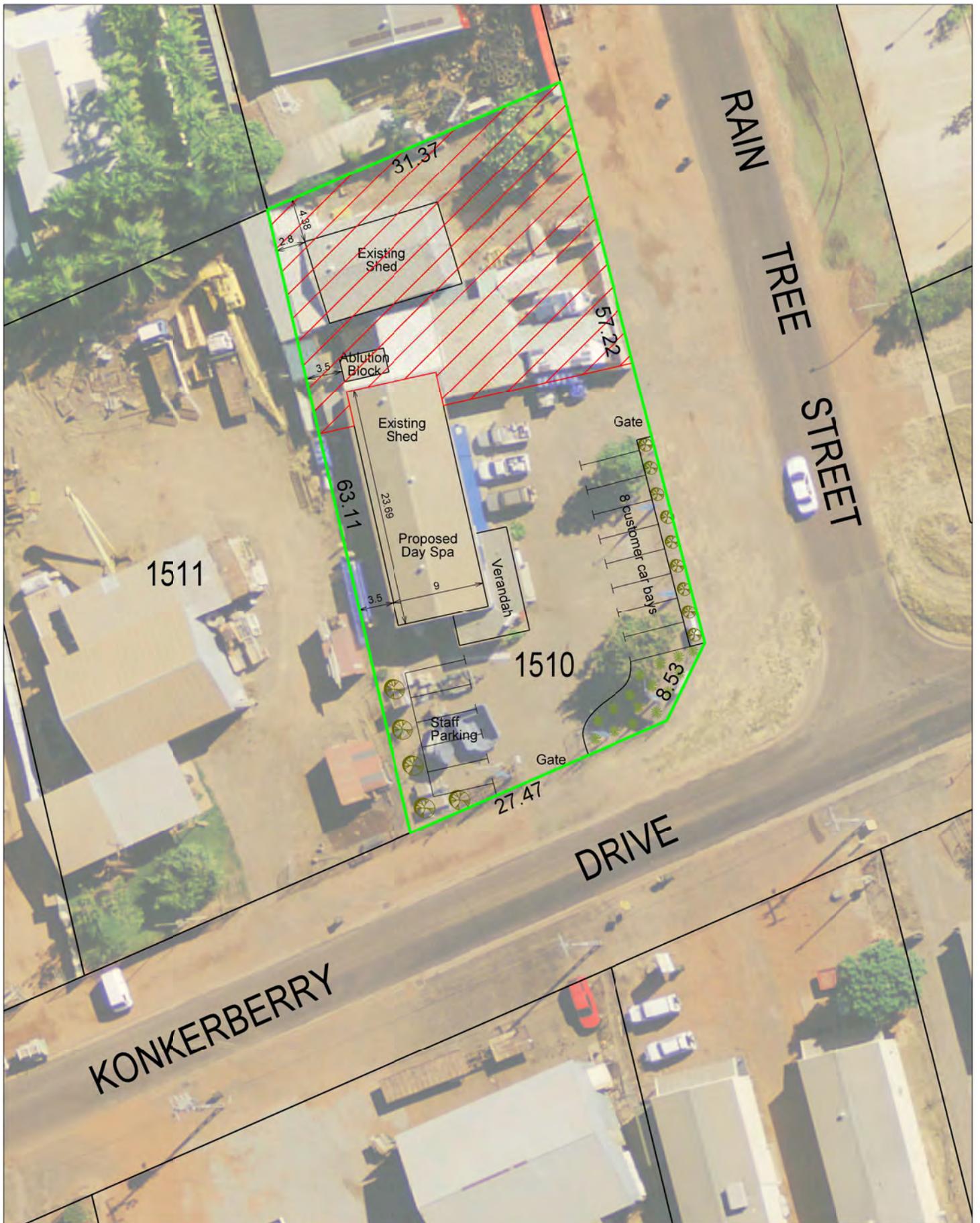
Seconded: Cr M Kelly

That Council:

- 1- Grants planning consent for a Day Spa on Lot 1510 Konkerberry Drive, Kununurra subject to the following conditions:**
 - 1. Revised plans in line with those submitted by the applicant must be approved prior to the use commencing. These plans must show:**
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 - b. Location of Septic Tank approved by the Department of Health, if applicable.**
 - c. All building, carparking and landscaping.**
 - d. All internal spaces indicating all activities associated with the use.**
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 - 5. All stormwater must be contained and disposed of on-site at all times, to the satisfaction of the Shire.**
 - 6. Landscaping must be in accordance with the approved site plan and completed prior to occupation of the development, and must be maintained at all times to the satisfaction of the Shire.**
- 2- Initiates enforcement action in relation to all unapproved uses and structures on the property.**

Carried Unanimously 6/0

5:14pm Elle Davidson and Jenny Kemplen leave the meeting



SITE PLAN
LOT 1510 KONKERBERRY DRIVE
KUNUNURRA

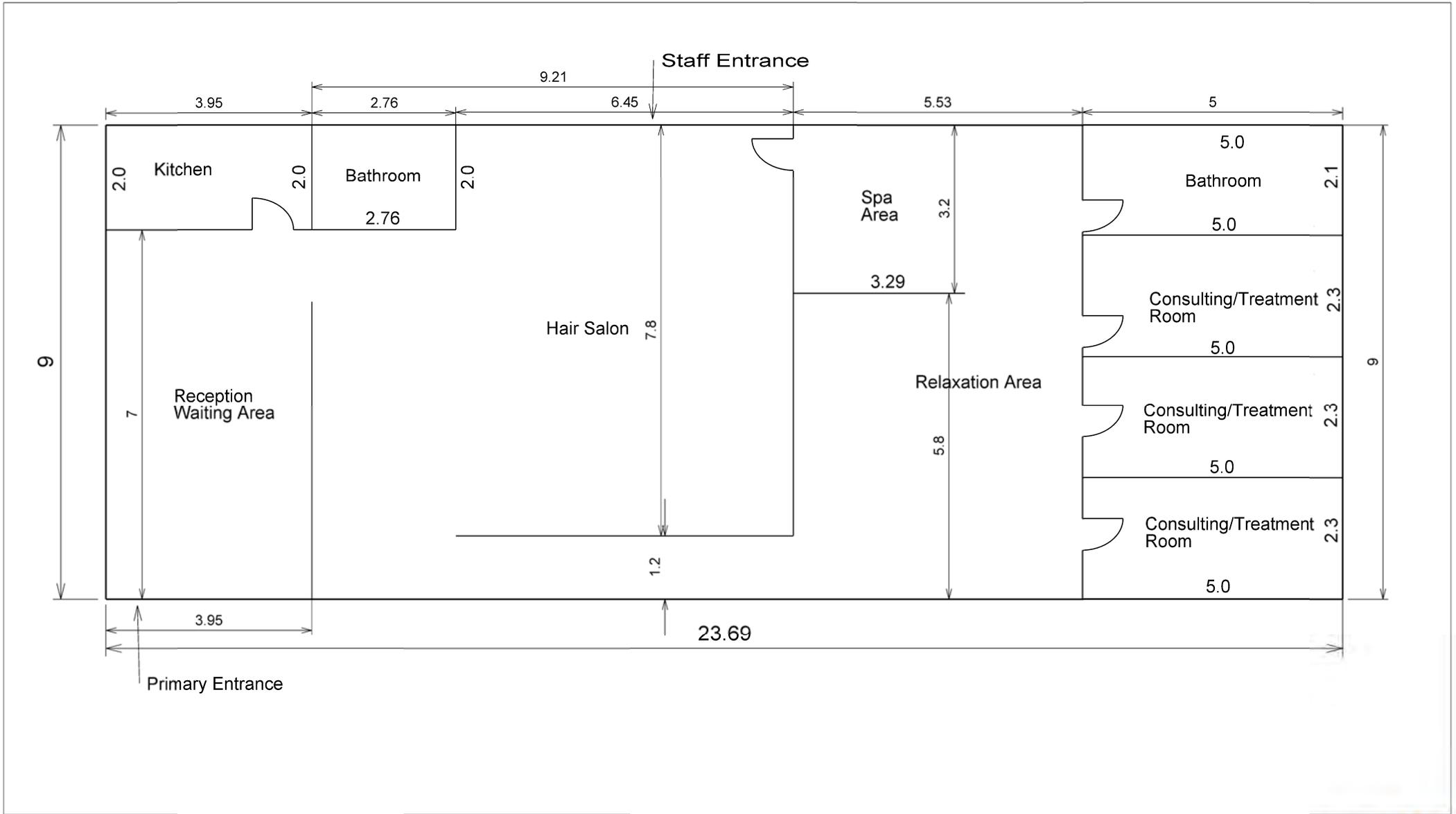


Plan No. : 16412-4
 Revision : REV.1
 Scale : 1:500@A4

-  Area not included in application
-  Tree Planting
-  Subject Lot

DATE DRAWN: 20/05/2013 FILE: 130520 Site Plan 1.dgn
 DRAWN BY: CdeL V DATUM: AHD
 CHECKED BY: BS H DATUM: MG494 (50)

Whelans Town Planning Pty Ltd
 Suite 4 First Floor 40 Hasler Road Osborne Park WA 6017 www.whelans.com.au



Plan No. : 16412-3
 Revision : REV.2
 Scale : 1:100@A4



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FLOOR PLAN LOT 1510 KONKERBERRY DRIVE KUNUNURRA

DATE DRAWN: 22/05/2013 FILE: 130510 house layout.dgn
 DRAWN BY: CdeL V DATUM: AHD
 CHECKED BY: BS H DATUM: MGA84 (50)



APPLICATION FOR PLANNING APPROVAL
PROPOSED DAY SPA, 9 KONKERBERRY DRIVE, KUNUNURRA

16 MAY 2013

Ref: 16412



REVISION HISTORY

Version	Date	Author	Reviewed	Change Description
1.0	15/05/13	Bronwyn Southee	Greg Comiskey	Preliminary draft for client review
2.0	16/05/13	Bronwyn Southee	Bronwyn Southee	Shire of Wyndham East Kimberley

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SUMMARY TABLE

Address of site	9 Konkerberry Drive, Kununurra, Western Australia
Property description	Lot 1510, DP184690 – Vol 1729, Folio 483
Area of site	1983m ²
Zoning	'Mixed Business'
Land Owner	Timothy Gerard Plunkett and Gae Maree Plunkett
Pre-lodgement	Elle Davidson
Consultation	
Purpose of Proposal	Change of Use
Application Type	'Use Not Listed' SA use
Public Notification	Required
Applicant	Whelans Town Planning (Contact: Bronwyn Southee 0427 579 763)

1 APPLICATION FOR DEVELOPMENT APPROVAL

Whelans act on behalf of proponent who is proposing to use an existing land and building at 9 Konkerberry Drive, Kununurra described as Lot 1510 on DP184690 for the purpose of a Day Spa. A detailed description of the proposed use is outlined in 'Proposed Development'.

The subject site, shown in Figure 1, has a large commercial building which is currently vacant and was previously used for retail purposes. This report has been lodged in conjunction with a completed Shire of Wyndham East Kimberley Application for Planning Approval Form and the development plans consisting of the proposed floor plan.

Figure 1 Subject Site - 9 Konkerberry Way, Kununurra (Source: Google Maps)

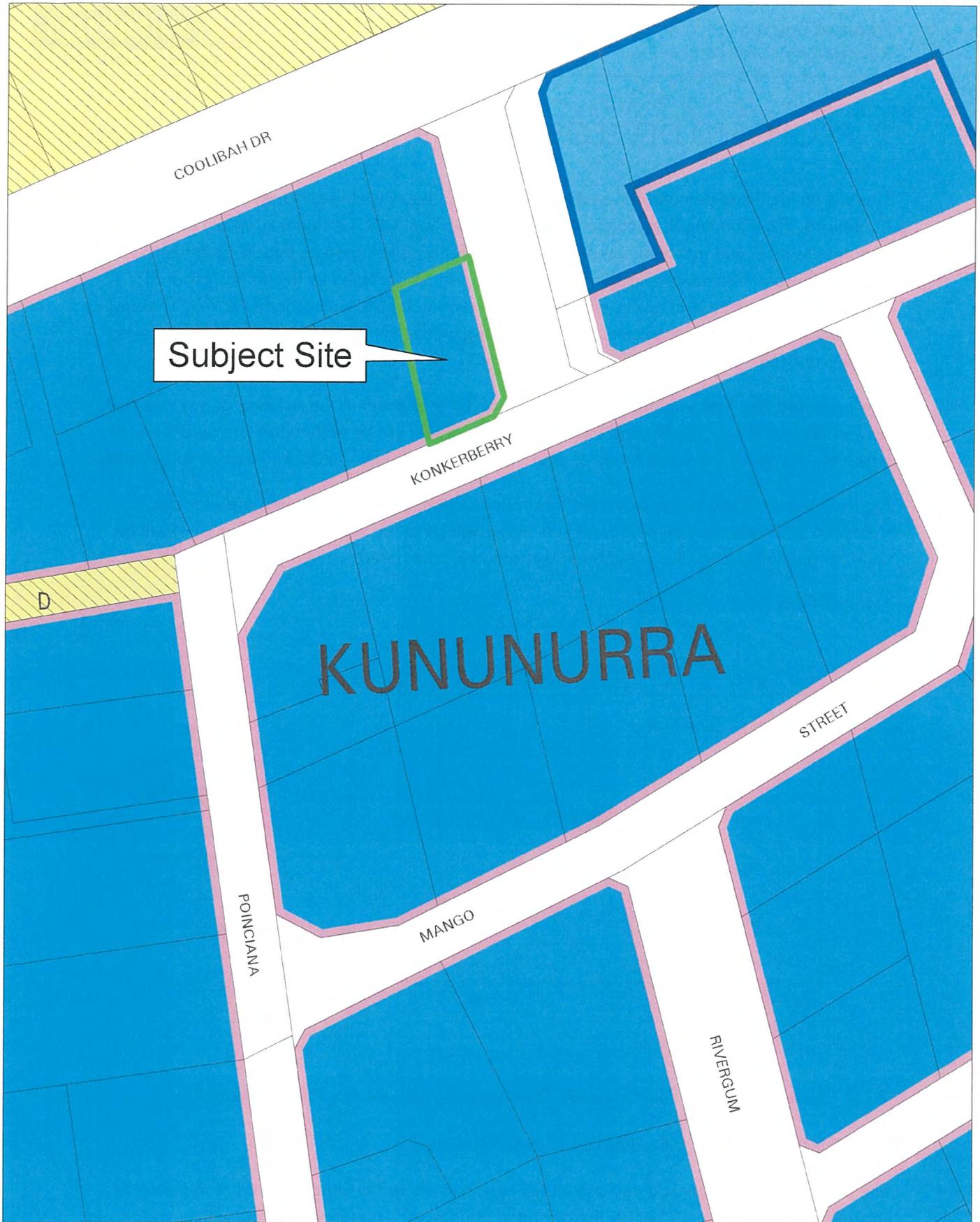


1.1 LOCATION & SITE DESCRIPTION

The subject land is located on the corner of Raintree Street and Konkerberry Drive. The subject site is approximately 1983m² in size.

The subject site has been developed for commercial purposes and was used for retail purposes previously used as a 'Pool and Spa' shop. The site is situated within the Town Centre and is zoned 'Mixed Business' and is shown in Figure 2 below.

The subject site currently has three existing structures, two commercial buildings and an ablution block. No additional buildings are being proposed.



Subject Site

KUNUNURRA

COOLIBAH DR

KONKERBERRY

STREET

POINCIANA

MANGO

RIVERGUM

D



Plan No. : 16412-1
 Revision : REV.0
 Scale : 1:1000@A4



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Subject Site

LOCATION PLAN
 LOT 1510 KONKERBERRY DRIVE
 KUNUNURRA

DATE DRAWN 10/05/2013 FILE 130510 Subject Site.dgn
 DRAWN BY CdeL V DATUM: AHD
 CHECKED BY BS H DATUM: MGA84 (80)

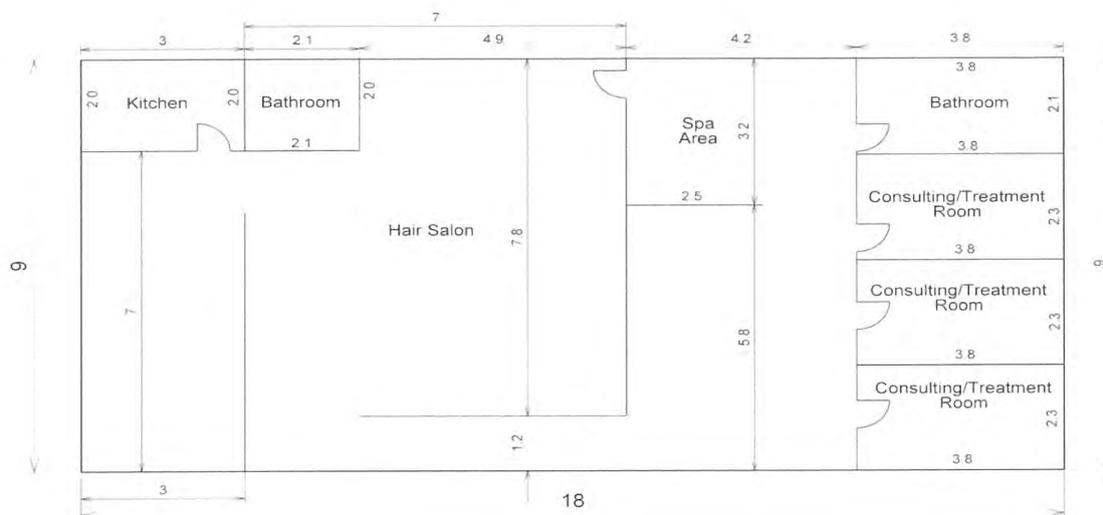
2 PROPOSED DEVELOPMENT

There is an identified demand for quality hairdressing, beauty and health services within Kununurra. This Planning Application proposes a ‘Day Spa’ which includes a variety of health and beauty uses including personal care treatments, hydrotherapy, massage, beauty treatments, hairdressing and treatment/consulting rooms which will be occupied by health professional consultants (maximum 2 at any one time) such as dermatologists, naturopaths, Bowen Therapy, Kinesiology and Chinese Medicine. This proposal provides an overall health and beauty service which is not currently supplied in Kununurra.

The proposed Day Spa will include a maximum of 10 employees in the building at any one time, broken down into two health consultants then a mix of hair stylists and beauty therapist’s two of which are trainees. Proposed hours of operation will be 9.00am – 6.30pm Tuesday to Saturday.

Figure 3 below illustrates the proposed floor plan. There is a large allocated area for spa, treatment and hydrotherapy purposes; hair styling will be at the front of the building but will be used for additional consulting and treatment services as required.

Figure 2 Floor Plan



2.1.1 Shire of Wydham East Kimberley Town Planning Scheme No 7.(The Scheme)

The subject site is zoned ‘Mixed Business’ under Scheme.

The proposal for the Day Spa can arguably be defined under the Scheme as a combination of shop (specifically including beauty therapist and hairdresser’s premises) and consulting rooms. In addition, there are components of the day spa which do not easily fall within the definitions contained within the Scheme.

The relevant definitions are listed below:

Beauty Therapist	Means any land or buildings used for beauty therapy purposes.
Hairdresser Premises	Means any land or buildings used for hairdressing purposes.
Shop	means premises used to sell goods by retail, hire goods, or provide services of a personal nature (including a hairdresser or beauty therapist) but does not include a showroom or fast food outlet;
Consulting Room(s)	means premises used by no more than 2 health consultants for the investigation or treatment of human injuries or ailments and for general outpatient care;

The proposed 'Day Spa' provides health and beauty services to the client over and above that of a standard hairdressing or beauty therapy 'shop'. The major concern with the 'Shop' land use definition is its broad a general nature which means it can be applied to a variety of land uses from hairdressers through to large commercial food suppliers, this opens risk. The definition of 'shop' land use classification is considered too general for the proposed development, as it is primarily a service industry; the sale of related products will be ancillary to the primary business.

Further, the proposal incorporates 'Consulting Rooms' and also offers additional health services that do not clearly fall within the definition of consulting rooms or shop. Overall the land use definition is too specific and raises concerns for future land use it is approving one part of this development application proposed.

Overall, it appears that a 'Day Spa' was not generally anticipated when the Town Planning Scheme No 7 was originally prepared prior to 2001. Based on the above the proposed 'Day Spa Use' is more appropriately considered a 'Use Not Listed' under Town Planning Scheme No 7.

Section 3.1.6 of the Scheme stipulates the following:

If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes the Council may:-

- (a) determine that the use is not consistent with the objectives and purpose of the particular zone and policy statement and is therefore not permitted, or*
- (b) determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the particular zone and policy statement and thereafter the Council will consider the application as an "SA" use.*

It is requested that Council assess this application as a 'Use Not Listed'.

The proposed 'Day Spa' is subject to section 3.1.6 of Town Planning Scheme No 7 which specifies 'Use Not Listed' may be considered as a 'SA' use in accordance with the Scheme. The 'SA' Use requires the following;

- SA' means that the Council may, at its discretion, permit the use after notice of application has been given in accordance with Clause 11.2.

Clause 11.2 requires the subject use to be advertised to the public for a period of 21 days, the application will then be referred back to Council for determination.

2.2 DEVELOPMENT STANDARDS

The development standards for the subject site are governed by the Shire of Wyndham East Kimberley Town Planning Scheme No. 7. The proposed development complies as far as practicable with the acceptable development standards contained in the Scheme. Relevant development provisions are listed below:

Car parking;

A total of 13 car bays are proposed. Eight bays are allocated for customer parking and an additional 5 bays for employee parking (As specified in Figure 4). In addition, the site is a corner allotment allowing for parking of 5 additional bays on street.

Estimated patronage will be a maximum of 8 customers at a time. A number of employees can multitask, therefore it is considered that a full staff is likely only to be required on Saturday.

The proposed 15 parking bays are expected to satisfy the car parking demand generated by the proposed development.

Signage

There is a 4 x 1 sign proposed to be erected on the front fence of the property, the sign will be white background with large black text 'The Retreat' or alternatively 'The Hair and Beauty Retreat'.

Landscaping

Proposed landscaping has been included as part of the Site Plan (Figure 4 below).



Plan No. : 16412-2
 Revision : REV.0
 Scale : 1:400@A4



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Area not included in application



Tree Planting



Gravel

SITE PLAN
LOT 1510 KONKERRY DRIVE
KUNUNURRA

DATE DRAWN 15/05/2013 FILE 130515 Site Plan.dgn
 DRAWN BY CdeL V DATUM AHD
 CHECKED BY BS H DATUM MGA84 (50)



3 DISCUSSION / CONCLUSION

The proposed 'Day Spa' will provide a variety of services for the purpose of improving health, beauty and relaxation through personal care treatments such as massage, facials, styling.

The proposal requires a large amount of floor space for provision of specialized health and beauty treatments. Further the land use is generally unable to affordably establish within the Town Centre zone due to the smaller lot sizes, limited availability of larger building footprints and affordability of suitable retail floor space within the Town Centre. The Mixed Business zone specifically facilitates the development of land uses that require generally larger floor space than is available within the Town Centre Zone.

In addition to this, the subject site has been vacant for over 12 months. The proposed business will complement its surrounding environment of predominately retail uses and is an ideal location as it is within close proximity to the Town Centre and surrounding tourist accommodation. The proposed use will positively contribute to the town and its surrounding uses particularly in terms of compatibility of land use within the Mixed Business Zone.

The proposed development meets all the requirements of the Scheme and it will positively contribute to the economic vitality of the Kununurra community and offers a service which currently does not exist within Kununurra. The proposed development is generally consistent with the intent of the mixed business zone.

Given the above, we respectfully request Council grant approval to the 'Day Spa Use'. Should you have any queries regarding this matter or require additional information, please do not hesitate to contact me on 0427 579 763 or alternatively on 9192 2299.

Yours sincerely



Bronwyn Southee
Town Planner
Town Planning

- Application Form & Fee
- Certificate of Title
- Location Plan and Scheme Zone
- Floor Plan
- Site Plan

WESTERN



AUSTRALIA

REGISTER NUMBER 1510/DP184690	
DUPLICATE EDITION N/A	DATE DUPLICATE ISSUED N/A

RECORD OF CERTIFICATE OF TITLE
UNDER THE TRANSFER OF LAND ACT 1893

VOLUME
1729

FOLIO
483

The person described in the first schedule is the registered proprietor of an estate in fee simple in the land described below subject to the reservations, conditions and depth limit contained in the original grant (if a grant issued) and to the limitations, interests, encumbrances and notifications shown in the second schedule.



REGISTRAR OF TITLES

LAND DESCRIPTION:

LOT 1510 ON DEPOSITED PLAN 184690

REGISTERED PROPRIETOR:
(FIRST SCHEDULE)

TIMOTHY GERARD PLUNKETT
GAE MAREE PLUNKETT
BOTH OF POST OFFICE BOX 433, KUNUNURRA
AS JOINT TENANTS

(T H193774) REGISTERED 12 AUGUST 1999

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:
(SECOND SCHEDULE)

1. H193775 MORTGAGE TO NATIONAL AUSTRALIA BANK LTD REGISTERED 12.8.1999.

Warning: A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.
* Any entries preceded by an asterisk may not appear on the current edition of the duplicate certificate of title.
Lot as described in the land description may be a lot or location.

-----END OF CERTIFICATE OF TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: 1729-483 (1510/DP184690).
PREVIOUS TITLE: 1665-718.
PROPERTY STREET ADDRESS: 9 KONKERBERRY DR, KUNUNURRA.
LOCAL GOVERNMENT AREA: SHIRE OF WYNDHAM-EAST KIMBERLEY.

NOTE 1: A000001A LAND PARCEL IDENTIFIER OF KUNUNURRA TOWN LOT/LOT 1510 (OR THE PART THEREOF) ON SUPERSEDED PAPER CERTIFICATE OF TITLE CHANGED TO LOT 1510 ON DEPOSITED PLAN 184690 ON 02-AUG-02 TO ENABLE ISSUE OF A DIGITAL CERTIFICATE OF TITLE.

NOTE 2: THE ABOVE NOTE MAY NOT BE SHOWN ON THE SUPERSEDED PAPER CERTIFICATE OF TITLE OR ON THE CURRENT EDITION OF DUPLICATE CERTIFICATE OF TITLE.



1729 483

Transfer D255886

WESTERN

AUSTRALIA



Volume 1665 Folio 718

CERTIFICATE OF TITLE

UNDER THE "TRANSFER OF LAND ACT, 1893" AS AMENDED

I certify that the person described in the First Schedule hereto is the registered proprietor of the undermentioned estate in the undermentioned land subject to the easements and encumbrances shown in the Second Schedule hereto.

Dated 27th May 1986

S. J. Smyth
REGISTRAR OF TITLES



ESTATE AND LAND REFERRED TO

Estate in fee simple in Kununurra Lot 1510, delineated on the map in the Third Schedule hereto, limited however to the natural surface and therefrom to a depth of 12.19 metres.

FIRST SCHEDULE (continued overleaf)

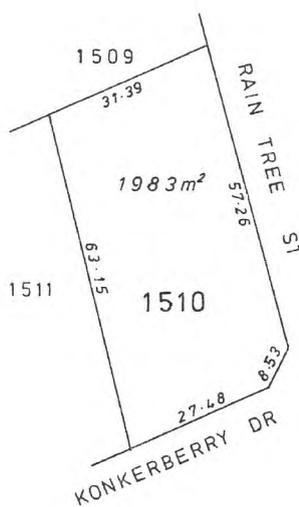
~~David John Watson, Meat Buyer and Christine Ann Watson, Teacher, both of 99 Ironwood Drive, Kununurra, as joint tenants.~~

SECOND SCHEDULE (continued overleaf)

- ~~1. MORTGAGE D255888 to CBFC Ltd. Registered 27.5.86 at 9.56 o'c. Discharged D579860 15.10.87~~
- ~~2. MORTGAGE D255889 to Commonwealth Bank of Australia. Registered 27.5.86 at 9.56 o'c. Discharged F200359 26.5.93~~

S. J. Smyth
REGISTRAR OF TITLES

THIRD SCHEDULE



SCALE 1:1000
INDEX PLAN: ORD 2000 23.16

NOTE: RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.

PERSONS ARE CAUTIONED AGAINST ALTERING OR ADDING TO THIS CERTIFICATE OR ANY NOTIFICATION HEREON

Page 1 (of 2 pages) 1729 483
Superseded - Copy for Sketch Only

FIRST SCHEDULE (continued)
Superseded Copy for Sketch Only

NOTE: RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.

INSTRUMENT NATURE	NUMBER	REGISTERED	TIME	SEAL	INITIALS	CANCELLATION	NUMBER	REGISTERED OR LODGED	SEAL	INITIALS
Transfer	F200360	26.5.93	10.14					26.5.93	10.14	
Transfer	G200748	13.6.96	8.08			Discharged	G200747	13.6.96		
Transfer	H193774	12.8.99	8.43			Discharged	H193773	12.8.99		

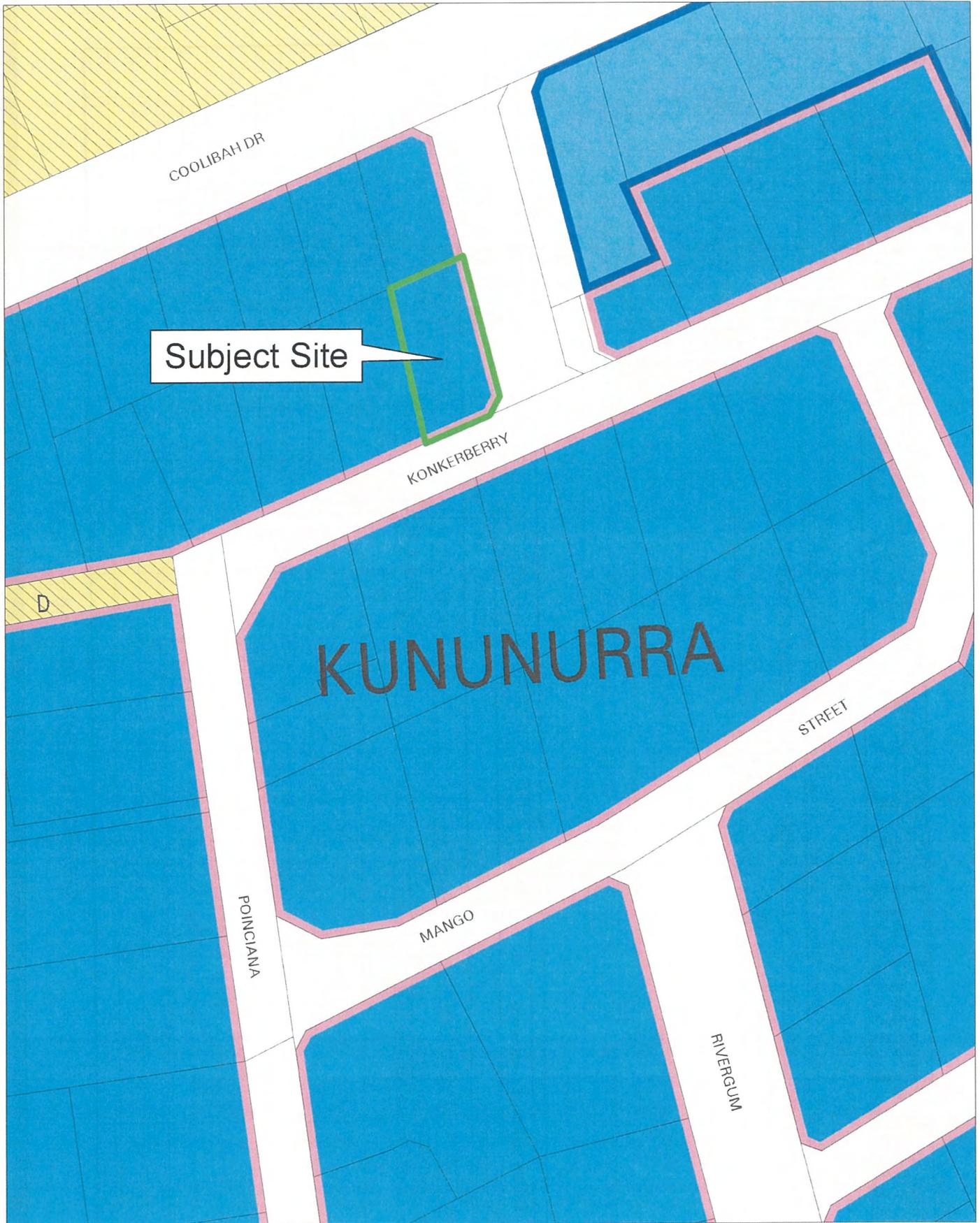
David John Watson of 1570 Konkerberry Drive, Kununurra.
 Timothy Gerard Plunkett and Gae Maree Plunkett as joint tenants of one undivided half share, John Stanley Ireland and Kaye Angela Ireland as joint tenants of one undivided half share, all of Post Office Box 989, Kununurra, as tenants in common.
 Timothy Gerard Plunkett and Gae Maree Plunkett both of Post Office Box 433, Kununurra, as joint tenants.

SECOND SCHEDULE (continued)

NOTE: RULING THROUGH AND SEALING WITH THE OFFICE SEAL INDICATES THAT AN ENTRY NO LONGER HAS EFFECT. ENTRIES NOT RULED THROUGH MAY BE AFFECTED BY SUBSEQUENT ENDORSEMENTS.

INSTRUMENT NATURE	NUMBER	REGISTERED	TIME	SEAL	INITIALS	CANCELLATION	NUMBER	REGISTERED OR LODGED	SEAL	INITIALS
Mortgage	F200361	26.5.93	10.14							
Mortgage	G200749	13.6.96	8.08			Discharged	G200747	13.6.96		
Mortgage	H193775	12.8.99	8.43			Discharged	H193773	12.8.99		

Particulars:
 to Commonwealth Bank of Australia.
 to National Australia Bank Ltd.
 to National Australia Bank Ltd.



Subject Site

KUNUNURRA



Plan No. : 16412-1
 Revision : REV.0
 Scale : 1:1000@A4



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 Suite 4 First Floor 40 Hasler Road Osborne Park WA 6017 www.whelans.com.au

 Subject Site

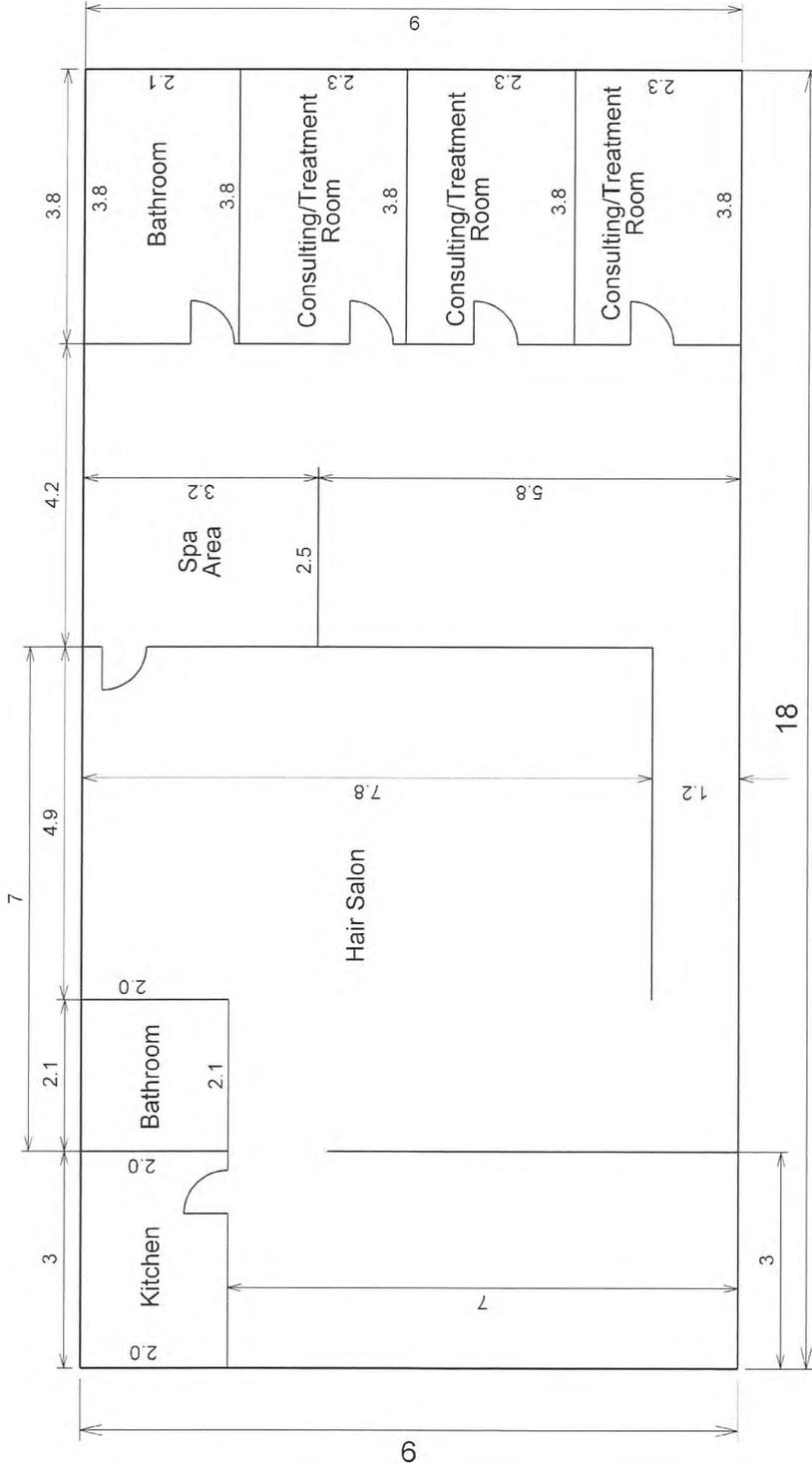
LOCATION PLAN
 LOT 1510 KONKERBERRY DRIVE
 KUNUNURRA

DATE DRAWN: 10/05/2013 FILE: 130510_Subject_Site.dgn
 DRAWN BY: CdeL V DATUM: AHD
 CHECKED BY: BS H DATUM: MGA94 (50)



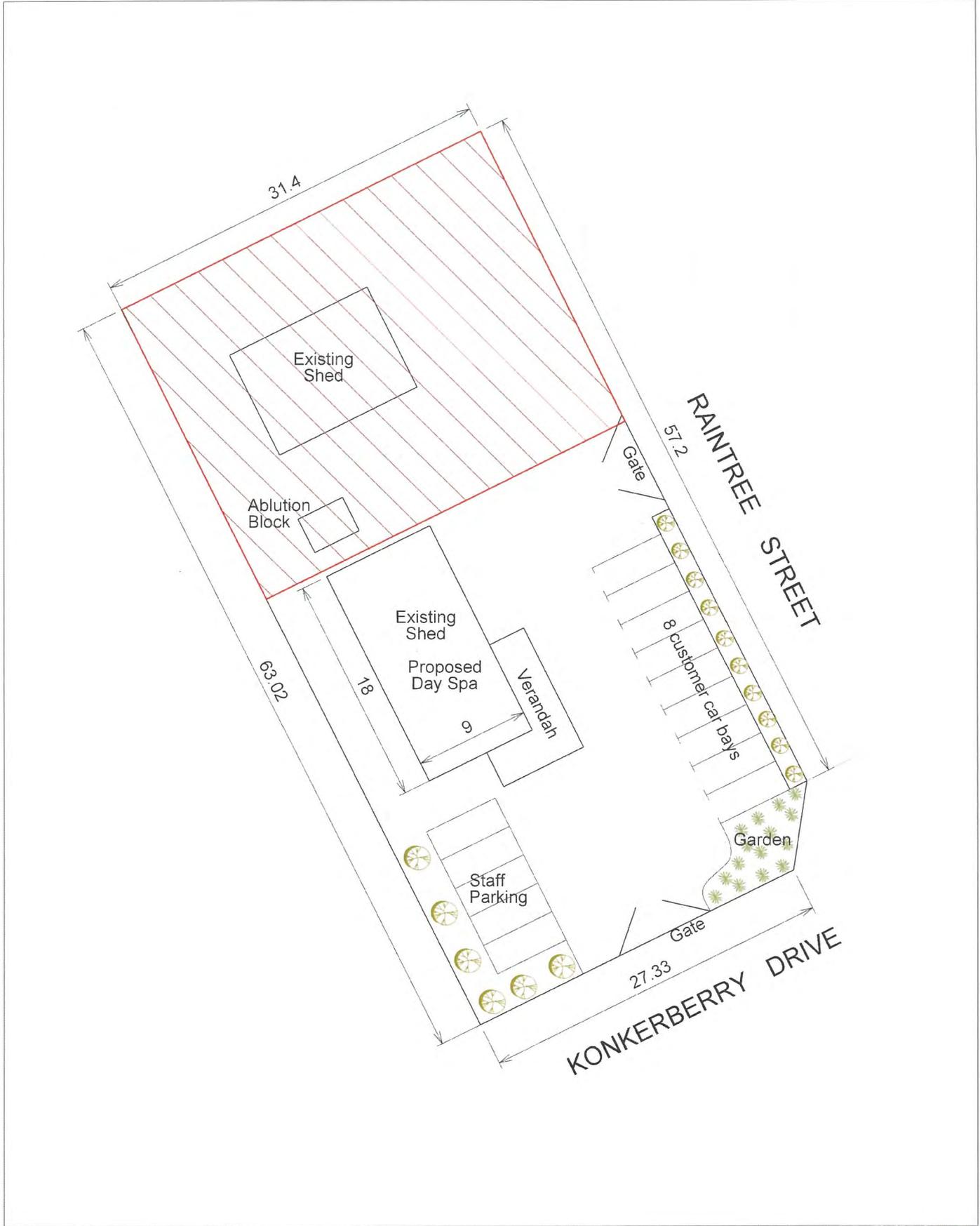
FLOOR PLAN
 LOT 1510 KONKERBERRY DRIVE
 KUNUNURRA

DATE DRAWN 15/05/2013 FILE 150510.house layout.dgn
 DRAWN BY: Coel V DATUM: 440
 CHECKED BY: BS H DATUM: NGASH-150



Plan No. : 16412-3
 Revision : REV.0
 Scale : 1:100@A4





Plan No. : 16412-2
 Revision : REV.0
 Scale : 1:400@A4

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- Area not included in application
- Tree Planting
- Gravel

**SITE PLAN
LOT 1510 KONKERBERRY DRIVE
KUNUNURRA**

DATE DRAWN 15/05/2013 FILE 130515 Site Plan.dgn
 DRAWN BY CdeL V DATUM AHD
 CHECKED BY BS H DATUM MGA84 (50)



A 1035 P
PAI 8431



22 May 2013

Chief Executive Officer
PO Box 614
KUNUNURRA WA 6743

Attn: Elle Davidson

Dear Elle,

RE: REQUEST FOR FURTHER INFORMATION – LOT 1510 KONKERBERRY DRIVE, KUNUNURRA.

Details of any proposed or existing buildings on site;

Based on the information provided from SWEK there are two approved commercial sheds located on the property. The land at LOT 1510 Konkerberry Drive is separated into 2 areas:

- The southern part of the lot, which is currently vacant and is proposed for use as a Day Spa within this development application;
- The northern part of the lot, which is not the subject of this development application, is understood to be used for personal storage.

Within the southern part of Lot 1510, the existing structure (the subject of this application) was approved in 1982. Extension to the building was approved in 1984, there is also a verandah on the front of this property that was approved in 1996.

The structures located on northern part of lot 1510 were approved in 1989 and it is understood it is used for personal storage purposes. There is also an ablution block approved on this land in 1982. It is understood that this part of lot 1510 has been further segmented into 2 parts through fencing. These portions have a variety of unauthorized structures on them, including various extensions to existing structures and a caravan, donga and boat.

Unauthorized structures;

It is understood that there are a number of existing unauthorized structures located on the northern part of lot 1510 which the Shire of Wyndham East Kimberley wishes to be removed from the site. The structures include an unauthorised Donga (pre-fabricated transportable building), unauthorised extensions to existing buildings including but not limited to a lean-to and a caravan.

The proponent of this application is not the landowner and will be in a lease arrangement with the landowner for the subject building as per the site plan in primary document.

The proponent acknowledges the importance of the amenity of the site and improving the sites appearance, through the addition of landscaping, advertising signage (in accordance with Council's Local Planning

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PERTH | KARRATHA | BROOME | KUNUNURRA | KALGOORLIE

WHELANS AUSTRALIA PTY LTD ACN 074 363 741

Surveying

Mapping

Town Planning

Policy 15 – Signage) in addition to minor internal modifications to the building, the proponent is actively trying to improve the appearance of the site.

Subject to obtaining town planning approval for this application, it intended that the proponent will enter into a lease agreement over the southern part of lot 1510. At this time, the proponent is unable to address any issues that are outside the intended lease area for the southern part of the site. However, the proponent is looking at purchasing this site in the future and understands that the unauthorised structures and uses on the site are the responsibility of the landowner. In the event that they purchase the property they are keen to work with the Shire to resolve the unauthorised structure and use issues on the site. The proponent has no interest in keeping the donga or caravan on the site.

There is a defined fence line separating the land which is the subject of this application and the northern portion of the site. The proponent is unable to access any of the property fenced off to the north of the site plan as it only has rights to the southern side of the lot where the lease will be applicable to. Therefore the issues related to the existing unauthorised structures and non-habitable buildings being used for habitable purposes should be addressed directly to the Landowner.

Future Planning objectives of the Mixed Business Zone;

Shire of Wyndham East Kimberley – Local Planning Strategy

Section 5.4.2 of the Strategy details that future industrial development within Light Industrial and Mixed Business zoned land south of Coolibah Street and west of Messmate Way is to be discouraged.

The Strategy details that first order development such as restaurants, retail, office, and entertainment should be a focus of Konkerberry Street to encourage a high level of street frontage and amenity presentation. The proposed Day Spa is consistent with the service based land uses identified. The proposed use will result in an improved street frontage through the provision of landscaping, designated car parking areas and will not result in an overall improvement in the amenity of the locality by reduced clutter on the site, and use of the site in a manner that is consistent with the intent stated in the Local Planning Strategy.

Town Planning Scheme No 7

The Plan for the future details the future projection for the Shire of Wyndham East Kimberley until June 2013. A key Town Planning initiative within this document is for the Shire to review its existing Town Planning Scheme as it is very dated. The day spa proposed as part of this application is indicative of the age of the Scheme as the proposed use is a relatively new style of development incorporating an holistic approach to beauty and health by combining elements of beauty, hair styling, relaxation therapy through the means of massage & hydrotherapy and various expert health consultants that specialize in dermatology, Chinese medicine etc.

Town Planning Scheme No 7 does not envisage holistic uses such as this and currently classifies similar uses as a combination 'shop' and 'consulting room'. This is an inappropriate classification as it shifts the proposed use into a different classification which is more suitable for commercial food chains and standard retail shops.

The assessment of the proposed day spa should take into account the intent of the current Local Planning Strategy. This Strategy encourages development of a similar nature to that proposed by the within this development application.

Signage;

Pending approval of this application, a separate application for proposed signage will be submitted in accordance with Local Planning Policy 15 – Signage.

12.4.2 Proposed Mobile Food Vendor at Celebrity Tree Park and Swim Beach, Kununurra

DATE:	18 June 2013
PROPONENT:	Kelvin Early
LOCATION:	Celebrity Tree Park and Swim Beach, Kununurra
AUTHOR:	Elle Davidson, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	A5626P

PURPOSE

For Council to consider a proposal for the operation of a mobile food vendor at Celebrity Tree Park and Swim Beach, Kununurra.

BACKGROUND

An application for a food van operation at Celebrity Tree Park and Swim Beach was lodged on 6 May 2013 by Kelvin Early.

Proposal

The applicant proposes to operate on the Shire reserve at Celebrity Tree Park and Swim Beach during the dry season between May and September. The applicant has requested to operate on Fridays (optional), Saturdays, Sundays and public holidays between the hours of 8am and 5pm. Items sold by the vendor include coffee, real fruit ice-cream, cool drinks, waffles, hot dogs, hamburgers, souvlaki's and hot chips.

STATUTORY IMPLICATIONS

Local Government Property Local Law 2003

Under the Local Government Property Local Law 2003 (PLL) the proponent requires a permit to carry out the proposed activity:

- 3.13 (1) *A person shall not without a permit –*
- (f) *carry on any trading on local government property unless the trading is conducted –*
- (i) *with the consent of a person who holds a permit to conduct a function, and where the trading is carried on under and in accordance with the permit; or*
- (ii) *by a person who has a licence or permit to carry on trading on local government property under any written law;*

The required process for determining an application for a permit on Shire property involves a public notice of intention to make a determination. The public are then invited to come and view the application at the Shire office and are permitted 21 days for lodging a submission with the Shire.

Conditions which may be imposed on a permit by the Shire are prescribed under the following section:

3.4 (1) *Without limiting the generality of clause 3.3(1)(a), the local government may approve an application for a permit subject to conditions relating to -*

- (a) the payment of a fee;*
- (b) compliance with a standard or a policy of the local government adopted by the local government;*
- (c) the duration and commencement of the permit;*
- (d) the commencement of the permit being contingent on the happening of an event;*
- (e) the rectification, remedying or restoration of a situation or circumstance reasonably related to the application;*
- (f) the approval of another application for a permit which may be required by the local government under any written law;*
- (g) the area of the district to which the permit applies;*
- (h) where a permit is issued for an activity which will or may cause damage to local government property, the payment of a deposit or bond against such damage; and*
- (i) the obtaining of public risk insurance in an amount and on terms reasonably required by the local government.*

Specific requirements are listed in PLL that place onus on the permit holder to leave local government property in a clean and tidy condition, report any damage to Shire property and prevent the consumption of any liquor on Shire property.

POLICY IMPLICATIONS

Development Control 14 – Traders Permits

The objective of the Development Control 14 (DC14) is to allow for the operation of Itinerant Food Vendors to cater for Community convenience without adverse disruption to public amenity and existing economic trade. This policy specifies the following condition for trade:

Trade by an Itinerant Food Vendor on Council Reserves is only to occur during special functions or events and the organisation responsible for that event has given their prior authorisation.

This policy direction was developed to ensure that food vendors could trade at certain events; however, trade was limited in regularity.

Draft Development Control Policy 6 – Mobile and Itinerant Vendors

Draft Development Control Policy 6 (DCP6) has been advertised, however, has never been adopted by Council. This policy was developed to replace DC14 and changed the Council's policy direction regarding mobile and itinerant vendors.

One of the objectives of the DCP6 is to regulate the level and intensity of vendor activities on road reserves and other public places necessary to ensure that the site is retained primarily for its purpose (i.e. community/traffic use and not commercial). Additionally DCP6 has been developed to accommodate appropriate vendor activities that provide a service to enhance the visitor/resident experience.

Under clause 3.5 of DCP6, the Shire is permitted to seek hire or usage fees for Shire reserves, which would cover any power usage, hire of the facility etc.

It is acknowledged that amenity of public areas can be impacted by approving a number of mobile vendors in one location. Section 5.6 of DCP6 states the following:

Based on experience of the impacts of previous/similar activities (within or outside the municipality), the fragile nature of certain areas, and/or the dominant public use of certain areas, the local government is of the view that certain activities should not be supported in certain areas and also that a restriction on the number of certain activities in certain areas should be prescribed.

Specific approval periods are prescribed in section 6 of DCP6 and require that mobile vendors are restricted to a maximum of 3 days a week (regardless of the number of sites visited) with no more than three consecutive days of operation at any one time. Additionally, trade of mobile vendors is limited to no more than 4 hours in any one location each day. These approval restrictions ensure that trade is limited to what is considered short time periods.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

Kununurra Strategic Directions 2010

The Kununurra Strategic Directions 2010 (KSD) identifies outcomes for the waterfront precincts in town and recognise that the lake and the Ord River have high social, economic and environmental values and at present the town seems to 'turn its back' on these valuable assets.

A recommendation for implementation of the strategic directions document was to support the establishment of a permanent café/kiosk near the diversion dam and for retail relating to the tourism industry at Celebrity Tree Park. Please refer to Attachment 1 for a map identifying the area supported for retail and café at both locations.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

On the basis of the proposed updated policy, it is reasonable for Council to consider proposals to allow itinerant food vendors to trade on Council reserves, as it could be argued that the services are warranted over the main holiday of 'dry' season.

The KSD provisions identify the establishment of a permanent café/kiosk to generate activity at waterfront locations. The current proposal could be considered an interim measure for the creation of a more permanent café/kiosk at these locations.

A blank site plan of Swim Beach and Celebrity Tree Park has been submitted to the Shire and the applicant has indicated that they are willing to trade in any location nominated by the Council.

The applicant has noted that the food van requires 240 volt power and it is proposed to run 15amp leads to a separate meter to the power distribution board located at the ablution block. This proposal is not supported by the Community Development Directorate, as the existing power supply at Swim Beach would not have the capacity to supply this amount of power on a regular basis.

Waste is proposed to be managed by the applicant, whereby all rubbish will be placed in the existing bin facilities at the site and therefore additional refuse collection will be required. The applicant has stated that water for operational hygiene and food preparation is contained within the food van.

The adopted fees and charges budget 2012/2013 includes a fee of \$12 per hour for the hire of a park within the Shire. It is noted that this charge does not include the use of power or additional waste removal and it is suggested that the Council review the applicable charge.

The food vendor currently operates at the Kununurra Markets and other additional events in the locality and is a licensed food business with the Shire's Environmental Health team. Further, the applicant has provided a copy of their public liability insurance.

ATTACHMENTS

The associated attachment will be provided under separate cover.

Attachment 1 – Letter of Proposal and plans

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Does not support the proposed mobile vendor operations at Swim Beach or Celebrity Tree Park at this stage.
- 2) Directs Shire Officers to review Draft Development Control Policy 6 before September 2013 – Mobile Traders and Itinerant Vendors.

COUNCIL DECISION

Minute No. 10098

Moved: Cr R Dessert

Seconded: Cr J Parker

That Council:

- 1) Does not support the proposed mobile vendor operations at Swim Beach or Celebrity Tree Park at this stage.**
- 2) Directs Shire Officers to review Draft Development Control Policy 6 before September 2013 – Mobile Traders and Itinerant Vendors.**

Carried Unanimously 6/0

5:19pm Wayne Richards enters the meeting

KA & MH Early: Submission to operate food van at Celebrity Park / Swim beach Kununurra.

Permission is sought to operate a food van business on council land at the Kununurra Swim beach or Celebrity Tree Park. The food van is a registered small business and has operated in Kununurra at the various tourist events last year including the Barramundi festival, Street Party, Kimberley Moon experience and the Kununurra agricultural show.

Food van operational months: May to September (Inclusive)

Food Van operational days: Fridays (optional) , Saturdays, Sundays and public holidays (long weekends).

Food van operational hours: 8am to 5pm

Food Van products: Coffee, real fruit ice-cream, cool drinks, waffles, hot dogs, hamburgers, souvlaki's and hot chips.

The food van requires 240 volt power and it is proposed to run 15amp leads to a separate meter to the power distribution board located at the ablution block. Power usage readings to be undertaken by vendor at the end of trading each weekend, verified by council at an appropriate time and payment for the power usage made by the vendor upon invoice / request.

The food vendor will ensure any waste disposal created in the sale of food products is maintained within the existing bins by regular inspections and clean up as required.

Any waste disposal created in the food preparation process will be self-contained and removed by vendor at the end of each day.

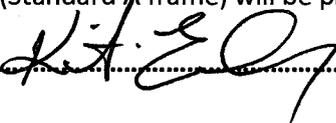
The water used for operational hygiene and food preparation will be self-contained and removed by vendor.

The food van vendor has current public liability insurance.

The food van vendor will operate under the standard guidelines, rules, regulations and local council approvals governing mobile food vendors.

The food van will be removed from the public area at the end of each operating day.

Advertising signage (Standard A frame) will be placed on highway.

Vendors signature: 

Attachments:

Shire of Wyndham East Kimberley "Application for planning approval">

Supplied upon request:

Shire of Wyndham East Kimberley "Verification of notification of a food business".

"Certificate of Business registration" and "Certificate of Public liability insurance".

APPENDIX A: FOOD STALL LAYOUT DIAGRAM

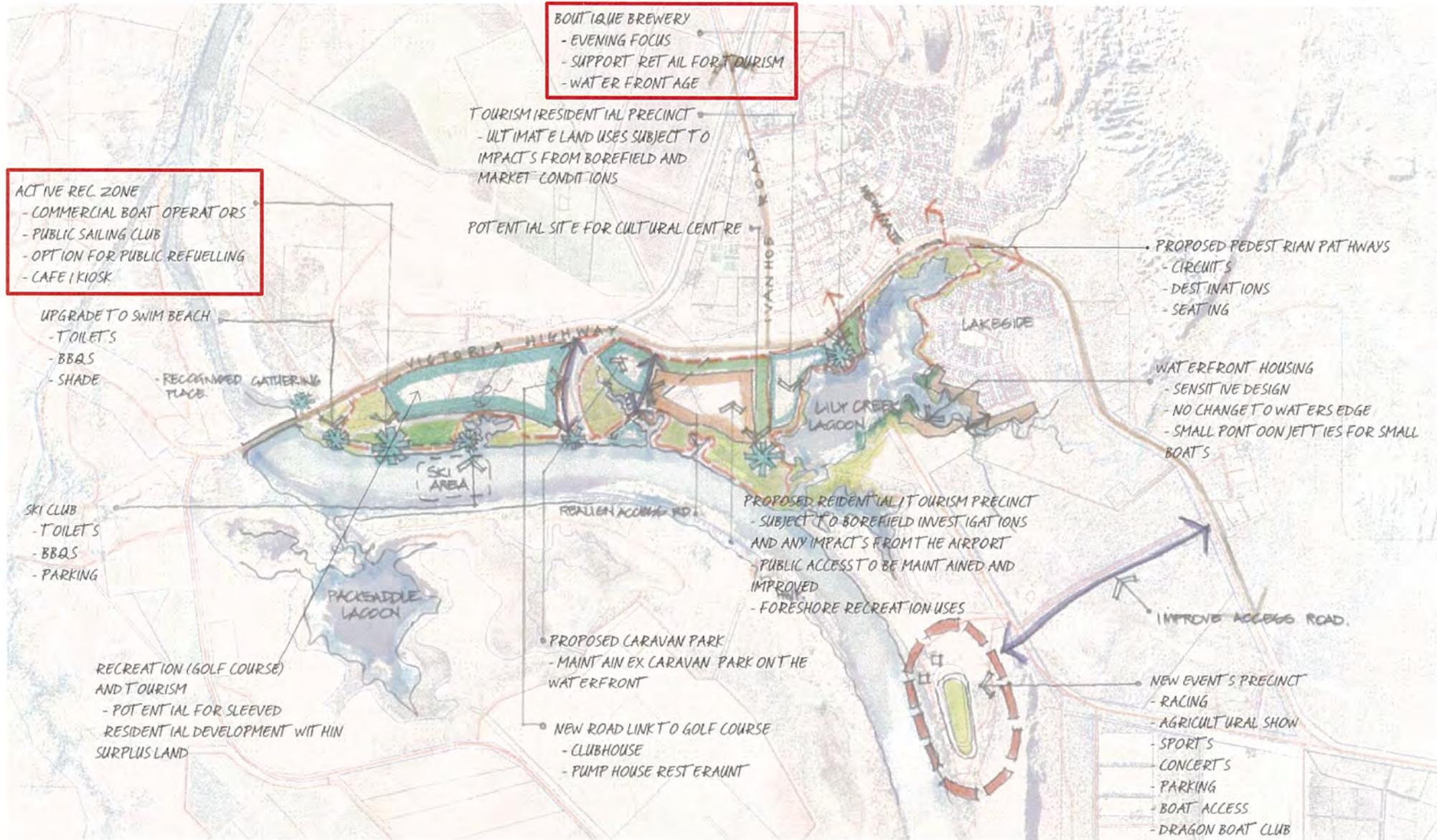
Please draw and attach a sketch of the food stall layout.

Include the locations of the following:

Note: Where a food stall is erected on unsealed ground a suitable impervious material shall be laid over the ground area of the stall.

- Tables
- Cooking equipment
- Esky's
- Hand washing and cleaning facilities
- Service area
- Waste disposal, and
- Flow of food from raw to cooked





BOUTIQUE BREWERY
 - EVENING FOCUS
 - SUPPORT RETAIL FOR TOURISM
 - WATER FRONTAGE

ACTIVE REC. ZONE
 - COMMERCIAL BOAT OPERATORS
 - PUBLIC SAILING CLUB
 - OPTION FOR PUBLIC REFUELLING
 - CAFE / KIOSK

TOURISM / RESIDENTIAL PRECINCT
 - ULTIMATE LAND USES SUBJECT TO IMPACTS FROM BOREFIELD AND MARKET CONDITIONS

POTENTIAL SITE FOR CULTURAL CENTRE

PROPOSED PEDESTRIAN PATHWAYS
 - CIRCUITS
 - DESTINATIONS
 - SEATING

UPGRADE TO SWIM BEACH
 - TOILETS
 - BBQS
 - SHADE
 - RECOMMENDED GATHERING PLACE

WATERFRONT HOUSING
 - SENSITIVE DESIGN
 - NO CHANGE TO WATER'S EDGE
 - SMALL PONTOON JETTIES FOR SMALL BOATS

SKI CLUB
 - TOILETS
 - BBQS
 - PARKING

PROPOSED RESIDENTIAL / TOURISM PRECINCT
 - SUBJECT TO BOREFIELD INVESTIGATIONS AND ANY IMPACTS FROM THE AIRPORT
 - PUBLIC ACCESS TO BE MAINTAINED AND IMPROVED
 - FORESHORE RECREATION USES

IMPROVE ACCESS ROAD

PROPOSED CARAVAN PARK
 - MAINTAIN EX CARAVAN PARK ON THE WATERFRONT

RECREATION (GOLF COURSE) AND TOURISM
 - POTENTIAL FOR SLEEVED RESIDENTIAL DEVELOPMENT WITHIN SURPLUS LAND

NEW ROAD LINK TO GOLF COURSE
 - CLUBHOUSE
 - PUMP HOUSE RESTAURANT

NEW EVENTS PRECINCT
 - RACING
 - AGRICULTURAL SHOW
 - SPORTS
 - CONCERTS
 - PARKING
 - BOAT ACCESS
 - DRAGON BOAT CLUB



The Shire of Wyndham East Kimberley does not warrant the accuracy of information in this publication and any person using or relying upon such information does so on the basis that DMS shall bear no responsibility or liability whatsoever for any errors, faults, defects or omissions in the information.

Swim Beach

Thursday, 7 March 2013

1:1250



12.4.3 Lots 33 and 34 Mulga Street, Nulleywah

DATE:	18 June 2013
PROPONENT:	Department of Housing
LOCATION:	Lots 33 and 34 Mulga Street, Nulleywah
AUTHOR:	Elle Davidson, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	A5496P

PURPOSE

For Council to consider a proposal with regard to the future management and control of Lots 33 and 34 Mulga Street, Nulleywah.

BACKGROUND

The Shire has received a draft lease document from the Department of Housing to enter into a lease agreement for Lot 33 and 34 Mulga Street, Nulleywah, which contains two dwellings constructed on Reserve 39128 for the purpose of 'Park and Community Purposes'. The Shire of Wyndham East Kimberley is the Primary Interest Holder and Managing Body of Reserve 39128 and the Management Order (as shown on the Certificate of Title at Attachment 1) grants the Shire power to Lease, subject to Ministerial approval.

On 7 October 2007, a building licence was issued for the development of four dwellings, which included the two dwellings within Reserve 39128. The remainder of Reserve 39128 to the north of these two properties remains undeveloped for the purpose of Parks, which is illustrated in Attachment 2.

Legal advice has been sought in relation to the proposed lease document submitted by the Department of Housing and the reasonableness of entering into a lease for this matter.

STATUTORY IMPLICATIONS

The Community Layout Plan for Nulleywah community identifies Lot 33 and 34 Mulga Street for the purpose of 'Future Residential'. It is identified in Section 7.2.1 of the Nulleywah Background report:

The plan advocates the incorporation of Reserve no 39128, a 50-metre buffer zone between the community and Speargrass Road, into the community and aims to utilise this land for residential use. This will allow for more efficient land use for both the Shire and the community.

Land Administration Act 1997

The lot is currently reserved for the purpose of 'Park and Community Purposes' under the *Land Administration Act 1997*. If the Shire decides to continue with the proposed option to lease the properties to the Department of Housing, it is necessary to change the purpose of the reserve to a purpose that encompasses accommodation. A formal request will be required to be submitted to the Department of Regional Developments and Lands to change the purpose of the current reserve.

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 item.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

Removal of at least the two lots associated with the housing will address any outstanding issues with respect to any responsibility for maintenance or management and is in line with the adopted community layout plan. Nevertheless, it is suggested that the Shire support an excision of those portions of land to be transferred to the State Government rather than a peppercorn lease as suggested. The remainder of the reserve should remain with the Shire until there are further investigations – having regard to the original purpose of the reserve and the intentions or aspirations to develop the adjoin residential/community land.

ATTACHMENTS

Attachment 1 – Certificate of Title
Attachment 2 – Plans
Attachment 3 – Draft Lease Document

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

1. Supports the excision of the portion(s) of land that have been developed for residential purposes, referred to as Lots 33 and 34 Mulga Street Nulleywah, for the purpose of a new reserve to be created to provide for residential use and management order to be issued in favour of the State Government.
2. Retains the remainder of Reserve 39128 to the north for investigation purposes for intended future use.

COUNCIL DECISION

Minute No. 10099

Moved: Cr M Kelly

Seconded: Cr J Parker

That Council:

- 1. Supports the excision of the portion(s) of land that have been developed for residential purposes, referred to as Lots 33 and 34 Mulga Street Nulleywah, for the purpose of a new reserve to be created to provide for residential use and management order to be issued in favour of the State Government.**
- 2. Retains the remainder of Reserve 39128 to the north for investigation purposes for intended future use.**

Carried Unanimously 6/0

WESTERN



AUSTRALIA

REGISTER NUMBER 2230/DP216235	
DUPLICATE EDITION N/A	DATE DUPLICATE ISSUED N/A

**RECORD OF QUALIFIED CERTIFICATE
OF**

VOLUME **LR3052** FOLIO **172**

CROWN LAND TITLE

UNDER THE TRANSFER OF LAND ACT 1893
AND THE LAND ADMINISTRATION ACT 1997

NO DUPLICATE CREATED

The undermentioned land is Crown land in the name of the STATE of WESTERN AUSTRALIA, subject to the interests and Status Orders shown in the first schedule which are in turn subject to the limitations, interests, encumbrances and notifications shown in the second schedule.



REGISTRAR OF TITLES

LAND DESCRIPTION:

LOT 2230 ON DEPOSITED PLAN 216235

**STATUS ORDER AND PRIMARY INTEREST HOLDER:
(FIRST SCHEDULE)**

STATUS ORDER/INTEREST: RESERVE UNDER MANAGEMENT ORDER

**PRIMARY INTEREST HOLDER: SHIRE OF WYNDHAM EAST KIMBERLEY OF PO BOX 614, KUNUNURRA
(XE L368796) REGISTERED 7 JULY 2010**

**LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:
(SECOND SCHEDULE)**

1. RESERVE 39128 FOR THE PURPOSE OF PARK
 - L368795 CHANGE OF RESERVE PURPOSE. PURPOSE CHANGED TO PARK AND COMMUNITY PURPOSES REGISTERED 7.7.2010.
 - L368796 MANAGEMENT ORDER. CONTAINS CONDITIONS TO BE OBSERVED. WITH POWER TO LEASE FOR ANY TERM NOT EXCEEDING 21 YEARS, SUBJECT TO THE CONSENT OF THE MINISTER FOR LANDS. REGISTERED 7.7.2010.

- Warning: (1) A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.
 Lot as described in the land description may be a lot or location.
 (2) The land and interests etc. shown hereon may be affected by interests etc. that can be, but are not, shown on the register.
 (3) The interests etc. shown hereon may have a different priority than shown.

-----END OF CERTIFICATE OF CROWN LAND TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: DP216235 [SHEET 1].
 PREVIOUS TITLE: This Title.
 PROPERTY STREET ADDRESS: NO STREET ADDRESS INFORMATION AVAILABLE.
 LOCAL GOVERNMENT AREA: SHIRE OF WYNDHAM-EAST KIMBERLEY.

END OF PAGE 1 - CONTINUED OVER

ORIGINAL CERTIFICATE OF CROWN LAND TITLE
QUALIFIED

REGISTER NUMBER: 2230/DP216235

VOLUME/FOLIO: LR3052-172

PAGE 2

- NOTE 1: A000001A CORRESPONDENCE FILE 02923-1984-01RO.
NOTE 2: LAND PARCEL IDENTIFIER OF KUNUNURRA TOWN LOT/LOT 2230 ON SUPERSEDED
PAPER CERTIFICATE OF CROWN LAND TITLE CHANGED TO LOT 2230 ON
DEPOSITED PLAN 216235 ON 22-AUG-02 TO ENABLE ISSUE OF A DIGITAL
CERTIFICATE OF TITLE.
NOTE 3: THE ABOVE NOTE MAY NOT BE SHOWN ON THE SUPERSEDED PAPER CERTIFICATE
OF TITLE.
NOTE 4: L500443 DEPOSITED PLAN 66850 LODGED.



The Shire of Wyndham East Kimberley does not warrant the accuracy of information in this publication and any person using or relying upon such information does so on the basis that DMS shall bear no responsibility or liability whatsoever for any errors, faults, defects or omissions in the information.

Reserve 39128

Thursday, 30 May 2013

1:5000



SHIRE OF WYNDHAM – EAST KIMBERLEY

AND

HOUSING AUTHORITY

LEASE

Housing Authority
99 Plain St
East Perth WA 6004
Telephone : (08) 9222 4666

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PLAN 13

DRAFT

THIS LEASE is made the

day of

2013

BETWEEN

The **SHIRE OF WYNDHAM – EAST KIMBERLEY**, a local government authority under *Local Government Act 1960* (WA), of 20 Coolibah Drive, Kununurra Western Australia 6743
("Lessor")

AND

The **HOUSING AUTHORITY**, a body corporate continued under section 6 of the *Housing Act 1980* (WA) of 99 Plain Street East Perth Western Australia
("Authority")

RECITALS

- A. The objects of the Housing Act include the encouragement of the development and redevelopment of land for housing and related purposes, and the carrying into effect of agreements and arrangements entered into with the Commonwealth with respect to housing.
- B. The Commonwealth and the State are parties to the National Partnership Agreement on Remote Indigenous Housing, pursuant to which the State is to undertake a program of works to reduce overcrowding in remote Indigenous communities and contribute to 'Closing the Gap' on Indigenous disadvantage.
- C. The Shire of Wyndham – East Kimberley holds a Management Order over Crown Reserve 39128 in the community of Nulleywah. The Land and Premises are subject to that Management Order.
- D. On behalf of the State, and pursuant to the National Partnership Agreement, the Authority is to:
 - a) refurbish the Premises; and,
 - b) manage the subletting of the Premises to Aboriginal Western Australians on terms consistent with the Housing Management Agreement between the Authority and Nulleywah Community Incorporated, executed on 11 March 2013.
- E. In order to do the things mentioned in Recital D, the Authority wishes to take a lease over the Premises.
- F. The Lessor wishes to lease the Premises to the Authority for the Permitted Use.

THE PARTIES agree as follows:

1. DEFINITIONS AND INTERPRETATION

1.1. Unless the contrary intention appears, a term in bold type has the meaning shown opposite it:

Authorised Persons means the persons specified in Item 9 of the Schedule;

Business Day means a day that is not a Saturday, Sunday or public holiday in Western Australia;

Commencement Date means the date specified in Item 2 of the Schedule;

Commonwealth means the Commonwealth of Australia;

Contamination is the state of being contaminated as that term is defined in the *Contaminated Sites Act 2003*.

CSA means the *Contaminated Sites Act 2003* even though all of its provisions may not have come into operation as at the date of this Lease.

Environmental Expert means a reputable person who is suitably qualified and experienced in identifying and remediating Contamination, Pollution and Environmental Harm, to the reasonable satisfaction of the Lessor.

Environmental Harm has the same meaning as that term is defined in the *Environmental Protection Act 1986*.

Environmental Law means all planning, environmental, Contamination or Pollution laws and any regulations, orders, directions, ordinances or all requirements, permission, permits or licences issued thereunder.

Environmental Notice means any notice, direction, order, demand or other requirement to take any action or refrain from taking any action from any Government Authority, whether written or oral and in connection with any Environmental Law.

Government Authority means any governmental or other public body, local authority or other authority of any kind.

Housing Act means the *Housing Act 1980* (WA);

Improvement includes buildings, structures, fixtures, fittings, plant, equipment, extensions to Services and material or articles which are erected on or attached to the Premises, including residential dwellings (and whether erected before or after the date of this Lease);

Initial Term means the period specified in Item 3 of the Schedule;

Land means the land referred to in Item 1 of the Schedule;

Lease means this lease as amended from time to time, varied, supplemented, replaced, or assigned as permitted by this Lease;

Option Period means the period specified in Item 4 of the Schedule;

Party means each of the Authority and the Lessor as the context requires and **Parties** means both of them;

Permitted Use means the use specified in Item 5 of the Schedule;

Pollution means any thing that is pollution within the meaning of that term as defined in the *Environmental Protection Act 1986* that is not authorised under any Law.

Premises means the Premises described in Item 1A of the Schedule;

Relevant Land means the Premises and Surrounding Area.

Rent means the amount shown at Item 8 of the Schedule;

Services includes all utilities and services on or connected to the Premises including water, gas, electricity, lighting, sanitation, drainage, stormwater, computer services, communication and telecommunication systems, oil and any other source or type of energy and fuel and includes all wires, cables, pipes ducts and conduits, tanks, electrical and mechanical plant and all other ancillary or associated parts and accessories.

State means the State of Western Australia; and

Surrounding Area means any land or water adjacent to or in the vicinity of the Premises and the air generally above the Premises, and includes an affected site within the meaning of that term as defined in the CSA.

Term means the Initial Term unless this Lease is earlier terminated.

1.2. In this Lease, unless a contrary intention appears:

- (a) a reference to an Item is a reference to an Item in the Schedule;
- (b) a reference to the Schedule is a reference to the Schedule to this Lease;
- (c) words in the singular include the plural and vice versa;
- (d) words importing one gender include each of the other genders;
- (e) a reference to a Party includes its successors in title and permissible assignees;
- (f) a reference to a person includes a corporation;
- (g) a reference to a person includes the legal personal representatives, successors and assigns of that person;
- (h) a reference to a statute, ordinance, code, or other law includes regulations, by-laws, rules and other statutory instruments under it for the time being in force

and consolidations, amendments, re-enactments, or replacements of any of them (whether of the same or any other legislative authority having jurisdiction);

- (i) a reference to this Lease or any other instrument includes this Lease or other instrument as varied or replaced, and notwithstanding any change in the identity of the Parties;
- (j) a reference to writing includes any mode of representing or reproducing words in tangible and permanently visible form, and include e-mail and facsimile transmissions;
- (k) if a word or phrase is defined, other parts of speech and grammatical forms of that word or phrase have corresponding meanings;
- (l) a reference to this Lease includes its recitals, schedules and annexures (if any);
- (m) headings are inserted for ease of reference only and are to be ignored in construing this Lease;
- (n) a reference to time is to local time in Perth, Western Australia;
- (o) where time is to be reckoned from a day or event, that day or the day of that event is to be included;
- (p) a reference to currency is to Australian currency unless otherwise stated;
- (q) no rule of construction applies to the disadvantage of a Party on the basis that that Party put forward this Lease or any part of this Lease;
- (r) a reference to any thing is a reference to the whole and each part of it, and a reference to a group of persons is a reference to all of them collectively, to any two or more of them collectively and to each of them individually; and
- (s) when the day or last day for doing an act is not a Business Day, then the day or last day for doing the act will be the directly preceding Business Day.

2. GRANT OF LEASE

In consideration of the Rent and the Authority's covenants, the Lessor leases to the Authority the Premises for the Permitted Use for the Initial Term.

3. PERMITTED USE

The Authority shall not without the prior written consent of the Lessor, which consent shall not be unreasonably withheld, use or permit the use of the Premises for any purpose other than the Permitted Use.

4. RENT

The Authority must pay to the Lessor the Rent on demand.

5. OPTION

- 5.1. At the expiry of the Initial Term, this Lease will automatically be renewed for the Option Period unless the Authority, at least three months prior to the expiry of the Initial Term, gives notice to the Lessor that it does not wish to exercise the option to renew for the Option Period.

- 5.2. Subject to clause 5.3, during the Option Period the terms of this Lease shall remain the same as during the Initial Term, save for the right to extend.
- 5.3. For the sake of certainty it is acknowledged that the Authority does not have any legal right to an extension of this Lease beyond the expiry of the Option Period, but if requested by the Authority, the Lessor agrees to negotiate in good faith to extend this Lease after that date.

6. RATES, CHARGES AND TAXES

- 6.1. The Authority must pay in respect of the Premises and any building located upon the Premises the charges specified in Item 10 of the Schedule.
- 6.2. The Lessor must promptly forward any notices in respect of charges in relation to the Premises to the Authority.
- 6.3. Nothing in clause 6.1 prevents the Authority from recovering charges from any sublessee.

7. UTILITIES AND OTHER CHARGES

- 7.1. The Authority must pay for all telecommunications, electricity, water and gas consumed or used on the Premises.
- 7.2. Nothing in clause 7.1 prevents the Authority from passing liability for the consumption of telecommunications, electricity, water or gas to a sublessee.

8. REPAIRS AND MAINTENANCE OF HOUSING AND IMPROVEMENTS

The Parties acknowledge and agree that the Authority is responsible for all repairs and maintenance of all Improvements (including structural repairs and maintenance) on the Premises. The Authority must keep and maintain all Improvements in good repair, order and condition.

9. AUTHORITY'S COVENANTS

The Authority must:

- (a) take reasonable steps to achieve the refurbishment of the Premises in a timely and professional manner using good quality materials;
- (b) comply with all requirements of any Government Authority, all Acts, regulations and other laws applicable to the Premises, including the *Aboriginal Heritage Act 1972* (WA); and
- (c) take reasonable steps to inform its agents and contractors of the Authority's obligations under this Lease that impact on any acts to be carried out by such agents and contractors in relation to this Lease.

10. SUBLETTING

The Lessor consents to the Authority:

- (a) Subletting in accordance with the Permitted Use; and

- (b) granting licences, subleases, or rights of access as and in the manner required by the Authority from time to time provided that they are consistent with the Permitted Use and the terms and conditions of this Lease.

11. ASSIGNMENT

- (a) The Authority must not assign this Lease or the Premises without the Lessor's consent.
- (b) The provisions of sections 80 and 82 of the *Property Law Act 1969 (WA)* do not apply to this Lease.

12. QUIET ENJOYMENT

The Lessor covenants with the Authority that the Authority may peaceably hold and enjoy the Premises during the Term without any interruption or disturbance from the Lessor or any person lawfully claiming through or under the Lessor.

13. INDEMNITY

- 13.1. The Authority indemnifies the Lessor from and against all claims, liability, costs, losses, harm, damage and expenses for which the Lessor becomes liable or incurs to the extent to which they arise from:
- (a) a breach of this Lease by the Authority or an Authorised Person; or
 - (b) the negligence, unlawful act or omission or wilful misconduct of the Authority; or
 - (c) the use or occupation of the Premises by the Authority or an Authorised Person; or
 - (d) any work carried out by or on behalf of the Authority under this Lease; or
 - (e) the Authority's activities, operations, business or other use of any kind under this Lease; or
 - (f) the presence of Contamination, Pollution or Environmental Harm in on or under the Relevant Land caused or contributed to by the act, neglect or omission of the Authority or an Authorised Person; or
 - (g) any danger created by the Authority or an Authorised Person.
- 13.2. The Authority's liability to indemnify the Lessor will be reduced proportionately to the extent that any negligent or unlawful act or omission, or wilful misconduct, on the part of the Lessor contributed to the relevant claim, liability, cost, loss, harm, damage or expense.
- 13.3. The obligations of the Authority under this clause continue after the expiration or earlier determination of this Lease in respect of any act, deed, matter or thing occurring before the expiration or earlier determination of this Lease.

14. INSURANCE

The Authority is to maintain an appropriate level of insurance over the Premises.

15. TERMINATION

15.1. The Lessor acknowledges and agrees that, with the exception of a breach set out in clause 15.2:

- (a) damages are an adequate remedy for any breach of this Lease by the Authority; and
- (b) the Lessor waives any rights it may have whether under this Lease, at law, in equity or otherwise, to terminate this Lease due to a breach of this Lease by the Authority.

15.2. The Parties agree that:

- (a) the obligations on the Authority in clauses 3 and 4 are fundamental terms of this Lease; and
- (b) clause 15.1(a) does not apply to a breach by the Authority of clause 3 or 4.

15.3 Subject to clause 17.3 below, the Lessor may not commence any action or do any act to terminate this Lease for a breach of any of clause 3 and 4 unless:

- (a) it provides to the Authority written notice detailing the alleged breach and requiring it to be remedied; and
- (b) the Authority does not remedy that breach within 6 months after receiving that notice.

16. LESSOR'S COVENANTS

16.1. The Lessor must cooperate fully with the Authority in respect of the administration of this Lease.

16.2. The Lessor must take reasonable steps to enable the Authority to achieve the refurbishment and management of the Premises, including (but not limited to) doing any thing or signing any document necessary to enable the Authority to use the Premises for the Permitted Use.

17. LESSOR'S RIGHTS

The Lessor may, after giving reasonable notice to the Authority (or in an emergency, without notice), enter the Premises to:

- (a) inspect the state of repair and condition of the Premises;
- (b) maintain, repair or alter the Services;
- (c) carry out any works to the Premises required by an Authority which are the responsibility of the Lessor; and
- (d) remove harmful substances,

without affecting the Authority's obligations under this Lease.

18. DISPUTE RESOLUTION

- 18.1 A dispute between the Parties arising under or in respect of this Agreement shall be dealt with in accordance with the terms of this clause 18.
- 18.2 A Party claiming that a dispute has arisen must give written notice to the other Party within a reasonable time after the dispute first arises, giving details of the dispute.
- 18.3 After a notice is given under this clause, each Party must use its reasonable endeavours to resolve the dispute, including organising meetings between the Representatives of the parties identified in items 6 and 7 of the Schedule.

19. HOLDING OVER

Where the Authority continues in occupation of the Premises after the expiration of the Term without any demand for possession having been made by the Lessor, the Authority is deemed to be holding the Premises under a yearly tenancy determinable at any time upon 6 months notice (which notice may expire at any time) being given by either Party to the other, at the same Rent and upon and subject to the same terms as are contained in this Lease (save for the option to renew) so far as they can be applied to a yearly tenancy.

20. COSTS OF LEASE

- 20.1. Each Party must each bear its own costs of and incidental to the negotiation, settlement, preparation and execution of this Lease.
- 20.2. The Authority must pay any costs associated with duty, registration, planning approval and survey in respect of or in connection with this Lease.

21. NOTICES

Any notice, demand, consent or other communication required to be given or served under the Lease ('Notices') is duly given or served if in writing signed by a person duly authorised by the sender and delivered by hand or sent by prepaid post or facsimile transmission addressed to the relevant recipient's address for Notices specified in Item 6 or Item 7 or to such other address as may be notified to the sender from time to time.

22. REVIEW

- 22.1. There shall be 2 reviews of the terms of this Lease, the first being in the 6 months prior to the 10th anniversary of the Commencement Date, and the second being in the 6 months prior to the end of the Initial Term, at which time the Lessor and Authority shall meet to discuss and review the Lease terms.
- 22.2. The Lessor and Authority agree to give due consideration (with a view to varying the Lease accordingly) to any recommendation arising from the review pursuant to clause 21.1.

23. CONTAMINATION

23.1 The Authority:

- (a) must obtain any authorisation required for any conduct, activity or use undertaken by the Authority on the Premises, including the Permitted Use before that conduct, activity or use is undertaken and to keep all such authorisations in full force and effect throughout the term;
- (b) must use the Premises in a manner which complies with each Environmental Law and each Authorisation held by the Authority in accordance with sub-clause 22.1(a);
- (c) must not do or omit to do any act which might directly or indirectly result in the revocation, suspension or modification of an authorisation in relation to the Premises or any conduct or activity relating to the use of the Premises;
- (d) must not cause or permit any Contamination, Pollution or Environmental Harm of the Relevant Land;
- (e) must notify the Lessor immediately on becoming aware of:
 - (i) the existence of any Contamination;
 - (ii) any Pollution affecting the Relevant Land;
 - (iii) an Environmental Notice being served on the Authority or any other person which relates to or arises from the Authority's use of the Premises; or
 - (iv) the making of a complaint to any person, including but not limited to, the Authority or the commencement of proceedings against the Authority relating to an alleged failure by the Authority to observe or perform an obligation under an Environmental Law or Authorisation;
- (f) must, at the Authority's cost, comply with every Environmental Notice issued in respect of, arising from or relating to, the Authority's use of the Premises, whether the notice is served on Lessor or the Authority.

23.2 Without affecting:

- (a) the obligations of the Authority in this clause; or
- (b) limiting any right of, or indemnity in favour of, the Lessor,

if any Contamination, Pollution or Environmental Harm occurs in breach of clause 22.1, the Authority must do everything necessary to minimise the effect of the Contamination, Pollution or Environmental Harm as soon as reasonably practicable and must remediate any resultant damage and harm, to the absolute satisfaction of the Lessor and in compliance with any Environmental Notice or Environmental Law.

23.3 The obligations of the Authority under this clause continue after the expiration or earlier determination of this Lease.

24. YIELD UP

24.1. On the expiration or earlier determination of this Lease, the Authority must:

- (a) surrender peaceably and yield up the Premises to the Lessor, clean, free from rubbish and in a state of repair and condition to the reasonable satisfaction of the Lessor having regard to the state of repair and condition of the Premises at the Commencement Date;
- (b) remove any personal property from the Premises; and
- (c) remove any Improvements, fixtures, fittings or any other property (not belonging to the Lessor) from the Premises and make good any damage caused by their removal.

24.2. The Authority's obligation to observe and perform the covenant contained in this clause 23 will survive termination.

25. GOODS AND SERVICES TAX

25.1. For the purposes of this clause:

- (a) GST Act means *A New Tax System (Goods and Services Tax) Act 1999* (Cth); and
- (b) adjustment event, adjustment note, GST, input tax credit and taxable supply have the meanings given to those terms in the GST Act.

25.2. Unless otherwise stated, all amounts payable by one Party to the other Party under this Lease are exclusive of GST.

25.3. A recipient of a taxable supply made under this Lease must pay to the supplier an amount equivalent to any GST paid or payable by the supplier in respect of the taxable supply at the same time and in the same manner as the taxable supply is to be paid, subject to the supplier issuing a valid tax invoice in accordance with the GST Act to the recipient.

25.4. A Party's obligation to reimburse the other Party for an amount paid or payable to a third party includes GST on the amount paid or payable to the third party, except to the extent that the Party being reimbursed is entitled to claim an input tax credit for that GST.

25.5. Each Party must issue an adjustment note to the other Party as soon as it becomes aware of an adjustment event relating to a taxable supply by it under this Lease.

26. MISCELLANEOUS

26.1. If this Lease is unable to be registered for any reason, if necessary, the Parties must do all things including signing new documents and leases to enable a lease to be registered over the Premises. This includes, if necessary, splitting the various areas contained in this Lease into separate leases.

- 26.2. Each Party agrees, at its own expense, on the request of the other Party, to do everything reasonably necessary to give full effect to this Lease and the transactions contemplated by it including, but not limited to, the execution of further documents.
- 26.3. If a court decides that any part of this Lease is void, voidable, illegal or unenforceable, or this Lease would be void, voidable or unenforceable unless a part were severed from this Lease, then that part is severed from this Lease and does not affect the continued operation of the rest of this Lease unless this would materially change the intent of this document.
- 26.4 Unless otherwise stated, whenever the Lessor's approval or consent is required under this Lease, the Lessor may give it conditionally or unconditionally. Each approval or consent must be in writing and be given prior to the happening of the event for which the approval or consent is required.
- 26.5 The rights, powers and remedies provided in this Lease are cumulative with, and not exclusive of, the rights, powers or remedies provided by law independently of this Lease.
- 26.6 The termination of this Lease does not affect the rights of the Lessor in relation to a breach of this Lease by the Authority before the termination.
- 26.7 The Authority is to make payments under this Lease without set-off or counterclaim and without any deduction. All payments by the Authority under this Lease are to be made to the Lessor or any one else nominated by the Lessor in a notice given by the Lessor to the Authority. The Lessor need not make demand for payment of any amount to be paid by the Authority unless otherwise stated.
- 26.8 All acts and things which the Lessor is required or empowered to do under this Lease may be done by the Lessor or the solicitor agent contractor or employee of the Lessor.

27. GOVERNING LAW AND JURISDICTION

This Lease is governed by the law in force in Western Australia. Each Party irrevocably submits unconditionally to the non-exclusive jurisdiction of the Courts of Western Australia and of all Courts competent to hear appeals therefrom in relation to any legal action, suit or proceeding arising out of or with respect to this Lease.

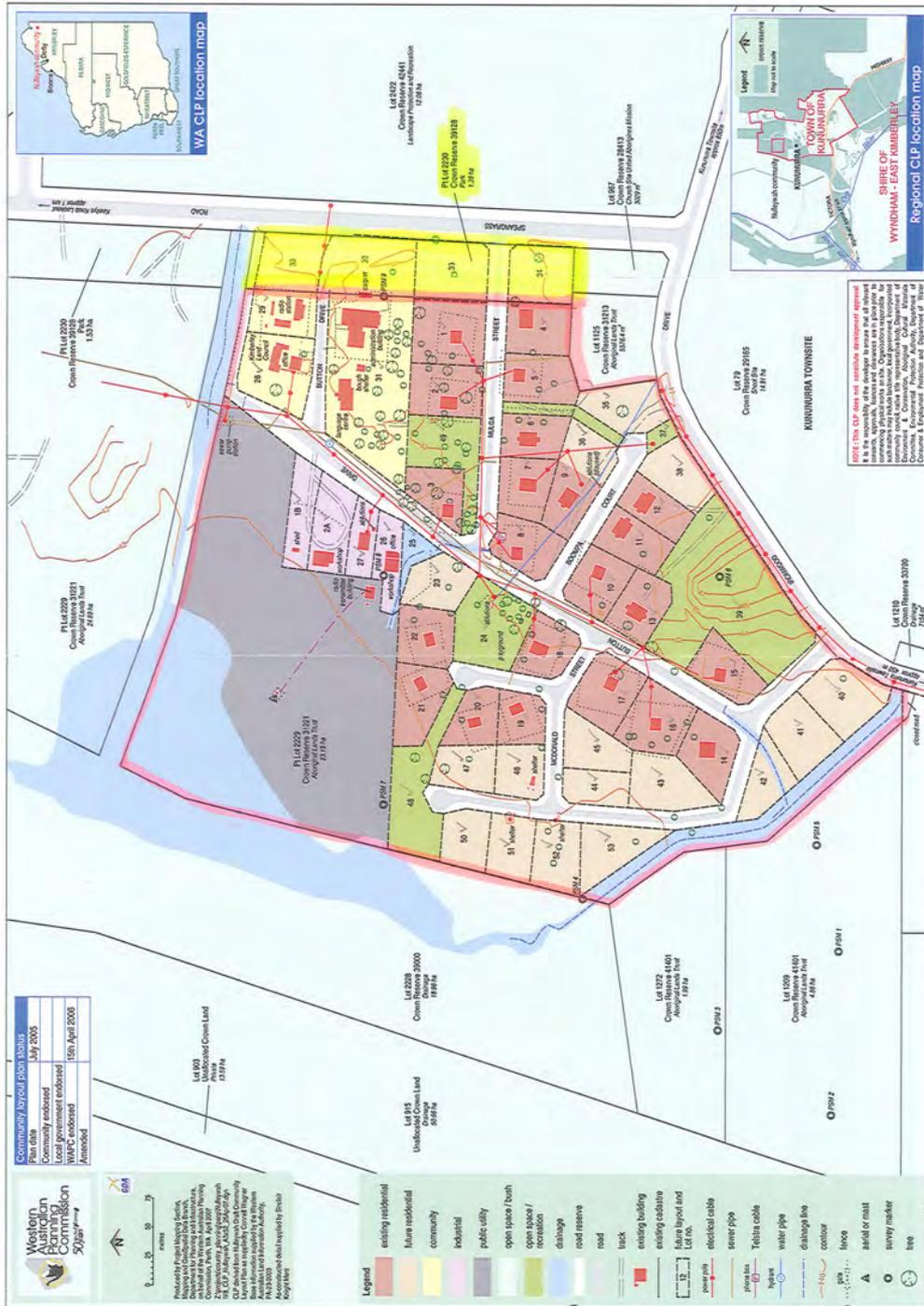
SCHEDULE

ITEMS

1. Land	Lot 2230 on Deposited Plan 216235 and being the whole of the land in Qualified Certificate of Crown Land Title Volume LR3052 Folio 172 and being Reserve 39128.
1A. Premises	That part of the Land shown on the plans attached in Annexure A described as the Community Layout Plan Lots 33 and 34 on Nulleywah Community Layout Plan No. 1 endorsed by the WAPC on 15 April 2006.
2. Commencement Date	Date of execution.
3. Initial Term	20 years
4. Option Period	20 years
5. Permitted Use	Social housing for Aboriginal Western Australians.
6. Lessor's Representative and address for service of Notices	Nick Kearns 20 Coolibah Drive Kununurra WA 6743
7. Authority's Representative and address for service of Notices	Craig Newton 99 Plain Street East Perth WA 6004
8. Rent	One peppercorn.
9. Persons authorised to enter onto the Premises	Officers, employees, agents, invitees and contractors of the Authority (including any builders, subcontractors, consultants, maintenance workers and tradespeople), and subcontractors, agents, sublessees, licensees, residents of the Social Housing and invitees of any such people.
10. Rates, charges and taxes	Rates, charges and taxes payable to the Shire of Wyndham – East Kimberley and to the Water Corporation or any other provider of water and sewerage services to the Premises.

ANNEXURE A

PLAN



Planning for Aboriginal Communities
Nulleywah community layout plan No. 1

12.4.4 Strategic Community Plan Amendments

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Katya Tripp, Strategic Planner
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	CM.10.3

PURPOSE

For Council to approve the recommended amendments to the Strategic Community Plan for forwarding to the Department of Local Government in accordance with the Department's Integrated Planning and Reporting Framework.

BACKGROUND

The State Government has legislated that Councils are to implement the Department of Local Government's Integrated Planning and Reporting Framework from 1 July 2013.

The Strategic Community Plan was endorsed by Council at the February 2013 OCM (Item 12.4.2) and was forwarded to the Department of Local Government for approval.

The Department of Local Government has requested alterations to the Strategic Community Plan in order for it to meet their required standards. These are:

- Acknowledge the Department of Local Government and Department of Regional Development and Lands, utilising the co-branded logos according to the brand guide.
- Regard to current and future resource capacity.
- Regard to strategic performance measurement by setting indicators and ways of measuring these.

Attachment 1 shows the recommended changes to the plan which will address the above requirements.

STATUTORY IMPLICATIONS

Council must comply with the statutory requirements as mentioned above.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

COMMUNITY CONSULTATION

Community consultation has been undertaken in regard to the development of the Strategic Community Plan but is not required in relation to this report.

COMMENT

The recommended changes (attachment 1) have been forwarded to the Department of Local Government and feedback indicates that when incorporated into the current Strategic Community Plan then the Plan will meet the Department's required standards.

Officers have been advised by the Department that Council may simply amend the existing adopted Strategic Community Plan with an addendum as per the attached recommended changes and advise the community accordingly.

Once endorsed the Strategic Community Plan will be updated and reprinted for distribution to the public and for forwarding to the Department of Local Government.

ATTACHMENTS

Attachment 1 – Strategic Community Plan – recommended changes

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

That Council endorses the amendments to the Strategic Community Plan (as attached) so that the plan:

- Acknowledges the Department of Local Government and Department of Regional Development and Lands, utilising the co-branded logos according to the brand guide.
- Has regard to current and future resource capacity.
- Has regard to strategic performance measurement by setting indicators and ways of measuring these.

COUNCIL DECISION

Minute No. 10100

Moved: Cr M Kelly

Seconded: Cr J Parker

That Council endorses the amendments to the Strategic Community Plan (as attached) so that the plan:

- **Acknowledges the Department of Local Government and Department of Regional Development and Lands, utilising the co-branded logos according to the brand guide.**
- **Has regard to current and future resource capacity.**
- **Has regard to strategic performance measurement by setting indicators and ways of measuring these.**

Carried Unanimously 6/0

1. Acknowledgment of Funding

Include in the front cover:

The Shire of Wyndham East Kimberley wishes to acknowledge funding provided by the Department of Local Government and Department of Regional Development and Lands through Royalties for Regions to support this project.

Plus logos according to the branding guide.

2. Regard to current and future resource capacity

The following key drivers of community and economic development for the 10 years to 2022 have been identified:

- Agricultural industry – Ord Stage 2 and 3
- Resources sector – mining, niche mining, petroleum
- Construction – linked to agriculture and resource development
- Government services
- Tourism sector – adventure and cultural tourism

Financially, income has been reducing. Income for 2010/11 was \$10,226,735 compared to \$8,776,039 in 2011/12 even after a rate increase of 5.5%. This is largely attributed to a decrease in the Federal Government 'economic stimulus' grants income.

Operating and non operating grants, subsidies and contributions made up 37% of the Shire's income in 2011/12. In 2012/13 the Shire has also experienced a reduction of 11% reduction (\$364,000) in Commonwealth Financial Assistance Grants. The Shire has been informed that for the 2013/14 financial year it can expect a further decrease of 10.6% (\$310,000) in Financial Assistance Grants.

In addition, the East Kimberley Development Package saw a large injection of funding into Shire managed projects in previous years. This funding gave a skewed income picture and with these projects now completed income has reduced and the Shire must now budget for the ongoing maintenance and future renewal of those assets as well as for recurrent expenditure and for the maintenance of new staff positions created.

In terms of asset renewal and asset maintenance, the Shire has an infrastructure funding gap in the order of \$8.230m/annum. This would require a rate rise in the order of 100% but obviously this is not sustainable for the community. Another major issue for the Shire is waste management and compliance with State / Federal Government standards and conditions. The Shire's recently developed informing Waste Strategy has identified major funding required for future landfill decommissioning (Kununurra & Wyndham) and establishment of a new landfill for Kununurra and new transfer station for Wyndham. The Shire will consider, service levels, infrastructure rationalisation, fees and charges etc to try and reduce future large rate rises. However, to try and keep rate rises at a sustainable level for the

community, the Shire has assumed in its Long Term Financial Plan increased funding from Government to assist with funding the Infrastructure Gap.

Of the identified top ten priorities from the community that the Shire has the greatest direct influence over is green spaces for children to play in and upgrade/repair town roads. The Shire has some influence over upgrades to shops and parking, more affordable housing, safe houses for children on the street, promote racial harmony and cheaper flights in and out of town. The Shire has little influence in changing the time zone to align with Darwin or to directly provide culturally appropriate alternative education for indigenous people, or to teach Aboriginal language and culture at schools. However it is acknowledged that the Shire can partner with other more direct stakeholders in these issues to advocate for change

3. Performance Management

Goal 1: Strong leadership and governance that underpins a more strategic approach to community engagement, regional development and organisational sustainability	
Objective	Performance Measures
1.1 : Strong community engagement	Community satisfaction with Council's engagement and communication with the community. Number of face book hits, number of website hits, number of advertisements, and number of media releases.
1.2: Alignment of regional and local priorities with other agencies and community groups	Council representation on committees Contribution to the Working in Partnership group Shire representation on other agency groups such as liquor accord.
1.3: Advocacy of East Kimberley issues and opportunities at regional, state and national levels	Number of meetings held with visiting State and Federal government officials ie ministers. Input provided to State and National plans, strategies and policies released for comment and WALGA info notes.
1.4: Business innovation, efficiency and improved service	Community satisfaction with customer service Number of complaints received. Operating surplus/(debt) ratio. Rates coverage ratio. Reduced staff turnover.
Goal 2: Greater returns from regional investment to ensure sustainable provision of appropriate physical and social infrastructure.	
2.1: A highly valuable East Kimberley economy that maximises social benefits.	Council's support for community events Business support for community events
2.2: Maintenance of economic diversity and greater community returns from investment in the region.	Number of building (commercial/industrial) approvals. Value of building (commercial/industrial) approvals. Percentage of small to medium sized businesses aware of Council's economic development grants
2.3: Facilities are appropriate for their intended purpose and factor in whole of life costing and maintenance.	Asset consumption ratio. Asset sustainability ratio.

	Asset renewal funding ratio.
2.4: High standard of health and community facilities and services available to all residents.	Community satisfaction with access to adequate health and medical facilities.
2.5: East Kimberley residents have access to a broad range of educational opportunities.	Community satisfaction with access to adequate educational facilities.
Goal 3: Protection and Enhancement of lifestyle values, community facilities and the environment to provide safe and inviting communities.	
3.1: A broad range of lifestyle opportunities and activities are available for East Kimberley residents.	Community satisfaction with Council owned boat ramps, parks and gardens, condition of rural roads and access to Lake Kununurra
3.2: Waste management and protection of environmental values.	Percentage of community waste diverted from landfill. Community satisfaction with domestic waste collection. Achievement of Statutory requirements. Active local bush fire brigades
3.3: Towns are safe and inviting for locals and tourists	Community perception of safety and security in public places. Number of offences against public property. Use of Streetscape plans that incorporate Designing Out Crime Principles.
3.4: Protection and enhancement of community facilities.	Community satisfaction with community facilities
3.5: An active outdoor lifestyle is encouraged and promoted.	Community satisfaction with council owned recreation facilities including pathways.

12.4.5 Development Application for Proposed Transient Workers Accommodation – Lot 1503 Poinciana Street, Kununurra

DATE:	18 June 2013
PROPONENT:	Rik Suderlund – Guerinoni Investments
LOCATION:	Lot 1503 Poinciana Street, Kununurra
AUTHOR:	Elle Davidson, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	A1078P

PURPOSE

For Council to consider a development application for Transient Workers Accommodation at Lot 1503 Poinciana Street, Kununurra.

BACKGROUND

An application for planning approval was lodged on 18 April 2013 by Rik Suderlund for the development of Transient Workers Accommodation.

The property is located on the corner of Poinciana Street and Dianella Way and has an area of 3,078m². The land is zoned Mixed Business under Town Planning Scheme No. 7 – Kununurra and Environs.

The property contains an existing 20 x 15 metre shed used for the purpose of storing machinery utilised for remote road construction and projects, which is often stored for a period awaiting maintenance. Additional storage of equipment used for remote operations occurs on the property, which varies from season to season. During the dry season, most of the equipment is predominantly contracted out and is not stored on the property. An existing 10.8 x 3m office is also located on the site and will be incorporated into the transient workers accommodation. A number of mature boab trees and other vegetation types are featured on the property.

Proposal

The applicant proposes to place a new four bedroom transportable, which will be used in conjunction with an existing donga that features a lounge/kitchen, bedroom and additional bathroom. The proposed transportable is 14.4m x 3.3m and includes four bedrooms each with an ensuite. A tropical roof, spanning 17.5 x 11.8m, is proposed for construction over both the existing and proposed transportable, which will be used for communal outdoor living purposes. The exterior of the proposed transportable is to be colour bond cladded and will be screened by a means that is agreed with by the Shire, either vegetation and/or a permeable screen/screening material may be attached to the columns of the tropical roof.

An application for a building permit with the Shire's Building department will be required.

STATUTORY IMPLICATIONS

The land is zoned Mixed Business under the *Town Planning Scheme No. 7- Kununurra and Environs (TPS7)*.

The objectives of the Mixed Business zone are:

- (a) *To encourage the establishment of predominantly showrooms related to manufacturing on-site and service industry and/or service trades centres; and*
- (b) *To only permit the establishment of a caretakers dwelling if such dwelling is considered necessary by Council for operational and security purposes of the business already established on-site.*

The definition of Transient Accommodation is:

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

The accommodation unit is considered Transient Accommodation, which is a land use requiring Council's discretion subject to advertising (SA), under the TPS7. The Scheme requires Council to have regard to the function, external design of the building, setback and location of the building, landscaping and the relationship to its surrounding development.

No specific development standards within the scheme are applicable to Transient Accommodation.

POLICY IMPLICATIONS

Local Planning Policy 11 - Transient Accommodation (LPP11) is relevant to the proposal and has been developed to provide additional clarity around the nature of transient accommodation and its permissibility within the Shire. It is noted in LPP11 that there are various types of transient workforces including operational/seasonal and semi-permanent that demand different forms, scales and locations of transient accommodation.

Under the purpose of LPP11 it is noted that the Shire does acknowledge that transient accommodation may be required in certain circumstances due to:

- The remoteness of a workplace from existing townsites
- The limited seasonal or temporary nature of the employment generating activity; and
- A severe shortage of land and housing supply

Further, the Shire consider transient accommodation as a 'semi-permanent' facility for seasonal or part time workers as opposed to providing permanent accommodation for full-time employees. It is also accepted in LPP11 that the Shire accepts a lower level of amenity than those which could be typically expected within permanent accommodation.

It divides Transient Accommodation into three categories:

- Rural Transient Accommodation 1,
- Rural Transient Accommodation 2 and
- Townsite Transient Accommodation.

This application is for Townsite Transient Accommodation and is within the scope of this policy.

The definition of Townsite Transient Accommodation is stated below:

Applies to the Kununurra townsite only where Transient Accommodation development is permissible under Town Planning Scheme No. 7 and the total number of persons allowed to be housed in the accommodation does not exceed 7 persons on a lot containing another land use, of which the Transient Accommodation may or may not be ancillary to.

In regards to development outcomes within the Townsite, LPP11 clause 5.1.2 prescribes a need for appropriate screening from the street and an appropriate setback from the street.

Provisions also include restrictions for transient workers accommodation where perceived land use conflicts are identified. Clause 5.1.5 of LPP11 states that transient accommodation must not be located in proximity to land uses that may adversely affect the amenity, health and safety of the transient workers.

The specific need for transient workers accommodation is required under section 5.2 of LPP11. The proposal needs to be appropriately justified by the applicant to demonstrate that an alternative solution is not available.

Fencing and screening are prescribed in clause 5.5 of LPP11, where it states that 'transient accommodation shall have solid fencing on the side and rear boundaries and permeable fencing to the front boundary'. The retention of vegetation and proposed landscaping are required under LPP11 to ensure that appropriate vegetation is contained on the site.

Clause 5.9.1 of LPP11 sets out the following essential facilities for transient accommodation:

- Ablution facilities including showers, toilets, laundry and associated facilities;
- A covered and/or sheltered entry area and desirably an outdoor activity area;
- An uncovered outdoor activity area, of which part may be shaded; and
- Kitchen/cooking facilities or a commercial kitchen and eating areas.

Under section 5.12 of LPP11, one parking space is required for every two workers to be accommodated on site. The application must also detail means of transport for the transient workers and ability for larger vehicles to access the site.

The Shire is permitted to condition the lodgement of a statutory declaration that acknowledges that the accommodation will only be occupied by workers associated with the operation of their business under section 5.14 of LPP11.

FINANCIAL IMPLICATIONS

All associated fees have been paid for this application.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this application.

COMMUNITY CONSULTATION

Advertising of this application was required as an 'SA' use under TPS7. Adjoining land owners were notified and an advertisement was placed in the local newspaper dated 2 May 2013. The advertising period was between 2 and 23 May 2013. One letter of support was provided by John Woodhead of 14 Poinciana Street, Kununurra.

COMMENT

Existing use of the site

The site is currently utilised for the storage of remote operating equipment associated with the business of Guerinoni. A vacant office transportable is also located on the site and will be incorporated into the transient workers accommodation facility. The applicant states that the existing shed has in it remote works equipment which varies from time to time and the equipment is stored in the shed when it is not in use or whilst it is waiting for maintenance. During the dry season the equipment is predominantly being used in areas outside the townsite. The hard stand and yard area is also utilised for equipment and plant storage. When workers return equipment to town for maintenance etc, the vehicles are often stored on this site while waiting for access to the workshop. It is during this time that the workers will utilise the transient workers accommodation.

This information provides adequate justification that there is a specific need for transient workers accommodation associated with the operations of Guerinoni and specifically the use of this property for machinery maintenance.

Need and use of the accommodation

The applicants business often operates in remote locations which require staff members to be away from town for extended periods of time. The transient staff return to town on an ad hoc basis for vehicle maintenance and repairs, medical checks and other issues resulting from adverse or seasonal weather conditions. The nature of the work is remote and also seasonal due to the annual wet season which makes roads inaccessible for long periods of the year.

From a business perspective the applicant states that it is not economically viable to have a normal house rented for these staff members to use on an ad hoc basis. The majority of the time the property would be vacant which incurs a significant cost to the business. Also, accommodation in town is not suitable as it is prohibitively expensive and often during the peak season, the dry season, accommodation is not readily available. It is for this reason that the applicant states that the transient workers accommodation is required.

Due to the transient and seasonal nature of workers, the proposal complies with the general intent of LPP11 to limit accommodation that exceeds a 6 month period of any year. It is recommended that the Shire impose conditions to place a notification on the land, which advises prospective buyers that a planning application is required to continue use of the transient workers accommodation. To further manage the use of the transient workers accommodation into the future, an additional recommended condition for this application, is to require the renewal of the approval every three years. This is to ensure that the applicant can continue to justify the specific need for transient workers accommodation associated with the operations of their business.

Screening and vegetation

All natural and existing vegetation will be kept on site and the transient accommodation will be screened by vegetation to give both amenity from the road, but also for the workers who will utilise the accommodation. Further options of permeable screening of the accommodation have been discussed with the applicant. An appropriate screening material and design for the street frontage will be decided with the applicant once the building works have been completed and should be conditioned accordingly. Appropriately sized fencing and screening to adjoining properties currently exists and the proposed accommodation will also be screened by the existing shed on the property.

Surrounding Land uses

The Mixed Business zone features a range of residential activities, including recently approved caretaker at the Shire depot across the road. Surrounding land uses are identified as workshops, showrooms and storage, which will not conflict with the proposed transient accommodation. Advertising of the application took place between 2 and 23 May 2013 and only one submission was received, which stated support of the application. Shire officers also believe that transient workers accommodation have lower impact on adjoining uses in comparison to caretakers dwellings, due to short term occupation and lower standard of amenity expectation.

Essential facilities

The proposal features separate ensuites with a toilet and shower, further an additional bathroom for communal use. Adequate shaded outdoor and indoor living spaces have been provided to justify compliance with LPP11. Further laundry, indoor and outdoor cooking facilities have been provided for this development.

Parking and access

A total of 6 parking spaces have been provided for this development, which is more than sufficient to comply with the 3 required parking spaces for this development. Current access, parking and loading on site is sufficient for the existing and proposed uses.

ATTACHMENTS

The associated attachment will be provided under separate cover.

Attachment 1 – Proposed Plans and Reports

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council grants planning consent for transient workers accommodation on Lot 1503 Poinciana Street, Kununurra subject to the following conditions:

1. Development shall be in accordance with the attached approved plan(s) and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the local government.
2. Submission of a Statutory Declaration prior to the occupation of the building that clearly acknowledges the potential for high levels of nuisance (i.e. noise, dust, traffic, and hours of operation) that can emanate from an industrial activity that may have an adverse effect on the residential habitation prior to occupation of the building.
3. Submission of a Statutory Declaration that states the accommodation will only be occupied for a period of 6 months out of any 12 month period.
4. The applicant is required to place a section 70A Notice on the Certificate of Title to read as follows:

'This property has an approval No. 33/13 for four transient accommodation units from the Shire of Wyndham East Kimberley. Continued use of transient accommodation on the site requires further approval from the Shire of Wyndham East Kimberley. Details of how the accommodation is necessary for the operations of the prospective purchasers business will be required for the continued use of the transient accommodation to be approved'.
5. The transportable buildings shall be fixed to the ground by footings as part of a Building Permit.
6. Suitable screening is required to the Poinciana Street frontage.
7. All parking associated with the accommodation and business operations is to be contained onsite.
8. Existing vegetation is to be retained as noted on the approved site plan.
9. No site earthworks or development shall occur that will cause additional runoff of stormwater to adjacent properties. Stormwater runoff from any sealed areas shall be mechanically directed into Council's stormwater system or disposed of onsite. Stormwater shall not be permitted to pond on the site, other than within designated detention basins, or against any buildings or structures. Details on the proposed method of control and disposal of stormwater from the site, including access roads, parking areas and roofs are to be confirmed with the Shire's Infrastructure Department and submitted with the building application.

COUNCIL DECISION

Minute No. 10101

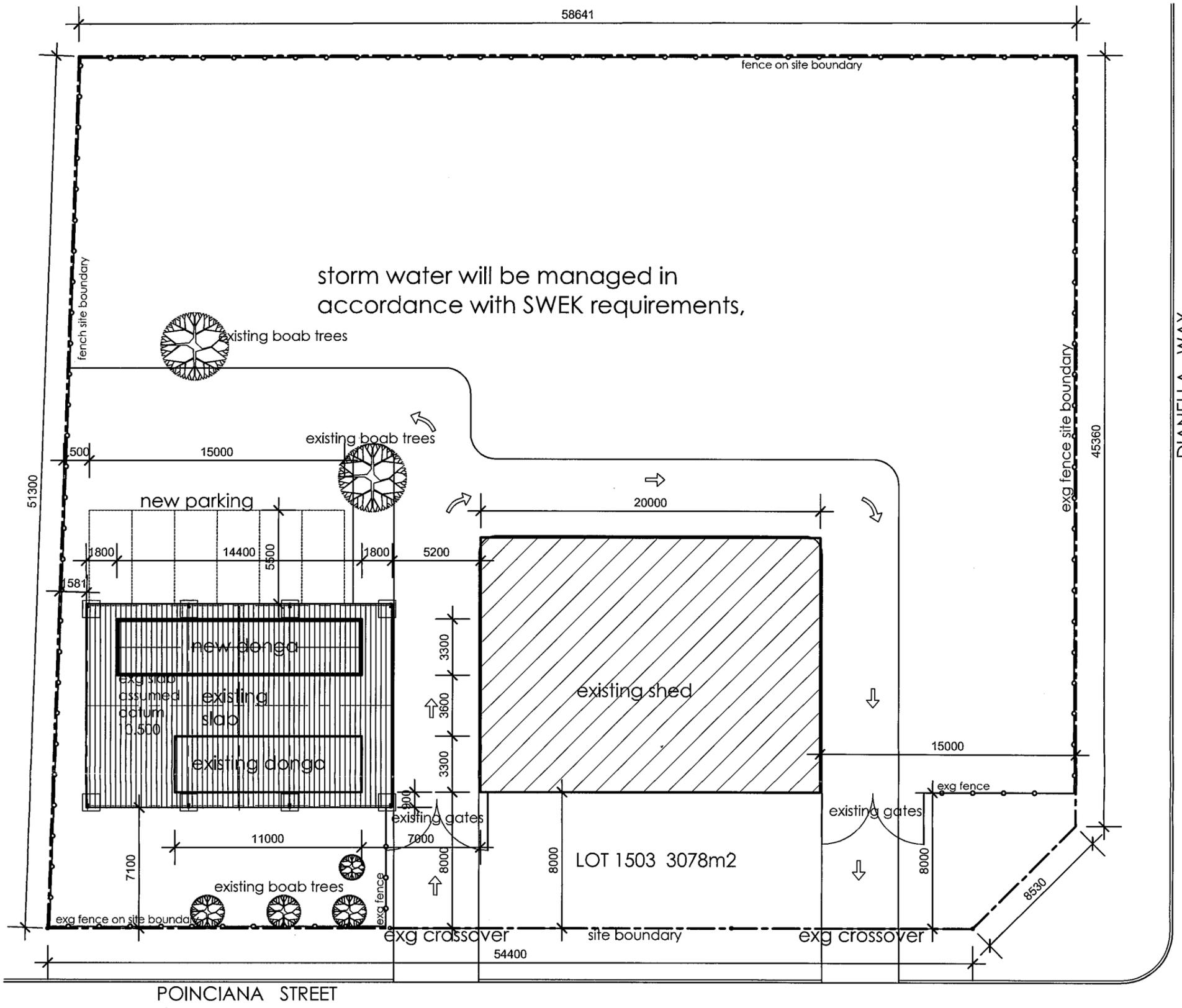
Moved: Cr R Dessert

Seconded: Cr D Learbuch

That Council grants planning consent for transient workers accommodation on Lot 1503 Poinciana Street, Kununurra subject to the following conditions:

1. Development shall be in accordance with the attached approved plan(s) and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the local government.
2. Submission of a Statutory Declaration prior to the occupation of the building that clearly acknowledges the potential for high levels of nuisance (i.e. noise, dust, traffic, and hours of operation) that can emanate from an industrial activity that may have an adverse effect on the residential habitation prior to occupation of the building.
3. Submission of a Statutory Declaration that states the accommodation will only be occupied for a period of 6 months out of any 12 month period.
4. The applicant is required to place a section 70A Notice on the Certificate of Title to read as follows:

'This property has an approval No. 33/13 for four transient accommodation units from the Shire of Wyndham East Kimberley. Continued use of transient accommodation on the site requires further approval from the Shire of Wyndham East Kimberley. Details of how the accommodation is necessary for the operations of the prospective purchasers business will be required for the continued use of the transient accommodation to be approved'.
5. The transportable buildings shall be fixed to the ground by footings as part of a Building Permit.
6. Suitable screening is required to the Poinciana Street frontage.
7. All parking associated with the accommodation and business operations is to be contained onsite.
8. Existing vegetation is to be retained as noted on the approved site plan.



Nº	Description	Date
-	-	-

NOTE:
 All queries and/or discrepancies shall be directed immediately to the Architect for clarification prior to proceeding with that part of the works in question.
 Check all dimensions on site prior to construction.
 Written dimensions to govern scale. Do not scale drawings. For dimensional queries refer to the Architect.
 This drawing shall be read in conjunction with the Architectural Specification.
 This drawing shall be read in conjunction with the Structural Engineer's drawings and specification.

development application

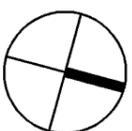
PANDANUS HOMES

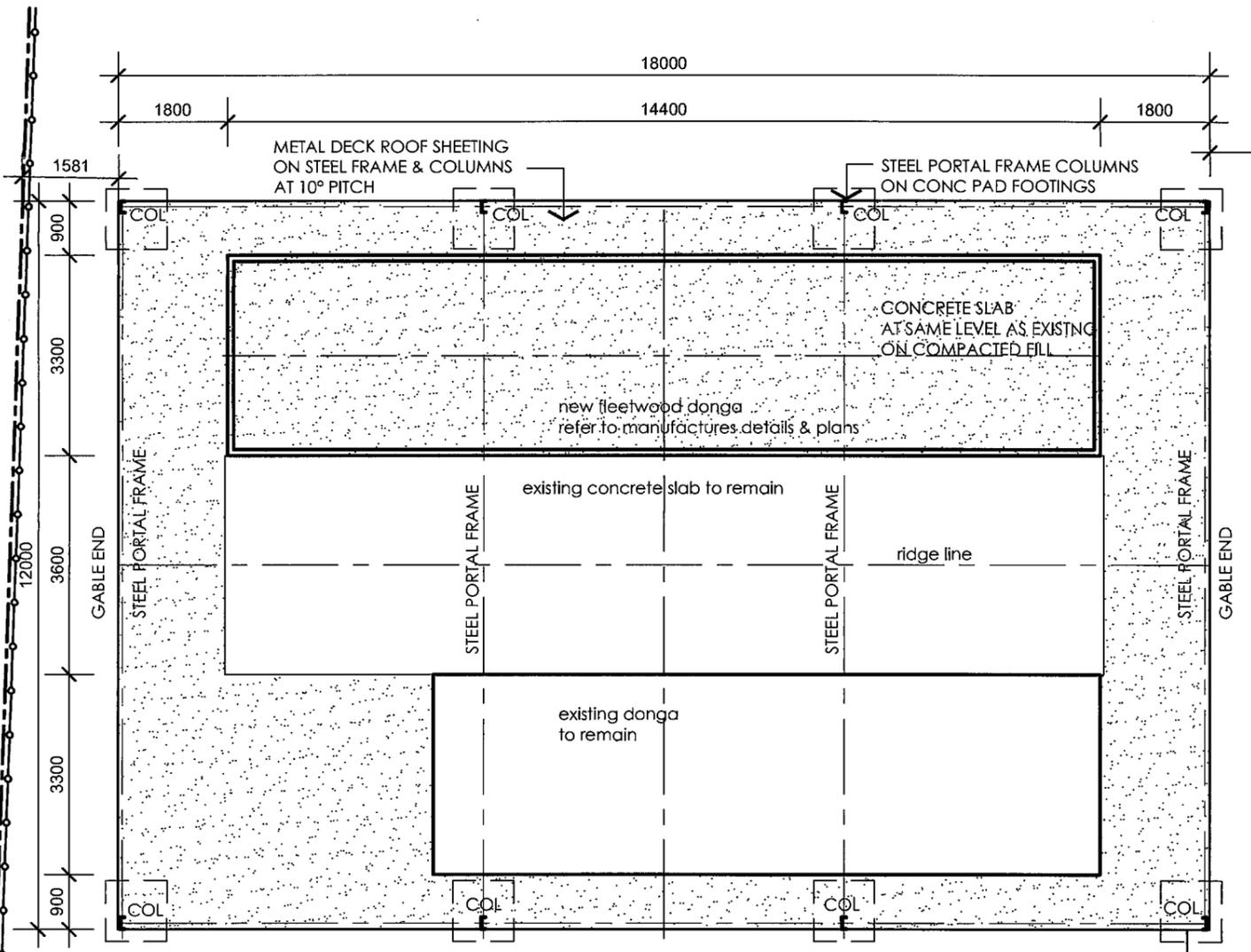
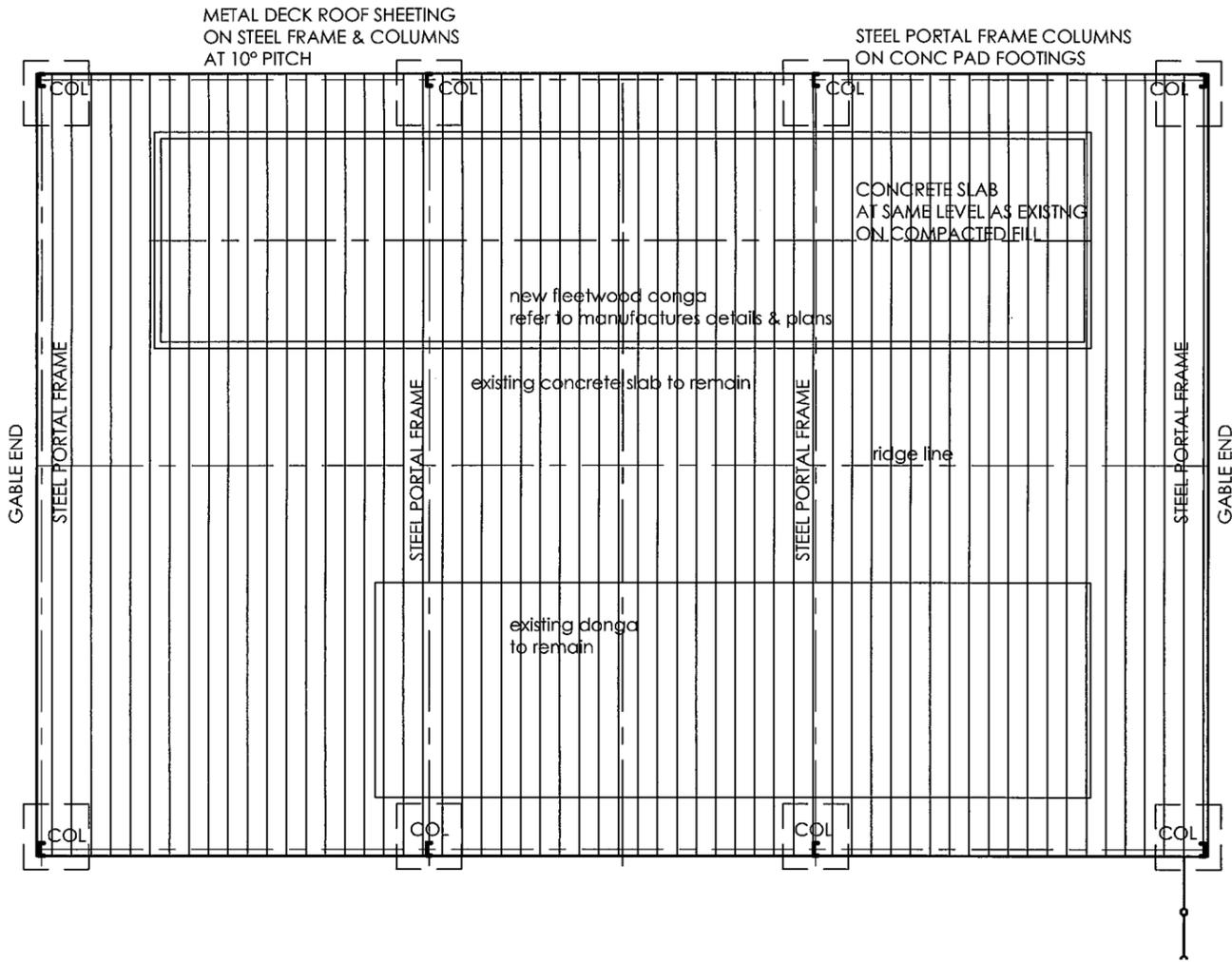
GUERINONI INVESTMENTS PTY LTD

9 Poinciana Street
 KUNUNURRA

SITE PLAN

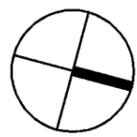
PROJECT N^o: 13-00 SHEET: 1 of 3
 DRAWN BY: KK REVISION: -
 SCALE: 1:250
 DATE: 18-04-2013 DWG N^o: **A.01**





FLOOR PLAN

Nº	Description	Date



NOTE:
 All queries and/or discrepancies shall be directed immediately to the Architect for clarification prior to proceeding with that part of the works in question.
 Check all dimensions on site prior to construction.
 Written dimensions to govern scale. Do not scale drawings. For dimensional queries refer to the Architect.
 This drawing shall be read in conjunction with the Architectural Specification.
 This drawing shall be read in conjunction with the Structural Engineer's drawings and specification.

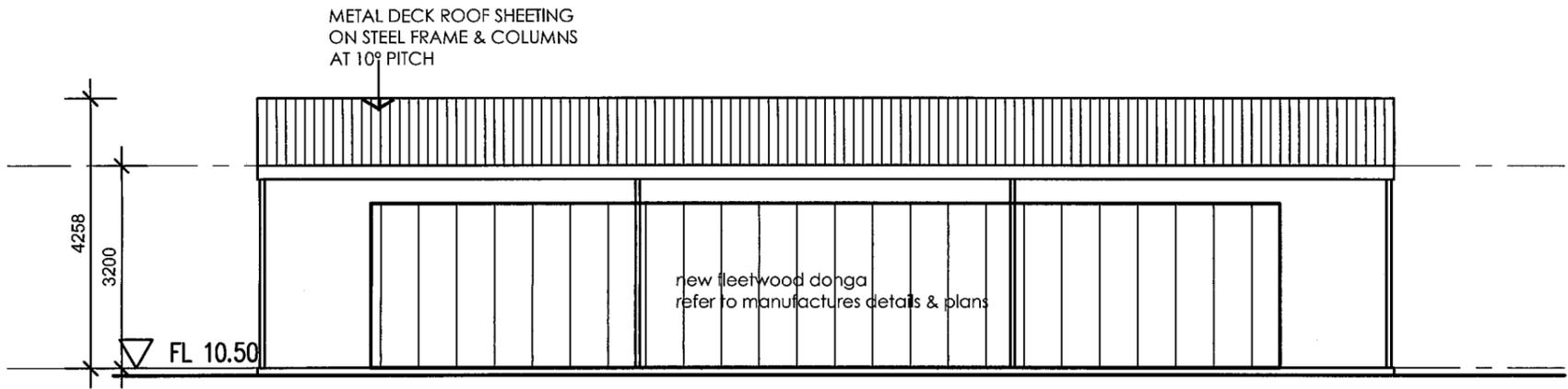
development application
PANDANUS HOMES
 GUERINONI INVESTMENTS PTY LTD

9 Poinciana Street
 KUNUNURRA

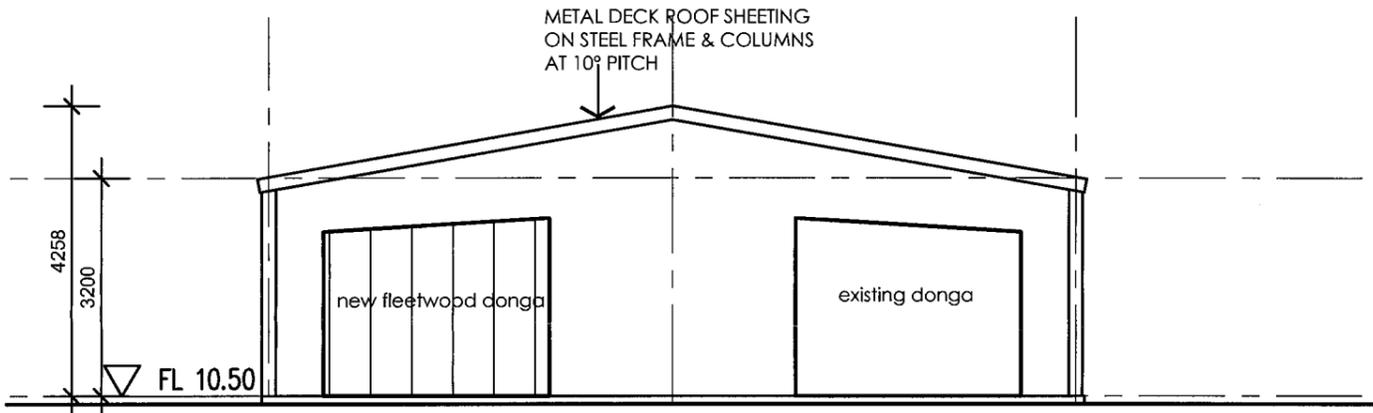
FLOOR & ROOF PLAN

PROJECT Nº: 13-00 SHEET: 2 of 3
 DRAWN BY: KK REVISION: -
 SCALE: 1:100
 DATE: 18-04-2013 DWG Nº: **A.02**





FRONT ELEVATION



SIDE ELEVATION

Nº	Description	Date
-	-	-

NOTE:
 All queries and/or discrepancies shall be directed immediately to the Architect for clarification prior to proceeding with that part of the works in question.
 Check all dimensions on site prior to construction.
 Written dimensions to govern scale. Do not scale drawings. For dimensional queries refer to the Architect.
 This drawing shall be read in conjunction with the Architectural Specification.
 This drawing shall be read in conjunction with the Structural Engineer's drawings and specification.

development application
PANDANUS HOMES
 GUERINONI INVESTMENTS PTY LTD

9 Poinciana Street
 KUNUNURRA

ELEVATIONS

PROJECT Nº: 13-00 SHEET: 3 of 3
 DRAWN BY: KK REVISION: -
 SCALE: 1:100
 DATE: 17-04-2013 DWG Nº: **A.03**

BUILDING DESIGN CRITERIA Wind Load - in Accordance with AS1170.2:2002 REGION D, TERRAIN CATEGORY 2 Annual Probability of Exceedance 1:500 REGIONAL WIND SPEED - V500 = 88 m/s
Built To: BUILDING CLASS 3 SOLE OCCUPANCY UNIT CLIMATE ZONES 1, 3, 4, 5 & 6

EXTERNAL DIMENSIONS - 14.4m x 3.3m INTERNAL DIMENSIONS - 14.20m x 3.10m = 44.02m ²
BEDROOM - 2.53m x 3.10m = 7.84m ² ENSUITE - 0.91m x 3.10m = 2.82m ²

CEILING HEIGHT
2400

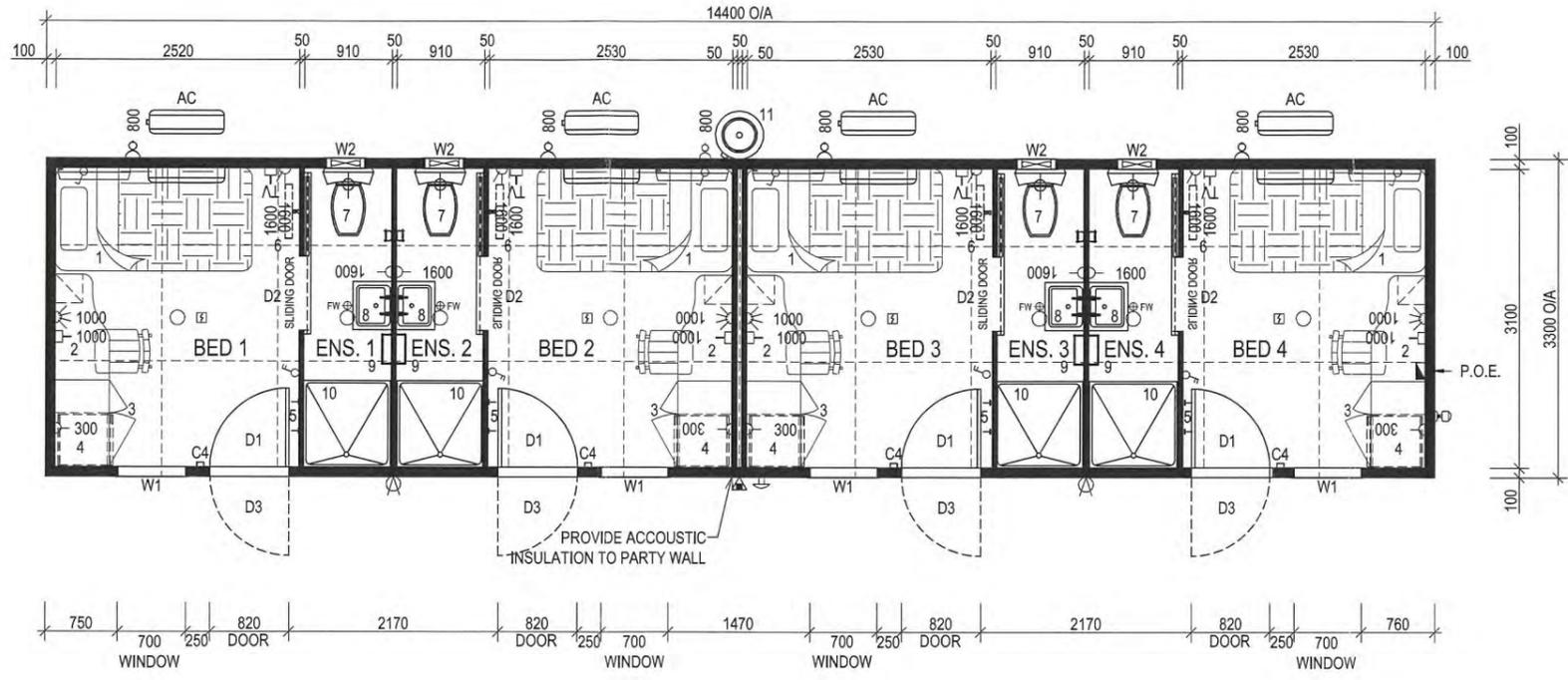
NOTES:
1 - 3m SEPARATION BETWEEN FRONT OF ADJUSTMENT BUILDINGS.
IF VERANDAH INSTALLED 1m BETWEEN VERANDAH.
2 - BACK TO BACK SEPARATION MINIMUM 1.5m, WHEN ONLY TOILET
WINDOWS TO BACK WALLS.
3 - END TO END SEPARATION 1.5m.

FIRE LEGEND	
DESCRIPTION	QTY
SMOKE DETECTOR : HARD WIRED -w BATT B/UP	4
SMOKE DETECTORS INTERCONNECTED WITH	1
ALARM BELL ON THE OUTSIDE	1
ABE TYPE FIRE EXTINGUISHER 4.5kg & SIGNAGE	1

ELECTRICAL LEGEND	
DESCRIPTION	QTY
CIRCUIT BREAKER BOARD : (POINT OF ENTRY)	1
SWITCH : LIGHT : SINGLE	4
SWITCH : LIGHT : DOUBLE	4
SWITCH : PHOTO-ELECTRIC : (PE CELL)	1
LIGHT : OYSTER FITTING	8
BUNK LIGHT : 18W FLUORESCENT : WALL MOUNTED	4
LIGHT : EXTERNAL BULKHEAD : W/PROOF	2
GPO : 10 AMP SINGLE : HEIGHT SHOWN	8
GPO : 10 AMP DOUBLE : HEIGHT SHOWN	4
GPO : 10 AMP 4 GANG : HEIGHT SHOWN	4
ISOLATOR : W/PROOF : HEIGHT SHOWN	5
TELEVISION POINT	4
DATA / COMMS POINT	4
FAN : EXHAUST : WALL MOUNTED c/w SELF CLOSING LOUVRES	4

V serviceability = 55 m/s
Internal Pressure Coefficients for enclosed buildings = +0.7, -0.3
Cyclonic screens are not structurally required for enclosed buildings.
DESIGN CRITERIA IN ACCORDANCE WITH AS1170.4-2007:
Probability P = 1/100 (Table 3.1)
Kp = 1.0 (Table 3.1)
Site Hazard Factor Z Allowed = 0.15 (Figure 3.2(C))
Earthquake Design Category = Domestic as per Appendix A2
WINDOW DESIGN CRITERIA IN ACCORDANCE WITH AS 2047:
1. Serviceability pressure - 3000pa - table 2.1 AS2047 (cyclonic regions C & D design as per AS1170-2011)
2. Ultimate strength pressure - 4500pa - table 2.5 AS2047 (cyclonic regions C & D design as per AS1170-2011) 5076Pa for windows within 2.7m from corners
3. Water penetration resistance pressure - 450pa - table 2.4 AS2047

ALL METAL ASSEMBLIES, THEIR CONNECTIONS & IMMEDIATE SUPPORTING MEMBERS HAVE BEEN DESIGNED SO AS TO BE CAPABLE OF REMAINING IN POSITION NOTWITHSTANDING ANY PERMANENT DISTORTION, FRACTURE OR DAMAGE THAT MIGHT OCCUR IN ACCORDANCE WITH BCA VOLUME 1, SPECIFICATION B1.2.



COLOUR SCHEDULE	
ROOF DECKING	- ZINCALUME
ROOF FLASHING	- DEEP OCEAN
EXTERNAL WALLS	- PAPER BARK
INTERNAL DOORS	- SURFMIST
CEILING	- MIRAGE PEARL
WINDOWS	- DEEP OCEAN
EXTERNAL DOOR FRAME	- DEEP OCEAN
VINYL TO BEDROOMS	- SLATE GREY
VINYL TO ENSUITE	- WOODLAND GREY
LOGOS	- YES
CUPBOARD DOOR & SIDE	- SOFT LEMON
CUPBOARD TOP & SHELVES	- WHITE
DESK TOP	- SOFT LEMON
DESK DRAWERS	- IRON STONE
TV/DVD/BOOK SHELVES	- IRON STONE
SKIRTING	- GREY
PERIMETER / BASE CHANNEL	- BLACK

PANEL WALL BUILDING SHORT SPECIFICATION - REGION D - 2011 NCC	
• CHASSIS - STEEL BEAMS c/w GALV. JOISTS 75 x 40 CEE SECTIONS @ MAX 400 CTRS	
• CHASSIS PAINT SPEC. - 425 ZINC PHOSPHATE PRIMER, 2 COATS ALKYD PRIMER WET ON WET - BLACK - FOR CORROSION INHIBITION	
• FLOORING - 22mm T&G AQUATITE TERMITE TREATED PARTICLE BOARD	
• FLOOR COVERING - 1.5mm VINYL FLOOR FINISH TO BEDROOMS - refer colour schedule	
• 2.0mm SLIP RESISTANT VINYL FLOOR FINISH TO ENSUITES c/w 100mm HIGH COVING BEHIND DOOR, (PVC SKIRTING TO ALL OTHER WALLS) - refer colour schedule	
• EXTERNAL WALLS - 100mm EPS CORE PANEL, R2.8 RATING c/w 0.6mm COLORBOND facings - refer colour schedule	
• INTERNAL WALLS - 50mm PANEL c/w 0.4mm COLORBOND facings - refer colour schedule	
• FLOOR INSULATION - R2.0 IST80 INSULATION WITH BUILDERS MESH UNDER FOR SUPPORT	
• PARTY WALL INSULATION - ACOUSTIC INSULATION within cavity wall	
• ROOF INSULATION - R2.5 POLYESTER INSULATION between ceiling joists with 8mm E-THERM under roof sheets	
• ROOF & CEILING FRAME - GALV. STEEL FRAMEWORK	
• ROOF CLADDING - SMARTSPAN SHEETING - refer colour schedule	
• CEILING - PRE-FINISHED PLYWOOD c/w ALUMINIUM CORNICE - refer colour schedule	
• ROOF FLASHINGS & CORNER TRIMS - COLORBOND - refer colour schedule	
• DOOR FRAMES - METAL POWDERCOATED FINISH - refer colour schedule	
• INTERNAL DOOR FRAMES - ALUMINIUM POWDERCOATED FINISH - refer colour schedule	



ELEVATION GUIDE
SHEET 02

PLAN VIEW
SCALE 1:50

EQUIPMENT LIST		
No.	DESCRIPTION	QTY
D1	2040h x 820w METAL PANEL EXTERNAL DOOR c/w KEYLOCK SET	4
D2	2040h x 820w HOLLOW CORE TIMBER INTERNAL SLIDING DOOR (2000h x 770w OPENING)	4
D3	2040h x 820w BARRIER DOOR c/w HANDLE/NO LOCK & DOOR CLOSER	4
W1	1200h x 700w AWNING WINDOW c/w FLYSCREEN, BLOCKOUT CURTAINS & CYCLONE SCREEN	4
W2	400h x 400w FIXED WINDOW c/w CYCLONE SCREENS	4
C4	75 x 50 x 2.0mm RHS INTERNAL COLUMN c/w BRACKET FIXING	4
AC	INVERTER SPLIT SYSTEM REVERSE CYCLE AIR CONDITIONER - 2.6kW	4
1	KING SIZE SINGLE ENSEMBLE BED	4
2	1100 LONG WRITING DESK c/w STEEL PADDED CHAIR & BEDSIDE DRAWERS	4
3	900w x 560d x 1800h HIGH MELAM. WARDROBE c/w 1 HALF SHELVES, 1 FULL WIDTH SHELF & HANGING SPACE	4
4	115L BAR FRIDGE	4
5	COAT HOOK	8
6	WALL MOUNTED TV BRACKET @ 1650 A.F.L. - CMW420	4
7	TOILET PAN c/w DUAL FLUSH CISTERN & PAPER HOLDER	4
8	S.S. HAND BASIN c/w MIRROR & SHELF OVER	4
9	500 LONG TOWEL RAIL	4
10	900 x 900 FIBREGLASS SHOWER UNIT c/w CURTAIN & RAIL	4
11	160 LITRE STORAGE ELECTRIC HWS	1

NOTE:
1- BUILDING FINISHED FLOOR LEVEL (FFL) NOMINALLY 500mm ABOVE FINISHED GROUND LEVEL (FGL).
2- STEPS TO BCA VOLUME 2 PART 3.9.1, OR VOLUME 1 PART D2, BY OTHERS.
3- WHERE REQUIRED, ACCESSIBLE RAMP, HANDRAILS AND LANDING TO AS 1428.1-2009 BY OTHERS.

Fleetwood Portables
ISSUED TO PRODUCTION
Signature: B.F. 02.07.12

Michael Young BE MIE (276533)
14-03-2013

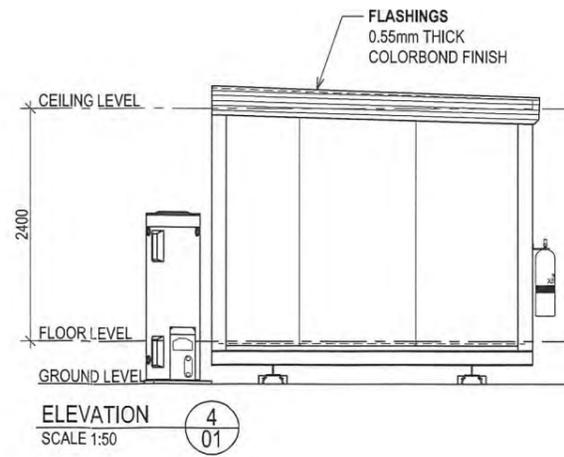
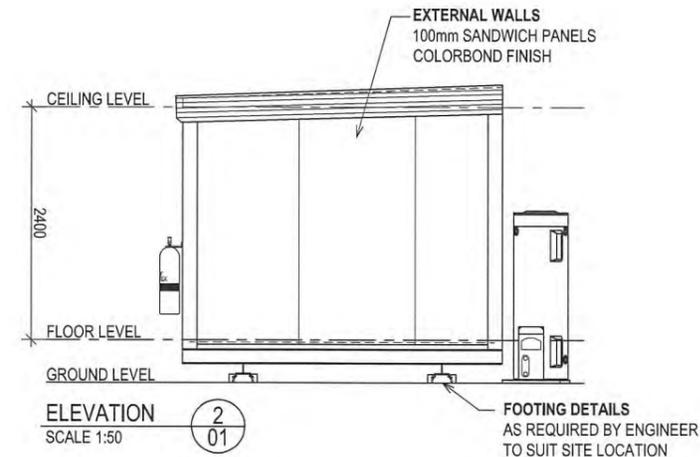
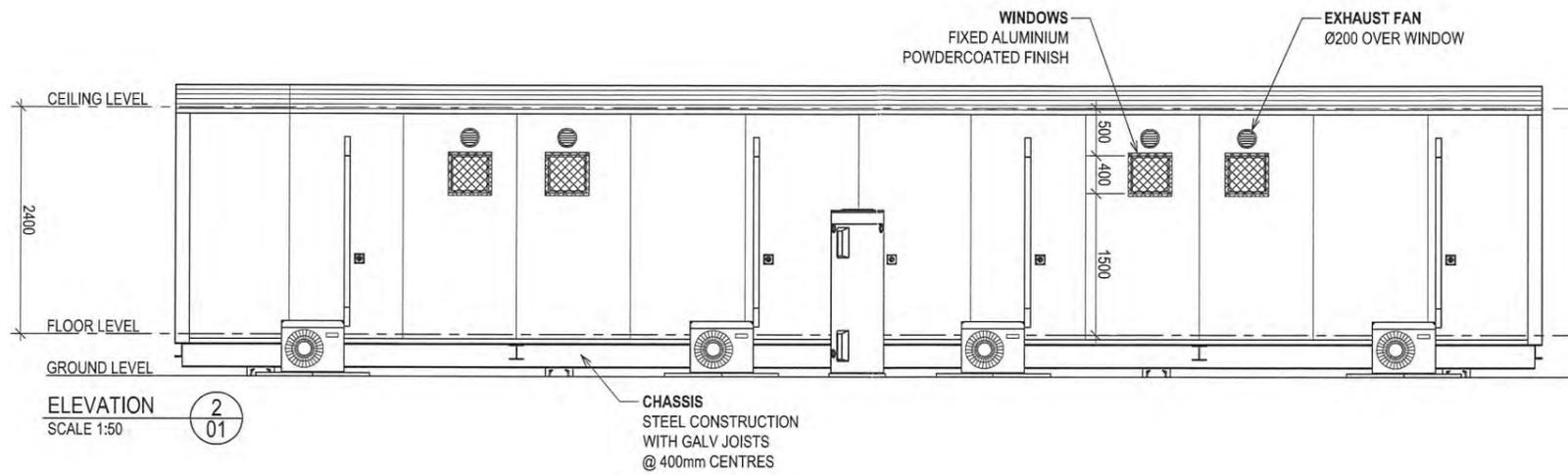
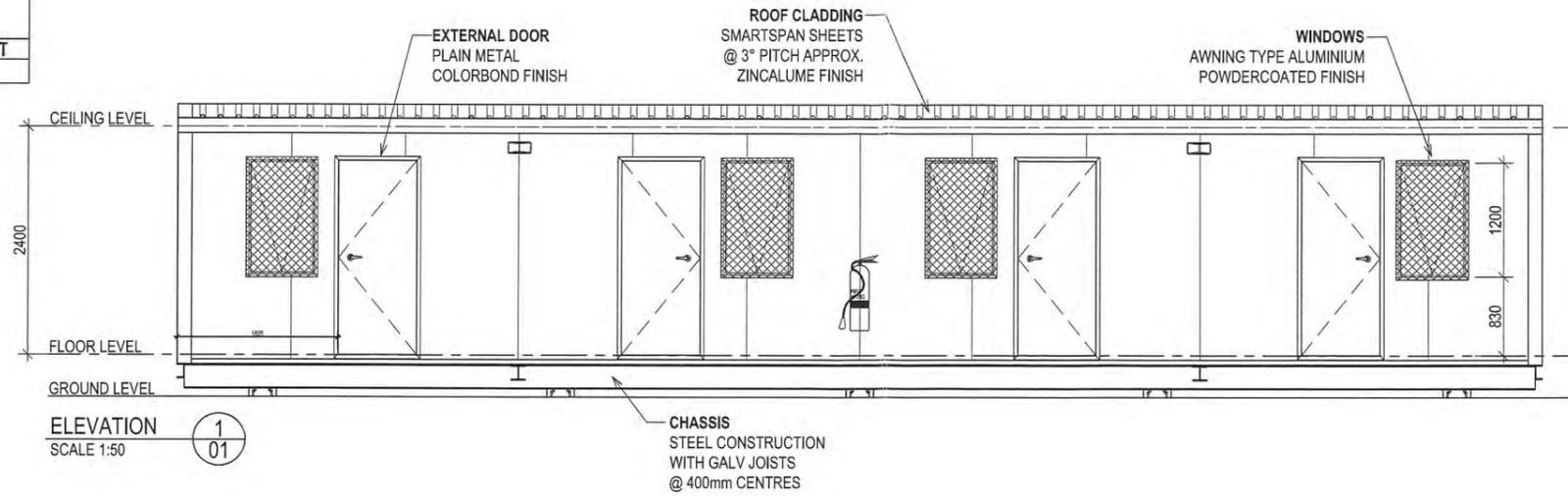
CLIENT APPROVAL	
CLIENT SIGNATURE	DATE
NOTE: These drawings have been approved for manufacturing. Should any changes be made after the approved date, the Contract will need to be reviewed.	
BUILDERS SIGNATURE	DATE

PAGE SIZE		PAGE		SCALE	
A2	1 of 10			1:50	
DRAWN BY	DATE	CHECKED BY	DATE		
JAG	20.05.11				
0	ISSUED TO PRODUCTION	BD	02.07.12	THIS DRAWING IS PROTECTED BY COPYRIGHT LAWS @ 2011	
REV	DESCRIPTION	INIT	DATE	DO NOT SCALE. REFER TO DIMENSIONS ONLY	

		CLIENT: GUERINONI INVESTMENTS
1240 ABERNETHY RD HIGH WYCOMBE W.A. 6057		LOCATION: KUNUNURRA W.A.
PH: (08) 9281 7510 FAX: (08) 9281 7580		TITLE: 4P STAFF QTRS I/ENS 14.4m x 3.3m - PLAN VIEW
EMAIL: drafting@fleetwood.com.au www.fleetwood.com.au		FLEETWOOD DWG No. F7290
555 WATERLOO CNR RD, BURTON S.A. 5110		REVISION 0
PH: 8280 5500 FAX: 8280 5511		
58 MCKINNON RD, BERRIMAH, DARWIN		
N.T. 0820 PH: 8932 4900 FAX: 8932 4888		

BUILDING DESIGN CRITERIA
 Wind Load - in Accordance with AS.1170.2:2002
 REGION D, TERRAIN CATEGORY 2
 Annual Probability of Exceedance 1:500
 REGIONAL WIND SPEED - V500 = 88 m/s

Built To: BUILDING CLASS 3 SOLE OCCUPANCY UNIT
 CLIMATE ZONES 1, 3, 4, 5 & 6



Fleetwood Portables
ISSUED TO PRODUCTION
 Signature: B.F. Date: 02.07.12

prompt certification
 Michael Young BE MIE (276932)
 14-03-2013

CLIENT APPROVAL	
CLIENT SIGNATURE	DATE
NOTE: These drawings have been approved for manufacturing. Should any changes be made after the approved date, the Contract will need to be reviewed.	
BUILDERS SIGNATURE	DATE

REV	DESCRIPTION	INIT	DATE
0	ISSUED TO PRODUCTION	BD	02.07.12

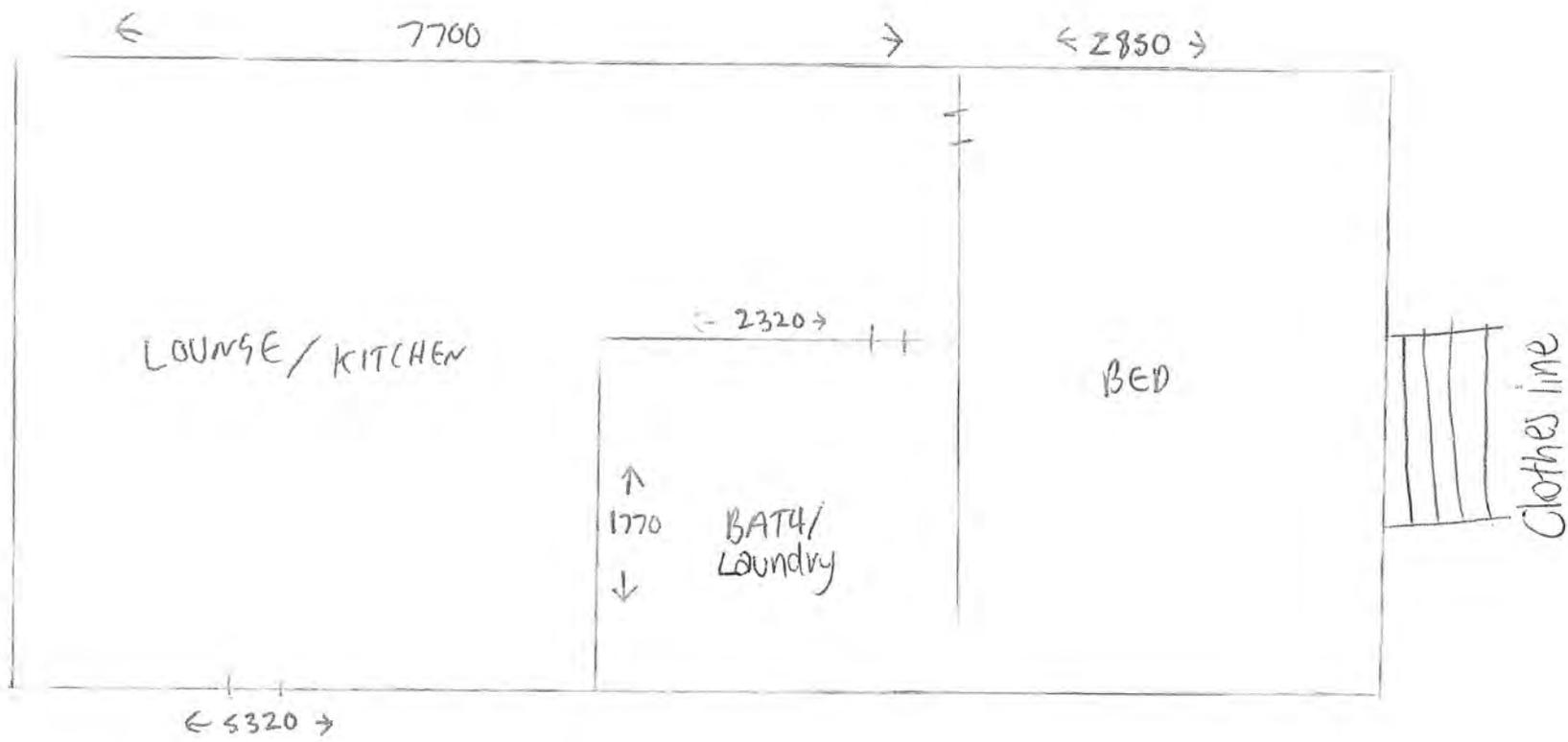
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JAG	20.05.11		

Fleetwood
 1240 ABERNETHY RD HIGH WYCOMBE W.A. 6057
 PH: (08) 9281 7500 FAX: (08) 9281 7580
 EMAIL: drafting@fleetwood.com.au www.fleetwood.com.au

CLIENT:	GUERINONI INVESTMENTS
LOCATION:	KUNUNURRA W.A
TITLE:	4P STAFF QTRS 14.4m x 3.3m - ELEVATIONS
FLEETWOOD DWG No.	FLEETWOOD JOB No.
SQ09450-B01-02	F7290
REVISION	0

FLEETWOOD INTERSTATE BRANCHES
 555 WATERLOO CNR RD, BURTON SA. 5110
 PH: 8280 5500 FAX: 8280 5511
 58 MCKINNON RD, BERRIMAH, DARWIN
 N.T. 0820 PH: 8932 4900 FAX: 8932 4888

Existing Donga Floor Plan



GUERINONI INVESTMENTS PTY LTD

ACN 055 748 591 / ABN 31 697 885 203

PO BOX 195,
9 Mango St
KUNUNURRA WA 6743

PHONE: 08 9169 1411
FAX: 08 9168 1646

Date: 18/04/2013

TO:
Elle Davidson
Planning Officer
Shire of Wyndham - East Kimberley

Dear Elle,

Please find enclosed all necessary information regarding the planning approval for the Tropical Roof and Transient Workers Accommodation for Lot 1503 (9) Poinciana Street, Kununurra.

As discussed in our various meetings and mainly at your site inspection with Sharon McLachlan we would like to install our new Fleetwood 4 bedroom transportable and then install a tropical roof over the area.

Guerinoni & Son will utilise this dwelling for transient workers accommodation. Guerinoni & Son often have staff away on remote work for extended periods of time in locations such as the Gibb River Road, Kalumbaru Road, Tanami Road etc. Often vehicles and machinery need to come back to Kununurra for necessary maintenance and servicing. During this period of time our staff require accommodation in Kununurra whilst they are in town. Any people that utilise the transient workers accommodation will be directly employed by Guerinoni & Son.

Not only is accommodation very expensive in Kununurra, we have also had difficulty in the past securing accommodation in the dry season due to the influx of tourists. The majority of our work takes place during the dry season and as such we need accommodation in this period due to the limited seasonal nature of the work.

All buildings will be permanently affixed to the ground using the footing drawings we have purchased from the Shire.

Enclosed with this letter is the completed Application for Planning Approval and all necessary documents including a Title Search. I have also included the construction drawings of the Fleetwood Unit as well as the construction drawings for the Tropical Roof. If you require anything further at any stage please let me know and I will get it to you as soon as possible.

Thanks very much for all your assistance thus far and I look forward to a favorable outcome.

Kind Regards,



Rik Soderlund

GUERINONI INVESTMENTS PTY LTD

ACN 055 748 591 / ABN 31 697 885 203

PO BOX 195
9 Mango St
KUNUNJARRA WA 6743

PHONE: 08 9169 1411
FAX: 08 9168 1646

Lot 1503 (9) Poinciana Street

As indicated in the Local Planning Policy 11 – Transient Accommodation, “*Transient Accommodation is common within the Shire of Wyndham East Kimberley (SWEK) due to the seasonal and part time nature of employment*”.

Guerinoni & Son often work in remote and challenging locations which require staff members to be away from town for extended periods of time. These staff then need to return to town on an ad hoc basis for vehicle maintenance and repairs, medical checks as well as any implications enforced due to adverse or unseasonal weather conditions. The nature of the work is remote and also seasonal due to the annual wet season which makes roads inaccessible for long periods of the year.

From a business perspective, it is not economically viable to have a normal house rented for these staff members to use on an ad hoc basis. The majority of the time it would be sitting vacant and would be a significant drain on the trading business. Also, accommodation in town is not suitable as it is prohibitively expensive and often during our peak season, the dry season, accommodation is booked out and there are no rooms available. It is for this reason that the transient workers accommodation is required.

Guerinoni Investments Pty Ltd will undertake all necessary screening of the site to ensure that the amenity of the area is not diminished. The proposed upgrade will actually increase the amenity of the area.

The transient accommodation will be screened by vegetation to give both amenity from the road, but also for the workers who will utilise the accommodation. All natural and existing vegetation will be kept on site. As the building already purchased is a transportable building, it will be permanently affixed to the ground in accordance with SWEK requirements. Numerous meetings and discussions have taken place with Sharon McLachlan regarding this. The tropical roof will ensure that the amenity of the entire area is substantially increased.

The site will not be fully utilised and as such there will be ample open space on this particular lot as indicated in the drawings provided with this application.

Each individual room will have adequate storage for the personal belongings of the transient workers and ample car parking spaces have been allocated as indicated on the drawings provided to shire.

The area will be adequately lit to ensure the safety and security of both pedestrians and also any vehicular traffic in the area. This will be done with the use of sensor and security lights strategically located to ensure it does not have any adverse impact on the adjoining properties.

The internal access will be done through a common concreted area. The tropical roof installation is required to ensure that this area does not become wet and slippery.

All workers have access to vehicles, as the primary role in their employment is as a driver or machinery operator. The drawings provided indicate traffic flow through the site and the ability for larger vehicles to access and leave the site in forward gear.

All occupants that will occupy the accommodation will be directly employed by Guerinoni & Son and engaged in our remote work.

WOODHEAD NOMINEES PTY LTD

PO Box 42
KUNUNURRA WA 6743

Phone: 08 9168 1351
Fax: 08 9168 2058

6th May 2013

07 MAY 2013
A1078P
I-18212

Elle Davidson
Planning Officer
The Shire of Wyndham East Kimberley
PO Box 614
KUNUNURRA WA 6743

Attn: Elle Davidson

Re: 4 Bedroom 14m x 3m Demountable Accommodation on Lot 1503 Poinciana Way. Your ref: 101015: A1078P: TP2638

We have no objections as it is acknowledged that this is situated in an industrial area and we do not receive complaints for industrial activities on our Lot 1507.

Regards


John Woodhead

12.5 CHIEF EXECUTIVE OFFICER

12.5.1 Use of the Common Seal

Nil

12.5.2 Delegated Authority Report

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
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 to 31 May 2013.

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.

- 3) The CEO is to keep a register of the delegations made under this Division to the CEO and to employees.
- 4) At least once every financial year, delegations made under this Division are to be reviewed by the delegator.
- 5) 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

There are no strategic implications associated with this matter

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 to 31 May 2013

COUNCIL DECISION

Minute No. 10102

Moved: Cr J Parker

Seconded: Cr J McCoy

That Council receives the Delegated Authority Report for the period 1 to 31 May 2013

Carried Unanimously 6/0

COMMUNITY QUICK GRANTS DELEGATED AUTHORITY APPROVALS – (Enter date range eg,1 May – 31 May 2013)

Approval Date	Organisation	Purpose of Quick Grant	Total Project Cost	Amount Requested	Amount Approved
23/05/2013	Fairholme Disability Support Group	Travel of costs	\$12,000.00	\$500	500.00
23/05/2013	Young at Heart Seniors Group	Travel costs	\$500	\$500	500.00
31/05/2013	Ord Valley Aboriginal Health Service	Fetal Alcohol Spectrum Disorder	\$550.00	\$500	500.00

**CERTIFICATE OF DESIGN COMPLIANCE (Form BA03) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY –
01 to 31 May 2013**

APPLIC NO	DATE APPLIC RECVD	DATE ISSUED	ASSESS NO.	CERT No	LOCATION	DESCRIPTION
100947	5/02/2013	1/05/2013	RC.02.10	BA5177	Road Reserve Messmate Way Kununurra	8 x Class 10B Flagpole/Banner Signs
101016	24/04/2013	7/05/2013	A1724P	BA5187	Lot 1421 (18) Boobialla Way Kununurra	Class 10A Patio with timber deck
100993	26/03/2013	8/05/2013	A489P	BA5192	Lot 911 (9) Koolinda Street Wyndham	Class 10A Non-habitable Storage shed
101010	24/04/2013	14/05/2013	A6996P	BA5209	Lot 103 (22A) Bullrun Road Kununurra	Class 1A dwelling
101027	2/05/2013	14/05/2013	A34P	BA5212	Loc 259 Weaber Plain Road Kununurra	Class 1A dwelling
101033	8/05/2013	20/05/2013	A2114P	BA5238	Lot 1762 (3A & 3B) Milkwood Street Kununurra	2 x Class 10A Patio
101042	13/05/2013	20/05/2013	A7726P	BA5240	Lot 321 (23) Zamia Link Kununurra	Class 1A Dwelling with attached Class 10A carport & outdoor living
101011	7/05/2013	21/05/2013	A7400P	BA5251	Lot 199 Chamberlain Drive Kununurra	Class 1A Dwelling with attached Class 10A undercroft carport & outdoor living
100938	31/01/2013	23/05/2013	A7393P	BA5266	Lot 191 Drysdale Approach Kununurra	Class 1A Residential Home & Class 10B Swimming Pool
101054	23/05/2013	27/05/2013	A2429P	BA5281	Lot 1069 (11) Kwinana Street Wyndham WA	Class 10A Non-habitable Garage

BUILDING PERMITS (Form BA04) ISSUED AS THE PERMIT ISSUING AUTHORITY – 01 to 31 May 2013

LIC#	DATE RECEIVED	DATE LICENCED	OWNER	BUILDER	LOCATION	DESCRIPTION	NEW/ADD	EST. VALUE	COMMENT / PROCESSING TIME – WORKING DAYS
032/2013	5/02/2013	1/05/2013	Shire of Wyndham - East Kimberley	Ord Valley Events / Kununurra Trenching & Boring	Road Reserve Messmate Way Kununurra	8 x Class 10B Flagpole/Banner Signs	New	\$5,000.00	
033/2013	24/04/2013	7/05/2013	Catholic Education Office of WA	Mick Richo Building Services	Lot 1421 (18) Boobiulla Way Kununurra	Class 10A Patio with timber deck	New	\$13,145.00	7/25 assess days
034/2013	26/03/2013	8/05/2013	Harry Ciccotosto	Community Enterprises Australia (CEA)	Lot 911 (9) Koolinda Street Wyndham	Class 10A Non-habitable Storage shed	New	\$30,000.00	
035/2013	24/04/2013	14/05/2013	Brendan & Paula Fenech	Brendan & Paula Fenech	Lot 103 (22A) Bullrun Road Kununurra	Class 1A dwelling	New	\$ 180,000.00	12/25 assess days
036/2013	2/05/2013	14/05/2013	Jason Lerch	Lennox Wildman Pty Ltd	Loc 259 Weaber Plain Road Kununurra	Class 1A dwelling	New	\$ 255,563.00	7/25 assess days
037/2013	8/05/2013	20/05/2013	The Roman Catholic Bishop Broome Diocese / Catholic Education Office of WA	Mick Richo Building Services	Lot 1762 (3A & 3B) Milkwood Street Kununurra	2 x Class 10A Patio	New	\$ 15,268.00	7/25 assess days
038/2013	13/05/2013	20/05/2013	Craig Aaron & Samantha Denise Jolly	Darren Fulcher	Lot 321 (23) Zamia Link Kununurra	Class 1A Dwelling with attached Class 10A carport & outdoor living	New	\$ 440,000.00	4/25 assess days

039/ 2013	13/05/2013	21/05/2013	Department of Finance WA State Government	Franmor Constructions	Lot 501 (39) Konkerberry Drive (Corner Messmate Way) Kununurra	Class 5 Passenger lift installation to existing building	Add	\$ 95,000.00	5/10 assess days
040/ 2013	7/05/2013	21/05/2013	Lincoln Kirby	Darren Fulcher	Lot 199 Chamberlain Drive Kununurra	Class 1A Dwelling with attached Class 10A undercroft carport & outdoor living	New	\$ 315,000.00	9/10 assess days
041/ 2013	31/01/2013	23/05/2013	Terrance French & Jennifer Spragg	Terrance French & Jennifer Spragg	Lot 191 Drysdale Approach Kununurra	Class 1A Residential Home & Class 10B Swimming Pool	New	\$ 420,000.00	01/25 + 13/25 assess days (61/ 21 pending days)
042/ 2013	23/05/2013	27/05/2013	Vernon & Roskva Brabazon	Vernon & Roskva Brabazon	Lot 1069 (11) Kwinana Street Wyndham WA	Class 10A Non- habitable Garage	New	\$ 23,000.00	3/25 assess days
								\$ 1,791,976.00	

DEMOLITION PERMITS (Form BA06) ISSUED AS THE PERMIT ISSUING AUTHORITY – 01 to 31 May 2013

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
DP002/ 2013	13/05/2013	15/05/2013	A1406P	BA5214	Department of Housing	Paul Cavanagh Wyndham Excavations / John Kestle	WARA	WARA 94	Lot 1043 (20) Carbeen Street Kununurra	Class 1A Group Dwelling
DP003/ 2013	13/05/2013	15/05/2013	A378P	BA5215	Department of Housing	Paul Cavanagh Wyndham Excavations / John Kestle	WARA	WARA 94	Lot 945 (10) Koojarra Street Wyndham	Class 1A Dwelling
DP004/ 2013	13/05/2013	15/05/2013	A372P	BA5216	Department of Housing	Paul Cavanagh Wyndham Excavations / John Kestle	WARA	WARA 94	Lot 935 (14) Dulverton Street Wyndham	Class 1A Dwelling
DP005/ 2013	13/05/2013	15/05/2013	A377P	BA5217	Department of Housing	Paul Cavanagh Wyndham Excavations / John Kestle	WARA	WARA 94	Lot 943 (19) Kabbarli Street Wyndham	Class 1A Dwelling
DP006/ 2013	13/05/2013	15/05/2013	A1412P	BA5218	Department of Housing	Kununurra Maintenance Service	WARA	WARA 199	Lot 1074 (8) Weaber Plain Road Kunuurra	Class 1A Dwelling - Partial Demolition - Removal of cladding/ asbestos only
DP007/ 2013	13/05/2013	15/05/2013	A1408P	BA5219	Department of Housing	Kununurra Maintenance Service	WARA	WARA 199	Lot 1061 (4) Weaber Plain Road Kunuurra	Class 1A Dwelling - Partial Demolition - Removal of cladding/ asbestos only

DP008/ 2013	13/05/2013	17/05/2013	A1265P	BA5233	Department of Housing	Jasper Ord	WARA	WAD 275 / WARA 232	Lot 135 (11) Rosewood Avenue Kunuorra	Class 1A Dwelling - Full Demolition
DP009/ 2013	13/05/2013	17/05/2013	A1299P	BA5234	Department of Housing	Jasper Ord	WARA	WAD 275 / WARA 232	Lot 693 (32 A & B) Leichhardt Street Kunuorra	Class 1A Group Dwelling - Full Demolition
DP010/ 2013	13/05/2013	17/05/2013	A1327P	BA5235	Department of Housing	Jasper Ord	WARA	WAD 275 / WARA 232	Lot 736 (48) Riverfig Avenue Kunuorra	Class 1A Dwelling - Full Demolition
DP011/ 2013	13/05/2013	17/05/2013	A1334P	BA5236	Department of Housing	Jasper Ord	WARA	WAD 275 / WARA 232	Lot 743 (9) Silverbox Avenue Kunuorra	Class 1A Dwelling - Full Demolition
DP012/ 2013	13/05/2013	17/05/2013	A1254P	BA5237	Department of Housing	Jasper Ord	WARA	WAD 275 / WARA 232	Lot 118 (36) Nutwood Crescent Kunuorra	Class 1A Dwelling - Full Demolition

OCCUPANCY PERMITS (Form BA10) ISSUED – 01 to 31 May 2013

OCCUP PERMIT NO	DATE	BUILDING PERMIT / LICENCE NO	ASSESS NO.	Receipt No	Building Class	OWNER	BUILDER	BRB / OB NO	LOCATION	DESCRIPTION
BA5202	8/05/2013	BP 071/2011	A7095P	N/A prior to 01.04.2012	7B/8, 1A & 10A	McWaters Holdings Pty Ltd	McWaters Holdings Pty Ltd	Owner/ Builder - Not within jurisdiction of Building Services (Registration) Board	Lot 103 (18) Salacca Loop Kununurra	Class 7B/8 Commercial Production and Storage Shed with ablution, amenities and office. Class 1A Transient accommodation units x 2 with Class 10A tropical roofs
BA5205	9/05/2013	BP 134/2011	A7095P	N/A prior to 01.04.2012	10A	McWaters Holdings Pty Ltd	McWaters Holdings Pty Ltd	Owner/ Builder - Not within jurisdiction of Building Services (Registration) Board	Lot 103 (18) Salacca Loop Kununurra	Class 10A Non Habitable Storage Shed
BA5295	30/05/2013	BP 030/2013	A6806P	383847	10A	D Smith t/a Ivanhoe Farms	Franmor Constructions	WA 10803	Loc 567 Ivanhoe Road Kununurra	Class 10A Ablution block under existing roof structure

**CERTIFICATES OF CONSTRUCTION COMPLIANCE (Form BA17) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY
– 01 to 31 May 2013**

APPLIC NO	DATE ISSUED	ASSESS NO.	CERT No	BUILDING PERMIT NO	LOCATION	DESCRIPTION
100981	30/05/2013	A6806P	BA5290	BP 030/2013	Loc 567 Ivanhoe Road Kununurra	Class 10A Ablution block under existing roof structure

THERE WAS NO REPORTABLE ACTIVITY FOR THE PERIOD – 01 to 31 May 2013 for the following:

- **AMENDMENTS TO EXISTING BUILDING PERMIT (Form BA04) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY**
- **BUILDING PERMITS (BA04), DEMOLITION PERMITS (BA06) 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.**
- **OCCUPANCY PERMITS – STRATA (BA12)**
- **BUILDING APPROVAL CERTIFICATES (Form BA14) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY**
- **BUILDING APPROVAL CERTIFICATES – STRATA (Form BA16)**
- **CERTIFICATES OF BUILDING COMPLIANCE (Form BA18) ISSUED AS THE CERTIFIER FOR THE PERMIT ISSUING AUTHORITY**
- **NOTICE OF PROPOSED BUILDING ORDER – pursuant to Building Act 2011 Part 8 Division 5 Section s.111 (14 day notice)**
- **FORMAL NOTICES RAISED PURSUANT TO THE BUILDING ACT 2011**
- **SIGN LICENCES**

PLANNING DELEGATED AUTHORITY APPROVALS - 1 - 31 May 2013

Application / Delegation Number	Approval Type	Date Received	Owner	Address	Proposed Development	Assess't Number	Approval Date	Approved By
DA107/12	P	31/08/2012	Scribe Design Group	Lot 289, Lot 290 Zamia Link, Kununurra	Proposed group dwellings	7703/7704	6/05/2013	Julia Hall
DA22/13	Signage	6/03/2013	Claudia Graham	50 Coolibah Drive, Kununurra	Signage	5837	6/05/2013	Julia Hall
DA36/13	P	19/04/2013	NBC Aboriginal Corporation	Lot 57 Kurrajong Street, Kununurra	Residential - Staff Housing	1098	6/05/2013	Julia Hall
DA37/13	HOCC	19/04/2013	Kimberley Boab Kreations	2 Hibiscus Drive, Kununurra	Home Occupation - Boab Kreations, boab chocolate	1971	7/05/2013	Julia Hall
DA35/13	P	19/04/2013	NBC Aboriginal Corporation	Lot 55 Ironwood Drive, Kununurra	Residential - Staff Housing	1097	14/05/2013	Julia Hall
DA35/12	P	5/04/2012	Mick Bowles	Lot 1126 Bull Run Road, Kununurra	Residence & Storage Shed	1025	21/05/2013	Julia Hall
DA32/13	P	15/04/2013	Tim Burnett	Lot 116 Salacca Loop, Kununurra	Caretakers Dwelling	7102	29/05/2013	Julia Hall
DA38/13	P	23/04/2013	Franmor Constructions Pty Ltd	Lot 114 Berkeley Cres, Kununurra	Proposed shed	7347	29/05/2013	Julia Hall

12.6 ELECTED MEMBER REPORTS

Cr Moulden

23 May	Kimberley Development Commission
25 May	Northern Territory Ministers Kimberley Moon Experience
30 May	Tender opening
4-5 June	Kimberley Zone / RCG Conference, Broome
10 June	Hearing loss workshop
14 June	Sharon McLachlan 10 year service to the Shire –Morning tea
17 June	Andrew Ash Commonwealth Scientific and Industrial Research Organisation (CSIRO) Ord 2 discussion

Cr Ausburn

28 May	CEO Review Committee
29 May	Citizenship Ceremony
30 May	District Health Advisory Committee Board Meeting
11 June	Grant Assessment Panel

Cr Addis

28 May	CEO Review Committee
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Cr Parker

4-5 June	Kimberley Zone / RCG Conference, Broome
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COUNCIL DECISION

Minute No. 10103

Moved: Cr J McCoy

Seconded: Cr J Parker

That Council accepts the Elected Member Reports for the period 23 May to 13 June 2013.

Carried Unanimously 6/0

5:25pm Elle Davidson and Jenny Kemplen enter the room

12.7 CHIEF EXECUTIVE OFFICER REPORTS

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

23 May	Kimberley Development Commission
24 May	Department of Water – Chris Gunby Kimberley Moon sponsors cocktail party
25 May	Northern Territory Ministers Airnorth Kimberley Moon Experience
27 May	Kununurra Community Resource Centre Local Government Managers Australia – teleconference
29 May	Australian Citizenship Ceremony
30 May	Children’s story time, Kununurra Community Library Regional Development and Lands, Living in Regions conference
31 May	Wunun Michelle Pucci – Shire Buildings Rod Boehm, Officer in Charge (OIC), Kununurra Police Station
4-6 June	Kimberley Zone / Regional Collaborative Group conference
7 June	Lorraine Corowa Northern Territory Government

COUNCIL DECISION

Minute No. 10104

Moved: Cr J Parker

Seconded: Cr J McCoy

That Council accepts the Chief Executive Officer reports for the period 23 May to 13 June 2013.

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

COUNCIL DECISION

Minute No. 10105

Moved: Cr J Parker

Seconded: Cr J McCoy

**That Council accepts urgent business, item 15.1, schedule of fees and charges
2013/14.**

Carried Unanimously 6/0

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

15.1 SCHEDULE OF FEES AND CHARGES FOR 2013 / 2014

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Dave Hannington, Director Corporate Services
REPORTING OFFICER:	Dave Hannington, Director Corporate Services
FILE NO:	N/a

PURPOSE

To seek Council approval to adopt the Schedule of Fees and Charges for 2013/14.

BACKGROUND

It has been the practice in the past for Council to adopt the Schedule of Fees and Charges for the following year, as part of that year's Budget Adoption process. It is preferable to consider and approve the following year's Fees and Charges prior to the beginning of that year, since:

- (a) The new Fees and Charges can be applied from 1 July each year, rather than the date of budget adoption.
- (b) Such a process can allow a more considered approach to both the matter of the Fees and Charges proposed for the new year and the budget adoption process itself, in that the two can be dealt with separately.

STATUTORY IMPLICATIONS

Sections 6.16 to 6.19 of the Local Government Act 1995 apply.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

The setting of Fees and Charges for the following year has strong financial implications, in that it determines increases in prices levels for significant sources of Council revenue for the coming year.

STRATEGIC IMPLICATIONS

Strategic Community Plan – Strategy 1.4.1
Ensure legislative compliance and follow best practice principles in planning and service delivery.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

All fees and charges have been increased by 4%, other than those set by other regulatory authorities and 'Waste Charges'.

Further clarification has now been received on the application of the new principle based GST legislation that replaces the Division 81 Treasurers Determination for Western Australia as from 1st July 2013. The new legislation takes a small number of Fees and Charges outside the scope of GST.

The Fee/Charge Previously Proposed in each case is that presented to Council at its briefing held on 11 June 2013.

These Fees and Charges are:

	Fee /Charge Previously Proposed \$	New Fee / Charge \$
Agenda Only (per meeting)	24.50	22.50
Minutes Only (per meeting)	24.50	22.50
Minutes & Agenda (per meeting)	42.50	39.00
Agenda Only (per annum)	213.50	195.00
Minutes Only (per annum)	213.50	195.00
Minutes & Agendas (per annum)	416.00	378.00
Annual Rate Book (per Hard Copy) – at billing	382.50	348.00
Annual Rate Book (per Electronic Copy) – at billing	16.00	14.50
Rate Book Subscription per annum (Electronic copy – Amendments sent each update during year)	130.00	118.00
Copy of Right of Burial	36.50	33.00

The above changes are highlighted in the attachment, for ease of reference.

Waste Management Charges

Councillors received a briefing on Tuesday 11th June 2013 from the Director Infrastructure and ASK Waste Management on proposed changes to Waste Management Charges. These charges are now reflected in the attached Fees and Charges Schedule (Attachment 1).

It is also proposed to:

1 Delete the charge for Contaminated Soil Other, as the Shire should not accept uncontrolled waste.

2 Add a charge for Clean Fill (Uncontaminated) at 'No Charge', as the Shire can use this fill in its landfill operations.

These changes are highlighted in the attachment, for ease of reference.

ATTACHMENTS

Attachment 1 – Shire of Wyndham Draft 2013/14 Fees and Charges

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

That Council takes the following action:

1. Authorises the following changes to the 'Shire of Wyndham East Kimberley Draft 2013/14 Fees and Charges':

	Fee/Charge Previously Approved \$	New Fee / Charge \$
Copy of Rate Notice – per copy (Hard/Electronic copy)	22.00	20.00
Agenda Only (per meeting)	24.50	22.50
Minutes Only (per meeting)	24.50	22.50
Minutes & Agenda (per meeting)	42.50	39.00
Agenda Only (per annum)	213.50	195.00
Minutes Only (per annum)	213.50	195.00
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Rate Book Subscription per annum (Electronic copy – Amendments sent each update during year)	130.00	118.00
Copy of Right of Burial	36.50	33.00

2. Authorises the following Waste Management Charges be included in the 'Shire of Wyndham East Kimberley Draft 2013/14 Fees and Charges':

	New Fee / Charge \$
Domestic Waste Disposal	38.50/m3
Commercial Waste (excluding Green Waste)	38.50/m3
Commercial Green Waste	23.10/m3
Liquid Waste	165.00/1000litres
Medical	125.40/m3
Compact	38.50/m3
Asbestos	128.70/m3
Waste Oil	0.77/litre
Oil Drums (44 gallon)	5.50/drum
Cars	No charge
Car Tyres	7.70 each
4x4 Tyres	9.90 each
Truck Tyres	26.40 each
Earthmoving Tyres	74.80 each
Pallets	6.60 each
Contaminated Soil, Other	No longer accepted
Clean Fill (Uncontaminated)	No Charge
Sale of Mulch	22.00 each
Ground Compost Bin	41.80 each
Tumbler Compost	145.20 each

COUNCIL DECISION

Minute No. 10106

Moved: Cr D Learbuch

Seconded: Cr J McCoy

That Council takes the following action:

1. Authorises the following changes to the 'Shire of Wyndham East Kimberley Draft 2013/14 Fees and Charges':

	Fee/Charge Previously Approved \$	New Fee / Charge \$
Copy of Rate Notice – per copy (Hard/Electronic copy)	22.00	20.00
Agenda Only (per meeting)	24.50	22.50
Minutes Only (per meeting)	24.50	22.50
Minutes & Agenda (per meeting)	42.50	39.00
Agenda Only (per annum)	213.50	195.00
Minutes Only (per annum)	213.50	195.00
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2. Authorises the following Waste Management Charges be included in the 'Shire of Wyndham East Kimberley Draft 2013/14 Fees and Charges':

	New Fee / Charge \$
Domestic Waste Disposal	38.50/m3
Commercial Waste (excluding Green Waste)	38.50/m3
Commercial Green Waste	23.10/m3
Liquid Waste	165.00/1000litres
Medical	125.40/m3
Compact	38.50/m3
Asbestos	128.70/m3
Waste Oil	0.77/litre
Oil Drums (44 gallon)	5.50/drum
Cars	No charge
Car Tyres	7.70 each
4x4 Tyres	9.90 each
Truck Tyres	26.40 each
Earthmoving Tyres	74.80 each
Pallets	6.60 each
Contaminated Soil, Other	No longer accepted
Clean Fill (Uncontaminated)	No Charge
Sale of Mulch	22.00 each
Ground Compost Bin	41.80 each
Tumbler Compost	145.20 each

Carried Unanimously 6/0

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

Fees and Charges are set by Council as part of the budget setting process and may be amended from time to time.

These Fees and Charges can only be modified by a resolution of Council or under delegated authority by the Chief Executive Officer.

All requests for concessions on Fees and Charges must be in made in advance, in writing.

Requests should be addressed to the Chief Executive Officer.

Collection of Fees and Charges will be in accordance with Council Policy.

The prescribed rate of 11% per annum applies to overdue payment of these charges that are permitted to be invoiced as per Council Policy.

Statutory charges are charges that are set by another legislative body.

These have been published in this document for indicative reference only, and may change at any time without this document being amended.

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
GOVERNANCE AND GENERAL PURPOSE FUNDING					
Administrative Charges					
Change of Ownership Advices (via settlement agents) - Rating information - per lot	x	36.00			LGA 1995 Part 6 Division 5 Subdivision 2
Copy of Rate Notice - per copy (Hard/Electronic copy)	x	20.00			
Debtor special payment arrangement administrative charge (by prior approval only)	√	33.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Special Series Number Plates	x	286.00			
Retrieval and research fee for information / documentation (per hour - one hour minimum). <i>Note: freedom of information restrictions may apply (additional fees apply for copying)</i>	√	57.00			LGA 1995 Part 6 Division 5 Subdivision 2
Photocopying / Printing					
A4 Black & white (single sided) per copy - multiply by two for a double sided copy.	√	0.60			
A4 Colour (single sided) per copy - multiply by two for a double sided copy.	√	3.00			
A3 Black & White (single sided) per copy - multiply by two for a double sided copy	√	1.20			
A3 Colour (single sided) per copy - multiply by two for a double sided copy	√	5.60			
A2 Black & White (single sided) per copy	√	3.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
A2 Colour (single sided) per copy (printing electronic version only)	√	11.00			
A1 Black & White (single sided) per copy	√	5.50			
A1 Colour (single sided) per copy (printing electronic version only)	√	22.50			
A0 Black & White (single sided) per copy	√	12.50			
A0 Colour (single sided) per copy (printing electronic version only)	√	45.00			
Agenda's / Minutes					
<i>Note: these are available free of charge on Councils website and provided to Media at no cost. Hard copies will not be provided in colour.</i>					
Agenda Only (per meeting)	x	22.50			
Minutes Only (per meeting)	x	22.50			
Minutes & Agenda (per meeting)	x	39.00			
Agenda Only (per annum)	x	195.00			LGA 1995 Part 6 Division 5 Subdivision 2
Minutes Only (per annum)	x	195.00			
Minutes & Agendas (per annum)	x	378.00			

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014 Per regulation as at 01 July 2013	
GOVERNANCE AND GENERAL PURPOSE FUNDING (continued)				
Other Council Publications				
Rate Book				
<i>Rate book will only be provided on completion of a statutory declaration that the information will not be used for commercial purposes by the purchaser or another person.</i>				
Annual Rate Book (per Hard Copy) - at billing	x	348.00		
Annual Rate Book (per Electronic Copy) - at billing	x	14.50		LGA 1995 Part 6 Division 5 Subdivision 2
Rate Book Subscription Per Annum (Electronic Copy - amendments sent each update during year)	x	118.00		
Other				
Local Laws (per law) - note these can be downloaded at no cost from State Publisher website	√	27.00		LGA 1995 Part 6 Division 5 Subdivision 2
Tender documents (where document charge is required in tender information)	√	67.50		
LAW, ORDER, PUBLIC SAFETY				
Animal Control				
Sterilised Dog Registration				
One Year				
Normal Fee	x		10.00	
Pensioner Concession	x		5.00	Dog Regulations 1976 Second Schedule
Working Dogs	x		2.50	
Three Years				
Normal Fee	x		18.00	
Pensioner Concession	x		9.00	Dog Regulations 1976 Second Schedule
Working Dogs	x		4.50	
Unsterilised Dog Registration				
One Year				
Normal Fee	x		30.00	
Pensioner Concession	x		15.00	Dog Regulations 1976 Second Schedule
Working Dogs	x		7.50	

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014	
LAW, ORDER, PUBLIC SAFETY (continued)				
Animal Control (continued)				
Unsterilised Dog Registration				
Three Years				
Normal Fee	x		75.00	
Pensioner Concession	x		37.50	Dog Regulations 1976 Second Schedule
Working Dogs	x		18.50	
Other Animal Control				
Replacement Dog Tags	√	5.00		
Dog Seizure Fees. <i>Note: this fee is payable in addition to Infringement Fees as per Dog Act 1976 and Dog Regulations 1976.</i>	x	83.00		LGA 1995 (6.16, 6.17, 6.18, 6.19)
Dog pound charge - each day thereafter	x	21.00		
Destruction of dog. <i>Note: impounded animals are destroyed after 72 hours of detention.</i>	√	73.00		
Abandoned Vehicles				
Abandoned Vehicle Infringement	x		100.00	Activities in Thoroughfares and Public Places and Trading Local Law 2003
Towing Abandoned Vehicle - In addition to Infringement	√	Full cost recovery		LGA 1995 (6.16, 6.17, 6.18, 6.19)
Poundage Charges, each day	x	15.50		
Road Closure Approval for Public Events				
Not for Profit / Non Government user groups as defined under "Community and Recreation Facilities and Services"	x	83.00		LGA 1995 Part 6 Division 5 Subdivision 2
Commercial / Government / Private user groups as defined under "Community and Recreation Facilities and Services"	x	166.50		
Traffic Management Signage and Temporary Fencing				
Short term Hire of SWEK Traffic Management Signs (per sign / per week). <i>Note: erection of Traffic Management Signage must be undertaken by qualified person(s) and is only available to approved public events</i>	√	5.50		
Erection of Traffic Management Signage by qualified Shire employees per hour	√	143.50		LGA 1995 Part 6 Division 5 Subdivision 2
Short term hire of SWEK temporary fencing (per panel / per week). <i>Note: only available to Not for Profit / Non Government User Groups as defined under "Community and Recreation Facilities and Services". Pick up and delivery is hirers responsibility.</i>	√	5.50		
Bond	x	520.00		

SHIRE OF WYNDHAM EAST KIMBERLEY

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
BUILDING CONTROL					
Building License as per Building Regulations (0.35% of 10/11 Domestic and 0.2% of 10/11 Commercial building cost (GST inclusive) or minimum charge of \$85). <i>Note: applications made prior to 2/4/2012.</i>	x			Calculation	Building Regulations 1989 (part 6)
Building Permit Application Certified Class 1 -10 (0.19% of the estimated value of work - but not less than \$90)	x			Calculation (minimum fee \$90)	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 1 & Building Act 2011 (s. 16(1))
Building Permit Application Certified Class 1B, 2 -9 (0.09% of the estimated value of work - but not less than \$90)	x			Calculation (minimum fee \$90)	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 1 & Building Act 2011 (s. 16(1))
Building Permit Application Uncertified Class 1A & 10 (0.32% of the estimated value of work - but not less than \$90)	x				
Amended building License - 50% of full fee (minimum of \$20). <i>Note: applications made prior to 2/4/2012.</i>	x			Calculation	
Building approval Certificate Fee class 1 & 10, 0.7% of 10/11 of the estimated current value of the unauthorised building work as determined by the Local Gov., but not less than \$170. <i>Note: applications made prior to 2/4/2012.</i>	x			Calculation	
Building approval Certificate Fee for a building other than a class 1 & 10, 0.4% of 10/11 of the estimated current value of the unauthorised building work as determined by the Local Gov., but not less than \$170. <i>Note: applications made prior to 2/4/2012.</i>	x			Calculation	Building Regulations 1989 (part 6)
Building Approval Certificate Application (for a building in respect of which unauthorised work has been carried out) (0.38% of the estimated value of work - but not less than \$90)	x			Calculation (minimum fee \$90)	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 1 & Building Act 2011 (s. 51(3))
Building Approval Certificate Application (for existing building where unauthorised work has not been carried out)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 52(2))
Application for Hoarding , Road Closure & Permit to excavate/deposit materials on street. (\$1.00 per metre square per month)	x			Calculation	Building Regulations 2012 Part 9 Division 3 (r 64 (4))
Demolition - per storey. <i>Note: applications made prior to 2/4/2012.</i>	x			Calculation	Building Regulations 1989 (part 6)
Demolition Permit Application - Class 1 - 10	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 1 & Building Act 2011 (s.
Demolition Permit Application - Class 2 - 9 (\$90 for each storey of the building)	x			Calculation	16(1))
Application Extension of Time (Building or Demolition Permit)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 1 & Building Act 2011 (s. 32(3)(f))

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	COUNCIL CHARGE			STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
BUILDING CONTROL (continued)					
Application for Occupancy Permit (completed building)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 46)
Application for Temporary Occupancy Permit (incomplete building)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 47)
Application for Modification of Occupancy Permit (additional use of building on a temporary basis)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 48)
Application for Replacement Occupancy Permit (permanent change of use/classification)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 49)
Application for Occupancy Permit or Building Approval Certificate (for registration of strata scheme, plan of re-subdivision) (\$10.00 for each strata unit, but not less than \$100)	x			Calculation (minimum fee \$100)	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 50(1) and (2))
Application for Occupancy Permit (for building in respect of which unauthorised work has been done) (0.18% of estimated value of unauthorised work but not less than \$90.00)	x			Calculation (minimum fee \$90)	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 51 (2))
Application to Replace Occupancy Permit (for an existing building)	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 52 (1))
Application to extend the time during which an Occupancy Permit or Building Approval Certificate has effect.	x			90.00	Building Regulations 2012 Schedule 2 - Fees (reg 11) Division 2 & Building Act 2011 (s. 65 (3)(a))
Annual Swimming Pool Fee - \$55 every 4 years (charged pro-rata)	√			13.75 per annum	Building Regulations 1989 Part 10 Regulation 38F Building Regulations 2012 Part 8 Division 2 (r 53 (2))
Application for Approval of Battery Operated Smoke Alarm	x			170.00	Building Regulations 2012 Part 8 Division 3 (r 61 (3)(b))

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
BUILDING CONTROL (continued)					
Application for Variation/Modification of Building Standards in which declaration is sought from Building Commissioner	x			2,000 per standard variation	Building Regulations 2012 Part 9 Division 3 (r 64 (4))
Inspection Fees (for third party requests)	√	230.00			LGA 1995 section 6.16.
Builder registration board levy. <i>Note: applications made prior to 2/4/2012.</i>	x			40.50	Set by Builders Registration Board.
Building Services Levy for Building Permit (Minimum \$40.50 and 0.09% of work value exceeding \$45,000)	x			Calculation (minimum fee \$40.50)	
Building Services Levy for Demolition Permit (Minimum \$40.50 and 0.09% of work value exceeding \$45,000)	x			40.50	Set by Building (Services) Act 2011 and Building Services Commission
Building Services Levy for Occupancy Permit (Minimum)	x			40.50	
Building Services Levy for Building Approval Certificate (Minimum)	x			40.50	
Building Services Levy for Unauthorised Building Work (Minimum \$91.00 and 0.18% of work value exceeding \$45,000)	x			Calculation (minimum fee \$91.00)	
Construction Industry Training Fund (0.2% of construction value over \$20,000.)	x			Calculation	Set by Construction and Training Industry group.
Retrieval and research fee for building information / documentation (per hour - one hour minimum). <i>Note-freedom of information restrictions may apply (additional fees apply for copying)</i>	√	57.00			LGA 1995 Part 6 Division 5 Subdivision 2
Change of Ownership Advices (via settlement agents) - Building - per lot	x	73.00			
Signage Approvals					
Standard Signs					
Pylon Sign	√	32.00			LGA 1995 Pt 6 Division 5 Subdivision 2;
Illuminated Sign	√	27.00			Local Planning Policy
Hoardings per annum	√	54.00			
Portable sign	√	27.00			
Development sign	√	27.00			LGA 1995 Pt 6 Division 5 Subdivision 2;
Any other sign	√	16.00			Local Planning Policy

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
BUILDING CONTROL (continued)					
Signage Approvals (continued)					
Non Standard Signs					
Pylon Sign		√	65.00		
Illuminated Sign		√	54.00		
Hoardings per annum		√	108.00		LGA 1995 Pt 6 Division 5 Subdivision 2; Local Planning Policy
Portable sign		√	54.00		
Development sign		√	54.00		
Any other sign		√	27.00		
Instructional Sign		√	16.00		LGA 1995 Pt 6 Division 5 Subdivision 2; Local Planning Policy
Confiscated sign		√	27.00		
Supply of Generic Engineering Footing Specification Detail (per set)					
Sea Containers		√	54.00		LGA 1995 Part 6 Division 5 Subdivision 2
Shade Sails		√	54.00		
Deposit to Repair Damage to Footpath, Kerb, Road or Road Reserve					
<i>(Footpath and kerb bond)</i>					
Single Residential Block, having one street boundary		×	520.00		
Single Residential Block, having two street boundaries		×	624.00		
Duplex Block, having one street boundary		×	624.00		
Duplex Block, having two street boundaries		×	728.00		LGA 1995 Part 6 Division 5 Subdivision 2
Multi Residential Block, up to maximum		×	1,092.00		
Services Trades and Commercial, up to maximum		×	1,664.00		
ECONOMIC SERVICES					
Water Supply/Reticulation Charges					
Water supply/retic charges, per kilolitre		×	0.70		LGA 1995 (6.16, 6.17, 6.18, 6.19)

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
HEALTH					
Caravan Parks					
Registration Per Camp Site / annum	x			3.00	
Registration Per Short Stay Site / annum	x			6.00	
Registration Per Long Stay Site / annum	x			6.00	
Registration Per Overflow Site / annum	x			1.50	Caravan Parks and Camping Ground Regulations 1997
<i>** Note: a \$200 minimum overall fees / annum applies to above. **</i>					
Additional fee for renewal after expiry	x			20.00	
Transfer of Caravan Park Licence	x			100.00	
Food Business					
Food Registration and Notification					
Temporary Food Stall Application	x			50.00	Food Act 2008 s107; LGA 1995 Part 6 Div 5 Subdiv 2.
Temporary Food Stall Application - Not for Profit / Non Government User Groups as defined under "Community and Recreation Facilities and Services"			No Cost		Food Act 2008 s107; LGA 1995 Part 6 Div 5 Subdiv 2.; Food Regulations 2009 r.10
Registration Application	x			50.00	Food Act 2008 s107; LGA 1995 Part 6 Div 5 Subdiv 2.
Assessment of Food Business					
<i>(Assessment fees below are in addition to the Registration Application fee above)</i>					
High Risk	x	250.00			Food Act 2008 s110 4(B); LGA 1995 Part 6 Div 5 Subdiv 2.
Medium Risk	x	125.00			
Low Risk	x	62.40			
Food Business Annual Surveillance Charge					
High Risk	x	400.00			Food Act 2008 s140 (1) ; LGA 1995 Part 6 Div 5 Subdiv 2
Medium Risk	x	266.00			
Low Risk	x	133.00			

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	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014 Per regulation as at 01 July 2013	
HEALTH (continued)				
Infringements				
Offences under the Food Act 2008	x		As prescribed	Food Act 2008
Offences under the Food Regulations 2009	x		As prescribed	Food Regulations 2009
Offences under the Environmental Protection Act 1986	x		As prescribed	Environmental Protection Act 1986
Offences under the Environmental Protection (Noise) Regulations 1997	x		As prescribed	Environmental Protection (Noise) Regulations 1997
Offences under the Environmental Protection (Unauthorised Discharges) Regulations 2004	x		As prescribed	Environmental Protection (Unauthorised Discharges) Regulations 2004
Effluent Disposal				
On-site effluent disposal applications (includes local government application fee \$113 and permit to use apparatus fee \$113)	x		226.00	Determined by WA Department of Health.
Health Department Application Fee (Local Government report)	x		35.00	
Swimming Pool Sampling				
Pool Sample Fee	√	75.00		LGA 1995 section 6.16.
Re-sample of pool following failure of monthly sample	√	166.00		
Application for a Public Event				
Low Risk building or event		No Cost		Health Act 1911 Sec 176, Health (Public Building) Regulations 1992 schedule 1
Medium Risk building or event	√	112.00		
High Risk building or event	√	222.00		
Other Health Fees and Charges				
Lodging House Registration per annum	x	205.00		Health Act 1911 section 158; Sec 8.1.4 of SWEK Health Local Law; 344C of the Health Act 1911.
Inspection Fee (Settlement request, certificate of local government under Liquor Control Act 1988)	√	215.00		LGA 1995 Part 6 Division 5 Subdivision 2
Offensive Trade Registration	x		As prescribed	Offensive Trade (Fees) Regulations 1976
Retrieval and research fee for health information / documentation (per hour - one hour minimum). <i>Note-freedom of information restrictions may apply (additional fees apply for copying)</i>	√	57.00		LGA 1995 Part 6 Division 5 Subdivision 2

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
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TOWN PLANNING AND REGIONAL DEVELOPMENT					
Determination of Applications					
Development Application (other than for an extractive industry) where the development has not commenced or been carried out and the estimated cost of the development (Ex GST) is:					
A) not more than \$50 000	x			147.00	
B) more than \$50 000 but not more than \$500 000	x		0.32% of the estimated cost of development		Planning and Development Act 2005, Town Planning Regulations 2009 Reg47 Schedule 2.
C) more than \$500 000 but not more than \$2.5 million	x		\$1,600 + 0.257% for every \$1 in excess of \$500 000		
D) more than \$2.5 million but not more than \$5 million	x		\$6,740 + 0.206% for every \$1 in excess of \$2.5 million		
E) more than \$5 million but not more than \$21.5 million	x		\$11,890 + 0.123% for every \$1 in excess of \$5 million		
F) more than \$21.5 million	x			34,196.00	Planning and Development Act 2005, Town Planning Regulations 2009 Reg47 Schedule 2.
Extractive Industry Application - where the development has not commenced or been carried out	x			739.00	
Change of Use and Non Conforming Use Application Only	x			295.00	
Retrospective Applications for Development / Land use - Non Conforming Use / Extractive Industry - To discourage unlawful development	x			3 x cost of application fee as per above categories	
Public Event Approval					
Low Risk building or event			No cost		
Medium Risk building or event	x		70.00		Planning and Development Act 2005, Town Planning Regulations 2009 Reg47 Schedule 2.
High Risk building or event	x		139.00		
Home Occupation					
Initial Application	x			222.00	
Annual Renewal	x			73.00	Planning and Development Act 2005, Town Planning Regulations 2009 Reg47 Schedule 2.
Penalty for conducting Home Occupation without Planning Consent, or for conducting a Home Occupation after expiration of annual renewal	x			3 x Home Occupation Application or Renewal	

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Fees and Charges

	COUNCIL CHARGE			STATUTORY CHARGE	LEGISLATIVE REFERENCE
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TOWN PLANNING AND REGIONAL DEVELOPMENT (continued)					
Scheme Amendment and Structure Plans					
<i>Note: Fees are calculated per officer per hour.</i>					
Initial application fee	√			2,500.00	
Assessment fees will then be calculated on the following basis - per hour per officer:					
<i>Director / City / Shire Planner \$83.00 per hour</i>					
<i>Manager / Senior Planner \$63.00 per hour</i>					
<i>Planning Officer \$34.70 per hour</i>					
<i>Other staff eg: Environmental Health Officer \$34.70 per hour</i>					
<i>Secretary / Administration Clerk \$28.40 per hour</i>					
Fees will be calculated when works completed as per above. A refund or further charge will then apply for any costs outside the initial application fee.					
Advertising	√			Full cost recovery	
Strata Plan, Re-subdivision or Consolidation of Lots Applications (per lot)					
A) Not more than 5 lots					
Base assessment fee; plus	x			637.00	
Assessment fee per lot	x			64.00	
B) More than 5 lots (up to and including 100 lots)					
Base assessment fee; plus	x			957.00	WA Planning Commission Fees
Assessment fee per lot	x			42.40	
C) More than 100 lots (capped)					
	x			4,985.00	
Subdivision / Strata Clearance (per lot)					
Not more than 5 lots (per lot)					
	x			73.00	
More than 5 lots but not more than 195 lots - first 5 lots as per fee above, Lots 6 - 195 (per lot)					
	x			73.00	WA Planning Commission Fees
More than 195 lots					
	x			7,393.00	
Strata Form 7 Clearance Certificate under section 5B(2), 8A(f) or 9(3) of the Strata Titles Act	x			0.20 per sqm of floor area (with a minimum fee of \$100)	Strata Titles General Regulations 1996, Schedule 1 (2).

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TOWN PLANNING AND REGIONAL DEVELOPMENT (continued)					
Other Planning Fees					
Property Settlement Questionnaire	√			73.00	Planning and Development Act 2005, Town Planning Regulations
Zoning Certificate	×			73.00	Planning and Development Act 2005, Town Planning Regulations
Written Zoning Enquiries	√			73.00	Planning and Development Act 2005, Town Planning Regulations
Retrieval and research fee for planning information / documentation (per hour - one hour minimum). <i>Note-freedom of information restrictions may apply (additional fees apply for copying)</i>	√	57.00			LGA 1995 Part 6 Division 5 Subdivision 2
Section 40 Liquor License Certificate	×	105.00			
Temporary Trading Permit in a Public Place (per day) - Non Food	×	50.00			LGA 1995 Part 6 Division 5 Subdivision 2
Permanent Road Closure Application (<i>Temporary road closures for events are not included in this fee category, please refer to Public Events</i>)	×	260.00			
SANITATION					
Refuse / Waste					
Waste Management and Collection Charges (where applicable)					
Waste Management Charge (per annum)	×	210.00			Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (66)
Waste Receptacle Charge - once weekly service (per receptacle per annum)	×	264.00			Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (67)
Additional Waste Receptacle Charge (per receptacle per service per annum) (GST applied)	√	520.00			Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (67)
Replacement of Bin (per bin at cost) (GST applied)	√	Full cost recovery			Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (68), LGA 1995 (6.16)
Repairs to Bin (per repair at cost)	√	Full cost recovery			Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (68), LGA 1995 (6.16)
Disposal Charges					
Domestic Waste Disposal Fee - per m3	√	No Cost		38.50 - Effective from 1 October 2013	Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (68), LGA 1995 (6.16)
Commercial Waste Disposal Fee - per m3 (not green waste)	√	15.50		38.50 - Effective from 1 October 2013	Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (68), LGA 1995 (6.16)
Commercial Waste Disposal Fee - per m3 - Green Waste	√	23.10			

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
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SANITATION (continued)					
Refuse / Waste (continued)					
Disposal Charges (continued)					
Liquid Waste (per 1000 ltrs)	√	132.00	165.00 - effective from 1 October 2013		
Medical Waste - per m3	√	125.40			
Compact Waste - per m3	√	38.50			
Disposal Fee for Asbestos Disposal, per cubic metre	√	128.70			
Waste Oil - per litre	√	0.77			
Disposal of Waste Oil Drums (44 gallon drums & over)	√	5.50			
Car Bodies		No cost			
Car Tyres	√	7.70	Waste Avoidance and Resource Recovery Act 2007 Part 6 Div 3 (68), LGA 1995 (6.16)		
4WD Tyres	√	9.90			
Truck Tyres	√	26.40			
Earthmoving Tyres	√	74.80			
Pallets (per pallet)	√	6.60			
Contaminated soil - hydrocarbons (CSH) - per m3	√	170.50			
Contaminated soil - others (CSO) - per m3		No Longer Accepted			
Clean Fill - Uncontaminated		No cost			
Other Sanitation Charges					
Sale of mulch (standard 1.8m x 1.2m trailer) - per load	√	22.00			
Ground compost bin (whilst stock lasts)	√	41.80	LGA 1995 (6.16, 6.17, 6.18, 6.19)		
Tumbler compost bin (whilst stock lasts)	√	145.20			
Littering Infringements (as per Litter Regulations 1981)					
Littering - Cigarette Butt	x		75.00		
Littering - Any Other	x		200.00	Litter Regulations 1981 Schedule 1	
Breaking Glass, metal or earthenware	x		200.00		

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SANITATION (continued)					
Littering Infringements (as per Litter Regulations 1981) (continued)					
Bill Posting	x			200.00	
Bill Posting on a vehicle	x			200.00	
Depositing domestic or commercial waste in a public litter receptacle	x			200.00	Litter Regulations 1981 Schedule 1
Transporting Load inadequately secured	x			200.00	
CEMETERIES					
Public Cemeteries					
1. On application for an order for burial the following fees shall be payable:					
(a) For sinking grave 1.83 m deep (Adult)	√			1,155.00	
(b) For sinking grave 1.83 m deep (Child under 10 years)	√			915.00	
(c) For sinking grave 1.4 m deep (Stillborn child)	√			610.00	
(d) Surcharge for weekend interments	√			880.00	
2. For sinking grave deeper than normal depth (per metre or part thereof)	√			245.00	
Re-opening of an Ordinary grave - as for interment	√			1,155.00	
Interment in a new grave after exhumation	√			490.00	Cemeteries Act 1986, part VII, s53
3. (a) Undertakers Annual License Fee	x			300.00	
3. (b) Undertakers Ad Hoc licence fee	x			75.00	
4. (a) Permission to erect headstone or to enclose any grave with a slab	x			31.00	
(b) Registration of Right of Burial (25 years)	x			155.00	
(c) Copy of Right of Burial	x			33.00	
Roadside Memorial					
Installation of Roadside Memorial (Refer Policy CP/INP-3600)	√			290.00	Cemeteries Act 1986, part VII, s53

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
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AERODROMES					
Airport private works					
Slashing per hour (includes tractor, slasher & labour)	√	270.50			
Weed control per hour (includes truck, labour & poison)	√	239.00			LGA 1995 Part 6 Division 5 Subdivision 2
Towing (airside) per hour (includes truck & labour)	√	187.00			
Aircraft Landing Fees					
<i>[MTOW = Maximum take off weight]</i>					
Fixed Wing Aircraft (per landing)					
8.999kg (MTOW) per tonne and part thereof	√	20.00	21.00		LGA 1995 Part 6 Division 5 Subdivision 2
9.000 tonnes (MTOW) and over, per tonne and part thereof	√	25.00	26.00		
Rotary Wing Aircraft (per landing)					
2.499 tonnes (MTOW), per tonne and part thereof	√	20.00	21.00		LGA 1995 Part 6 Division 5 Subdivision 2
2.500 tonne (MTOW) and over per tonne and part thereof	√	25.00	26.00		
Passenger Service Fees					
Passenger handling fee	√	18.50	19.25		LGA 1995 Part 6 Division 5 Subdivision 2
Passenger Screening fee	√	18.50	19.25		
Aircraft Parking Fees					
Non-airport resident charter operators (per annum, plus landing fees)	√	1,200.00			
Non-airport resident charter operators (per night, plus landing fees)	√	52.00			LGA 1995 Part 6 Division 5 Subdivision 2
Private owners (non-commercial) (per annum, includes landing fees)	√	1,200.00			
Private owners (non-commercial) (per night, includes landing fees)	√	52.00			
Call Out Fees					
Kununurra Airport, after hours, per hour	√	114.50			LGA 1995 Part 6 Division 5 Subdivision 2
Wyndham Airport, after hours, per hour	√	114.50			
Terminal Usage Fee					
Fee is calculated on number of seats in aircraft (per seat)	√	19.00			
Kununurra Terminal Key Fee (per annum)	√	119.50			LGA 1995 Part 6 Division 5 Subdivision 2
Kununurra Terminal Security Access Card Bond	x	104.00			

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
LIBRARY SERVICES					
Photocopying/Printing/Faxing/Internet					
A4 Black & White (single sided) per copy - multiply by two for a double sided copy	√	0.20			Public Library Services Framework Agreement 2010
A4 Colour (single sided) per copy - multiply by two for a double sided copy	√	1.00			
A3 Black & White (single sided) per copy - multiply by two for double sided copy	√	0.50			
A3 Colour (single sided) per copy - multiply by two for double sided copy	√	2.10			
Faxing	√	\$4 for first page then \$1			
Internet Use for Research and Education purposes		No cost			
Internet - 30 minute usage	√	4.00			
Other Library Services					
Lost & Damaged books/items Admin fee (plus depreciated replacement cost)	√	5.20			Public Library Services Framework Agreement 2010
WYNDHAM CHILDCARE					
Childcare Full Week					
Babies (0-2yrs) per child	x	385.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Toddies (2-3yrs) per child	x	358.00			
Big Kids (3+yrs) per child	x	350.00			
Childcare Full Day					
Babies (0-2yrs) per child	x	88.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Toddies (2-3yrs) per child	x	83.00			
Big Kids (3+yrs) per child	x	81.00			
Childcare Half Day					
Babies (0-2yrs) per child	x	55.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Toddies (2-3yrs) per child	x	53.00			
Big Kids (3+yrs) per child	x	53.00			

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

COMMUNITY AND RECREATION FACILITIES AND SERVICES

Notes:

- A minimum of 30% discount applies for not for profit groups / non government groups and youth service providers.
- Rates are calculated from when the group begins to set up, to the time they finish cleaning up.
- Consecutive hiring days discounts apply (ie: 10% second day, 20% third day, 25% per day thereafter (with the exception of Category 2 Equipment).
- Conditions of use apply to all Council facilities and equipment.

Definitions:

Not for profit/non government user groups

- Where the sum of income generated by the activity is equal to or less than the total cost of the hire fee or other applicable fee; or
- Group is registered as not for profit with the Australian Taxation Office; or
- Incorporated sporting groups or community service organisations (as defined by their constitution).

Commercial / government / private user groups

- All groups not classified as not for profit as defined above; or
- All government agencies; or
- Any private function not hired on behalf of a group or organisation.

Hall only

- Any activity that takes place that does not require the use of equipment other than the items stated on the hire terms and conditions form, or where this equipment is provided by the hirer.

Youth Service Providers:

- All groups that deliver service targeting young people within the age range of 10 to 24; and
- Must be defined as not for profit/non government; or Specific registered youth agencies.

Including equipment

- Any activity that requires the use of equipment / items other than those listed in the hall hire terms and conditions. Specifically chairs and tables.

SHIRE OF WYNDHAM EAST KIMBERLEY

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	COUNCIL CHARGE			STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Hire Bonds					
<i>Note: Bonds apply to ALL facility and equipment hire.</i>					
Bond - High Risk (as defined by policy)	x	1,000.00			
Bond - Medium Risk (as defined by policy)	x	500.00			
Bond - Low Risk (as defined by policy)	x	250.00			
Bond - Category 1 Equipment Hire (where not provided in function/facility hire) (as defined by policy)	x	100.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Bond - Category 2 Equipment Hire	x	500.00			
Bond - Key Hire Seasonal (Sporting clubs rooms)	x	150.00			
Bond - Key Hire (short term / casual use)	x	20.00			
Facility Hire					
Recreation Services Staffing Fee (per staff member per hour)	√	83.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Non Sporting Activity Facility Hire					
Kununurra Leisure Centre Hall - Hall only:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	36.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
2) Commercial / Government / Private - per hour	√	55.00			
Kununurra Leisure Centre Hall - Including Equipment:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	50.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
2) Commercial / Government / Private - per hour	√	75.00			
Kununurra Leisure Centre Kitchen:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	23.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
2) Commercial / Government/Private - per hour	√	35.00			
Kununurra Leisure Centre Stage:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	12.00			
2) Not for Profit / Non Government & Youth Service Providers - per day	√	55.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
3) Commercial / Government / Private - per hour	√	22.00			
3) Commercial / Government / Private - per day	√	108.00			

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Facility Hire (continued)					
Non Sporting Activity Facility Hire (continued)					
Peter Reid Memorial Hall - Hall Only:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	36.00			
2) Commercial / Government / Private - per hour	√	54.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Peter Reid Memorial Hall - Including Equipment:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	50.00			
2) Commercial / Government / Private - per hour	√	70.00			
1) Not for Profit/Non Government & Youth Service Providers - per day	√	100.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
2) Commercial/Government/Private - per day	√	200.00			
Kununurra Youth Centre - Activity Building including Kitchen:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	20.00			
2) Commercial / Government / Private - per hour	√	26.00			
1) Not for Profit / Non Government & Youth Service Providers - per day	√	50.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
2) Commercial / Government / Private - per day	√	200.00			
Kununurra Youth Centre - Desk Space:					
1) Not for Profit / Non Government & Youth Service Providers - per week	√	250.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Youth Centre - Half Activity Building including Kitchen:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	15.00			
2) Commercial / Government / Private - per hour	√	35.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Youth Centre - Kitchen only:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	15.00			
2) Commercial / Government / Private - per hour	√	35.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Meeting Rooms					
Peter Reid Memorial Hall - meeting room:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	24.00			
2) Commercial / Government / Private - per hour	√	35.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)

SHIRE OF WYNDHAM EAST KIMBERLEY

Adopted Budget - 2013-2014

Fees and Charges

	COUNCIL CHARGE			STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Facility Hire (continued)					
Non Sporting Activity Facility Hire (continued)					
Kununurra Youth Centre - meeting room:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	15.00			
2) Commercial / Government / Private - per hour	√	33.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Wyndham Council Office - meeting room (includes digital projector & screen):					
1) Not for Profit / Non Government & Youth Service Providers - per day. <i>Note: fee is reduced by 50% for half day hire.</i>	√	190.00			
2) Commercial / Government / Private per day. <i>Note: fee is reduced by 50% for half day hire.</i>	√	275.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Sporting Activity Facility Hire					
Kununurra Leisure Centre Hall:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	36.00			
2) Commercial / Government / Private - per hour	√	51.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
3) School sporting activities per hour	√	36.00			
Kununurra Leisure Centre Squash and Badminton:					
1) Viewing Area - Not for Profit / Non Government & Youth Service Providers - per hour	√	28.00			
2) Viewing Area - Commercial / Government/Private - per hour	√	43.00			
Squash - 1 hour (per person, per court)	√	9.00			
Squash - 1/2 hour (per person, per court)	√	6.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Squash Courts + Viewing Area per hour	√	43.00			
Badminton Court (per court, per hour)	√	13.00			
Wyndham Recreation Centre Undercover Courts:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	10.00			
2) Commercial / Government / Private - per hour	√	31.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Wyndham Recreation Centre Enclosed Area:					
1) Not for Profit / Non Government & Youth Service Providers - per hour	√	10.00			
2) Commercial / Government / Private - per hour	√	16.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)

SHIRE OF WYNDHAM EAST KIMBERLEY

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Fees and Charges

	COUNCIL CHARGE			STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Facility Hire (continued)					
Sporting Activity Facility Hire (continued)					
Swimming Pool Facility Hire					
Day Rate (includes qualified Pool Operator) - per hour	√	66.00			
Night Rate (includes qualified Pool Operator and lights) - per hour	√	96.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Swimming Clubs Night Rate - per hour	√	81.00			
Ovals (Includes Wyndham, Kununurra and Ag Society Oval).					
<i>Note: Includes access to power. If lighting required refer additional fees below.</i>					
Oval (Not for Profit / Non Government & Youth Service Providers) - per hour	√	27.00			
Oval (Commercial / Government/Private) - per hour	√	40.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Oval (Not for Profit / Non Government & Youth Service Providers) - per day	√	130.00			
Oval (Commercial / Government / Private) - per day	√	315.00			
Ovals (Includes Wyndham, Kununurra and Ag Society Oval).					
Oval Surrounds (Not for Profit / Non Government & Youth Service Providers) - per day	√	130.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Oval Surrounds (Commercial / Government / Private) - per day	√	270.00			
Oval Lights					
Kununurra Oval (Not for Profit / Non Government & Youth Service Providers) - per pole, per hour	√	13.50			
Kununurra Oval (Commercial / Government / Private) - per pole, per hour	√	22.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Cricket Net Lights - per hour	√	13.50			

SHIRE OF WYNDHAM EAST KIMBERLEY

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Facility Hire (continued)					
Sporting Activity Facility Hire (continued)					
Oval Lights (continued)					
Kununurra Agricultural Society Oval 50 Lux (Not for Profit/Non Government/Youth Service Providers) - per half oval, per hour	√	15.00			
Kununurra Agricultural Society Oval 50 Lux (Commercial/Government/Private) - half oval, per hour	√	30.00			
Kununurra Agricultural Society Oval 100 Lux (Not for Profit/Non Government/Youth Service Providers) - per half oval, per hour	√	18.00			
Kununurra Agricultural Society Oval 100 Lux (Commercial/Government/Private) - half oval, per hour	√	35.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Agricultural Society Oval 250 Lux (Not for Profit/Non Government/Youth Service Providers) - per half oval, per hour	√	25.00			
Kununurra Agricultural Society Oval 250 Lux (Commercial/Government/Private) - half oval, per hour	√	40.00			
Wyndham Oval (Not for Profit / Non Government & Youth Service Providers) - per hour	√	27.00			
Wyndham Oval (Commercial / Government / Private) - per hour	√	40.00			
Seasonal Oval Hire (see policy for full details)					
<i>Note: Fee Calculation: Oval use (formula) + light use (formula) + change room use (formula)</i>					
Oval Use (per person) calculated as below:	√	0.50			
<i>Formula: Players per team x percentage of oval used x Oval use fee x discount below (if applicable)</i>					
<i>Discount: x 0.5 for junior team (under 18 years) - (50% discount) or discount: x 0.75 for newly formed sporting groups (25% discount)</i>					
Light Charge - per pole, per person, per hour	√	0.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
<i>Formula: Players per team x hours used x light charge x number of lights (if applicable)</i>					
Change room use - per person	√	0.20			
<i>Formula: Players per team x change room use fee (if applicable)</i>					
Multipurpose Courts					
Court Hire - per court, per hour	√	10.00			
Light Fees - per switch, per hour	√	8.00			
Multipurpose Courts Kununurra Block (6 courts) - day use, per hour	√	50.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Multipurpose Courts Kununurra Block (6 courts) - night use, per hour	√	60.00			

SHIRE OF WYNDHAM EAST KIMBERLEY

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Facility Hire (continued)					
Sporting Activity Facility Hire (continued)					
Parks					
Activities - per hour or part thereof	√	12.50			
Markets - per day or part thereof includes access to power and water	√	315.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Category 1 Equipment					
Chair hire (Not for Profit / Non Government & Youth Service Providers) - per chair, per day	√	1.50			
Chair hire (Commercial / Government / Private) - per chair, per day	√	2.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Table Hire (Not for Profit / Non Government & Youth Service Providers) - per table, per day	√	7.50			
Table Hire (Commercial / Government / Private) - per table, per day	√	11.50			
Pin up boards (Not for Profit / Non Government & Youth Service Providers) - per board, per day	√	7.50			
Pin up boards (Commercial / Government / Private) - per board, per day	√	11.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Racquets - per racquet, per day	√	4.00			
Category 2 Equipment					
Kununurra Leisure Centre In-House Light and/or Sound Equipment - (Not for Profit / Non Government & Youth Service Providers) - per hour. <i>Note: must be operated or set up by a trained person. Training is to be arranged a minimum of 14 days prior to event.</i>	√	15.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Leisure Centre In-House Light and/or Sound Equipment - (Commercial / Government / Private) - per hour. <i>Note: must be operated or set up by a trained person. Training is to be arranged a minimum of 14 days prior to event.</i>	√	23.00			
Youth Bus - 12 Seater Hiace Note: Fuel not included in hire fees.					
1) Not for Profit / Non Government & Youth Service Providers - per day for consecutive days - first 100kms included	√	\$45 per day (per km rate applies over 100km per day)			
2) Not for Profit / Non Government & Youth Service Providers - per hour (in town only - Kununurra or Wyndham)	√	5.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
3) Not for Profit / Non Government & Youth Service Providers - per km for outside town and same day return OR over 100km per day	√	0.50			

SHIRE OF WYNDHAM EAST KIMBERLEY

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Fees and Charges

	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE	
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013		
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)						
Facility Hire (continued)						
Category 2 Equipment (continued)						
Youth Bus - 22 Seater Coaster Note: Fuel not included in hire fees.						
1) Not for Profit / Non Government & Youth Service Providers - per day for consecutive days - first 100kms included	√	\$90 per day (per km rate applies over 100km per day)				
2) Not for Profit / Non Government & Youth Service Providers - per hour (in town only - Kununurra and Wyndham)	√	11.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)	
3) Not for Profit / Non Government & Youth Service Providers - per km for outside town and same day return OR over 100km per day	√	0.50				
Cleaning Charges						
Should any Shire facility or equipment be left in a state deemed not acceptable, commercial cleaning will be organised with costs charged to the hirer (minimum charge \$300)	√	Cost Recovery with a minimum of \$300.00				LGA 1995 (6.16, 6.17, 6.18, 6.19)
Recreation Services						
Kununurra Gymnasium						
<i>Note: Membership includes access to gymnasium only. Minimum age to gymnasium is 16 year.</i>						
Membership - 1 Month	√	75.00				
Membership - 3 Months	√	165.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)	
Membership - 6 Months	√	285.00				
Membership - 12 Months	√	520.00				
<i>Note: Concession is available on production of proof of eligibility for concession including Disability Support Card, Australian Student Card and Seniors Concession Card.</i>						
Membership (Concession) - 1 Month	√	65.00				
Membership (Concession) - 3 Months	√	150.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)	
Membership (Concession) - 6 Months	√	265.00				
Membership (Concession) - 12 Months	√	475.00				
Casual use of Gym	√	10.00				

SHIRE OF WYNDHAM EAST KIMBERLEY

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	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
	GST	Effective 01 July 2013	Effective 1 January 2014 Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)				
Recreation Services (continued)				
Kununurra Swimming Complex				
<i>Note: Membership includes access to swimming area's only. Minimum unaccompanied age to swimming area's is 12 years.</i>				
Aquatic Membership (child) - 1 Month	√	36.00		
Aquatic Membership (child) - 3 Months	√	85.00		
Aquatic Membership (child) - 6 Months	√	135.00		
Aquatic Membership (child) - 12 Months	√	230.00		
Aquatic Membership (adult) - 1 Month	√	47.00		LGA 1995 (6.16, 6.17, 6.18, 6.19)
Aquatic Membership (adult) - 3 Months	√	105.00		
Aquatic Membership (adult) - 6 Months	√	165.00		
Aquatic Membership (adult) - 12 Months	√	315.00		
Kununurra Leisure Centre				
<i>Note: Gold membership includes access to gymnasium, squash courts, all fitness classes, swimming pool, all aqua aerobics classes, initial and quarterly fitness program updates (for member only).</i>				
Gold Membership - 1 Month	√	90.00		
Gold Membership - 3 Months	√	205.00		LGA 1995 (6.16, 6.17, 6.18, 6.19)
Gold Membership - 6 Months	√	365.00		
Gold Membership - 12 Months	√	645.00		
<i>Note: Concession is available on production of proof of eligibility for concession including Disability Support Card, Australian Student Card and Seniors Concession Card.</i>				
Gold Membership (Concession) - 1 Month	√	80.00		
Gold Membership (Concession) - 3 Months	√	170.00		
Gold Membership (Concession) - 6 Months	√	335.00		
Gold Membership (Concession) - 12 Months	√	555.00		LGA 1995 (6.16, 6.17, 6.18, 6.19)
Replacement membership card fee	√	5.00		
Personal Training - per hour session	√	70.00		
Personal Training - per half hour session	√	40.00		

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	GST	COUNCIL CHARGE		STATUTORY CHARGE	LEGISLATIVE REFERENCE
		Effective 01 July 2013	Effective 1 January 2014	Per regulation as at 01 July 2013	
COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Recreation Services (continued)					
Kununurra Leisure Centre (continued)					
Classes and Programs					
Recreation Programs	√	POA			
Aquatic Fitness Classes	√	10.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Fitness Classes	√	10.00			
Book of 10 passes	√	90.00			
<i>Note: Passes can be used for casual entry to Gym, Fitness Classes and Aquatic Fitness Classes.</i>					
Swimming Pools					
2 years and under		Free			
Supervisors of children 5-12 years (non swimmers)		Free			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Spectator (non swimmers)	√	1.00			
Hire of Lane Space (per lane, per hour) - not including pool entry charge per person to be charged in addition	√	13.50			
Swim School					
Swimming Lessons (1/2 hour) Individual	√	30.00			
I Series (8 sessions), (per child)	√	89.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
I Series (8 sessions), 2 or more children from same family enrolled in same series (per child)	√	75.00			
Royal Life Saving Society Course (includes updates) Prices set as per RLSS WA standard fees and charges	√			POA	Royal Life Saving Society
Swimming Pool Facility Hire					
See "Swimming Pool Facility Hire" above					LGA 1995 (6.16, 6.17, 6.18, 6.19)
Kununurra Swimming Pool Entry					
Adult swimmers	√	3.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Child swimmers (under 16 years)	√	2.50			
Adult Ticket Books					
Book of 10	√	30.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Book of 20	√	60.00			

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COMMUNITY AND RECREATION FACILITIES AND SERVICES (continued)					
Recreation Services (continued)					
Swimming Pools (continued)					
Child Ticket Books (under 16 years)					
Book of 10	√	20.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Book of 20	√	40.00			
Wyndham Swimming Pool Entry					
Adult swimmers	√	3.50			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Child swimmers (under 16 years)	√	2.50			
Adult Ticket Books					
Book of 10	√	30.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Book of 20	√	60.00			
Child Ticket Books (under 16 years)					
Book of 10	√	20.00			LGA 1995 (6.16, 6.17, 6.18, 6.19)
Book of 20	√	40.00			
PUBLIC EVENTS					
Public Events activities can require a mixture of approvals under varying legislation which can attract a range of fees and charges. These are referenced below for ease.					
Health					
Refer to "Application for a Public Event" and/or "Temporary Food Stalls"					
Town Planning and Regional Development					
Refer to "Public Events Approval"					
Other Law Order and Public Safety					
Refer to "Road Closure Approval for Public Events"					
Facility and Equipment Hire					
Signage / Fencing					
Refer to "Other Law Order and Public Safety"					
Facilities / Equipment					
Refer to "Community and Recreation Facilities and Services"					

COUNCIL DECISION

Minute No. 10107

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

That Council, in accordance with section 5.23(2) of the Local Government Act 1995 moves behind closed doors to consider confidential items:

- 16.1 Use of former Shire administration offices – lot 115 Coolibah Drive, Kununurra**
- 16.2 Domestic bin services to Mirima town reserve**
- 16.3 Waste from population health unit, WA Department of Health**
- 16.4 Tender T02 12/13**
- 16.5 Accounts for works on septic system, Lot 2 O'Donnell Street, Wyndham**

Carried Unanimously 6/0

5:28pm Members of the Gallery leave the room

5:28pm Council moves behind closed doors

16. MATTERS BEHIND CLOSED DOORS

16.1 USE OF FORMER SHIRE ADMINISTRATION OFFICES - LOT 115 COOLIBAH DRIVE, KUNUNURRA

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	115 Coolibah Drive, Kununurra
AUTHOR:	Nick Kearns, Director Community Development
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	CP-08.6

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

For Council to consider the future use of the former Shire administration offices at Lot 115 Coolibah Drive, Kununurra.

VOTING REQUIREMENT

Absolute Majority

5:28 pm Cr Parker advises she is the Community Resource Centre representative for Council

COUNCIL DECISION

Minute No. 10108

Moved: Cr J Parker

Seconded: Cr D Learbuch

That Council:

- 1. Delegates its power to the CEO for the purpose of disposing of transportable buildings from the former Shire Administration Offices at 115 Coolibah Drive, Kununurra in line with the requirements of the *Local Government Act 1995* and the *Local Government (Functions and General) Regulations 1996* for a value no less than the written down value of the building alternatively put out for public tender for a value of no less than the written down value of the building.**
- 2. Advises the Kununurra Community Resource Centre that it is not prepared to lease the former Shire administration offices in Kununurra until an additional review of options is prepared.**

Carried Unanimously 6/0

16.2 DOMESTIC RUBBISH BIN SERVICES TO MIRIMA TOWN RESERVE

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Mirima Town Reserve, Kununurra
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	WM.03.01

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

To further update Council on progress to clear Mirima Community outstanding waste charges.

VOTING REQUIREMENT

Simple Majority

COUNCIL DECISION

Minute No. 10109

Moved: Cr R Dessert

Seconded: Cr D Learbuch

That the Shire writes to the Mirima Community advising them that if payment of the outstanding waste charges is not made by 30 June 2013, the Shire will no longer provide a domestic waste pick-up service to the community from 1 July 2013.

Carried Unanimously 6/0

16.3 WASTE FROM POPULATION HEALTH UNIT, WA DEPARTMENT OF HEALTH

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire Landfill, Kununurra
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	WM.03.01

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

To update Council on waste items delivered to the Kununurra landfill for which charges are not made in accordance with Council's Fees and Charges.

VOTING REQUIREMENT

Simple Majority

COUNCIL DECISION

Minute No. 10110

Moved: Cr R Dessert

Seconded: Cr D Learbuch

That the Shire writes to Population Health Unit, WA, Department of Health advising of:

- 1. The Shire's Waste Management Strategy;**
- 2. That the Shire can no longer allow waste to be received at the Kununurra Landfill for free; and**
- 3. That the Shire intends to charge the Department for Waste from 1 July 2013.**

Carried Unanimously 6/0

16.4 TENDER T02 12/13

DATE:	18 June 2013
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/a
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	CM.16.50

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

To provide Council with information, advice and recommendation on a complaint received regarding a Contractor associated with Panel Tender T02/13, Periodic Hire, Road Plant and Other Miscellaneous Plant.

VOTING REQUIREMENT

Simple Majority

COUNCIL DECISION

Minute No. 10111

Moved: Cr M Kelly

Seconded: Cr R Dessert

That Council having considered the legal advice in relation to this matter:

- 1) Sends the attached draft letter to Guerinoni and Sons, and**
- 2) Instructs its legal representative Civic Legal to send the attached draft letter to Ord River Contracting.**

Carried Unanimously 6/0

16.5 ACCOUNTS FOR WORKS ON SEPTIC SYSTEM – 2 O'DONNELL STREET, WYNDHAM

DATE:	18 June 2013
PROPONENT:	Matt Cox
LOCATION:	2 O'Donnell Street Wyndham
AUTHOR:	Ken Lowth Environmental Health Officer
REPORTING OFFICER:	Nick Kearns, Director Community Development
FILE NO:	A263D
ASSESSMENT NO:	A263

PURPOSE

For Council to consider a request from the owner of 2 O'Donnell Street Wyndham to pay for the cost of work carried out on the septic tank system at that premise.

VOTING REQUIREMENT

Simple Majority

COUNCIL DECISION

Minute No. 10112

Moved: Cr M Kelly

Seconded: Cr R Dessert

That Council:

1. Advises Matt Cox the owner of 2 O'Donnell Street Wyndham that it will not reimburse him for the cost of the repair work to the septic tank and effluent disposal system on the property on the grounds that:
 - The blockage of the Public Works Department pipe has occurred through the natural build up silt and debris in a pipe that is not the property of the Shire.
 - The owner of the property in 2009 was advised by the Shire that the situation of effluent coming back onto the property could only be rectified by the installation of a conventional waste water disposal system located on the property.
2. Advises Matt Cox the owner of 2 O'Donnell Street Wyndham that he is required to dispose of all liquid waste on the property in accordance with the provisions of the *"Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974"* and that this is to be done within twelve (12) months.
3. Advises the owners of the other properties in the Wyndham Port that connect into the this Public Works Department drain that due to the health risks associated with the waste from this drain being disposed in close proximity to a residential area and playground they are required to dispose of all the effluent produced by the premise in accordance with the provisions of the *"Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974"* and that this is to be completed within twelve (12) months.
4. Advises the owners of the other properties that connect into the this Public Works Department drain that should there be any issues regarding the back-up of sewerage on their properties in the future that they will be required to dispose of all the effluent produced by the premise in accordance with the provisions of the *"Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974"*.

Carried Unanimously 6/0

COUNCIL DECISION

Minute No. 10113

Moved: Cr J Parker

Seconded: Cr J McCoy

That Council, in accordance with section 5.23(2) of the Local Government Act 1995 moves out from behind closed doors.

Carried Unanimously 6/0

5:51pm Council moves out from behind closed doors.

17. CLOSURE

The Shire President declares the meeting closed at 5:52pm. Thank you to staff for attendance in gallery.