WALGETT SHIRE COUNCIL

AGENDA

25 May 2010

RAY KENT
General Manager

18 May 2010

Walgett Shire Council
PO Box 31
WALGETT NSW 2832

NOTICE IS HEREBY GIVEN that the Ordinary Meeting of Walgett Shire Council will be held in the **Walgett Shire Council Chambers commencing at 10.00am.**

AGENDA

1. Opening of Meeting

2. Acknowledgement of Traditional Owners

I would like to acknowledge the traditional owners of the lands within the Walgett Shire and I would also like to acknowledge the Aboriginal and Torres Strait Islander people who now reside within this Shire.

3. Apologies

4. Welcome to Visitors

5. Public Forum Presentations

(Limited to five minute presentations, and must relate to items listed within the Business Paper)

6. Declaration of Pecuniary/Non Pecuniary Interests

7. Confirmation of Minutes

8. Reserve Trust Management Committee Reports

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19. Close of Meeting

3. Apologies

6. Declaration of Pecuniary/Non Pecuniary Interests

7. Confirmation of Minutes

WALGETT SHIRE COUNCIL

MINUTES

27th April 2010

RAY KENT
General Manager

WALGETT SHIRE COUNCIL MINUTES

MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE COLLARENEBRI BOWLING CLUB ON TUESDAY 27 APRIL 2010 COMMENCING AT 10:07 AM

PRESENT

Clr I Woodcock	(Mayor)
Clr G Colless	(Deputy Mayor)
Clr Martinez	
Clr K Smith	
Clr L Walford	
Clr R Greenaway	
Clr G Murray	
Ray Kent	(General Manager)
Ms C Medcalf	(Director, Corporate & Community Services)
Mr I Taylor	(Director, Rural Infrastructure & Support Services)
Mr F Coralde	(Director, Urban Infrastructure Services)
Mr M Goodwin	(Director, Planning and Regulatory Services)
Mrs J Campbell	(Minute Secretary)

Welcome to Visitors

The Mayor welcomed all visitors to the meeting and acknowledged the traditional owners of the land.

Apologies

That apologies from Clr Keir and Clr Lane be received and that a leave of absence be granted to both councillors.

Public Forum Presentations

Ian Kelly from Castlereagh Macquarie County Council spoke on the following items:

- Hudson Pear eradication program
- Council's Fruit Fly Control Contribution

Tanya Cameron from Rowena Precinct Committee spoke on the following items:

- Rowena Precinct Committee's request for an all weather road between Rowena and Cryon.
- Full investigation of the planting of trees in Rowena as part of the Regional Infrastructure Program

Neil Warden from the Walgett Special One Cooperative spoke on the following issues:

- Request for more support from Council in relation to investing in a local business
- Support from Council to assist in repairing the guttering at the Walgett BP Service Station
- Complaint about no support in kind from Council to help purchase land near the grain silos
- Complaint on the overgrowth of grass on the side of the roads
- Complaint regarding the opening of the 26 mile bridge on the Cumborah road during the latest flooding.

Dr Jolmer Smit and Shirley Wilson spoke on the following item:

- Their requests for connection to Council's water supply in Collarenebri.

Declaration of Pecuniary/Non Pecuniary Interests

Clr Greenaway declared a Non Pecuniary Interest in the following items:

- Item 1 – Collarenebri Town Hall (D1002226) Reserve Trust – Reimbursement of Hire Fee to Collarenebri CWA
- Question 3 in Questions with Notice from Councillor Greenaway relating to Namoi House and Barwon Cottage.

Clr Walford declared a Pecuniary Interest in item 15 – Community Partnerships Report

85/10	Confirmation of Council Minutes – 23 March 2010

Resolution:

1. That the minutes of the Council Meeting held on the 23rd March 2010 be confirmed.

Moved: Clr Colless
Seconded: Clr Smith

CARRIED

86/10	Collarenebri Town Hall (D1002226) Reserve Trust – Reimbursement of Hire Fee to Collarenebri CWA

Resolution:

1. That Council approve a donation of $100 to Collarenebri CWA for the hire fee of the combined area of the Collarenebri Town Hall – Section 356 Donation.

Moved: Clr Smith
Seconded: Clr Martinez

CARRIED

Mayoral Minutes

Nil

Motions of which Notice has been given

87/10	Notice of Motion – Connection to Collarenebri Water Supply

Motion:

1. That the application's to connect to the Collarenebri Urban Water Supply for Lot 68 DP 722945 and Lot 762 DP 762860 be reviewed.

Moved: Clr Smith
Seconded: Clr Greenaway

AMENDMENT:

That Council invite the applicants who wish to connect to the Collarenebri Urban Water Supply (Lot 68 DP 722945 and Lot 762 DP 762860) to submit applications

Moved: Clr Colless
Seconded: Clr Martinez

CARRIED

Public Forum Presentations

11:07 am Clr Walford, having declared a Pecuniary Interest, left the meeting

Janelle Whitehead from Murdi Paaki Regional Enterprise Corporation

- Spoke in relation to item 15 – Community Partnerships report.

Christine Corby from the Walgett Aboriginal Medical Centre

- Spoke in relation to item 15 – Community Partnerships report.

11:32 am Clr Walford returned to the meeting

88/10	Notice of Motion – Inclusion of Health & Allied practitioners in Councils Newsletter

Resolution:

1. That the Shire include in its quarterly newsletter the names and professions of all health & allied practitioners in the Shire.

Moved: Clr Murray
Seconded: Clr Greenaway

CARRIED

Presentation of Petitions

89/10	Petition – Opening Hours of Walgett Library

Resolution:

That:

1. The petition be received.
2. The request for extended opening hours be considered as a new expenditure proposal during the formulation of the 2010/11 Budget.
3. A notice be placed in the Walgett Library advising of Council's resolution in respect of the petition.

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

Councillors Questions with Notice

Clr Smith

Question 1:

What stage are we up to with house numbering in Collarenebri?

Response:

The Director Planning and Regulatory Services advised that initiation of house numbering in Collarenebri has been delayed due to the diversion of the GIS Coordinator to mapping tasks associated with the recent Narran River flood.

He further advised that completion of the project is likely to depend on the allocation of a budget in 2010-2011 of $20,000 for house numbers for all urban properties.

Clr Greenaway

Question 1:

What is the position that Council is in to date regards selling the flats in Euroka Street which were to be sold to help pay for the new units?

Response:

The Director Urban Infrastructure Services advised that Council's Solicitor has prepared the agency documents and sent them to local Walgett Agents (Kelly's Real Estate and Clemson & Hiscox) on 5 April 2010.

He further advised that the Solicitor's are still waiting to receive back these documents from the agents.

Question 2:

What results has Council had in rectifying the problem of water which lays on the Skate Board Park cement slab?

Response:

The Director Corporate Services advised that a report has been provided in this agenda.

Question 3:

Who is the new supervisor of Namoi House & when will Barwon Cottage be fully operational?

Response:

The Director Corporate Services advised that Marinos Anagnostopoulos is the new Coordinator at Namoi House.

Barwon Cottage 2nd round interviews are to be held early next week. As soon as appointments are made the Cottage will be fully operational. Children's services are re-commencing on Monday 19 April 2010.

Question 4:

Has Council made any progress towards the removal of the derelict carport/old lube bay in Wilson Street Collarenebri, commonly known as Bruce's Garage?

Response:

The Director Planning and Regulatory Services advised that a "notice of intention" to issue order number 2 under section 121B of the Environmental Planning and Assessment Act 1979 was issued to OD and MJ Cridge as the land owners of lot 1, DP 186099 on 8 March 2010. The notice indicated that Walgett Shire Council was proposing to issue an order requiring the demolition of "the wind and fire damaged carport that adjoins the footpath".

The notice was returned by Australia Post marked "Returned to Sender", "Refused". A re-inspection on 14 April 2010 showed that the building remains in a derelict state. A demolition order will be issued at the earliest opportunity.

Reports of Delegates and Representatives

90/10	Western Division Group of the Shires Association of NSW - Minutes

Resolution:

1. That the Minutes be received.

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

WALGETT SHIRE COUNCIL MINUTES

91/10	North West Weight of Loads Committee - Minutes

Resolution:

1. That Council note the minutes of the North West Weight of Loads Group.

Moved: Clr Murray
Seconded: Clr Martinez

CARRIED

92/10	Western Slopes District Emergency Management Committee

Resolution:

1. That Council note the minutes of the Western Slopes District Emergency Management Committee meetings held June, September and December 2009.

Moved: Clr Greenaway
Seconded: Clr Smith

CARRIED

93/10	NSW Rural Fire Service North West Zone Service Level Agreement Committee meeting

Resolution:

1. That Council note the draft minutes of the North West Zone Rural Fire Service meeting held in accordance with the Service Level Agreement with its constituent Councils March 2010.

Moved: Clr Smith
Seconded: Clr Walford

CARRIED

94/10	Walgett Local Emergency Management Committee

Resolution:

1. That Council note the minutes of the Walgett Local Emergency Management Committee meetings held in association with the March 2010 Flood Event.

Moved: Clr Walford
Seconded: Clr Smith

CARRIED

WALGETT SHIRE COUNCIL MINUTES

Reservation of items for Debate

Nil

Reports of Officers

95/10 Meetings of the Lightning Ridge Precinct Committee - Minutes

Resolution:

1. That the Minutes of the meetings of the Precinct Committee be noted.

Moved: Clr Martinez
Seconded: Clr Walford

CARRIED

96/10 Meetings of the Collarenebri Precinct Committee - Minutes

Resolution:

1. That the Minutes of the March meeting of the Precinct Committee be noted.

Moved: Clr Greenaway
Seconded: Clr Smith

CARRIED

97/10 Council decisions Action Report – 23.03.10

Resolution:

1. That the report be received.

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

98/10 Castlereagh Macquarie County Council Invoice – Fruit Fly Control

Resolution:

1. That Castlereagh Macquarie County Council be directed to cease fruit fly control activities in Walgett Shire.

Moved: Clr Martinez
Seconded: Clr Smith

CARRIED

WALGETT SHIRE COUNCIL MINUTES

99/10	Skate Park Water Pooling

Resolution:

That:

1. Investigations continue and the Director Corporate & Community Services provide a report at the next Council meeting.

Moved: Clr Walford
Seconded: Clr Smith

CARRIED

100/10	Tourism Branding Resource Production

Resolution:

That:

1. $73,665 be allocated from the existing tourism budget for production of the Visitor Information Guide.

2. The remaining amount of $43,930 be allocated from the 2010/11 baseline tourism budget.

Moved: Clr Martinez
Seconded: Clr Murray

CARRIED

NOTE: Clr Greenaway and Clr Smith voted against the motion

101/10	Grey Park – Regulatory Sign

Resolution:

That:

1. Regulatory signage be installed at Grey Park Walgett prohibiting entry into the Park from 10pm – 6am.

Moved: Clr Colless
Seconded: Clr Walford

CARRIED

12:30 Clr Walford Left the meeting

WALGETT SHIRE COUNCIL MINUTES

102/10 Community Partnerships Report

Resolution:

Council endorses signing the MOU with Walgett Aboriginal Medical Service Co-operative Ltd

Moved: Clr Greenaway
Seconded: Clr Martinez

CARRIED

103/10 Community Partnerships Report – MOU with Murdi Paaki

Resolution:

That Council defer consideration of the MOU with Murdi Paaki until after rectification of works on previous jobs.

Moved: Clr Colless
Seconded: Clr Martinez

CARRIED

12:40 Clr Walford returned to the meeting

104/10 Debt Recovery Progress Report

Resolution:

That:

1. Council note the Debt Recovery Flow Report and the Summary Report Information Comparison Graph.

Moved: Clr Murray
Seconded: Clr Colless

CARRIED

105/10 Cash on Hand and Investment Report as at 31 March 2010

Resolution:

1. That the cash on hand and investment report as at 31 March 2010 be received.

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

WALGETT SHIRE COUNCIL MINUTES

106/10	Base Line Budget as at 31 March 2010

Resolution:

1. That Council note the report.

Moved: Clr Martinez
Seconded: Clr Walford

CARRIED

107/10	Estimate of Reserves as at 30 June 2010

Resolution:

1. That Council note the report.

Moved: Clr Greenaway
Seconded: Clr Smith

CARRIED

108/10	New Expenditure proposals for 2010/2011 Budget

Resolution:

1. That Council consider the list of new expenditure proposals on 30 April 2010 at the budget strategy session.

Moved: Clr Smith
Seconded: Clr Martinez

CARRIED

1:05pm Adjourned for lunch
1:35pm returned from lunch

1:38pm Clr Walford left the meeting
1:42pm Clr Walford returned to the meeting

WALGETT SHIRE COUNCIL MINUTES

109/10	Rates, Fees and Charges 2010/2011

Motion:

That Council:

1. Advertise the proposed 2010/2011 rates as per the attached rates schedules and in accordance with S535 of the Local Government Act 1993.

2. Advertise the proposed 2010/2011 fees and charges as per the attached fees and charges schedules and in accordance with S535 of the Local Government Act 1993.

Moved: Clr Murray
Seconded: Clr Walford

AMENDMENT

That Council:

1. Advertise the proposed 2010/2011 rates, other than the Lightning Ridge water rate, as per the attached rates schedules and in accordance with S535 of the Local Government Act 1993

2. Advertise the proposed 2010/2011 fees and charges as per the attached fees and charges schedules and in accordance with S535 of the Local Government Act 1993.

Moved: Clr Woodcock
Seconded: Clr Walford

AMENDEMENT BECAME MOTION

MOTION CARRIED

WALGETT SHIRE COUNCIL MINUTES

Ordinary Rates									
Description	No Assess	Rate in $	Base	Minimum	2011 Ad Valorum	2011 Base	2011 Total	2011 Base %	Avg Per Assess
Walgett Residential	638	0.04369734	175	0	171,472.80	111,650.00	283,122.80	39.44%	443.77
L/Ridge Residential	656	0.0108833	175	0	176,438.97	114,800.00	291,238.97	39.42%	443.96
Collarenebri Residential	205	0.1175	133	0	47,889.96	27,265.00	75,154.96	36.28%	366.61
B/Junction Residential	98	0.033	123	0	21,167.85	12,054.00	33,221.85	36.28%	339
Carinda Residential	76	0.15315102	72	0	6,623.75	5,472.00	12,095.75	45.24%	159.15
Cumborah Residential	56	0.01705212	67	0	5,187.28	3,752.00	8,939.28	41.97%	159.63
Rowena/CBC Residential	40	0.42590286	67	0	3,704.95	2,680.00	6,384.95	41.97%	159.62
Residential - Preserved Opal Fields	1773	0.05008896	118	0	214,569.50	209,214.00	423,783.50	49.37%	239.02
Residential - Other	109	0.00796433	118	0	23,549.22	12,862.00	36,411.22	35.32%	334.05
Walgett Business	113	0.0486096	225	0	66,982.07	25,425.00	92,407.07	27.51%	817.76
L/Ridge Business	106	0.0103113	225	0	64,263.16	23,850.00	88,113.16	27.07%	831.26
Collarenebri Business	32	0.12098592	185	0	12,871.66	5,920.00	18,791.66	31.50%	587.24
B/Junction Business	19	0.03591	175	0	8,966.74	3,325.00	12,291.74	27.05%	646.93
Carinda Business	13	0.03601415	103	0	2,625.42	1,339.00	3,964.42	33.78%	304.96
Cumborah Business	0	0.01705212	67	0	0	0	0	0.00%	0
Rowena/CBC Business	7	0.32388255	103	0	971.64	721	1,692.64	42.60%	241.81
Business - Preserved Opal Fields	56	0.06156	175	0	14,903.66	9,800.00	24,703.66	39.67%	441.14
Business - Other	98	0.01008815	139	0	14,291.90	13,622.00	27,913.90	48.80%	284.84
Rural (Farmland)	724	0.00449338	0	175.34	2,226,961.61	0	2,226,961.61	0.00%	3,075.91
Rural Irrigable	87	0.00540944	0	175.34	715,970.90	0	715,970.90	0.00%	8,229.55
Total Ordinary Rates	4906				**3,799,413.04**	**583751**	**4,383,164.04**		
					Notional Yield		4,268,128.08		
					Increase 2.6%		110,971.33		
					Under rated in 2010		4,065.00		
					2010 Farmland Writeoff		0		
					Allowable Yield		**4,383,164.41**		

WALGETT SHIRE COUNCIL MINUTES

Charges									
Description	No Assess	Charge Per Service	Number of Services				2011 Total		
Domestic Waste Management									
Waste Management Charge	5043	42.90	5,043				216,344.70		
Garbage Collection Charge (S501) per occupancy (per bin)	1713	392.46	1,987				779,818.02		
Trade Waste Management									
240L MGB Weekly Service	22	392.46	71				27,864.66		
360L MGB Twice Weekly Service	6	1092.50	32				34,960.00		
360L MGB Weekly Service	15	546.25	75				40,968.75		
Sewerage									
Walgett	791	372.37	791				294,544.67		
Lightning Ridge	761	352.58	761				268,313.38		
Collarenebri	222	403.07	222				89,481.54		
Additional Sewer Connections (per connection)									
Walgett	39	372.37	76				28,300.12		
Lightning Ridge	24	352.58	34				11,987.72		
Collarenebri	3	403.07	8				3,224.56		
Cistern Charges - hotels, motels, caravan parks, licensed clubs									
Walgett	19	58.33	229				13,357.57		
Lightning Ridge	15	54.96	237				13,025.52		
Collarenebri	4	63.23	24				1,517.52		
Water									
Walgett	817	790.17	817				645,568.89		
Lightning Ridge	779	702.68	779				547,387.72		
Collarenebri	254	820.48	254				208,401.92		
Carinda Town Bore	53	345.20	53				18,295.60		
Rowena Bore	17	405.84	17				6,899.28		
Carinda Bore	1	328.00	1				328.00		
Cumborah Bore	0	367.79	0				0.00		

WALGETT SHIRE COUNCIL MINUTES

SERVICE PROVIDED	RATES, RATING INFORMATION AND ENQUIRY FEES	2010/2011	GST	TOTAL
Section 603 Certificate		$ 60.00	Nil	$ 60.00
Urgent Section 603 Certificate		$ 120.00	Nil	$ 120.00
Information given in writing		$ 20.00	$ 2.00	$ 22.00
Inspection of valuation records by applicant	*per hour or part thereof*	$ 30.00	$ 3.00	$ 33.00
Search conducted by Council	*per hour or part thereof*	$ 60.00	$ 6.00	$ 66.00
Reprinting rate notices	*per notice*	$ 5.00	$ 0.50	$ 5.50

	RATES - PENALTIES	2010/2011	GST	TOTAL
Accrual of Interest on Rates and Charges (Refer Section 566 Local Government Act)		9%	Nil	9%
Legal Fees				actual cost

SERVICE PROVIDED	DOMESTIC WASTE MANAGEMENT	2010/2011	GST	TOTAL
Waste Management Charge	*per annum*	$ 42.90	Nil	$ 42.90
Garbage Collection Charge (5501) per occupancy	*per bin per annum*	$ 392.46	Nil	$ 392.46
Additional Bin Collection	*per bin per annum*	$ 341.27	Nil	$ 341.27
Late Collection Charge		$ 83.25	Nil	$ 83.25

SERVICE PROVIDED	TRADE WASTE MANAGEMENT	2010/2011	GST	TOTAL
Trade Waste Management				
240L MGB Collection - weekly collection	*per bin per annum*	$ 392.46	Nil	$ 392.46
360L MGB Collection - twice weekly collection	*per bin per annum*	$ 1,092.50	Nil	$ 1,092.50
360L MGB weekly Service	*per bin per annum*	$ 546.25	Nil	$ 546.25

SERVICE PROVIDED	SEWERAGE	2010/2011	GST	TOTAL
Walgett	per annum	372.37	Nil	372.37
Lightning Ridge	per annum	352.58	Nil	352.58
Collarenabri	per annum	403.07	Nil	403.07
Additional Sewer Connections (per connection)				
Walgett	per annum	372.37	Nil	372.37
Lightning Ridge	per annum	352.58	Nil	352.58
Collarenabri	per annum	403.07	Nil	403.07
Cistern charges - hotels, motels, caravan parks, licensed clubs				
Walgett	per annum	58.33	Nil	58.33
Lightning Ridge	per annum	54.96	Nil	54.96
Collarenabri	per annum	63.23	Nil	63.23
Lightning Ridge Pump Assisted Sewerage Charge	per annum	352.58	Nil	352.58

SERVICE PROVIDED	WATER	2010/2011	GST	TOTAL
Carinda	*per annum per property*	$ 328.76	Nil	$ 328.76
Rowena	*per annum per property*	$ 405.84	Nil	$ 405.84
Carinda Bore Water	*per annum per unit*	$ 328.00	Nil	$ 328.00
Carinda Town Bore Water	*per annum per property*	$ 345.20	Nil	$ 345.20
Cumborah	*per annum per property*	$ 367.79	Nil	$ 367.79
Walgett	*per assessment or per dwelling (whichever is greater)*	$ 790.17	Nil	$ 790.17
Lightning Ridge	*per assessment or per dwelling (whichever is greater)*	$ 702.68	Nil	$ 702.68
Collarenabri	*per assessment or per dwelling (whichever is greater)*	$ 820.48	Nil	$ 820.48
Metered Standpipes	*per load*	$ 57.75	Nil	$ 57.75

WALGETT SHIRE COUNCIL MINUTES

- ADD	per kilolitre	$ 1.22	Nil	$ 1.22
Meter Reading Charge	per request	$ 33.08	Nil	$ 33.08

SERVICE PROVIDED	ADMINISTRATION	2010/2011	GST	TOTAL
Research Staff Costs (minimum one hour)	per hour	$ 59.09	$ 5.91	$ 65.00
Document Folding	per 1,000 or part thereof	$ 36.36	$ 3.64	$ 40.00
Typing	per hour	$ 54.55	$ 5.45	$ 60.00
Laminating	A4	$ 3.64	$ 0.36	$ 4.00
Laminating	A3	$ 5.45	$ 0.55	$ 6.00
Laminating (Large Documents)	per linear cm	$ 0.23	$ 0.02	$ 0.25
Plans and Map Printing - over the counter	A3 to A2	$ 4.00	Nil	$ 4.00
Plans and Map Printing - over the counter	A2 to A1	$ 6.50	Nil	$ 6.50
Plans and Map Printing - over the counter	A1 or larger	$ 11.00	Nil	$ 11.00
Plans and Map Printing - by post	Smaller than A1	$ 12.00	Nil	$ 12.00
Plans and Map Printing - by post	A1 or larger	$ 17.00	Nil	$ 17.00
Binding	First 100 pages	$ 3.64	$ 0.36	$ 4.00
- ADD	per each additional 100 pages	$ 2.73	$ 0.27	$ 3.00
Freedom of Information Application		$ 30.00	Nil	$ 30.00
Freedom of Information - Internal Review	per hour	$ 30.00	Nil	$ 30.00

SERVICE PROVIDED	LIBRARY	2010/2011	GST	TOTAL
Photocopying B&W	per page	$ 0.28	$ 0.03	$ 0.31
Overdue Item	per item	$ 0.56	$ 0.06	$ 0.61
- ADD	per day	$ 0.19	$ 0.02	$ 0.20
Lost Membership Card		$ 1.53	$ 0.15	$ 1.69

SERVICE PROVIDED	WALGETT VISITOR INFORMATION AND INTERNET CENTRE	2010/2011	GST	TOTAL
BLACK & WHITE COPYING				
Photocopying B&W - A4 Single - (0-50 copies)	per page	$ 0.32	$ 0.03	$ 0.35
Photocopying B&W - A4 Single - (51-100 copies)	per page	$ 0.27	$ 0.03	$ 0.30
Photocopying B&W - A4 Single - (101-500 copies)	per page	$ 0.23	$ 0.02	$ 0.25
Photocopying B&W - A4 Single - (501+ copies)	per page	$ 0.18	$ 0.02	$ 0.20
Photocopying B&W - A4 Double sided - (0-50+ copies)	per page	$ 0.41	$ 0.04	$ 0.45
Photocopying B&W - A4 Double sided - (51-100+ copies)	per page	$ 0.36	$ 0.04	$ 0.40
Photocopying B&W - A4 Double sided - (101-500+ copies)	per page	$ 0.32	$ 0.03	$ 0.35
Photocopying B&W - A4 Double sided - (501+ copies)	per page	$ 0.27	$ 0.03	$ 0.30
Photocopying B&W - A3 Single - (0-50 copies)	per page	$ 0.59	$ 0.06	$ 0.65
Photocopying B&W - A3 Single - (51-100 copies)	per page	$ 0.55	$ 0.05	$ 0.60
Photocopying B&W - A3 Single - (101-500 copies)	per page	$ 0.50	$ 0.05	$ 0.55
Photocopying B&W - A3 Single - (501+ copies)	per page	$ 0.45	$ 0.05	$ 0.50
Photocopying B&W - A3 Double sided - (0-50 copies)	per page	$ 0.68	$ 0.07	$ 0.75
Photocopying B&W - A3 Double sided - (51-100 copies)	per page	$ 0.64	$ 0.06	$ 0.70
Photocopying B&W - A3 Double sided - (101-500 copies)	per page	$ 0.59	$ 0.06	$ 0.65
Photocopying B&W - A3 Double sided - (501+ copies)	per page	$ 0.55	$ 0.05	$ 0.60
COPYING TO COLOUR PAPER				
Photocopying Colour Paper - A4 Single - (0-50 copies)	per page	$ 0.32	$ 0.03	$ 0.35
Photocopying Colour Paper - A4 Single - (51+ copies)	per page	$ 0.27	$ 0.03	$ 0.30
Photocopying Colour Paper - A4 Double sided - (0-50 copies)	per page	$ 0.41	$ 0.04	$ 0.45
Photocopying Colour Paper - A4 Double sided - (51+ copies)	per page	$ 0.36	$ 0.04	$ 0.40
COLOUR COPYING				
Photocopying Colour - A4 Full Page - (0-50 copies)	per page	$ 3.82	$ 0.38	$ 4.20
Photocopying Colour - A4 Full Page - (51+ copies)	per page	$ 3.45	$ 0.35	$ 3.80
Photocopying Colour - A3 Full Page - (0-50 copies)	per page	$ 5.82	$ 0.58	$ 6.40
Photocopying Colour - A3 Full Page - (51+ copies)	per page	$ 5.27	$ 0.53	$ 5.80
COLOUR COPYING - Authorised School Projects				
Photocopying Colour School Projects - A4 Full Page - (0-50 copies)	per page	$ 3.45	$ 0.35	$ 3.80
Photocopying Colour School Projects - A4 Full Page - (51+ copies)	per page	$ 3.45	$ 0.35	$ 3.80
Photocopying Colour School Projects - A3 Full Page - (0-50 copies)	per page	$ 5.27	$ 0.53	$ 5.80
Photocopying Colour School Projects - A3 Full Page - (51+ copies)	per page	$ 5.27	$ 0.53	$ 5.80
COLOUR COPYING - Additional Charges				
Wallet size		$ 0.50	$ 0.05	$ 0.55

WALGETT SHIRE COUNCIL MINUTES

4" x 6"		$ 1.09	$ 0.11	$ 1.20
5" x 7"		$ 2.09	$ 0.21	$ 2.30
6.5" x 8.5"		$ 3.09	$ 0.31	$ 3.40
FAXING				
Inwards	*initial page*	$ 1.09	$ 0.11	$ 1.20
+ ADD	*additional page*	$ 0.47	$ 0.05	$ 0.51
Outwards	*initial page*	$ 3.00	$ 0.30	$ 3.30
+ ADD	*additional page*	$ 0.45	$ 0.05	$ 0.50
PHOTO QUALITY COPYING (Best quality paper used)				
Black & White A4 Full Page		$ 0.36	$ 0.04	$ 0.40
Colour A4 Full Page		$ 4.09	$ 0.41	$ 4.50
Sepia A4 Full Page		$ 2.27	$ 0.23	$ 2.50
Black & White 8.5" x 6.5"		$ 0.36	$ 0.04	$ 0.40
Colour 8.5" x 6.5"		$ 3.18	$ 0.32	$ 3.50
Sepia 8.5" x 6.5"		$ 1.82	$ 0.18	$ 2.00
Black & White 5" x 7"		$ 0.36	$ 0.04	$ 0.40
Colour 5" x 7"		$ 2.00	$ 0.20	$ 2.20
Sepia 5" x 7"		$ 1.09	$ 0.11	$ 1.20
Black & White 4" x 6"		$ 0.36	$ 0.04	$ 0.40
Colour 4" x 6"		$ 1.18	$ 0.12	$ 1.30
Sepia 4" x 6"		$ 0.73	$ 0.07	$ 0.80
Black & White Wallet Size		$ 0.36	$ 0.04	$ 0.40
Colour Wallet Size		$ 0.59	$ 0.06	$ 0.65
Sepia Wallet Size		$ 0.50	$ 0.05	$ 0.55
PRINTING				
Black & White Copies	*per page*	$ 0.36	$ 0.04	$ 0.40
Colour Copies	*per page*	$ 3.36	$ 0.34	$ 3.70
LAMINATING				
Laminating - A3		$ 5.91	$ 0.59	$ 6.50
Laminating - A4		$ 4.09	$ 0.41	$ 4.50
Laminating - A5		$ 2.00	$ 0.20	$ 2.20
Laminating - Credit Card Size		$ 1.09	$ 0.11	$ 1.20
INTERNET CHARGES				
Internet Usage	*Initial ½ hour*	$ 3.18	$ 0.32	$ 3.50
+ ADD	*per minute thereafter*	$ 0.14	$ 0.01	$ 0.15
Internet Usage - Members	*per hour*	$ 3.64	$ 0.36	$ 4.00
TYPING	*per hour*	$ 63.64	$ 6.36	$ 70.00

SERVICE PROVIDED	CEMETERY			
		2010/2011	GST	TOTAL
BURIAL - Lawn Section				
Walgett only				
NOTE: Grave excavation included				
a) 1st Interment		$ 1,090.91	$ 109.09	$ 1,200.00
b) Reopening for 2nd Interment		$ 545.45	$ 54.55	$ 600.00
c) Childs cask (less than 1.1 m long)		$ 272.73	$ 27.27	$ 300.00
Note: A standard lawn cemetery plaque up to the value of $200.00 and its installation is included in the interment fee.				
BURIAL - monumental section (Walgett, Lightning Ridge, Collarenebri)				
NOTE: Grave excavation included				
a) 1st Interment or		$ 636.36	$ 63.64	$ 700.00
b) Reopening for 2nd Interment or		$ 318.18	$ 31.82	$ 350.00
c) Childs cask (less than 1.1 m long)		$ 181.82	$ 18.18	$ 200.00
BURIAL - monumental section				
Burren Junction, Cumborah, Angledool and Carinda				
NOTE: Permit only. Grave excavation not included. Council excavation work is additional on a per job basis				
a) 1st Interment or		$ 400.00	Nil	$ 400.00
b) Reopening for 2nd Interment or		$ 200.00	Nil	$ 200.00
c) Childs cask (less than 1.1 m long)		$ 150.00	Nil	$ 150.00
BURIAL - ADDITIONAL CHARGES				
(Where Council excavates the grave)				
a) Weekend and public holiday interment		$ 300.00	$ 30.00	$ 330.00
b) Extra (double) depth		$ 90.91	$ 9.09	$ 100.00

WALGETT SHIRE COUNCIL MINUTES

BURIAL RESERVATION				
All Public Cemeteries	*per plot*	$ 181.82	$ 18.18	$ 200.00
MEMORIAL WALL (where provided)				
Niche and plaque up to a value of $90.00 (inc GST)		$ 200.00	$ 20.00	$ 220.00
Copy of Cemetery Register				
a) Digital (email or CD)		$ 18.18	$ 1.82	$ 20.00
b) Printed		$ 36.36	$ 3.64	$ 40.00
Note: Cemetery plot maps and burial details can be downloaded from Council's web site for free as pdf files.				
Exhumation - fee		$ 260.00	Nil	$ 260.00
Exhumation - excavation, ancillary staff & equipment		cost	yes	cost

SERVICE PROVIDED — ***IMPOUNDING***

		2010/2011	GST	TOTAL
Abandoned Vehicles				
Charges for seizure, taking custody, removal, keeping and releasing vehicle				
a) Examination and valuation of vehicle		$ 75.00	Nil	$ 75.00
b) Photographs		$ 25.00	Nil	$ 25.00
c) Notice to Police		$ 50.00	Nil	$ 50.00
d) Advertising Charges		$ 40.00	Nil	$ 40.00
+ ADD		cost	Nil	cost
e) Notification		$ 30.00	Nil	$ 30.00
f) Release Fee		$ 50.00	Nil	$ 50.00
g) Towing and Removal		$ 40.00	Nil	$ 40.00
+ ADD		cost	Nil	cost
h) Charges for keeping vehicle in custody per day		$ 25.00	Nil	$ 25.00
Impounding of Abandoned Shopping Trolleys.		$ 80.00	Nil	$ 80.00

SERVICE PROVIDED — ***ANIMAL CONTROL***

		2010/2011	GST	TOTAL
REGISTRATION				
Desexed Cat or Dog		$ 40.00	Nil	$ 40.00
Desexed Cat or Dog owned by Pensioner		$ 15.00	Nil	$ 15.00
Entire (not desexed) Cat or Dog		$ 150.00	Nil	$ 150.00
Entire (not desexed) Cat or Dog owned by a Registered Breeder		$ 40.00	Nil	$ 40.00
Assistance Dogs		Free	Nil	Free
Micro chipping		$ 55.00	Nil	$ 55.00
IMPOUNDED CATS & DOGS				
Dog and Cat Impounding Release Fee		$ 30.00	Nil	$ 30.00
Dog and Cat Impounding Sustenance	*per day*	$ 25.00	Nil	$ 25.00
SALE OF CATS & DOGS				
All animals are to be desexed and vaccinated			Discounted veterinary fees	
+ ADD (administration fees)		$ 18.18	$ 1.82	$ 20.00
IMPOUNDED HORSES ETC				
Administration Costs for impounded horses, cattle, goats and sheep:-			Actual veterinary fees	
+ ADD (administration fees)		$ 40.00	Nil	$ 40.00
a) Entry of Impounding		$ 30.00	Nil	$ 30.00
b) Entry of Release		$ 15.00	Nil	$ 15.00
c) Advertising		cost	Nil	cost
+ ADD (administration fees)		$ 25.00	Nil	$ 25.00
d) Notice of Impounding		$ 30.00	Nil	$ 30.00
e) Transportation to pound		cost	Nil	cost
+ ADD (administration fees)		$ 40.00	Nil	$ 40.00
DRIVING FEES				
Rates for driving or taking to pound, horses, asses, mules, cows or camels				
1st Animal	*per km*	$ 0.80	Nil	$ 0.80
2nd Animal	*per km*	$ 0.60	Nil	$ 0.60
Additional Animals	*per km*	$ 0.33	Nil	$ 0.33
Driving Fees				
(Owned by the same person and impounded at the one time)				

WALGETT SHIRE COUNCIL MINUTES

0 - 100 sheep	per km	$ 2.00	Nil	$ 2.00
Each additional 100 sheep (or part thereof)	per km	$ 1.00	Nil	$ 1.00
Driving Fees - Every goat or pig	each	$ 1.00	Nil	$ 1.00
Sustenance - Horses, cattle, goats and sheep				
Cattle and Horses (Weekdays)	each	$ 5.00	Nil	$ 5.00
Cattle and Horses (Weekends & Public Holidays)	each	$ 10.00	Nil	$ 10.00
(Minimum charge of $40.00 per day per owner)				

SERVICE PROVIDED	CONSTRUCTION AND COMPLYING DEVELOPMENT CERTIFICATES	2010/2011	GST	TOTAL
APPLICATIONS				
(i) <$5,000		$ 50.00	Nil	$ 50.00
+ ADD		0.5% x proposed building cost		
(ii) >$5,000 and < $100,000		$ 50.00	Nil	$ 50.00
+ ADD		0.35% x proposed building cost		
(iii) >$100,000 and <$250,000		$ 407.50	Nil	$ 407.50
+ ADD		0.2% x proposed building cost		
(iv) >$250,000		$ 707.50	Nil	$ 707.50
+ ADD		0.1% x proposed building cost		
Lodgement with Council of a:		$ 30.00	Nil	$ 30.00
- A Complying Development Certificate,				
- A Construction Certificate,				
- An occupation certificate, OR				
- A subdivision certificate,				
issued by a private certifier				

SERVICE PROVIDED	CONSTRUCTION AND COMPLYING DEVELOPMENT CERTIFICATES	2010/2011	GST	TOTAL
Construction Certificate and Complying Development Certificate modification fee				
Class 1,10	*per application*	$ 30.00	Nil	$ 30.00
Class 2-9	*per application*	50% x original application fee		

SERVICE PROVIDED	BUILDING/PLANNING CERTIFICATES	2010/2011	GST	TOTAL
Outstanding Notices Certificate (S.735A of the Local Government Act)		$ 50.00	Nil	$ 50.00
Orders Certificate (S.121ZP of the Environmental Planning and Assessment Act 1979)		$ 50.00	Nil	$ 50.00
Planning Certificates (S.149 (2))		$ 40.00	Nil	$ 40.00
Planning Certificate with additional information (S.149 (2) & (5))		$ 100.00	Nil	$ 100.00
Swimming Pool Certificate of compliance (Cl. 17 Swimming Pools Reg. 2008)		$ 70.00	Nil	$ 70.00
Swimming Pool Certificate of exemption (Cl. 13 Swimming Pools Reg. 2008)		$ 70.00	Nil	$ 70.00
Building certificate - See Clause 260 under DA fees				

SERVICE PROVIDED	MANDATORY INSPECTIONS	2010/2011	GST	TOTAL
BCA 1a or 1b (domestic)				
- new building up to $100,000	Up to 8 inspections	$ 345.45	$ 34.55	$ 380.00
- new building over $100,000	Up to 8 inspections	$ 431.82	$ 43.18	$ 475.00
- minor alterations & additions	Up to 3 inspections	$ 200.00	$ 20.00	$ 220.00
- major alterations & additions	Up to 5 inspections	$ 431.82	$ 43.18	$ 475.00
BCA 2,3 or 4 (commercial)				
- Up to $500,000	Up to 6 inspections	$ 472.73	$ 47.27	$ 520.00
- Over $500,000	Up to 10 inspections typically	$ 772.73	$ 77.27	$ 850.00
BCA 10a	Up to 3 inspections	$ 181.82	$ 18.18	$ 200.00
BCA 10b - fencing, flagpoles, etc	Up to 2 inspections	$ 109.09	$ 10.91	$ 120.00
BCA 5,6,7 or 8 (commercial)				

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Up to $250,000	Up to 5 inspections	$ 431.82	$ 43.18	$ 475.00
- Over $250,000	Up to 8 inspections	$ 636.36	$ 63.64	$ 700.00
BCA 9a, 9b, or 9c (commercial)				
- Up to $249,999	Up to 5 inspections (typically)	$ 431.82	$ 43.18	$ 475.00
- Up to $250,000 to 1.0M	Up to 10 inspections (typically)	$ 800.00	$ 80.00	$ 880.00
- Over $1.0M	Fees calculated based on number & complexity of inspections required			
Pool				
- Inground	Up to 6 inspections incl. fences	$ 345.45	$ 34.55	$ 380.00
- above ground	Up to 3 inspections incl. fences	$ 181.82	$ 18.18	$ 200.00
Additional or repeat inspections	each	$ 90.91	$ 9.09	$ 100.00
Restumping of Buildings.	Up to 2 inspections	$ 156.36	$ 15.64	$ 172.00
Demolition (where requested)				
- With asbestos	Up to 3 inspections	$ 240.00	$ 24.00	$ 264.00
- Without asbestos	Up to 2 inspections	$ 156.36	$ 15.64	$ 172.00
Manufactured home or moveable dwelling (S.68)	Up to 3 inspections	$ 240.00	$ 24.00	$ 264.00
Requested inspections of Slab, frames, etc on commercial basis for work not associated with a CC or CDC	per inspection	$ 136.36	$ 13.64	$ 150.00

SERVICE PROVIDED	INSPECTIONS - HEALTH	2010/2011	GST	TOTAL
Inspection fee on behalf of a Private Certifier where Council is not the issuer of the Construction Certificate or Complying Development Certificate (per inspection)	per inspection	$ 150.00	Nil	$ 150.00
Hair, Beauty or Skin Penetration Premises Inspection Fee		$ 100.00	Nil	$ 100.00
Food Premises inspection Fee		$ 100.00	Nil	$ 100.00
Trade waste inspection		$ 100.00	Nil	$ 100.00

SERVICE PROVIDED	BUILDING/PLANNING RESEARCH	2010/2011	GST	TOTAL
In depth advice or research by professional staff not covered by other fees or charges (Minimum Charge $100.00)	per hour	$ 90.91	$ 9.09	$ 100.00
	per km travelling	$ 0.91	$ 0.09	$ 1.00
Administrative Fee for searching Planning & Regulatory Services records (Minimum charge $44.00)	per hour	$ 40.00	$ 4.00	$ 44.00
List of Development Applications or Construction Certificates, digital format only				
6 months		$ 80.00	Nil	$ 80.00
12 months		$ 100.00	Nil	$ 100.00
Existing Use - Written Response	minimum	$ 70.00	Nil	$ 100.00
Rezoning enquiry requiring written response	minimum	$ 140.00	Nil	$ 140.00

SERVICE PROVIDED	ACTIVITY - MANUFACTURED HOME	2010/2011	GST	TOTAL
Activity Approval A1 - install manufactured home, moveable dwelling, etc on land		$ 450.00	Nil	$ 450.00

SERVICE PROVIDED	ACTIVITY - PLUMBING	2010/2011	GST	TOTAL
Activity Approval B1 - Water Supply Work				
a) new service		$ 150.00	Nil	$ 150.00
b) modify existing		$ 75.00	Nil	$ 75.00
Activity Approval B2 - Draw and Sell Water from Council Supply	per annum	$ 200.00	Nil	$ 200.00

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Activity Approval B3 - Water Connection or Meter - STANDARD CONNECTIONS			
All prices include water meters			
standard single 20mm water connection (raw or filtered)	$ 700.00	Nil	$ 700.00
dual 20mm water connection (raw and filtered)	$ 950.00	Nil	$ 950.00
single 25mm water connection(raw or filtered)	$ 800.00	Nil	$ 800.00
dual 25mm water connection (raw and filtered)	$ 1,100.00	Nil	$ 1,100.00
Activity Approval B3 - Water Connection or Meter - NON-STANDARD CONNECTIONS			
For services greater than 25mm	cost	Nil	cost
For relocation or replacement of services with a larger service	cost	Nil	cost
Activity Approval B3 & B4 - Water & sewer			
Disconnection from council water & sewer mains	$ 300.00	Nil	$ 300.00
Reconnection (where existing meter in place)	$ 100.00	Nil	$ 100.00
Activity Approval B4 - Sewerage Work			
a) new service	$ 180.00	Nil	$ 180.00
b) modify existing	$ 80.00	Nil	$ 80.00
c) re-connection	$ 100.00	Nil	$ 100.00
Activity Approval B5 - Stormwater Drainage			
a) new service	$ 100.00	Nil	$ 100.00
b) modify existing	$ 50.00	Nil	$ 50.00
Activity Approval B6 - Connect private sewer to public sewer *per connection*	$ 600.00	Nil	$ 600.00
Activity Approval - combined application *per connection*	$ 350.00	Nil	$ 350.00
Any domestic B1, B4 and B5 Activity Applications (other than water connection or meter), where complete applications are lodged at same time with a single plumber			
Water Connection Fee	$ 235.00	Nil	$ 235.00

SERVICE PROVIDED	ACTIVITY - WASTE		
	2010/2011	GST	TOTAL
Activity Approval C4 - Dispose of Waste into a Council Sewer			
Contractor access for disposal of septic waste into Council sewage/effluent system (per year)	$ 454.55	$ 45.45	$ 500.00
Activity Approval C3. Place a Waste Storage Container in a public place *per bin*	$ 60.00	Nil	$ 60.00
Activity Approval C5. Install, construct or alter a waste treatment			
a) Install or construct	$ 180.00	Nil	$ 180.00
b) Alteration of an existing approved system	$ 80.00	Nil	$ 80.00
Activity Approval C6 - Operate a system of sewerage management			
a) up to 2 systems on a single property	$ 30.00	Nil	$ 30.00
b) each for additional systems	$ 10.00	Nil	$ 10.00

SERVICE PROVIDED	ACTIVITY - COMMUNITY LAND		
	2010/2011	GST	TOTAL
Activity Approval D1 - Engage in a Trade or Business *(Note exemptions from need for approval may apply for under Council's Local Approvals Policy)*	$ 200.00	Nil	$ 200.00
Activity Approval D2 - Direct or procure a theatrical, musical or other entertainment for public *(Note exemptions from need for approval may apply for under Council's Local Approvals Policy)*	$ 100.00	Nil	$ 100.00
Activity Approval D3 - Construct a temporary enclosure for the purpose of entertainment *(Note exemptions from need for approval may apply for under Council's Local Approvals Policy)*	$ 100.00	Nil	$ 100.00
Activity Approval D4 - For a fee or reward, play a musical instrument or sing *(Note exemptions from need for approval may apply for under Council's Local Approvals Policy)*	$ 100.00	Nil	$ 100.00

SERVICE PROVIDED	ACTIVITY - PUBLIC ROADS		
	2010/2011	GST	TOTAL
Activity Approval E1 - Swing or hoist goods over any part of a public road by means of a lift, hoist or	$ 200.00	Nil	$ 200.00
Activity Approval E2 - Expose or allow to be exposed any article in or on or so as to overhang any part of the road or outside a shop window etc	$ 100.00	Nil	$ 100.00

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SERVICE PROVIDED	ACTIVITY - OTHER	2010/2011	GST	TOTAL
Activity Approval F2 - Operate a caravan park or camping ground				
a) Caravan Site per year		$ 3.50	Nil	$ 3.50
b) Camping Site per year		$ 1.65	Nil	$ 1.65
(Minimum Charge $100.00)				
Activity Approval F4 - Install a domestic oil or solid fuel heating appliance, other than a portable appliance		$ 80.00	Nil	$ 80.00
Activity Approval F5 - Install or operate amusement devices (within the meaning of the Construction Safety Act 1912)				
a) First device		$ 80.00	Nil	$ 80.00
b) Subsequent devices *		$ 40.00	Nil	$ 40.00
** must be owned by same company / person and provided that complete papers are lodged for all devices at*				
Activity Approval F7 - Use a standing vehicle or any article for the purpose of selling any article in a public place	per annum	$ 200.00	Nil	$ 200.00
Miscellaneous Activity Approvals - Any Section 68 Local Government Act 1993 Activity Approval not referred to above		$ 100.00	Nil	$ 100.00

SERVICE PROVIDED	GIS MAPS AND DATA	2010/2011	GST	TOTAL
GIS Data owned by Council E.g. Water mains, sewer mains, zoning data Nil for Government Authorities, Community Groups and Non Profit Groups	DVD	$ 100.00	$ 10.00	$ 110.00
GIS Maps				
a) Colour A1 - existing map		$ 45.45	$ 4.55	$ 50.00
b) Colour A1 - custom map		$ 72.73	$ 7.27	$ 80.00
c) Colour A0 - existing map		$ 90.91	$ 9.09	$ 100.00
d) Colour A0 - custom map		$ 118.18	$ 11.82	$ 130.00
e) Black and White up to A3		$ 20.00	$ 2.00	$ 22.00
f) Colour up to A3		$ 30.00	$ 3.00	$ 33.00
g) Drainage diagram A4		$ 20.00	$ 2.00	$ 22.00
Note: Rural addressing, road and cemetery maps are available as free pdf files on Council's web site.				

SERVICE PROVIDED	ENGINEERING - PLANT HIRE	2010/2011	GST	TOTAL
Brentwood Trailer / Truck Combination		Quote given on request (includes GST)		
Jackpick, Compressor and Operator		Quote given on request (includes GST)		
Loader		Quote given on request (includes GST)		
Backhoe / Loader		Quote given on request (includes GST)		
Water Tanker (11,800L)		Quote given on request (includes GST)		
Tractor / Slasher / Mower - Large		Quote given on request (includes GST)		
Tractor / Slasher / Mower - Small		Quote given on request (includes GST)		
Crane Truck		Quote given on request (includes GST)		
Skid Steer and Attachments		Quote given on request (includes GST)		
Trader Truck		Quote given on request (includes GST)		
Concrete Saw		Quote given on request (includes GST)		
Truck - 7 Tonne		Quote given on request (includes GST)		
Roller		Quote given on request (includes GST)		
Grader		Quote given on request (includes GST)		

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* Availability of most plant is limited and Council reserves the right to deny the availability of any plant not in a serviceable condition or where making the plant available would potentially interrupt delivery of Council's core services.
* All plant must be hired with a Council employee as operator.

SERVICE PROVIDED	ENGINEERING - SHOWGROUNDS, SPORTS GROUNDS	2010/2011	GST	TOTAL
Bond - Refundable				
Showgrounds	per user	$ 1,000.00	Nil	$ 1,000.00
Sports Grounds	per user	$ 250.00	Nil	$ 250.00
Cost of any cleaning / repairs after function, and loss of keys to be borne by hirer.				
Bond deposited into Council's Bank Account				
Temporary Licence Fee	per annum	$ 150.00	Nil	$ 150.00
Kitchen				
Bond	per user	$ 300.00	Nil	$ 300.00
Fees	per day	$ 35.00	$ 3.50	$ 38.50
(includes use of cool room, bain marie, microwave, freezer,etc.)				
Gazebo				
Bond		$ 100.00	Nil	$ 100.00
Fees	per day	$ 15.00	$ 1.50	$ 16.50
Bond deposited into Council's Bank Account				
Sanitary Bins	per bin per booking	$ 25.00	$ 2.50	$ 27.50
Chairs & Tables				
Bond		$ 100.00	Nil	$ 100.00
Chairs	each per day	$ 1.00	$ 0.10	$ 1.10
Tables	each per day	$ 5.00	$ 0.50	$ 5.50
Cool Room (Bar) Showground/Racecourse	per day	$ 36.36	$ 3.64	$ 40.00
Travelling Microphone (Any event)				
Bond		$ 300.00	Nil	$ 300.00
Fees	per day	$ 13.64	$ 1.36	$ 15.00
Bond deposited into Council's Bank Account				
Floodlights Bar and Surrounding Area Showground/Racecourse (maximum of 7 days for booked events only)	per day	$ 18.18	$ 1.82	$ 20.00
(Minimum Charge $30.00 per booking)				
Floodlights Showground/Racecourse Arena	per day	$ 36.36	$ 3.64	$ 40.00
Electricity (events only)	per day	$ 13.64	$ 1.36	$ 15.00
Camping Showground/Racecourse/Sportsgrounds (maximum of 7 days for booked events only)				
- Individual (one site)	per day	$ 9.09	$ 0.91	$ 10.00
- Organisation (10+ sites)	per day	$ 90.91	$ 9.09	$ 100.00
Line Marking - Sportsgrounds	per season (12 month period)	$ 245.45	$ 24.55	$ 270.00
Floodlights - Sportsgrounds	per night	$ 27.27	$ 2.73	$ 30.00
	per season	$ 272.73	$ 27.27	$ 300.00

SERVICE PROVIDED	ENGINEERING - HALLS	2010/2011	GST	TOTAL
Bond - Refundable For all Halls	per user	$ 300.00	Nil	$ 300.00
Cost of any cleaning / repairs after function, and loss of keys to be borne by hirer.				
Bond deposited into Council's Bank Account				
Function - Collarenebri Combined	per day	$ 109.09	$ 10.91	$ 120.00

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Supper Room	per day	$ 54.55	$ 5.45	$ 60.00
Main Hall	per day	$ 72.73	$ 7.27	$ 80.00
Meetings - Collarenebri				
Meeting Room	per day	$ 7.27	$ 0.73	$ 8.00
Supper Room	per day	$ 16.36	$ 1.64	$ 18.00
Main Hall	per day	$ 68.18	$ 6.82	$ 75.00
Function - Rowena, Carinda and Burren Junction				
Combined	per day	$ 24.55	$ 2.45	$ 27.00
Supper Room	per day	$ 16.36	$ 1.64	$ 18.00
Main Hall	per day	$ 18.18	$ 1.82	$ 20.00
Meetings - Rowena, Carinda and Burren Junction				
Supper Room	per day	$ 9.09	$ 0.91	$ 10.00
Main Hall	per day	$ 9.09	$ 0.91	$ 10.00
Cleaning - All Halls	per hour	$ 33.64	$ 3.36	$ 37.00
- ADD	per km travel	$ 0.91	$ 0.09	$ 1.00

SERVICE PROVIDED — *ENGINEERING - COUNCIL CHAMBERS/MEETING ROOM*

		2010/2011	GST	TOTAL
Council Chamber/Meeting room				
(Non profit organisations are exempt)				
Meeting Room	per day	$ 65.00	Nil	$ 65.00
Back of Council Chambers	per day	$ 75.00	Nil	$ 75.00
Council Chambers	per day	$ 120.00	Nil	$ 120.00

SERVICE PROVIDED — *ENGINEERING - SALEYARDS*

		2010/2011	GST	TOTAL
Saleyard Fees				
Yard Dues - Cattle Sold	per head	$ 3.41	$ 0.34	$ 3.75
Yard Dues - Store Cattle Sold	per head	$ 2.27	$ 0.23	$ 2.50
Yard Dues - Horses	per head	$ 11.59	$ 1.16	$ 12.75
Yard Dues - Bulls	per head	$ 11.59	$ 1.16	$ 12.75
Working Use - Cattle (ie. use of crush)	per head	$ 1.09	$ 0.10	$ 1.20
Private Weighing of Cattle	per head	$ 3.41	$ 0.34	$ 3.75
Casual use of yards for sheep	per 1,000 (or part thereof) per day	$ 26.82	$ 2.68	$ 29.50
Casual use of yards for cattle	per 100 (or part thereof) per day	$ 29.55	$ 2.95	$ 32.50

SERVICE PROVIDED — *ENGINEERING - WALGETT SWIMMING POOL*

	2010/2011	GST	TOTAL
Family Season Ticket	$ 227.27	$ 22.73	$ 250.00
Single Season Ticket	$ 109.09	$ 10.91	$ 120.00
Adult (+child under 2yrs)	$ 1.82	$ 0.18	$ 2.00
Children	$ 1.82	$ 0.18	$ 2.00

SERVICE PROVIDED — *ENGINEERING - CARINDA SWIMMING POOL*

		2010/2011	GST	TOTAL
Family Season Ticket		$ 36.36	$ 3.64	$ 40.00
Single Season Ticket		$ 18.18	$ 1.82	$ 20.00
Adult and Child	per person	$ 2.27	$ 0.23	$ 2.50

** All tickets $5.00 deposit on key*

SERVICE PROVIDED — *ENGINEERING - COLLARENEBRI SWIMMING POOL*

	2010/2011	GST	TOTAL

WALGETT SHIRE COUNCIL MINUTES

Family Season Ticket		$ 136.36	$ 13.64	$ 150.00
Single Season Ticket		$ 68.18	$ 6.82	$ 75.00
Adult and Child	*per person*	$ 1.82	$ 0.18	$ 2.00

SERVICE PROVIDED — ***ENGINEERING - BURREN JUNCTION SWIMMING POOL***

	2010/2011	GST	TOTAL
Family Season Ticket	$ 81.82	$ 8.18	$ 90.00
Single Season Ticket	$ 45.45	$ 4.55	$ 50.00
Adult	$ 2.73	$ 0.27	$ 3.00
Child	$ 1.82	$ 0.18	$ 2.00
Child under 5 year of age			Free

SERVICE PROVIDED — ***ENGINEERING - WATER SUPPLY INVESTIGATION***

	2010/2011	GST	TOTAL
Fire Flow Investigation	$ 227.27	$ 22.73	$ 250.00
Max / Minimum Pressure Enquiries	$ 136.36	$ 13.64	$ 150.00

SERVICE PROVIDED — ***ENGINEERING - WALGETT AERODROME***

		2010/2011	GST	TOTAL
Casual Rental Rental of Hangar Space at Walgett Aerodrome	*per week* *(or part thereof for less than 4 weeks)*	$ 54.55	$ 5.45	$ 60.00
Monthly Rental Rental of Hangar Space at Walgett Aerodrome	*per month* *(or part thereof for periods exceeding 4 weeks)*	$ 145.45	$ 14.55	$ 160.00
Annual Rental Rental of Hangar Space at Walgett Aerodrome	*per annum*	$ 1,500.00	$ 150.00	$ 1,650.00

SERVICE PROVIDED — ***ENGINEERING***

		2010/2011	GST	TOTAL
Garbage Bin - New Mobile Garbage Bins (MGB)				
- 240L	*each*	$ 65.00	$ 6.50	$ 71.50
- 360L	*each*	$ 95.00	$ 9.50	$ 104.50
Compost Bin - New Bin	*each*	$ 54.55	$ 5.45	$ 60.00
Worm Farm - New	*each*	$ 70.00	$ 7.00	$ 77.00
Solid Septic Waste Management Dump Solid Septic Waste	*per m3*	$ 15.00	$ 1.50	$ 16.50

SERVICE PROVIDED — ***DEVELOPMENT APPLICATIONS***

245AA What is the maximum fee?

(1) The fee for a development application must not exceed the maximum amount determined in accordance with this Division.

(2) The services covered by the fee for a development application include the following:

(a) the receipt of the application, and any internal referrals of the application,

(b) consideration of the application for the purpose of determining whether any further information is required in relation to the proposed

(c) inspection of the land to which the proposed development relates.

(d) evaluation of the proposed development under section 79C of the Act, including discussion with interested parties,

(e) preparation of internal reports on the application,

(f) preparation and service of notices of the consent authority's determination of the application,

(g) the monitoring and reviewing by the Director-General of the practices and procedures followed by consent authorities in dealing with

(i) for the purpose of assessing the efficiency and effectiveness of those practices and procedures, and

(ii) for the purpose of ensuring that those practices and procedures comply with the provisions of the Act and this Regulation,

(h) the monitoring and reviewing by the Director-General of the provisions of environmental planning instruments:

(i) that control development, or

(ii) that are required to be taken into consideration by consent authorities when dealing with development applications,

for the purposes of assessing the effectiveness of those provisions in achieving their intended effect and making recommendations for their

(i) the operational expenses of the Building Professionals Board established under the Building Professionals Act 2005.

Note. Clause 50 (1) (c) provides that a development application must be accompanied by the fee, not exceeding the fee prescribed by Part 15,

246 What is the fee for a development application?

(1) The maximum fee for development involving the erection of a building, the carrying out of work or the demolition of a work or a building, and

(2) Despite subclause (1), the maximum fee payable for development for the purpose of one or more advertisements is:

(a) $215, plus $70 for each advertisement in excess of one, or

(b) the fee calculated in accordance with the Table,

whichever is the greater.

(3) The fees determined under this clause do not apply to development for which a fee is payable under clause 247.

TABLE:

Estimated cost	Maximum fee payable
Up to $5,000	$110
$5,001-$50,000	$170, plus an additional $3 for each $1,000 (or part of $1,000) of the estimated cost.
$50,001-$250,000	$352, plus an additional $3.64 for each $1,000 (or part of $1,000) by which the estimated cost exceeds $50,000.
$250,001-$500,000	$1,160, plus an additional $2.34 for each $1,000 (or part of $1,000) by which
$500,001-$1,000,000	$1,745, plus an additional $1.64 for each $1,000 (or part of $1,000) by which
$1,000,001-$10,000,000	$2,615, plus an additional $1.44 for each $1,000 (or part of $1,000) by which
More than $10,000,000	$15,875, plus an additional $1.19 for each $1,000 (or part of $1,000) by which

247 Development involving the erection of a dwelling-house with an estimated construction cost of $100,000 or less
A maximum fee of $364 is payable for development involving the erection of a dwelling-house with an estimated cost of construction of $100,000 or

248 Residential flat development
An additional fee, not exceeding $600, is payable for development which is required to be referred to a design review panel under State

249 Development involving the subdivision of land

The maximum fee payable for development involving the subdivision of land is calculated as follows:

(a) Subdivision (other than strata subdivision):

(i) Involving the opening of a public road, $500 plus $50 for each additional lot created by the subdivision, or

(ii) Not involving the opening of a public road, $250 plus $40 for each additional lot created by the subdivision,

(b) Strata subdivision, $250 plus $50 for each additional lot created by the subdivision.

Note. For example, a plan of subdivision that provides for 5 lots over land that has previously comprised 2 lots will result in the creation of 3

WALGETT SHIRE COUNCIL MINUTES

250 Development not involving the erection of a building, the carrying out of a work, the subdivision of land or the demolition of a building or

A maximum fee of $220 is payable for development that does not involve the erection of a building, the carrying out of a work, the subdivision of

251 Designated development

In addition to any other fees payable under this Division, a maximum fee of $715 is payable for designated development.

252 What additional fees are payable for development that requires advertising?

(1) In addition to any other fees payable under this Division, a consent authority may charge up to the following maximum fees for the giving of the

(a) $1,665, in the case of designated development,

(b) $830, in the case of advertised development,

(c) $830, in the case of prohibited development,

(d) $830, in the case of development for which an environmental planning instrument or development control plan requires notice to be given

(2) The consent authority must refund so much of the fee paid under this clause as is not spent in giving the notice.

252A What additional fees are payable for development that requires concurrence?

(1) An additional processing fee up to a maximum of $110, plus a concurrence fee for payment to each concurrence authority, are payable in respect

(2) The consent authority must forward each concurrence fee to the concurrence authority concerned at the same time at which it forwards a copy

(3) The concurrence fee for a development application is not payable:

(a) to any concurrence authority whose concurrence may be assumed in accordance with clause 64, or

(b) to any concurrence authority that has notified the consent authority in writing that payment of the fee is waived, whether generally, in

(3A) A concurrence authority may repay to the consent authority the whole or any part of a concurrence fee paid to it under this clause, in which

(4) The additional processing fee is not payable:

(a) for any application in respect of which concurrence may be assumed in accordance with clause 64 for all of the concurrence authorities

(b) for any application made before 1 July 2002.

(5) For the purposes of this clause, the concurrence fee payable to a concurrence authority for a development application is $250 or such lesser

253 What additional fees are payable for integrated development?

(1) An additional processing fee up to a maximum of $110, plus an approval fee for payment to each approval body, are payable in respect of an

(2) The consent authority must forward each approval fee to the approval body concerned at the same time at which it forwards a copy of the

(2A) The approval fee for a development application is not payable to any approval body that has notified the consent authority in writing that

(2B) An approval body may repay to the consent authority the whole or any part of an approval fee paid to it under this clause, in which case the

(3) The additional processing fee is payable in respect only of applications made on or after 1 July 2002.

(4) For the purposes of this clause, the approval fee payable to an approval body for a development application is $250 or such lesser amount as is

254 What if two or more fees are applicable to a single development application?

If two or more fees are applicable to a single development application (such as an application to subdivide land and erect a building on one or more

255 How is a fee based on estimated cost determined?

(1) In determining the fee for development involving the erection of a building, the consent authority must make its determination by reference to a

(a) the costs associated with the construction of the building, and

(b) the costs associated with the preparation of the building for the purpose for which it is to be used (such as the costs of installing plant,

(1A) In determining the fee for development involving the carrying out of a work, the consent authority must make its determination by reference to

(1B) In determining the fee for development involving the demolition of a building or work, the consent authority must make its determination by

(2) The estimate must, unless the consent authority is satisfied that the estimated cost indicated in the development application is neither genuine

256 Determination of fees after development applications have been made

(1) The determination of a fee to accompany a development application must be made before, or within 14 days after, the application is lodged

(2) A determination made after the lodging of a development application has no effect until notice of the determination is given to the applicant.

(3) A consent authority may refuse to consider a development application for which a fee has been duly determined and notified to the applicant

256A Proportion of development application fees to be remitted to Director-General

(1) For each development application lodged with a consent authority for development referred to in clause 246 (1) having an estimated cost

$$P = \frac{0.64 \times E}{1,000} - S$$

where:

(1A) Such part of the amount referred to in subclause (1) as is not directed by the Minister to be paid into the Building Professionals Board Fund

(2) On or before the 14th day of each month, the consent authority must forward to the Director-General the total amount set aside under subclause

(3) The report referred to in subclause (2) must contain such information, and be prepared in such form, as the Director-General may determine.

256B Staged development applications

The maximum fee payable for a staged development application in relation to a site, and for any subsequent development application for any part

110/10	Community Economic Development Conference

Resolution:

1. That the report be received.

Moved: Clr Colless
Seconded: Clr Martinz

CARRIED

111/10	Arrangement of Water and Sewer Funds

Resolution:

1. That this matter be considered at the Budget Session on 30th April 2010.

Moved: Clr Smith
Seconded: Clr Walford

CARRIED

WALGETT SHIRE COUNCIL MINUTES

112/10 Business Continuity and Emergency Evacuation Plan

Resolution:

1. That Walgett Shire Council accepts and endorses the Business Continuity and Emergency Evacuation Plans attached.

Moved: Clr Martinez
Seconded: Clr Colless

CARRIED

113/10 Accreditation of Council Building Certifiers

Resolution:

That Council:

1. Note the report on recent legislative changes which require Council to ensure that, from 1 September 2010, construction work under the Environmental Planning and Assessment Act 1979 must be certified and inspected by suitably accredited council building certifier or a private certifier.

2. Delegate authority to the General Manager to assess and submit applications for accreditation, by Council's building certification staff, to the NSW Building Professionals Board.

Moved: Clr Walford
Seconded: Clr Colless

CARRIED

114/10 Development and Complying Development Certificate Applications

Resolution:

That Council:

1. Note the Development and Complying Development Certificate applications dealt with under delegated authority by the Director Planning and Regulatory Services and General Manager during March 2010.

Moved: Clr Colless
Seconded: Clr Smith

CARRIED

WALGETT SHIRE COUNCIL MINUTES

115/10	Policy – Water Supply in Non Urban Areas

Motion:

That Walgett Shire Council resolve to:

1. Adopt the policy titled "Water supply in non-urban areas" as submitted.

Moved: Clr Smith
Seconded: Clr Martinez

AMENDMENT:

That Council:

1. Adopt the policy titled "Water supply in non-urban areas" as submitted.

2. Determine each application for water connection in the non urban area.

Moved: Clr Colless
Seconded: Clr Martinez

AMENDEMENT BECAME MOTION

MOTION CARRIED

116/10	Water Supply Backflow Prevention Policy

Resolution:

1. That Council approve the Backflow Prevention Policy effective 1 May 2010.

Moved: Clr Greenaway
Seconded: Clr Smith

CARRIED

WALGETT SHIRE COUNCIL MINUTES

117/10	Road Maintenance Council Contract (RMCC) – Adjustment to Fixed Upper Limit (FUL)

Resolution:

That Council:

1. Note the amendment of the Fixed Upper Limit of Council's Road Maintenance Council Contract with the NSW Roads and Traffic Authority;

2. Increase the budget for RMCC Routine Services Revenue to $1,081,000 for 2009/2010;

3. Increase the budget for RMCC Routine Services (at cost) Expenditure to $1,068,000; and

4. Decrease the budget for RMCC Management on-cost (Routine & Ordered) Expenditure to $125,000;

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

118/10	Financing of High Utilisation Plant

Resolution:

That Council:

1. Endorse calling tenders to acquire up to three rollers and two motor graders on the basis that a loan would be raised to finance the acquisitions; and

2. Endorse the sale by tender or auction of both motor graders identified for disposal in council's strategic plant replacement program.

Moved: Clr Murray
Seconded: Clr Smith

CARRIED

119/10	December 2009 Flood Damage and Assessment and March 2010 Flood Event

Resolution:

That Council:

1. Note the impact of the December 2009 and March 2010 Flood events on Walgett Shire Roads

Moved: Clr Colless
Seconded: Clr Martinez

CARRIED

Questions without Notice

Clr Greenaway

Question 1:

When will be able to start the second round of Infrastructure funding? Do we have to wait until the completion of the visitor centre in Lightning Ridge?

Response:

The Director Corporate and Community Services advised that once the round one projects are all completed then we will be able to start round two. She further indicated that we will have to wait until the extension on the Lightning Ridge Visitor Centre is completed until the funds will be released.

Question 2:

Where are we up to with the Main Street Beautification project?

Response:

The Director Corporate and Community Services advised that we have received recommendations from the consultant on the short, medium and long term goals. She further advised that out of the previous report presented to Council, it was recommended to complete a traffic study on Wee Waa Street. We are currently waiting for this to be completed.

Question 3:

When are we getting the signs for the Primitive Camping Ground?

Response:

The Director Corporate and Community Services advised that they have been ordered and were due to arrive last week. She further advised that she will check this when she returns to the office.

Question 4:

On the Kamilaroi Highway, about 20 kms from Walgett towards Cryon, there are some bad potholes.

Response:

The Director Rural Infrastructure & Support Services advised that there are 2 bad shoulder areas on this road, one of them has been fixed and the other has not yet. He further advised that he will look into this issue further.

Clr Murray

Question 1:

Can we write a letter to the Minister Natural Resources regarding the incident about the lady falling down the mine shaft?

Response:

The Director Planning & Regulatory Services advised that it may not be appropriate for Council to write a letter. He further advised that he had heard the rumour that the mine had been filled in at some time in the past.

Question 2:

Can Council write a letter to the Minister Costa regarding the state wide proposed water allocation cut expressing our concerns that the modelling scheme has flaws and that there is no certainty?

Response:

The General Manager advised that we can write a letter and put it over the Mayor's signature.

Question 3:

Where are we up to with a function for Val Austin's retirement?

Response:

The General Manager advised that the sale of the business had been delayed and that Val and her husband are scheduled to go overseas shortly. He further advised that he was informed that she was due to finish at the end of May.

He further advised that Val had stipulated that she did not want a function held.

Question 4:

What happened with the invitation to the police to attend a meeting?

Response:

The General Manager advised that he and the Mayor met the with Acting Superintendent and discussed some issues with him. He further advised that the Acting Superintendent is more than happy to attend a Council meeting.

Question 5:

What is going to happen with the guttering for the BP service station?

Response:

The Director Urban Infrastructure services advised that there is a proposed budget for kerb and guttering in the budget, but it is inadequate to complete the entire job. He further advised that we can look into this further at our budget strategy session on Friday.

The Director Planning & Regulatory Services advised that we need to consider whether the problem is Council's or the owners of the petrol station. He further advised that Council could consider the project as a shared project.

Clr Greenaway

Question 5:

Can Council write a letter to the Walgett Co-op addressing their concerns with the kerb and guttering?

Response:

The Director Urban Infrastructure Services advised that he has already written a letter to the Co-op in 2008. He further advised that the Walgett Councillors could be involved in a meeting with the Co-op.

Clr Smith

Question 1:

Can we replace the No Parking signs at the service station that we looked at this morning?

Response:

The Director Urban Infrastructure Services advised yes this can be done.

Question 2:

Last year we spoke about fencing the laneways on the Main Roads?

Response:

The Director Rural Infrastructure & Support Services advised that Council has a procedure for Gates and Grids which are different to state highways.

Clr Colless

Question 1:

Is council involved in Barwon Cottage and Namoi House?

Response:

The Director Corporate & Community Services advised that Council has a representative on the board and that it is written in the constitution that Namoi House Inc have representatives from Council , Police, Ambulance, Hospital etc.

Question 2:

Is it ethical that you as Council's representative be the chairperson?

Response:

The Director Corporate & Community Services advised that her position as chairperson is only for an interim period until the sorting out of various organisational matters.

Clr Martinez

Question 1:

What interest does Council have with Namoi House and Barwon Cottage?

Response:

The Director Corporate & Community Services advised that Council has a role in community services and leadership.

She further advised that it is of benefit of the Community for Council to be involved.

Clr Woodcock

Question 1:

I thought at a meeting in the General Manager's office that you stated that you will be only involved as a resident?

Response:

The Director Corporate & Community Services advised that the organisation has desired Council's involvement and that it is good governance for Council to be involved. She further advised that Council's involvement has not been a negative for Council.

Clr Greenaway

Question 6:

Those other organisations such as the Police don't attend the meetings?

Response:

The Director Corporate & Community Services advised that the Police have just appointed someone who has attended her first meeting. She further advised that the hospital is still trying to find someone to attend.

Question 7:

Is there an Annual General Meeting coming up?

Response:

The Director Corporate & Community Services advised yes

120/10	**Move into Closed Session**

Resolution:

That the public be excluded from the meeting pursuant to Section 10A (2)(a) & (c) of the Local Government Act 1993 on the basis that the items deal with:

(a) personnel matters concerning particular individuals (other than Councillors)

(c) information that would if disclosed, confer a commercial advantage on a person with whom the Council is conducting business.

Moved: Clr Greenaway
Seconded: Clr Murray

CARRIED

WALGETT SHIRE COUNCIL MINUTES

121/10 Derelict Buildings, Herbert St, Collarenebri

Resolution:

That Walgett Shire Council resolve:

1. To demolish the fire damaged residence and storm damaged garage located on Lots 1 and 2, DP 746968 on the corner of Church and Herbert Streets Collarenebri, owned by Mrs M A & Mr S K Marsh. The demolition will be undertaken in accordance with the work specified in the order issued by Walgett Shire Council under the Environmental Planning and Assessment Act 1979 on 28 September 2009.

2. To fund the demolition work by a $2,640 increase in 2009-2010 budget expenditure.

3. Upon completion of the demolition works, to raise an invoice to the land owners for the direct costs incurred by Council, plus an administration charge of 20%.

Moved: Clr Martinez
Seconded: Clr Smith

CARRIED

122/10 Sale of Lot 71, DP 837866 Fantasia Street, Lightning Ridge

Resolution:

1. That Council accept the offer of $26,000 as a fair market value for the sale of Lot 71, DP 837866 Fantasia Street, Lightning Ridge.

Moved: Clr Martinez
Seconded: Clr Colless

CARRIED

WALGETT SHIRE COUNCIL MINUTES

123/10	Tenders – RFT10012 Replacement of Assorted Mowers with Five Diesel Zero Turn mowers

Resolution:

That Council:

1. Accept tender Offer 2 from Scone Outdoors for RFT10012 Replacement of Assorted Mowers with Five Diesel Zero Turn Mowers for five Toro GM7210D Mowers in the amount of $118,600.00 plus GST; and

2. Should Scone Outdoors NOT honour its tendered price due to expiration of the tender validity period, that Council NOT accept any tenders for this reason and approve the Director Rural Infrastructure & Support Services to negotiate with Scone Outdoors and enter into a supply contract subject to satisfactory outcome of this negotiation.

Moved: Clr Greenaway
Seconded: Clr Colless

CARRIED

Councillors had a discussion regarding the recruitment of the General Manager.

It was decided that the selection panel for recruitment of General Manager will consist of the Mayor Ian Woodcock, the Deputy Mayor Clr Colless and Clr Keir with a tentative date for short listing being 20th or 21st May

4:30 pm *Clr Walford left the meeting*
4:39pm *Clr Walford returned to the meeting*

124/10	Move back into Open Session

Resolution:

That Council return to Open Session.

Moved: Clr Colless
Seconded: Clr Martinez

CARRIED

The meeting closed at 4:42pm

To be confirmed at the meeting of Council to be held on Tuesday 25th May 2010

_____ _____
Mayor General Manager

Minutes of Council Meeting 27 April 2010 \

Recommendation:

1. That the minutes of the Council meeting held 27 April 2010 be confirmed.

Moved:
Seconded:

WALGETT SHIRE COUNCIL

MINUTES

EXTRAORDINARY MEETING
11 MAY 2010

RAY KENT
General Manager

WALGETT SHIRE COUNCIL MINUTES

MINUTES OF THE EXTRAORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD IN THE WALGETT COUNCIL CHAMBERS ON TUESDAY 11 MAY COMMENCING AT 9:14AM

PRESENT

Clr I Woodcock	(Mayor)
Clr G Colless	(Deputy Mayor)
Clr Martinez	
Clr L Walford	
Clr R Greenaway	
Clr D Lane	
Clr G Murray	
Ray Kent	(General Manager)
Ms C Medcalf	(Director, Corporate & Community Services)
Mr I Taylor	(Director, Rural Infrastructure & Support Services)
Mr M Goodwin	(Director, Planning and Regulatory Services)
Mrs J Campbell	(Minute Secretary)

Welcome to Visitors

The Mayor welcomed all visitors to the meeting and acknowledged the traditional owners of the land.

Apologies

125/10 Apologies

Resolution:

That an apology be accepted from Clr Keir and Clr Smith and leave of absence be granted.

Moved: Clr Murray
Seconded: Clr Lane

CARRIED

Declaration of Pecuniary/Non Pecuniary Interests

Nil

Reports of Officers

126/10 New Expenditure Proposal for 2010-2011 Budget

Resolution:

That the new expenditure proposals as listed, with the exception of the proposal to extend opening hours at the Lightning Ridge library, be included in the Walgett Shire Council Draft Budget 2010-2011

Moved: Clr Walford
Seconded: Clr Colless

CARRIED

127/10 Proposed rates for Water and Sewer funds 2010-2011

Resolution:

That Council choose option 3: increase Walgett water charge by $86.44 to full cost recovery at $876.61 per assessment; set Lightning Ridge water charge at $351.34; consider a stepped reduction in subsidised water for Collarenebri and the villages of Carinda, Cumborah and Rowena in the formulation of the 2011-2012 budget.

Moved: Clr Lane
Seconded: Clr Martinez

CARRIED

128/10 Budget Roads Funding & Capital Allocation

Resolution:

That Council:

1. Endorse the proportions of (18% local; 48% regional) of road funds proposed to be spent on capital projects in 2010/2011; and

2. Propose that the following new capital works projects be commenced in 2010/2011:

   $60,000 Shire Roads Gravel Resheeting
   $80,000 Regional Roads Pavement – Resealing
   $30,000 Coonabarabran – Mungindi Road Project – Business Case
   $30,000 Come By Chance forward design
   $20,000 Urban Roads Resealing

Moved: Clr Greenaway
Seconded: Clr Lane

CARRIED

WALGETT SHIRE COUNCIL MINUTES

The meeting closed at 10:06am

To be confirmed at the meeting of Council to be held on Tuesday 25th May 2010

Mayor	General Manager

Minutes of Extraordinary Council Meeting 11 May 2010
Recommendation: 1. That the minutes of the Extraordinary meeting of Council held 11 May 2010 be confirmed. **Moved:** **Seconded:**

8. Reserve Trust Management Committee Reports

Nil

9. Mayoral Minutes

Nil

10. Motions of which Notice has been given

Refer to closed agenda

11. Presentation of Petitions

Mr Rod White from the Gateway Hotel/Motel has indicated that he will present a petition regarding the proposed Walgett Main Street beautification advising the following:

> *"We, the undersigned DO NOT want any changes to existing traffic Access for customer vehicles and Aust Post Deliveries to the Walgett Post Office, 61 Wee Waa Street from Fox Street via Monument R.A.bout directly into Wee Waa Street.*
>
> *We, the undersigned, request NO Alterations be made to the EXISITING TRAFFIC CONDITIONS ACCESS from Fox Street, VIA Monument R.A.bout into Wee Waa St servicing:*
>
> *(i) Gateway Motel guest parking area*
> *(ii) Gateway Hotel Drive thru Bottle Shop and exit into Fox Street, Walgett be left unchanged."*

12. Councillors Questions with Notice

Nil

13. Reports of Delegates and Representatives

1. ORANA REGIONAL ORGANISATION OF COUNCILS - MINUTES

REPORTING SECTION: General Manager

AUTHOR: Ray Kent – General Manager

FILE NUMBER: 09/54

Summary:

Minute of meetings of bodies of which council is a member are placed before Council for information and consideration.

Discussion (including issues and background):

Minutes of the meeting held in Bourke in April 2010 are attached.

Relevant Reference Documents:

Nil

Stakeholders:

Councillors

Financial Implications:

Nil

Orana Regional Organisation of Councils - Minutes
Recommendation: 1. That the minutes for the April 2010 meeting of the Orana Regional Organisation of Councils be received. **Moved:** **Seconded:**

Attachments:

Minutes of the meeting of Orana Regional Organisation of Councils held 16 April 2010.

DRAFT Minutes of the OROC Meeting
held at
Bourke Shire Council Chambers
on
Friday 16th April at 11.00am

The meeting commenced at 11.05am.

The meeting was chaired by Clr Dawn Collins; the Chair welcomed OROC Board Members to Bourke.

Present: Clr Dawn Collins, Narromine Shire; Clr Rex Wilson, Warren Shire; Ashley Wielinga, Warren Shire Council, Clr Doug Batten, Gilgandra Shire; Paul Mann, Gilgandra Shire; Clr Allan Smith, Dubbo City Council; Mark Riley, Dubbo City Council; Michael Brady, Bogan Shire; Clr Angela Kennedy, Bogan Shire; Clr Andrew Lewis, Bourke Shire; Geoff Wise, Bourke Shire; Clr Matthew Slack-Smith, Brewarrina Shire; Glenda Tasker, Brewarrina Shire; Clr Ian Woodcock, Walgett Shire; Ray Kent, Walgett Shire Council; Clr Lilliane Brady, Cobar Shire Council, Wally Black, Acting GM Cobar Shire Council and Belinda Barlow OROC.

1. Apologies – OROC Meeting 16th April 2010

Apologies: John Griffiths, Coonamble; Clr Tim Horan, Coonamble; Ray Smith, Cobar; Clr Ray Donald, Bogan Shire Council; Clr Peter Shinton, Warrumbungle Shire; Bob Geraghty, Warrumbungle Shire Council.

Motion *That the apologies are accepted by the OROC Board.*

Moved: *Clr Andrew Lewis* ***Seconded:*** *Clr Doug Batten* ***CARRIED***

2. Confirmation of Minutes – OROC Meeting held 19th February 2010

Motion *That the Minutes of the OROC meeting held in Dubbo on Friday 19th February 2010 be accepted as a true and accurate record of that meeting.*

Moved: *Clr Ian Woodcock* ***Seconded:*** *Mark Riley* ***CARRIED***

Business arising from previous Minutes – 19th February 2010

The issue of health and Dubbo Base Hospital was raised by Clr Lilliane Brady. Clr Allan Smith informed the OROC Board that the Dubbo Base Hospital building is not the health issue facing the region, rather the focus and concern is the delivery of health services to Dubbo and the region. The community at large often have unreal expectations about health services that are provided by highly trained medical experts. Clr Smith added that Dubbo City Council is actively pursuing all health service issues with NSW Minister for Health Carmel Tebbut and Member for Dubbo Dawn Fardell.
Chair Clr Dawn Collins informed the OROC Board that Narromine Shire Council has appointed a new General Manager, who will commence duties on 10th May, 2010. The Chair

raised the matter of sponsoring General Manager to OROC. It was resolved that the Chair of GMAC will remain the sponsoring GM to the Executive Officer until the OROC AGM in September. Narromine Shire Council will continue to administer the finances for OROC.

Confirmation of Minutes – GMAC Meeting held 12th April 2010 via teleconference

Motion *That the Minutes of the GMAC meeting held via teleconference on 12th April 2010 be accepted as a true and accurate record of that meeting.*

Moved: *Paul Mann* ***Seconded:*** *Geoff Wise* ***CARRIED***

Business arising from GMAC Meeting

The following recommendations from the GMAC meeting were discussed by the OROC Board:

1. That letters be sent to the NSW Minister for Tourism, Shadow Minister for Tourism and NSW Shadow Minister for Western NSW; outlining the discontent in the region of the recent tourism funding models for RTOs and restriction of smaller councils to access tourism funding.

2. That OROC secure a domain name for future development of a website at the cost of $65 for 2 years.

3. The Executive Officer has kindly been offered accommodation space in the office of RDA Orana in Dubbo. A weekly rent fee of $110 has been waived and the total cost to OROC is $110/month which includes all overheads and consumable costs (printer and internet). OROC will be responsible for its own land line.

Motion: *That OROC accepts the offer of accommodation rental (at $110/month) from RDA Orana subject to a formal letter of offer from them.*

Moved: *Mark Riley* ***Seconded:*** *Paul Mann* ***CARRIED***

Motion *That the 3 abovementioned recommendations from the GMAC teleconference/meeting held 12th April be accepted by the OROC Board.*

Moved: *Mark Riley* ***Seconded:*** *Paul Mann* ***CARRIED***

3. Correspondence

Correspondence In

- **Microsoft joint purchasing** – Peter Drew, IT Officer Narromine Shire Council has expressed an interest in collaborating with other councils in this RoC to determine if there is genuine need and interest to purchase Microsoft packages.

It was noted that this collaborative initiative will not undermine any current work or contracts that are in place with Regional Procurement or Local Government Procurement.

Action: The Executive Officer together with Narromine Shire Council will facilitate a meeting between OROC's IT Managers and Finance Managers to determine interest and merit in pursuing this regional purchasing project further.

- **Central NSW Tourism – invitation to nominate a General Manager to join the Central NSW Tourism Board.**

It was noted that a letter from CNSWT has been received by OROC.

It was also recorded that joining a regional tourism group is of minor insignificance to small rural councils in this region, as many councils struggle to cost necessary infrastructure items into their budgets for ratepayers and users.

Dubbo City Development Corporation – offer of regional economic development services to OROC members.

Motion: *That OROC councils take a position to handle this request from DCDC individually.*

Moved: *Clr Andrew Lewis* ***Seconded:*** *Clr Doug Batten* ***CARRIED***

- **Association of Mining related Councils** – Clr Lilliane Brady is to provide further information to each OROC member council in relation to the royalties to regions project.

Motion: *That OROC send a letter requesting a commitment from the NSW Opposition leader Mr Barry O'Farrell, to support and adopt the proposed model that is being developed by the NSW Association of Mining Related Councils (Royalties to Regions).*

Moved: *Clr Doug Batten* ***Seconded:*** *Michael Brady* ***CARRIED***

Action: That OROC request RDA Orana to support the Association of Mining Related Councils proposed model and encourage RDA to write to NSW Opposition leader Mr Barry O'Farrell supporting this claim.

Motion: *That the Correspondence is accepted by the OROC Board.*

Moved: *Clr Andrew Lewis* ***Seconded:*** *Clr Allan Smith* ***CARRIED***

4. Strategic Planning
4.1 Vision and Mission Statements

The OROC Board discussed the vision and mission statements that will support the OROC draft strategic plan. It was decided that the OROC's vision statement will be:

Our vision is to be a leading regional organisation of councils known for a high level of achievement, collaborative excellence and strong commitment to the region's communities.

And the mission statement will be:
To ensure the long term viability, well being and sustainability of local government and communities in the OROC region by supporting the delivery of infrastructure and services.

Motion: *That the vision statement is adopted by the Board.*

Moved: *Clr Doug Batten* ***Seconded:*** *Clr Lilliane Brady* ***CARRIED***

Motion: *That the Mission statement is adopted by the Board.*

Moved: *Clr Doug Batten* ***Seconded:*** *Clr Lilliane Brady* ***CARRIED***

4.2 OROC draft strategic plan

The draft Strategic Plan was circulated to OROC Board members prior to this meeting and adopted as the 2010-2015 OROC Strategic Plan.

Motion: *That the 2010-2015 Strategic Plan be adopted.*

Moved: *Clr Doug Batten* ***Seconded:*** *Clr Allan Smith* ***CARRIED***

4.3 OROC Business Plan proposal

The Chair raised the matter of the cost to undertake the business plan by engaging an external consultant. The Chair suggested that the Executive Officer could undertake the business plan for OROC.

Mark Riley clarified to the Board, that there will be consistency between the strategic plan and the business plan if OROC engages the one external consultant to undertake the process.

Motion: *That OROC engages the services of Diana Gibbs to undertake the business plan in the order of $7640.*

Moved: Mark Riley ***Seconded: Clr Allan Smith***

Amendment: *That OROC requests the supply of a fully itemised quotation from Diana Gibbs to undertake the business plan, prior to the engagement of services of the contractor.*

Moved: Ray Kent ***Seconded: Glenda Tasker***

The motion on being put to the meeting was carried.

4.4 Bulk Solar project

A brief summary of the Orana Solar project was provided by Mark Riley:

- GMAC has recommended that seed funding for a project plan is to be sought by RDA Orana and upon advice and outcomes from this plan, a GMAC working party will be established to pursue the project further.
- Ashley Wielinga informed the OROC Board that local government is currently ineligible to access government funding for solar infrastructure initiatives.
- If the outcomes from the initial plan are favourable, RDA Orana will pursue the project.

Motion: *That OROC give in principle support to RDA Orana for a solar project plan.*

Moved: *Geoff Wise* ***Seconded:*** *Paul Mann* ***CARRIED***

4.5 Association of Mining related Councils – royalties to regions

The royalties to regions proposed model for NSW was discussed and resolved in agenda item 3 - Correspondence.

5. Financial Report

The financial report was tabled by the Executive Officer.

Motion: *That the OROC financial report is accepted by the Board.*

Moved: *Paul Mann* ***Seconded:*** *Clr Rex Wilson* ***CARRIED***

6. Executive Officer's Report

The Executive Officer provided a revised Executive Officer's report.
The following items were tabled:

→Estimated Resident Population data for the Orana and OROC region.
→Central NSW Tourism.
→Dubbo City Development Corporation.
→Museums and Galleries NSW.
→LGSA Healthy Communities – Sharing the Load to shed the Load.
→Environmental Trust Expression of Interest for NRM training across OROC region.
→Website/domain name.
→OROC business plan.
→Central NSW Education consortium.
→Exec Officer employment contract.
→Written submissions to regional skills relocation and The Nation Building and Jobs Plan in NSW.
→Cotton CRC conference - sustaining rural communities

Motion: *That a media release is issued by OROC emphasising the positive population growth statistics indicated by the estimated resident population data that was released in early April 2010.*

Moved: *Geoff Wise* ***Seconded:*** *Clr Allan Smith* ***CARRIED***

Motion: *That the revised Executive Officer's report is accepted by the Board.*

Moved: *Clr Lilliane Brady* ***Seconded:*** *Geoff Wise* ***CARRIED***

7. General Business

Bourke Shire Council:
Geoff Wise referred to the recent notification received by Bourke Shire Council that advised all licence holders along the Barwon Darling River that their annual water allocation will be cut from 173 gigalitres to 143 gigalitres or 82.7% of their respective share of the long term average annual diversions with no consultation or fore warning from the State government.

The OROC Board acknowledged that this decision made by NSW Office of Water will have serious long term negative impacts on agricultural productivity and subsequent economic activity along the length of the Barwon Darling River - which lies in the north western section of the OROC region.

Dubbo City Council:
Clr Allan Smith reported that the Dubbo Regional Theatre and Convention Centre is almost open for business. An official opening will be conducted on Friday 23rd July 2010, and an invitation will be extended to OROC Mayors and General Managers.

Clr Smith also informed the Board, that to date, 5000 memberships and 7400 individual ticket purchases have been made for the 24 shows that have been booked to perform at the theatre.

Gilgandra Shire Council:
Paul Mann informed the OROC Board that the Orana Economic Development Officer network will be seeking advice from GMAC and OROC for a regional skills audit project.

8. Close/Next Meeting

The next OROC meeting is planned for Friday 25th June at 11.00am and is to be hosted by Gilgandra Shire Council.

The meeting closed at 1.05pm

ACTIONS

1. That letters be sent to the NSW Minister for Tourism, Shadow Minister for Tourism and NSW Shadow Minister for Western NSW; outlining the discontent in the region of the recent tourism funding models for RTOs and restriction of smaller councils to access tourism funding.

2. That OROC secure a domain name for future development of a website at the cost of $65 for 2 years.

3. The Executive Officer together with Narromine Shire Council will facilitate a meeting between OROC's IT Managers and Finance Managers to determine interest and merit in pursuing this regional purchasing project further.

4. That OROC send a letter requesting a commitment from the NSW Opposition leader Mr Barry O'Farrell, to support the proposed model that is being developed by the NSW Association of Mining Related Councils (Royalties to Regions project).

5. That OROC request RDA Orana to support the Association of Mining Related Councils proposed model and encourage RDA to write to NSW Opposition leader Mr Barry O'Farrell supporting this claim.

6. That OROC engage the services of Diana Gibbs to undertake the business plan in conjunction with the Executive Officer in the order of $7640.

7. That a media release is issued by OROC emphasising the positive population growth statistics indicated by the estimated resident population data that was released by ABS in early April 2010.

8. That OROC provide a letter of in principle support to RDA Orana for a solar project plan to be undertaken for the Orana region.

SUMMARY OF MOTIONS
OROC Board Meeting
16th April 2010

1. **Motion** That the apologies be accepted by the OROC Board.

Moved: Clr Andrew Lewis ***Seconded:*** *Clr Doug Batten* ***CARRIED***

2. **Motion** That the Minutes of the OROC meeting held in Dubbo on Friday 19th February 2010 is accepted as a true and accurate record of that meeting.

Moved: *Clr Ian Woodcock* ***Seconded:*** *Mark Riley* ***CARRIED***

3. **Motion** That the Minutes of the GMAC meeting held via teleconference on 12th April 2010 be accepted as a true and accurate record of that meeting.

Moved: *Paul Mann* ***Seconded:*** *Geoff Wise* ***CARRIED***

4. **Motion:** That OROC accepts the offer of accommodation rental (at $150/month) from RDA Orana subject to a formal letter of offer from them.

Moved: *Mark Riley* ***Seconded:*** *Paul Mann* ***CARRIED***

5. **Motion** That the 3 abovementioned recommendations from the GMAC teleconference/meeting held 12th April be accepted by the OROC Board.

Moved: *Mark Riley* ***Seconded:*** *Paul Mann* ***CARRIED***

6. **Motion:** OROC councils take a position to handle this request from DCDC individually.

Moved: *Clr Andrew Lewis* ***Seconded:*** *Clr Doug Batten* ***CARRIED***

7. **Motion:** That OROC send a letter requesting a commitment from the NSW Opposition leader Mr Barry O'Farrell, to support the proposed model that is being developed by the NSW Association of Mining Related Councils (Royalties to Regions).

Moved: *Clr Doug Batten* ***Seconded:*** *Michael Brady* ***CARRIED***

8. **Motion:** That the Correspondence be accepted by the OROC Board.

Moved: *Clr Andrew Lewis* ***Seconded:*** *Clr Allan Smith* ***CARRIED***

9. **Motion:** Our vision is to be a leading regional organisation of councils known for a high level of achievement, collaborative excellence and strong commitment to the region's communities.

Moved: Clr Doug Batten *Seconded: Clr Lilliane Brady* ***CARRIED***

10 **Motion:** To ensure the long term viability, well being and sustainability of local government and communities in the OROC region by supporting the delivery of infrastructure and services.

Moved: Clr Doug Batten *Seconded: Clr Lilliane Brady* ***CARRIED***

11. **Motion:** That the 2010-2015 Strategic Plan be adopted.

Moved: Clr Doug Batten *Seconded: Clr Allan Smith* ***CARRIED***

12. **Motion:** That OROC engages the services of Diana Gibbs to undertake the business plan in the order of $7640.

Moved: Mark Riley ***Seconded: Clr Allan Smith***

Amendment: *That OROC requests the supply of a fully itemised quotation from Diana Gibbs to undertake the business plan, prior to the engagement of services of the contractor.*

Moved: Ray Kent ***Seconded: Glenda Tasker***

The motion on being put to the meeting was carried.

13. **Motion:** That OROC give in principle support to RDA Orana for a solar project plan.

Moved: Geoff Wise *Seconded: Paul Mann* ***CARRIED***

14. **Motion:** That the OROC financial report is accepted by the Board.

Moved: Paul Mann *Seconded: Clr Rex Wilson* ***CARRIED***

15. **Motion:** That a media release is issued by OROC emphasising the positive population growth statistics indicated by the estimated resident population data that was released in early April 2010.

Moved: Geoff Wise *Seconded: Clr Allan Smith* ***CARRIED***

16. **Motion:** That the revised Executive Officer's report is accepted by the Board.

Moved: Clr Lilliane Brady *Seconded: Geoff Wise* ***CARRIED***

2. OUTBACK ARTS – MINUTES

REPORTING SECTION: Corporate & Community Services

AUTHOR: Carole Medcalf – Director Corporate& Community Services

FILE NUMBER: 09/55

Summary:

Minute of meetings of bodies of which council is a member are placed before Council for information and consideration.

Discussion (including issues and background):

Minutes of the meeting held in Walgett in March 2010 are attached.

Relevant Reference Documents:

Nil

Stakeholders:

Councillors

Financial Implications:

Nil

Outback Arts - Minutes
Recommendation: 1. That the minutes of the March meeting of Outback Arts be received. **Moved:** **Seconded:**

Attachments:

Minutes of the meeting of Outback Arts held 19 March 2010.

outback arts

Friday 16th April 2010

Mayor Ian Woodcock
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Dear Ian

Minutes – Outback Arts 2009 AGM & General Meeting 2009

Please find attached the ratified minutes of the Outback Arts AGM held 19th March 2009 at Walgett and the ratified minutes of the Outback Arts General Meeting held at Coonamble on the 10th December 2009.

Kindest regards

MP

Margie Pye
Executive Officer
Outback Arts

OUTBACK ARTS Inc. PO BOX 28 COONAMBLE NSW 2829 Tel: 02 6822 2484 Fax: 02 6822 1594 Email: admin@outbackarts.com.au
www.outbackarts.com.au ABN: 30 005 203 518

Regional Arts NSW

Supported by NSW Ministry for the Arts and the Shires of Bogan, Bourke, Brewarrina, Cobar, Coonamble, Walgett and Warren

nsw arts MINISTRY FOR THE

outback arts

OUTBACK ARTS INC
ANNUAL GENERAL MEETING

Walgett Shire Chambers
Walgett
Thursday,19th March 2009

MINUTES

Members & guests were welcomed to Walgett Shire by Walgett Shire representative Carole Metcalf

Meeting Opened: 10.45am

Meeting opened by Chair: Pauline Serdity

Present and apologies
Present:

Board: Pauline Serdity - Warren Shire Council,
Peter Rogers - Cobar Shire Alternate Delegate,
Carole Metcalf - Walgett Shire Alternate Delegate,
Barbara O'Brien- Coonamble Shire Council
Belinda Colless- Brewarrina Shire Council
Karen Ricardo – Walgett Tourism
Marilyn Bryant – Warren Arts Council Alternate Delegate
Amanda Colwell - Coonamble CWA,

In Attendance:
Margie Pye - EO
Leigh Flowers – CAPO
Susan Lawrence - Walgett Tourism Alternate Delegate
Steve Baldwin – Coonamble Shire Council

Apologies:
Christina Johansson - Yawarra Meamei
Andrew Hull - Bourke Arts Council,
Nerdia Green – Bourke Arts Council
Olga Collis-McAnespie – Bourke Shire Council
Julian Campbell – Alternate delegate Warren Shire Council,
Katie Sinclair - Warren Arts Council.
Jane Keir – Walgett Shire Council
Angela Webb –Cobar Shire Council Alternate Delegate
Pip Brown – St Brigids School
Wulf Reichler – Brewarrina Shire Council

Motion: Apologies be accepted
Moved: Amanda Colwell 2nd: Karen Ricardo Passed

Minutes of the previous AGM:
Motion: Minutes of the 2008 Annual General Meeting be accepted

Moved: Steve Baldwin 2nd: Peter Rogers Passed

Report by Chairperson, Pauline Serdity
Motion to move report:
Moved: Pauline Serdity 2nd: Karen Ricardo Passed

Treasurer's Report, Pip Brown
Motion to move report:
Moved: Pauline Serdity 2nd: Amanda Colwell Passed

Vacation of all Executive Positions for 2009

Walgett Shire Representative - Susan McKenzie

Election of 2009 Executive
Outback Arts' Constitution requires one delegate from each contributing Council and six other delegates from financial member organisations who represent local Arts' Councils, Aboriginal people and other types of member organisations.

Nominations:
Council Delegates:

Olga Colless -McAnespie	(Bourke Shire Council)
Pauline Serdity	(Warren Shire Council)
Jane Keir	(Walgett Shire Council
Barbara O'Brien	(Coonamble Shire Council)
Angela Webb	(Cobar Shire Council)
Belinda Colless	(Brewarrina Shire Council)

Organisational Delegates:

Arts Councils
Andrew Hull (Bourke Arts Council)
Katie Sinclair (Warren Arts Council)

Indigenous Groups
Christina Johansson (Yawarra Meamei Women's Group)
(only one nomination from an indigenous group received)

Community Groups
Amanda Colwell (Coonamble CWA Evening Branch)
Karen Ricardo (Walgett Tourism)

Co-opted Delegates

Election of Office Bearers for 2009

a) Nominations for Officer Bearer positions from the Executive:

- **Chair**
-

Motion: Pauline Serdity nominated as Chair

Moved: Marilyn Bryant 2nd: Amanda Colwell Passed

Pauline Serdity declared as Chairperson

- **Vice Chair**

Motion: Andrew Hull nominated as Vice-Chair

Moved: Pauline Serdity 2nd: Amanda Colwell Passed

Andrew Hull declared Vice-Chair

- **Treasurer**

Deferred to next meeting to be held 18th June 2009 at Warren Pauline Serdity acting as Treasurer until June meeting.

- **Secretary**

Motion: Christina Johansson nominated as Secretary

Moved: Pauline Serdity 2nd: Amanda Colwell Passed

Christina Johansson declared Secretary

- **Public Officer**

Motion: Pauline Serdity nominated as Public Officer

Moved: Marilyn Bryant 2nd Amanda Colwell Passed

Pauline Serdity declared Public Officer

- **Delegate for RANSW Board**

Motion: Amanda Colwell nominated as delegate for RANSW Board

Moved: Steve Baldwin 2nd: Pauline Serdity Passed

Amanda Colwell declared as Delegate for RANSW Board

Appointment of the Auditor

G M Henderson & Co. Accountants Dubbo

Recommendation:
Moved: Karen Ricardo 2nd Barbara O'Brien Passed

General business

Meeting Closed: 11.20am

outback arts

BOARD MEETING

10.00 am - Thursday 10th December 2009
Coonamble Shire Council
Coonamble

MINUTES

Half hour informal discussion was held before the formal meeting.

Meeting opened: 10.40am

Welcome: John Griffiths General Manager for Coonamble Shire Council officially welcomed Outback Arts Board Members to the Coonamble Shire.

Present:

Board: Pauline Serdity - Warren Shire Council,
Peter Rogers - Cobar Shire Alternate Delegate,
Barbara O'Brien- Coonamble Shire Council
Amanda Colwell - Coonamble CWA,
Katie Sinclair - Warren Arts Council.
Jane Keir – Walgett Shire Council
Belinda Colless- Brewarrina Shire Council
Steven Greentree – Bourke Shire Council

In Attendance:

Margie Pye - EO
Leigh Flowers – CAPO
Jamie Lea Hodges – RADO
Peter Browne – Warren RICDO
Liz O'Reilly – RAF artist (during business arising)

Apologies:

Julian Campbell – Alternate delegate Warren Shire Council,
Angela Webb –Cobar Shire Council Delegate
Karen Ricardo – Walgett Tourism
Andrew Hull - Bourke Arts Council
Susan Lawrence - Walgett Tourism Alternate Delegate

Motion:
That the apologies be accepted
Moved: Jane Keir
Seconded: Peter Rogers
CARRIED

1. MINUTES

1.1 Minutes of General Meeting Thursday 18th June 2009 – Warren

Motion:
That the minutes of the Thursday 18th June 2009 Meeting be accepted.
Moved: Barbara O'Brien
Seconded: Katie Sinclair
CARRIED

1.2 Minutes of General Meeting Thursday 11th September - Cobar

Motion:
That the minutes of the Thursday 11th September 2009 Meeting be accepted.
Moved: Barbara O'Brien
Seconded: Amanda Colwell
CARRIED

2. BUSINESS ARISING

The main discussion in business arising was the shortfall in the budget of the Marks and Country project.
Steven Greentree suggested contacting Stuart Gordon of the Outback Division of General Practice. The print making project was to service the 6 Shires of the Outback Arts region. At present the project has completed Cobar, Warren and Coonamble workshops. The short fall in the budget enables only one more shire to be serviced which would be the Bourke Shire. The EO is currently looking at other funding options to make up the shortfall in the budget.

The artist Liz O'Reilly was in attendance during Business Arising and enlightened the Board to the background to the project and the short fall in the funding.

3. REPORTING

3.1 CHAIRPERSONS REPORT – Pauline Serdity

Motion:
That the CHAIR'S REPORT be accepted.
Moved: Amanda Colwell
Seconded: Katie Sinclair

CARRIED

3.2 EO REPORT – Margie Pye

Motion:
That the EO REPORT be accepted.
Moved: Jane Keir
Seconded: Barbara O'Brien
CARRIED.

3.3 RADO REPORT – Margie Pye

Motion:
That the RADO REPORT be accepted.
Moved: Amanda Colwell
Seconded: Katie Sinclair
CARRIED.

3.4 RICDO REPORT - Margie Pye (RICDO report contained in RADO report)

Motion:
That the RICDO REPORT be accepted.
Moved: Amanda Colwell
Seconded: Katie Sinclair
CARRIED.

3.4.1 RICDO REPORT (Cobar) – Anita Burcher

Motion:
That the RICDO REPORT be accepted.
Moved: Jane Keir
Seconded: Katie Sinclair
CARRIED.

3.4.2 RICDO REPORT (Warren) – Peter Browne

Motion:
That the RICDO REPORT be accepted.
Moved: Steven Greentree
Seconded: Barbara O'Brien
CARRIED.

NOTE: Peter Browne spoke of the positive outcomes from the RAF Marks and Country project. Macquarie Warren LALC is proposing to use one of the prints from the workshops as their logo and revamp their 'shop front'. Peter has since purchased materials to enable him to continue with print making workshops in Warren.

Cec Lee TAFE(Indigenous Coordinator) is discussing the introduction of an indigenous language course at the Warren TAFE.

3.5 CAPO Report – Leigh Flowers

Motion:
That the CAPO REPORT be accepted.
Moved: Peter Rogers
Seconded: Katie Sinclair
CARRIED.

4 FINANCIAL REPORTS

4.1 FINANCIAL REPORT – Amanda Colwell

Motion:
That the FINANCIAL REPORT be accepted.
Moved: Amanda Colwell
Seconded: Barbara O'Brien
CARRIED.

5 GENERAL BUSINESS

5.1 Agreement between Outback Arts & Contractors Attachment 5.1 Artstart Sample for Approval and Adoption

Motion:
That the Agreement between Outback Arts & Contractors Attachment 5. 1 Artstart Sample be accepted as a starting point.

Moved: Peter Rogers
Seconded: Amanda Colwell
CARRIED.

NOTE: Steven Greentree stated that if the Contractor makes changes that Outback Arts should not be compromised.

5.2 Regional Roundup

5.2a Walgett – Karen Ricardo
5.2b Coonamble – Amanda Colwell
5.2c Warren – Katie Sinclair
5.2d Cobar Angela Webb and Peter Rogers
5.2e Brewarrina – Belinda Colless
5.2e Bourke – Steven Greentree

A number of reports were submitted late for inclusion in the board papers posting.

Joint Motion:
That the all the regional roundup reports be accepted.

Moved: Peter Rogers
Seconded: Barbara O'Brien
CARRIED.

It was stated in General Business that the Brewarrina Shire Council would not be renewing their membership for the 2010/2011 financial year.

There was much discussion on trying to eliminate some of the workload in the office due to the reduction of staff working hours. Some of the suggestions were discontinuing the E-Bulletin.

Other suggestions for better operations for Outback Arts were;

- A monthly calendar page sent to board members to keep them up to date with what was on the OBA calendar.
- Board Members to be notified by phone regarding future meetings.
- Simple report to Shires GM/Mayor with what activities that Outback Arts is working on in their Shire.
- For increased Board attendance due to the board being volunteers. Less face to face meetings and possible teleconferences.

Note: Pauline has requested board members present to suggest ways in which we can vary the ways in which OBA can amend its goals for the coming year. Board members will email suggestions back to Pauline who will co-ordinate them into one document and this will be forwarded to all shortly after this for comment and recommendations at the next board meeting in Bourke in March.

6. CORRESPONDENCE REGISTER

6.1 Notice of final Acquittal Success Cine Dreaming 11
6.2 Walgett Shire Membership Remittance
6.3 Warren Shire Membership Remittance

Motion:
That the correspondence by be accepted.
Moved: Barbara O'Brien
Seconded: Amanda Colwell

Meeting Closed: 3.10pm

Next Meeting
Bourke Shire Chambers
Bourke
Thursday 18th March 2010

3. WATER UTILITIES RESOURCES SHARING GROUP – MINUTES

REPORTING SECTION: Urban Infrastructure Services

AUTHOR: Siegfredo O Coralde – Director Urban Infrastructure Services

FILE NUMBER: 09/1362

Summary:

This report provides Council with the Minutes of the Water Utilities Sharing Resources Group (WUSRG) Meeting on 19 April 2010 at Moree Plains Shire Council.

Discussion (including issues and background):

The Technical Committee held a meeting on November 2009 regarding the proposed cooperative agreements, asset management proceedings and issues of governmental impact and strategies to the WUSRG. These topics were confirmed on 19 April Meeting at Moree Shire Council:

- The WUSRG meetings will be held
- in February, June and October of each year.
- Continue asset management sharing and promote common understanding of asset management policy amongst Councils
- To consider sharing of 'trainee engineer/s'
- WUSRG to develop an internal hire policy
- Other Councils to view the Integrated Plan of Moree Plains Shire Council on its web site
- Workshop arrangement for the development of the Strategic Business Plan for WUSRG
- Section 64 charges models to be shared amongst Councils
- Sharing roles of reading water meters
- Combined contracts for contract services like air scouring and main relining works.

Relevant Reference Documents:

Memorandum of Agreement – Water Utilities Resource Sharing Group (WURSG)

Stakeholders:

Walgett Shire Council
Moree Shire Council
Gwydir Shire Council
Goondiwindi Regional Council

Financial Implications:

Nil

Water Utilities Resources Sharing Group - Minutes
Recommendation: 1. That Council note the Minutes of the Meeting of Water Utilities Resource Sharing Group held on 19 April 2010 at Moree Shire Council. **Moved:** **Seconded:**

Attachments:

WURSP Minutes of the Meeting

Minutes – Water Utilities Resources Sharing Group

19 April 2010 Time: 1:00pm

Present: David Aber, (Acting Chairman), Andrew Cooper, Fred Corialde, Prafilla Bahadur, Lila Fisher and Trevor Seth (Goondiwindi Regional Council).
Apologies: Katrina Humphries, Ray Kent, Ian Woodcock

1. Welcome

David Aber welcomed those present and gave Mayor Katrina Humphries' apology for not being able to attend. A special welcome to Trevor Seth who advised that the Goondiwindi Regional Council is considering joining the group.

2. Acting Chairman:

David Aber was elected acting chairman in the absence of Katrina Humphries.

3. Business Arising

Meeting Schedule

It was decided that the group should meet in February, June and October of each year.

- Cooperative Arrangements
  Graham Boughton convened a meeting in November of the technical members and they discussed:-
  i. The sharing of staff and contractors
  ii. A common understanding of asset management and a common asset management policy
  iii. Trainee engineer would be a good option for the three councils to share
  iv. An internal hire policy for the group

  Goondiwindi is interested in combined contracts for sharing contract services like air scouring and main relining.

4. Asset Management

- Moree will place its Integrated Plan on the website so that the other Councils can access it.
- Fred will arrange for workshops to be held with a consultant to facilitate development of the Strategic Business Plans.
- The group will share their Section 64 charges models.
- Water supply audit will be subject to further discussion later.

5. Government Strategies and Impact

Statewater is looking to provide services to Councils. The options for meter reading were discussed and it was decided that it is more beneficial to read own meters but further discussion would be had about sharing the role.

Trevor advised that the water reforms in Queensland have been restricted to the south east corner around the Gold Coast and Sunshine Coast only. There were no recognised benefits in taking the reforms inland.

6. General Business:

Ray Kent has resigned from Walgett Shire.

Future cooperation – Moree sewer camera possible in the long term and further investigation into having a shared meter reader.

Chairman
Water Utilities Resources Sharing Group

4. NSW RURAL FIRE SERVICE NORTH WEST ZONE BUSH FIRE MANAGEMENT COMMITTEE MEETINGS

REPORTING SECTION: Director Rural Infrastructure & Support Services

AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services

FILE NUMBER: 09/46

Summary:

Rural Fire Service in Walgett Shire is managed by the North West Zone under a service level agreement (SLA). The Bush Fire Management Committee (BFMC) is legislated to oversee the management of the bush fire risk within the Zone. This report provides Council with the draft minutes of the April 2010 BFMC.

Discussion (including issues and background):

Rural Fire Service in Walgett Shire is managed by the North West Zone under a service level agreement (SLA).

The Bush Fire Management Committee (BFMC) is legislated to oversee the management of the bush fire risk within the Zone. It usually meets twice a year.

Relevant Reference Documents:

North West Zone Bush Fire Management Committee Meeting Draft Minutes

Stakeholders:

NSW Rural Fire Service - Walgett Brigades
Residents

Financial Implications:

Nil

NSW Rural Fire Service North West Zone Bush Fire Management Committee Minutes
Recommendation: 1. That Council note the draft minutes of the North West Zone NSW Rural Fire Service Bush Fire Management Committee meeting April 2010. **Moved:** **Seconded:**

Attachments:

Draft minutes of the North West Zone NSW Rural Fire Service Bush Fire Management Committee Meeting held April 2010

RECEIVED 05 MAY 2010

All communications to be addressed to:

North West Zone / Bogan District
NSW Rural Fire Service
PO Box 370
COONAMBLE NSW 2829

Telephone: (02) 6822 4422
e-mail: Tony.Place@rfs.nsw.gov.au

North West Zone / Bogan District
NSW Rural Fire Service
3 Buckley Dr
COONAMBLE NSW 2829

Facsimile: (02) 6822 4203

All NWZ BFMC Committee Members

Your Ref:
Our Ref: BFMC:NWZ172

30 April 2010

All,

Please find enclosed a copy of the minutes from the BFMC meeting held recently for you information.

If you have any queries regarding this please contact me.

Regards

Tony Place
Zone Manager

MINUTES OF MEETING FOR NORTH WEST BUSH FIRE MANAGEMENT COMMITTEE HELD WEDNESDAY 24 MARCH 2010 AT COONAMBLE FCC

Meeting start; 1.05PM

Present	Apology
Darren Arthur- Warren Shire	I Taylor
Rick Warren-Coonamble Shire	A Willettes
Christen Henriksen-ARTC	R Wilson
Mark Fosdick-NPWS	A Weilinga
Shiralee Robinson-Coonamble SES	R White
Don Pescud-NSWFB	E McIntyre
Hugh Kennedy-Warren HQ RFS	R Smith
Dianne Dennis- Walgett LALC	M Webb
Anne Dennis-Walgett LALC	M Brady
John Kennedy-RFS	D Felton
Tony Place- RFS	J Whittle
Simon Currey-RFS	
Georgie Primmer-RFS	

Item			Action
1&2	Welcome and apologies	Noted as above.	
3	Confirmation of minutes of previous meeting	The minutes of the meeting of 17 September 2009 were reviewed and confirmed. Moved; D Arthur Second; M Fosdick Carried	

DRAFT ONLY

Item			Action
4	Business arising from the previous minutes	Updated list for the S52 plan has been completed and signed off, will now go to the BFCC for approval. Fire trail in Warrumbungle's has had no further progress. J Kennedy to follow up. BFRMP has been on display for 42 days and needs committee sign off today. State Forest road grading Tailby and Warrie SF is ongoing.	
5	Committee Approval of Draft Bush Fire Risk Management Plan	Draft BFRMP has been on display at the other agencies and Council Chambers and other venues. Have received no comments or feedback regarding the Plan. Motion; That it be recommended that the draft plan be adopted and sent onto the Coordinating Committee for approval. Moved; J Kennedy Second; D Arthur Carried	
6	HR Report-Pre Fire Season Report	42 HR proposals were submitted for 09/10 by the managing Councils. Some work has been completed; delays due to the wet weather- HR works will be ongoing due to the rain and growth. Could result in a serious fire threat for next year.	
7	Approval and Priority of Submitted HR Programs from all Agencies	Need funding proposals to the RFS so they can be prioritised and recommended for funding- this includes other agencies such as Lands Council, ARTC etc. Motion; That RFS staff members J Kenney and T Place form a sub committee to prioritise for approval all HR proposed works submitted for the 2010/2011 year. Moved; T Place Second; M Fosdick Carried Areas in Warren-NSWFB could bid for funding to carry out works- area adjoins ARTC rail line and needs to be looked at on an annual basis. Could be worked in with Councils annual works on a yearly basis. Council to do grader works and NSWFB and RFS could assist as a joint exercise. Proposals that were not approved last year will automatically load into this year's	

DRAFT ONLY

Item			Action
		program- do not need to be re-input. HR works for 10/11- additional funds can be applied for via other funding programs and not just via Council estimates system. Three funding programs available to apply for money. Aboriginal Lands Councils- require HR works for Gingie and Namoi Missions- either burning or mechanical works. J Kennedy to work with the Lands Councils and to at what work can be carried out. **Funding bids need to be in by the end of May.** Fire trail grading- can be applied for via Commonwealth funding 50% and funded by the organisation 50%. Fire mitigation funding for fire trail maintenance can be applied for. NPWS can apply for fire trail maintenance funding at the Marshes. Applications need to be submitted by the end of May.	
8	09/10 Fire Season Briefing	The Zone had the first pre emptive S44 for the year in December and experienced a fire at Gumin homestead on the same day that had the potential to reach the Warrumbungle's, was contained to the property. Have had a quiet season with mainly grass and bush fires- nothing of significance. Bush Fire Danger Period- has been extended at the request of the Senior Management Team. This won't impact on planned HR works- will still require a permit to burn. Fire Season extended until end of April. Motion; That the Bush Fire Danger Period be extended until the 30 April as recommended by the Senior Management Tteam committee. Moved; J Kennedy Second; H Kennedy Carried	
9	Agency Reports	ARTC; extensive HR works have been done with wind rows levelled from Dubbo to Coonamble. Works need to be done in the Walgett ARTC yard. Section of the rail corridors can be burnt that are hazards- fuel only and no sleepers.	

DRAFT ONLY

Item			Action
		Dept of Lands; copy attached. Warren Council- have done shoulder grading, village/roadside slashing. Coonamble Council- shoulder grading and village and roadside slashing. NPSW- had a fire in the Marshes from December 21 to 24 then extinguished by rain received. Fire was in the north Marsh reed bed- burnt hard and fast, very little fuel in the Marsh bed. Burnt approximately 10-20 hectares of private property and nearly 3000 National Parks. Incident was run out of Coonamble FCC and had better radio contact. At the debrief there were no major issues. The Marshes have since benefited from local rain with some flows from the rivers, have wet most of the burnt reed bed which will regenerate. Red gum forest is still dry. SES; nil issues. NSWFB; nil issues. S Currey (RFS); Community safety/media awareness is needed for villages due to fuel loadings in the areas. Asset protection for the villages is needed. What planning, crew preparation, tanker etc do we have for the fire season? Aboriginal Lands Council-Walgett; reserves at Walgett- one is on bore water(Gingie) and one on town water(Namoi) with poor water pressure. Need to look at water storage. Children continue to light fires in the area. RFS is looking at placing a community fire unit in the area; trailer will hold stand pipe, hoses and PPE, would only be placed at Namoi Village due to the water situation. Need additional hydrants in the missions. Large volume water storage tanks are an option. CDEP participants could train with the RFS as well as youth groups and young leaders. Looking at getting NSWFB assistance to train members.	

DRAFT ONLY

Item			Action
10	General Business	Airstrips at Willie and Sandy Camp could be used for fire bombing in the Marshes, could look at positioning aircraft out there for next fire season. Not looking at bringing the fire season forward for next year at this stage. A decision can be made at a later date. Will know around July/August if the season needs to be brought forward. Bush fire prone maps are due for review, 3 of the 4 Shires have been completed, Warren, Coonamble, Bogan drat have been received. Walgett Shire are doing their own reviews and are nearly completed. Neighbourhood Safety Places (NSP's) have been completed for each Council. Are to be used in extreme fire danger and as a place of last resort. Criteria is an open area. Have been identified for all towns and villages in the NWZ and Bogan. Areas will be signposted by the State Government- at no cost to the Councils. **Next BFMC meeting is 29 September 2010.**	

Meeting finish; 2.25

DRAFT ONLY

OUTSTANDING TASKS REGISTER:

Add any new tasks or keep any tasks that are still outstanding.

The Tasks Register is distributed to the Team Members prior to the following meeting for updating. The updated Register then forms part of the agenda from the following meeting.

When a task is completed it is reported at the next meeting and then drops off the Register at subsequent meetings)

Allocated To:	Task Description:	Due Date	Completed
J Kennedy	Fire trail in Warrumbungle's contact Rick Morse and follow up	ASAP	
J Kennedy	Contact Walgett Lands Council- re HR works	ASAP	

DRAFT ONLY

MEMORANDUM

Land and Property Management Authority
Crown Lands

To: John Kennedy	From: John Nolan
Position:	Position: Environmental Officer
Division/Unit: North West Bushfire Management Committee	Division/Unit: LPMA Central - Crown Lands Dubbo
Tel: 6822 4422	Tel: 6883 3307
Date: 19/03/10	
Subject: Agency Report 2009/10	

Apology

Please table an apology on behalf of the Land and Property Management Authority. I had been scheduled to attend due to the departure of Mick Redfern but unfortunately will not be in the office on this occasion. Please find the agency report and attached applications for funding to carryout/continue HR in 2010/11.

Hazard Reduction

Hazard reduction works scheduled for the period 2009/10;

HR on the banks of the Castlereagh River in Coonamble with town boundaries – Install APZ between the River and various buildings located in the near vicinity by mechanical means - Works scheduled to be completed in April.

HR on the banks of the Macquarie River at various locations within the town boundaries of Warren– Continued chemical control of Phragmites to reduce fuel loads near private residences and other buildings – Works to take place in April in conjunction with Warren Shire Council.

Hazard Reduction Proposed 2010/11

Reapply for funding to enable follow up chemical control on both of the previously mentioned APZ's in Warren and Coonamble.

Please notify LPMA if is identified that HR works are recommended on Crown Land so that we can plan for future works.

NSW GOVERNMENT

Crown Lands is a division of Land and Property Management Authority

www.lpma.nsw.gov.au

5. COONABARABRAN - PILLIGA - MUNGINDI ROAD UPGRADE PROJECT STEERING COMMITTEE MEETINGS MINUTES

REPORTING SECTION: Director Rural Infrastructure & Support Services

AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services

FILE NUMBER: 10/272

Summary:

Council resolved to jointly pursue funding for the upgrade of the route between Coonabarabran and Mungindi with Narrabri and Warrumbungle Shire Councils. This report provides the draft minutes of the initial meeting of the project steering committee for information.

Discussion (including issues and background):

Council resolved to jointly pursue funding for the upgrade of the route between Coonabarabran and Mungindi with Narrabri and Warrumbungle Shire Councils. It has proposed $30,000 be allocated in its 2010/2011 budget for the purposes of this project including the preparation of a funding business case.

Relevant Reference Documents:

Coonabarabran - Mungindi Road Upgrade Steering Committee Meeting Draft Minutes

Stakeholders:

Road users and residents/businesses along the route

Financial Implications:

Nil

Coonabarabran – Pilliga – Mungindi Upgrade Project Steering Committee Meetings Minutes
Recommendation: 1. That Council note the draft minutes of the Coonabarabran - Mungindi Road Upgrade Steering Committee meeting May 2010. **Moved:** **Seconded:**

COONABARABRAN – MUNGINDI ROAD UPGRADE PROJECT
STEERING COMMITTEE

MINUTES

Wednesday 5 May 2010

Commencing at: 11.00 AM

Walgett Shire Council, 77 Fox Street Walgett

INVITED: Ian Taylor – Director Rural Infrastructure & Support Services, Walgett Shire Council
Clr Robyn Faber, Narrabri Shire Council
Paul Keech – Director Engineering Services, Narrabri Shire Council
Anthony Smetanin – Design Services Manager, Narrabri Shire Council
Clr Denis Todd – Warrumbungle Shire Council
Kevin Tighe – Director Technical Services, Warrumbungle Shire Council

APOLOGIES: Clr Robert Greenaway – Walgett Shire Council

1.0	CONFIRMATION OF PREVIOUS MINUTES	ACTION
1.1	Nil.	

2.0	STEERING COMMITTEE COMPOSITION	ACTION
2.1	• Current proposal to have representatives from Narrabri, Warrumbungle and Walgett Shires - agreed • There is no need to incorporate other representatives as this contribution will be better facilitated through public engagement activities - agreed	

3.0	PROJECT SCOPE	ACTION
3.1	Project Name: • Propose to change project name to "Coonabarabran – Pilliga – Mungindi Road Upgrade Project" - agreed Physical Scope: • Walgett: 86km – 2 sections, no bridge upgrades • Narrabri: 28km sealing + 2km of widening + Baradine Creek Bridge • Warrumbungle: 20km widening Coonabarabran – Gwabegar Total 136km (approx) Total Route: 347km Route by Newell Highway: 348km • Brief Outline: Similar to previous PEECE Consulting engagements	Amend Title Confirm distances for Brief

	for Wellington – Narrabri and Coonamble – Narrabri – Bingara Road Upgrade Proposals Extent of information provided by Councils for the Business Case Proposal • Local Material properties, Local construction costs, only basic information on changes to existing horizontal alignments Construction proposed to be undertaken/managed by individual Councils. • Extent of public engagement – Media/individual, maybe Public Info Meetings • Extent of Committee involvement in review of project deliverables to be determined	
3.2	Public engagement: This was assessed as very important and proposed to be addressed in the following ways: • Media by Council's including inviting submissions to the Consultants • Consultant meeting with all key stakeholders including industries and State agencies • Possible public information sessions conducted by Councils • Expertise of selected Consultants in consulting with the relevant industries	

4.0	PROJECT TIMEFRAMES / MILESTONES	ACTION

4.1	Draft Milestones agreed as follows: • Completion of Project Manager's Brief for review by Steering Committee – Late June (email) • Engagement of Project Manager – Late July • Draft Business Case for review – November 2010 • Acceptance of Business Case – January 2011 • Annual Review by Committee or as required	Ian – draft Brief in consultation with Paul & Kevin

5.0	DELIVERY METHOD	ACTION

5.1	Walgett Shire to manage engagement of Consultant • Engagement of Consultant will be agreed by the Committee • Walgett will pay Consultant and invoice other Councils as agreed	

6.0	FINANCE	ACTION

6.1	Agreed split of costs: • Walgett: 60% • Narrabri: 25% • Warrumbungle: 15% • It is not proposed to apportion any of Walgett's administration cost to the project	
6.2	Currently budgeted (2010/2011 draft budget) funds for Business Case Submission are as follows: • Walgett: $30,000 • Narrabri: $20,000 • Warrumbungle: $10,000	
6.3	Agreed to write to Balonne Shire and Moree Plains Shires: Advising them of the project, indicating potential benefits that may accrue to their Shires, and inviting them to consider making a nominal financial contribution to the project.	Ian
6.4	Write to Coonamble Shire advising them of the commencement of the project.	Ian

7.0	COMMITTEE MEETING FREQUENCY	ACTION

7.1	• As required	

8.0	NEXT MEETING	ACTION

8.1	• Late June	

Meeting Closed 12.55PM

14. Reservation of items for Debate

Nil

15. Reports of Officers

6. COUNCIL DECISIONS ACTION REPORT– 27.04.10

REPORTING SECTION: General Manager

AUTHOR: Ray Kent – General Manager

FILE NUMBER: 10/154

Summary:

A Schedule will be provided to each Council Meeting which summarises action taken in respect of matters considered at the previous meeting of Council.

Discussion (including issues and background):

Attached is the Action Report related to the April 2010 Council Meeting. The Report summarises action in respect of all Resolutions as well as any other matter raised at the Meeting which required action. The Report does not repeat Resolutions etc as these are contained in the Minutes of the previous Meeting which are included elsewhere in the Agenda.

Relevant Reference Documents:

Agenda and Minutes of the April 2010 Council Meeting

Stakeholders:

Councillors and Executive Team

Financial Implications:

Nil

Council decisions Action Report – 27.04.10
Recommendation: 1. That the report be received. **Moved:** **Seconded:**

Attachment:

Action Schedule

COUNCIL DECISIONS: Meeting held 27th April 2010

Action Report

86/10	**Collarenebri Town Hall (D1002226) Reserve Trust – Reimbursement of Hire Fee to Collarenebri CWA**
DUIS:	Bond refund 27/4/2010 Hire fee of $100 refunded 11/5/2010

Notice of Motion – Connection to Collarenebri Water Supply	
DPRS:	Letter sent 5/5/2010

88/10	**Notice of Motion – Inclusion of Health & Allied practitioners in Councils Newsletter**
GM:	Will be included in the August Newsletter.

89/10	**Petition – Opening Hours of Walgett Library**
GM:	Notices posted in Library 10 May advising of Council resolution.

90/10	**Western Division Group of the Shires Association of NSW - Minutes**
GM:	No action required.

91/10	**North West Weight of Loads Committee - Minutes**
DRISS:	No action required.

92/10	**Western Slopes District Emergency Management Committee**
DRISS:	No action required.

93/10	**NSW Rural Fire Service North West Zone Service Level Agreement Committee meeting**
DRISS:	No action required.

94/10	**Walgett Local Emergency Management Committee**
DRISS:	No action required.

95/10	Meetings of the Lightning Ridge Precinct Committee - Minutes
GM:	No action required.

96/10	Meetings of the Collarenebri Precinct Committee - Minutes
GM:	No action required.

97/10	Council decisions Action Report – 23.03.10
GM:	No action required.

98/10	Castlereagh Macquarie County Council Invoice – Fruit Fly Control
GM:	No action required.

99/10	Skate Park Water Pooling
DCCS:	Negotiations still underway for best technical solution.

100/10	Tourism Branding Resource Production
DCCS:	EOI for Shire brochures advertised.

101/10	Grey Park – Regulatory Sign
DCCS:	To be produced. On order

102/10	Community Partnerships Report – MOU with WAMS
DCCS:	Forwarded for signing by CEO WAMS.

103/10	Community Partnerships Report – MOU with Murdi Paaki
DCCS:	On hold until MPREC respond to issues raised. Discussion held with CEO MPREC re: issues and their resolutions.

104/10	Debt Recovery Progress Report
DCCS:	No action required.

105/10	Cash on Hand and Investment Report as at 31 March 2010
DCCS:	No action required.

106/10	Base Line Budget as at 31 March 2010
DCCS:	No action required.

107/10	Estimate of Reserves as at 30 June 2010
DCCS:	No action required.

108/10	New Expenditure proposals for 2010/2011 Budget
DCCS:	Report to Extraordinary meeting of Council 11/5/2010.

109/10	Rates, Fees and Charges 2010/2011
DCCS:	Report to Extraordinary meeting of Council 11/5/2010.

110/10	Community Economic Development Conference
DCCS:	DCCS attended – report to May meeting.

111/10	Arrangement of Water and Sewer Funds
DCCS:	Report to Extraordinary meeting of Council 11/5/2010

112/10	Business Continuity and Emergency Evacuation Plan
DCCS:	Registered in TRIM records

113/10	Accreditation of Council Building Certifiers
DPRS:	No action required

114/10	Development and Complying Development Certificate Applications
DPRS:	No action required

115/10	Policy – Water Supply in Non Urban Areas
DPRS:	Policy adoption date recorded

116/10	Water Supply Backflow Prevention Policy
DUIS:	No further action required.

117/10	Road Maintenance Council Contract (RMCC) – Adjustment to Fixed Upper Limit (FUL)
DRISS:	Amendments added to Quarterly Review

118/10	Financing of High Utilisation Plant
DRISS:	Tender/Quotation documents in preparation. Amendments made to draft 2010/2011 budget

119/10	December 2009 Flood Damage and Assessment and March 2010 Flood Event
DRISS:	No action Required.

Questions without Notice

	Letter to Costa regarding the state wide proposed water allocation cut
GM:	Letter sent 12/5/2010

	Guttering for the BP Service station in Walgett
DUIS:	Negotiations discussed with stakeholders commenced

	Replace the No Parking signs at the Service Station in Collarenebri
DUIS:	Sign ordered, In progress

121/10	Derelict Buildings, Herbert St, Collarenebri
DPRS:	Contractor to be engaged to undertake demolition

122/10	Sale of Lot 71, DP 837866 Fantasia Street, Lightning Ridge
DUIS:	Sale in Progress

123/10	Tenders – RFT10012 Replacement of Assorted Mowers with Five Diesel Zero Turn mowers
DRISS:	Order issued at original tender price

	Selection panel for recruitment of General Manager
GM:	Interview panel comprising Mayor, deputy Mayor, Councillor Keir, General Manager and consultant to interview candidates Saturday 22nd May in Sydney

7. CASH ON HAND AND INVESTMENT REPORT AS AT 30 APRIL 2010

REPORTING SECTION: Corporate and Community Services

AUTHOR: Myrene Lovegrove – Finance Manager

FILE NUMBER: 09/1460

Summary:

This report summarises the cash on hand and investments held by Walgett Shire Council as at 30 April 2010.

Discussion (including issues and background):

Walgett Shire Council operates one primary transaction account with the Commonwealth Bank and invests funds surplus to its operational requirements. The level of funds held in the account at any time reflects the outlook in terms of payments to be made in the short term.

As at 30 April 2010 the operational bank account's balance was $668,075.72. The reconciliation of this balance is:

Operational Account Bank Reconciliation
As at 30 April 2010

	$
Opening Ledger Account Balance as at 1 April 2010	**1,503,353.11**
Add: Receipts	852,352.89
Add: Recalled Investments	500,000.00
Less: New Investments	
Less: Payments	(2,187,630.28)
Closing Ledger Balance as at 30 April 2010	**668,075.72**
Balance as per Bank Statement as at 30 April 2010	**686,026.94**
Add: Receipts not banked	2,183.76
Less: Payments not presented	(20,134.98)
Closing Balance of Bank Account	**668,075.72**
Difference (A-B)	-

As at 30 April 2010 Walgett Shire Council's investment register's balance was $5,049,360.80. The balance as per the attached investment report comprised:

Term Deposits	$4,000,000.00
Callable Range Accrual Notes	$1,000,000.00
Floating Rate Collaterized Debt Obligation (CDO)	$ 49,360.80

The market values disclosed for the Floating Rate Collaterized Debt Obligation (CDO) are market values as at 30 June 2009 and were supplied by the ANZ Group. As at 30 April 2010 Walgett Shire Council's total available cash and invested funds were $5,717,436.52 represented by:

Working Account Balance	$ 668,075.72
Investments	$5,049,360.80

Cash on Hand and Investment Report as at 31 April 2010

Recommendation:

1. That the cash on hand and investment report as at 30 April 2010 be received.

Moved:
Seconded:

Attachments:

Investment Report as at 30 April 2010

Council investments have been made in accordance with the Local Government Act 1993, the regulations and council's investment policy

Investment Institution	Type of Investment	Term (days)	Rate %	Ref	Reset Date	Maturity Date		
Term Deposits								
National Australia Bank	Term Deposit	91	5.60	617/10		04-May-10	$	500,000.00
Newcastle Permanent	Term Deposit	91	5.74	618/10		18-May-10	$	500,000.00
Australian Defence Credit Union	Term Deposit	91	5.78	619/10		25-May-10	$	500,000.00
Australian Defence Credit Union	Term Deposit	91	5.82	620/10		01-Jun-10	$	500,000.00
Bank of Queensland	Term Deposit	91	5.55	621/10		01-Jun-10	$	500,000.00
National Australia Bank	Term Deposit	91	5.83	622/10		08-Jun-10	$	500,000.00
Maquarie Bank	Term Deposit	91	5.50	625/10		29-Jun-10	$	500,000.00
Local Government Financial Services	Term Deposit	90	5.70	626/10		06-Jul-10	$	500,000.00
Callable Range Accrual Notes (CRAN)								
Commonwealth Bank of Australia bond	Term Deposit	92	7.50	623/10	16-Jun-10	16-Dec-10	$	500,000.00
Royal Bank Canada bond	Term Deposit	92	7.70	624/10	16-Jun-10	16-Mar-11	$	500,000.00
Floating Rates Collaterized Debt Obligations (CDO)								
Zircon Finance Ltd	Floating Rate CDO		0.00			20-Sep-14	$	0.00
Morgan Stanley Aces SP	Floating Rate CDO	91	6.290		21-Jun-10	20-Jun-15	$	12,165.59
Helium Capital Ltd	Floating Rate CDO	92	6.073		23-Jun-10	23-Jun-14	$	2,193.12
Magnolia Finance GLB Ltd	Floating Rate CDO	91	5.740		21-Jun-10	20-Mar-12	$	35,002.09
							$	**5,049,360.80**

Investment Report as at 30 April 2010

8. QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2010

REPORTING SECTION: Corporate and Community Services

AUTHOR: Myrene Lovegrove - Finance Manager

FILE NUMBER: 09/1237

Summary:

This report presents to Council the quarterly budget review for the period ending 31 March 2010.

Discussion (including issues and background):

The quarterly review is a statutory requirement under the Local Government (General) Regulations 2005, Part 9, Division 3, Section 203 and is an essential aspect of Council's financial management. A budget review is to be prepared and submitted to Council not later than two months after the end of each quarter.

At the Council meeting on 23 June 2009, Council adopted the 2009-2014 Management Plan, which incorporated the 2009/2010 budget.

The adopted budget provides for an operating surplus of $282,959.00 and a capital deficit of $15,110,280.00.The original operating budget was distributed to the funds as follows:

General Fund	$149,557.00	Surplus
Water Fund	$ 12,220.00	Surplus
Sewer Fund	$121,479.00	Surplus
Waste Fund	$ 277.00	Deficit

The August 2009 Council meeting adopted variations to the original budget, including carried forward incomplete projects from June 2009 and receipt of $1,087,446.00 in federal assistance grant funds in June 2009. This movement of cost and income across financial years resulted in the operational budget for 2009-2010 moving from a surplus to a deficit.

The February 2010 Council meeting adopted changes to the 2009-2010 budget increasing operating income by $589,380.00 and expenditure by $581,232.00 and resulted in a budgeted operating deficit of $1,179,149.00. The adopted reduction in capital income of $1,170,000.00 and capital expenditure of $2,346,700.00 resulted in a budgeted capital deficit of $14,458,432.00.

The adopted operating budget after the February Council meeting was distributed to the funds as follows:

General Fund	$1,075,068.00	Deficit
Water Fund	$ 188,637.00	Deficit
Sewer Fund	$ 72,699.00	Surplus
Waste Fund	$ 11,857.00	Surplus

The March quarterly review is generally quite detailed as it provides the General Manager and Directors an opportunity to assess their current budget situation, projects due for completion this financial year and budgetary needs for the balance of this financial year. The wet weather associated with the December, January, February and March rain events has impacted on project completions and priorities mainly within Rural Infrastructure. Within other areas net proposed changes are minor.

Proposed Net Changes are:

	General Fund Operations
Members and Executive	$ 8,000.00 net improvement
Planning and Regulatory Services	$ 5,200.00 net improvement
Corporate and Community Services	$ 4,300.00 net improvement
Urban Infrastructure	$ 20,000.00 net improvement
Rural Infrastructure	$680,932.00 net improvement
	General Fund Capital Works
Urban Infrastructure	$ 50,000.00 net improvement
Rural Infrastructure	$349,603.00 net improvement
	Water Funds
Operations	$ 45,000.00 net deterioration
Capital Works	$110,000.00 net improvement
	Sewer Funds
Operations	$ 9,100.00 net improvement
Capital Works	$430,000.00 net improvement
	Waster Fund
Operations	$ 27,000.00 net improvement

If the recommended changes are adopted the amended budget will provide for an operating deficit of $519,162.00 and a capital deficit of $13,577,979.00.The revised operating budget would be distributed across the funds as follows:

General Fund	$406,181.00	Deficit
Water Fund	$233,637.00	Deficit
Sewer Fund	$ 81,799.00	Surplus
Waste Fund	$ 38,857.00	Surplus

Operating revenue and expenditure relates to supply of services, maintenance and repairs. Capital revenue and expenditure relates to additions and improvements to assets. All budget variations are disclosed on the basis of “materiality”. Materiality is defined by accounting codes and Council’s auditors, Spencer Steer, as a ten percent variance. Walgett Shire Council’s budget has approximately 800 separate ledger items. Council needs to be aware that for example, 800 non-material variances of $1,000 per ledger can impact on the final result for the financial year, but not require budget variations.

GENERAL FUND

Increase in operating expenditure/ Decrease in operating revenue:

- Local road maintenance increased by a net $90,000.00. The impact of wet weather resulted in $170,000.00 additional expenditure on unsealed road maintenance and $100,000.00 on December 2010 flood works. This was partially off-set by an $18,000.00 reduction in traffic facilities, grid repairs of $35,000.00 and $130,000.00 on unsealed reshaping formation.
- Anticipated costs of regional road maintenance as a result of the December 2010 flood increased by $500,000.00.
- An increase in RMCC works will increase council expenditure by $940,300.00.
- A reduction in building activity will reduce planning income by $5,700.00
- Lower than anticipated property transfers will reduce income form 603 certificates by $500.00

- An increase in corporate services car running expenses of $8,000.00 and staff subsides of $4,000.00 will be off-set by lower than budgeted general legal expenses.
- Additional assets management program licences will increase IT licensing expenses by $9,000.00.

Decrease in operating expenditure/ Increase in operating revenue:

- Net cost savings of $24,500.00 in rural infrastructure administration have been achieved.
- Nil management on-costs for store sales have been incurred saving $902.00
- Lower than budgeted expenses for RFS Contribution and reimbursable expenses provided savings of $10,000.00 each
- To reflect actual vehicle costs, a reduction in servicing cost of $64,000.00 requires an additional allocation of $64,000.00 to plant repairs with a NIL net cost to Council.
- Reallocation of budget lines within local roads operations provides a net savings of $12,000.00. $25,000.00 was allocated from the other bridges program to the timber bridges on unsealed roads to enable repairs to the abutment of the Wanourie Bridge on the Brewon Road. Additional costs of $18,000.00 were incurred with the rural signage program. A technical officer vacancy provided savings and reduced operations by $30,000.00.
- Regional road flood damage income of $500.000.00 is expected this financial year.
- An additional net contribution of $13,000.00 will be received for Local Road flood damage.
- Cost savings of $112,000.00 net was experienced across regional roads operations due to the effect of wet weather on project completion and priority.
- Due to the wet weather a reduction in funds and human resources required for several regional road maintenance programs saved $ 467,000.00. These included rural road unsealed pavement maintenance ($150,000.00), rural road bitumen patching ($180,000.00), rural corridor maintenance and drainage maintenance.
- An increase in RMCC works will provide council with an additional $941,000.00 in revenue.
- Delay in the new Walgett depot design and documentation will save $53,750.00 this financial year.
- As the Lightning Ridge pound is no longer operating, $3,000.00 has been saved.
- Dog registration has increased providing an additional $1,880.00 in fees.
- Down scaling of the pesticide pit remediation project, pending decontamination trial, will require $6,600.00 less expenditure this financial year.
- With more dogs being registered Council's payments to the companion animal register has risen by $500.00
- $5,000.00 allocated to corporate training and $3,000.00 allocated to corporate planning will not be required this financial year.
- $2,500.00 allocated to the current General Manager's development was reallocated to cover GM conferences.
- Additional employment subsides of $12,000.00 have been received.
- An increase in legal income of $12,000.00 will be offset by an increase in rate recovery legal costs.
- A reduction in risk management programs expenditure will save $2,000.00
- Net savings of $2,500.00 has been achieved in arts and culture expenditure items.
- A decrease in Urban Infrastructure consulting expenses of $18,000.00 and sport fields maintenance of $10,000.00 will off-set over expenditure of $28,000.00 for the Burren Junction Bore Baths operations.
- Savings of $20,000.00 in footpath management will off-set $20,000.00 required for footpath maintenance this financial year.

Increase in capital expenditure/ Decrease in capital revenue:

- Revenue from sale of vehicles, plant and equipment is expected to be $190,000.00 less than originally budgeted.
- Widening associated with the Epping Bridge replacement program will require an additional $82,382.00.
- After the re tendering of the timber bridge replacement program the widening component of the MR333 will require an additional $612,479.00 budget re-distribution.
- Walgett Shire Council's contribution towards the pavement upgrade on MR333 (Carinda Road) will require $860,000.00. Savings from the MR329 construction and sealing project of $445,000.00 and savings from rural road maintenance will fully off-set the $860,000.00 Council contribution.
- The walkway to Wooli will require an additional $10,000.00 to complete the project.

Decrease in capital expenditure/ Increase in capital revenue:

- An additional $427,430.00 capital revenue for the timber bridge replacement program is expected this financial year.
- The local road renewal program will be $445,284.00 below budget due to deferment of floodway re-sheeting, shire road resealing program and the retendering of the Epping Bridge timber bridge replacement project.
- The rural road renewal program will be $648,000.00 below budget this financial year. Wet weather has deferred the rural road resealing program and culvert replacements. The retendering of the timber bridge replacement has reduced the budget requirements by $375,000.00 for the MR333 timber bridge replacement component of the project.
- The Gray Park water system is completed, saving $20,000.00
- The Collarenebri Race Course toilet block with a budget of $40,000.00 will not be commenced this financial year.
- The saleyards capital works will be held over until negotiations concerning the saleyards operations are complete.

WATER FUND

Increase in operating expenditure/ Decrease in operating revenue:

- Non claimable expenses of $50,000.00 were incurred in flood mitigation works around Lightning Ridge water infrastructure.
- The Walgett water fund pump station operations are $14,000.00 over budget, but can be off-set by $14,000.00 under budget in pump station repairs and maintenance.

Decrease in capital expenditure/ Increase in capital revenue:

- The following water fund capital projects will not be commenced this financial year: Walgett filtration feasibility study ($50,000.00), Lightning Ridge booster pump upgrade ($30,000.00), Cumborah bore site acquisition ($10,000.00) and the Cumborah metered standpipe replacement project ($20,000.00)

SEWER FUND
Decrease in operating expenditure/ Increase in operating revenue:

- Additional sewer income of $9,500.00 was received by the Walgett Sewer fund, partially off-set by $400.00 higher rates discount expenses.

Decrease in capital expenditure/ Increase in capital revenue:

- The following sewer mains replacement or relining project will not be commenced this financial year: Walgett ($250,000.00), Lightning Ridge ($75,000.00) and Collarenebri $70,000.00.
- The CCTV inspection of Walgett Sewer mains project will not be commenced this financial year with a budget of $120,000.00.
- The Lightning Ridge sewer treatment plant renewal study will not be commenced this financial year.

DOMESTIC WASTE FUND
Decrease in operating expenditure/ Increase in operating revenue:

- Waste fund income was $30,000.00 higher than original budget, partially off-set by additional discount expenses of $3,000.00
- A decrease in operating expenses of $8,000.00 at Collarenebri Tip will off-set $8,000.00 over expenditure at the Carinda tip.

All other areas of operational income and expenditure are at expected levels for the second quarter of the year. Capital income and expenditure are project based and not evenly received nor expended during the financial year.

The financial position of the council as at 31 March 2010 is satisfactory, having regard to the original estimate of income and expenditure.

Relevant Reference Documents:

Quarterly Budget Review to 31 March 2010
Walgett Shire Council Management Plan 2009-2014

Stakeholders:

Walgett Shire Council
Walgett Shire Ratepayers

Financial Implications:

General Fund	$406,181.00	Deficit
Water Fund	$233,637.00	Deficit
Sewer Fund	$ 81,799.00	Surplus
Waste Fund	$ 38,857.00	Surplus

Quarterly Budget Review as at 31 March 2010

Recommendation:

1. That Council note the quarterly budget review for the period to 31 March 2010 and adopt the changes as recommended.

Moved:
Seconded:

Attachments:

Quarterly Budget Review

WALGETT SHIRE COUNCIL: Quarterly Budget Review to 31 March 2010
ORGANISATION DIVISION: All Division Summary
RESPONSIBILITY: General Manager - Ray Kent

	Original Budget	Amended Budget 03/10	Actual Income/Costs	Recommended Changes	Amended Budget
OPERATING REVENUE					
Members and Executive	18,000	18,000	20,398	0	18,000
General Purpose Revenue	7,289,059	6,614,829	6,083,283	0	6,614,829
Corporate & Community Services	296,344	286,224	207,547	23,500	309,724
Planning & Regulatory Services	145,775	153,275	101,418	(3,900)	149,375
Rural Infrastructure and Support Services	13,352,967	13,389,001	9,127,764	1,239,250	14,628,251
Urban Infrastructure Services	3,948,226	3,915,025	3,700,233	39,500	3,954,525
TOTAL	25,050,371	24,376,354	19,240,643	1,298,350	25,674,704
OPERATING EXPENDITURE					
Members and Executive	782,635	896,218	668,390	(8,000)	888,218
Corporate & Community Services	1,890,247	1,983,922	1,251,908	19,200	2,003,122
Planning & Regulatory Services	1,101,732	1,102,234	882,434	(9,100)	1,093,134
Rural Infrastructure and Support Services	13,624,346	14,082,590	9,907,354	558,318	14,640,908
Urban Infrastructure Services	7,368,452	7,540,084	5,969,470	28,400	7,568,484
TOTAL	24,767,412	25,605,048	18,679,555	588,818	26,193,866
NETT OPERATING SURPLUS/(DEFICIT)	282,959	(1,228,694)	561,088	(709,532)	(519,162)

WALGETT SHIRE COUNCIL: Quarterly Budget Review to 31 March 2010
ORGANISATION DIVISION: All Division Summary
RESPONSIBILITY: General Manager - Ray Kent

	Original Budget	Amended Budget 03/10	Actual Income/Costs	Recommended Changes	Amended Budget
CAPITAL REVENUE					
Members and Executive					
General Purpose Revenue					
Corporate & Community Services					
Planning & Regulatory Services					
Rural Infrastructure and Support Services	3,813,204	3,813,204	594,146	237,430	4,050,634
Urban Infrastructure Services	2,785,000	1,807,500	354,059	0	1,807,500
TOTAL	6,598,204	5,620,704	948,205	237,430	5,858,134
CAPITAL EXPENDITURE					
Members and Executive					
Corporate & Community Services	50,000	572,840	508,207	0	572,840
Planning & Regulatory Services					
Rural Infrastructure and Support Services	15,237,944	14,957,233	12,517,422	(112,173)	14,845,060
Urban Infrastructure Services	6,071,115	4,727,924	2,324,241	(710,000)	4,017,924
TOTAL	21,359,059	20,257,997	15,349,871	(822,173)	19,435,824
NETT CAPITAL SURPLUS/(DEFICIT)	(14,760,855)	(14,637,293)	(14,401,666)	1,059,603	(13,577,690)

WALGETT SHIRE COUNCIL:	Quarterly Budget Review to 31 March 2010				
ORGANISATION DIVISION:	Urban Infrastructure Services				
RESPONSIBILITY:	Director of Urban Infrastructure Services -Siegfredo Coralde				
	Original Budget	Amended Budget 03/10	Actual Income/Costs	Recommended Changes	Amended Budget
OPERATING REVENUE					
Walgett Water Fund	637,700	637,700	639,648	0	637,700
Lightning Ridge Water Fund	519,900	519,900	518,131	0	519,900
Collarenebri Water Fund	199,625	199,625	201,411	0	199,625
Walgett Sewer Fund	311,453	311,453	320,213	9,500	320,953
Lightning Ridge Sewer Fund	267,019	267,019	274,411	0	267,019
Collarenebri Sewer Fund	89,684	89,684	91,444	0	89,684
Waste Fund	919,926	919,926	949,619	30,000	949,926
TOTAL	2,945,307	2,945,307	2,994,878	39,500	2,984,807
OPERATING EXPENDITURE					
Walgett Water Fund	643,046	705,746	498,844	0	705,746
Lightning Ridge Water Fund	265,136	481,936	243,211	45,000	526,936
Collarenebri Water Fund	384,680	358,180	273,484	0	358,180
Walgett Sewer Fund	303,392	334,372	221,818	400	334,772
Lightning Ridge Sewer Fund	194,921	209,721	110,384	0	209,721
Collarenebri Sewer Fund	48,364	51,364	31,094	0	51,364
Waste Fund	920,203	908,069	640,090	3,000	911,069
	2,759,742	3,049,388	2,018,925	48,400	3,097,788
NETT OPERATING SURPLUS/(DEFICIT)	185,565	(104,081)	975,953	(8,900)	(112,981)

WALGETT SHIRE COUNCIL:	Quarterly Budget Review to 31 March 2010				
ORGANISATION DIVISION:	Urban Infrastructure Services				
RESPONSIBILITY:	Director of Urban Infrastructure Services -Siegfredo Coralde				
	Original Budget	Amended Budget 03/10	Actual Income/Costs	Recommended Changes	Amended Budget
CAPITAL REVENUE					
Walgett Water Fund	40,000	0			
Lightning Ridge Water Fund	40,000	0			
Collarenebri Water Fund					
Walgett Sewer Fund					
Lightning Ridge Sewer Fund					
Collarenebri Sewer Fund					
Waste Fund					
TOTAL	80,000	0	0	0	0
CAPITAL EXPENDITURE					
Walgett Water Fund	886,865	775,596	428,344	(80,000)	695,596
Lightning Ridge Water Fund	420,000	698,711	475,492	(30,000)	668,711
Collarenebri Water Fund	62,600	62,600	12,750	0	62,600
Walgett Sewer Fund	912,800	812,800	79,332	(370,000)	442,800
Lightning Ridge Sewer Fund	156,800	131,800	12,600	(110,000)	21,800
Collarenebri Sewer Fund	212,800	182,800	17,100	(70,000)	112,800
Waste Fund	0	0	0	0	0
	2,651,865	2,664,307	1,025,618	(660,000)	2,004,307
NETT OPERATING SURPLUS/(DEFICIT)	(2,571,865)	(2,664,307)	(1,025,618)	660,000	(2,004,307)

9. NAMING OF LIGHTNING RIDGE SKATE PARK

REPORTING SECTION: Corporate and Community Services

AUTHOR: Carole Medcalf –Director Corporate and Community Services

FILE NUMBER: 09/1360

Summary:

Council has received a request from a community member to name the Lightning Ridge Skate Park.

Discussion (including background):

The Lighting Ridge Skate Park, completed in 2009, is a focal point for young people and their families to gather, interact and enjoy. The skate facility currently does not have a formal name.

Priscilla Hutchinson has requested, on behalf of the McBride family of Lighting Ridge, that the Skate Park be named the Tyrhys McBride Memorial Park. A letter from Ms Hutchinson is attached to this report.

Relevant Reference Documents:

Nil

Stakeholders:

Lighting Ridge Skate Park users and community members

Financial Implications:

Nil

Naming of Lightning Ridge Skate Park
Recommendation: 1. That community comment is sought in response to the proposal that the Lighting Ridge Skate Park be named the Tyrhys McBride Memorial Park. **Moved:** **Seconded:**

Attachments:

Letter from Priscilla Hutchinson dated 10 April 2010.

RECEIVED 19 APR 2010

Priscilla Hutchinson
P O Box 406
LIGHTNING RIDGE NSW 2834
68 294 421

10 April 2010

Raymond Kent
General Manager
Fox Street
WALGETT NSW 2832

Dear Mr Raymond Kent

Firstly, I would like to thank the Walgett Shire Council for seeking the funding for the Skate Park located in Pandora Street Lightning Ridge and secondly overseeing the construction and finalisation of this brilliant facility. Our young children now have somewhere they can go to have fun with friends and family.

I am writing this letter on behalf of the McBride family to request that the Walgett Shire Council consider naming the Skate Park the 'Tyrhys McBride Memorial Park'.

Tyrhys McBride was a vibrant 5 year old boy who, on the 24 March 2010 tragically lost his life.

Tyrhys was one of our young locals who used this park as often as possible with family and friends. It was one of his favourite places.

He is leaving behind his Mother, Grandparents, 3 younger brothers, 2 younger sisters, Aunties, Uncles and numerous cousins. Having a park named in his honour would be a great place for all the kids that knew Tyrhys to go and hang out and remember their little Brother, Cousin and Friend.

It would also serve as a reminder to the wider community to love and cherish their young ones as life is so unpredictable and anything can happen at anytime.

Yours truly,

Priscilla Hutchinson

10. COMMUNITY DEVELOPMENT WORKER POSITION

REPORTING SECTION: Corporate and Community Services

AUTHOR: Carole Medcalf –Director Corporate and Community Services

FILE NUMBER: 09/1763

Summary:

The position of Community Development Officer (CDO) was endorsed by Council for a twelve (12) month period. This report provides a review of the position and makes a recommendation for the retention of the position within the Community Development Team.

Discussion (including issues and background):

At the 24 March 2009 Council meeting the recommendation that the vacant Visitor Information Centre position be transferred to a CDO position, pending review after twelve (12) months time. The CDO role with Walgett Shire Council was developed to;

- Facilitate social, cultural, recreational and community development opportunities within the Walgett Shire local area.
- Deliver objectives and strategies of the Walgett Shire Social and Community Plan.

The CDO sits within the Community Development Team which is made up of;

- Aboriginal Community Liaison Officer (ACLO) – This role deals specifically with Aboriginal issues and contributes to the development and implementation of the Aboriginal and Torres Strait Islander Reconciliation Plan.
- Youth Development Officer (YDO) – The YDO and team of youth workers implement the Walgett Shire Council's Youth Development Strategy. These workers focus on children and young people aged 5 – 18 years old.

The existing positions, outlined above, focus on children, youth and Aboriginal people, leaving a significant gap in community development services to the remainder of the community. The gap is significant for the following reasons;

- **Domestic violence**
  Out of the 120 LGAs in the north western statistical area, Walgett is ranked second highest for incidences of domestic violence related assault*. Violence against women affects the whole community and is a crime that requires an integrated community response.

- **Other crime**
  Out of the 120 LGAs in the north Western statistical area, Walgett is ranked first highest for break and enter – dwelling, second highest for incidences of non domestic violence related assault and third highest for incidences related to break and enter –non dwelling and liquor offences*.

**Bureau of Crime Research and Statistics> LGA rankings> 2009.*

- **Culturally and linguistically diverse community (CALD)**
  Lightning Ridge has a significant CALD community who are under resourced by service providers. Council has a responsibility to make multicultural principles and objectives part

of core business through the implementation of a Multicultural Policies and Services Plan (MPSP).

- **Community capacity building**
  It is widely accepted that a community that has opportunity to interact, develop and build their skills will produce healthy and resilient citizens. This includes providing opportunities for cultural expression that are reflective of community need.

The points above summarise areas requiring significant community development work that could not be addressed by the ALO and YDO alone.

Review of CDO role

To date, the existence of the CDO position has enabled the Community Development Team to address the above critical community issues as follows;

Community issue	Progress
Domestic violence	Throughout Walgett Shire, partnerships have been developed and strengthened; • Yawarra Meamei Women's Group, Lightning Ridge (planning & participation in White Ribbon Week and Reclaim the Night march, Lightning Ridge) • Walgett Domestic Violence Prevention Legal Service (planning and participation, Reclaim the Night march, Walgett) • Networking with established and new service providers to promote understanding of domestic violence related issues in Walgett Shire, through Interagency Meetings at Lighting Ridge and Walgett. Early Childhood Network, Walgett, and Early Childhood Interagency in Lightning Ridge. • Support and advocacy for availability of forensic collection of evidence for victims of rape in Walgett Shire through Lightning Ridge Health Advisory Council, and other agencies. • Event convener for Behind Closed Doors, Domestic & Family Violence Awareness Forum. May 17 – 19th 2010.

Community Issue	Progress
Other crime	Active involvement with the Lightning Ridge Crime Safety Committee in the development and review of the Lightning Ridge Crime Safety Plan. A crime safety plan project, in accordance with the Attorney General's Department guidelines has been developed. This project is ready to progress, following consultation with Police and other stakeholders. A safety information tool has been developed to assist service providers and community members to obtain resources and information regarding safety issues. Co – ordination of the Walgett Community Drug Action Team to support and develop harm minimisation approaches to drug and alcohol issues. Research has been carried out to determine best practice models for the proposed Walgett Community Patrols Project.
Culturally and linguistically diverse community (CALD)	A strong working relationship has been continued with the Lightning Ridge Trans Cultural Community Council Inc., (LRTCC) and their service, the Migrant Information and Referral Service including: • Multicultural mapping project - this project will help to determine more accurately the diversity of the CALD community in Walgett Shire, the assets the CALD community bring to the Shire and the services which are required. • Aged population survey – in partnership with LRTCC Council will gain information regarding the ageing population of older people with CALD backgrounds. This information will assist Council with strategic planning. • Involvement with planning and implementation of multi-cultural celebrations and events such as Harmony Day.

Community Issue	Progress
Community capacity building	Lightning Ridge Gym – assistance with service sustainability by sourcing and initiating appropriate training for volunteers. Assisting organisations to source and apply for funding opportunities including Lightning Ridge Olympic Pool Inc (Electrical work for Lightning Ridge Indoor Swimming, Diving & Climbing Centre), Lighting Ridge Easter Festival Committee (2011 Lightning Ridge Easter Festival). Expand community access to Library services, with a program for pre-school children and their parents and carers in Lightning Ridge Provide opportunity for cultural development including community interest groups and co-ordination of touring performers to the Shire. Working with organisations and agencies to develop event facilitation (Children's Week celebrations, Harmony Day celebrations, International Women's day, Seniors Week, International Day of People with a Disability function).

Future of the CDO role

Council is required to consult with community members, understand community quality of life and develop equitable responses to community needs. The draft Community Plan 2010 -2014 provides for a number of actions that are a result of community consultation. The Community Plan addresses the whole community and, while many actions will be facilitated under the Youth Strategy and Aboriginal and Torres Strait Islander Reconciliation Plan, there are many areas identified by community that require ongoing and focussed community work.

Best practice community development approaches involve long term relationship building and a commitment to working alongside communities. The creation of the CDO role has enabled focussed community development to commence. In order to reach the desired social indicators, outlined in the Community Plan 2010-2014, it is critical that progress be continued.

The CDO role within the Community Development Team demonstrates Council's long term commitment to genuine community building and to fulfilling the actions outlined in the Community Plan 2010-2014.

Relevant Reference Documents:

Walgett Shire Council Community Plan 2010-2014
Aboriginal and Torres Strait Islander Reconciliation Plan 2007- 2010
Walgett Shire Youth Development Youth Strategy 5 Year Plan 2009-2014

Stakeholders:

Walgett Shire community members

Financial Implications:

Nil

Community Development Worker Position
Recommendation: 1. That the Community Development Officer position be made a permanent position within the Community Development Team. **Moved:** **Seconded:**

11. WALGETT COMMUNITY GARDENS

REPORTING SECTION: Corporate and Community Services

AUTHOR: Carole Medcalf –Director Corporate and Community Services

FILE NUMBER: 09/1458

Summary:

Council received an approach from Walgett Aboriginal Medical Service (WAMS) to support the establishment of a community garden in Walgett.

Discussion (including issues and background):

Community gardens have been successful in various parts of Victoria and NSW as a means of providing local communities with access to fresh vegetables and an activity that provides people with exercise and social interaction.

WAMS is driving a community garden project in conjunction with various community groups and with established community support. This support has been reflected in Walgett Shire Council's community consultations throughout 2009. During community consultations Walgett community members and groups raised the need for access to fresh produce and opportunities to build individual capacity to grow fresh food locally. In addition, the community garden plan to develop and cultivate local produce is supported by national and international movements that aim to enable communities to be self sufficient.

In September 2008, Council supported the recommendation that a community garden be located on part of Lot 11 DP 851116, which is Council owned vacant land in Howards Way, Walgett. The current proposal is for the community garden to be established on the grounds of Euragi Goondi, Walgett. This parcel of land is owned by WAMS. The Howards Way lot is no longer required for the community garden project.

Many groups and organisations in Walgett have indicated their support for the project and WAMS has secured funding and in-kind contributions from various sources. As Council will no longer be contributing to the project, through the provision of land at Howards Way, it is proposed that the amount of $10,000 be allocated to the project from the current community services budget.

Relevant Reference Documents:

Nil

Stakeholders:

Community members residing in Walgett

Financial Implications:

Nil

Walgett Community Gardens
Recommendation: 1. That $10,000 be contributed from the current community services budget to the Walgett Community Gardens project. **Moved:** **Seconded:**

Attachments:

Nil

12. DRAFT MANAGEMENT PLAN 2010-2014

REPORTING SECTION: Corporate and Community Services

AUTHOR: Carole Medcalf – Director Corporate and Community Services

FILE NUMBER: 09/1565

Summary:

This report recommends that Council place on exhibition, its proposed 2010/2014 Management Plan, including the proposed budget, rates, fees and charges in accordance with Section 532 of the *Local Government Act 1993.*

Discussion (including issues and background):

Section 532 of the *Local Government Act 1993* states that Council must give public notice of its proposed budget, rates, fees and charges and they must be included in Council's draft Management Plan. They must be advertised in accordance with Section 405 of the *Local Government Act 1993,* giving 28 days of public exhibition for public comment.

Council's draft budget, rates, fees and charges and Management Plan will be advertised for public comment from 27 May 2010, with public submissions closing at 5.00 pm on 23 June 2010.

Relevant Reference Documents:

Draft Budget 2008/2009-2012/2013 (Management Plan)
Local Government Act 1993

Stakeholders:

Walgett Shire Council
Walgett Shire Ratepayers

Financial Implications:

As per Draft Budget 2010/2011– 2014/2015 (Management Plan)

Draft Management Plan 2010-2014

Recommendation:

That public notice be given, pursuant to Section 532 of the Local Government Act 1993, of a proposal to make the following resolutions at the June 2008 Ordinary meeting of Council:

a. That Council resolves to adopt the rates structure for ordinary rates as follows:

Ordinary Rates

Description	No Assess	Rate in $	Base	Minimum	2011 Ad Valorum	2011 Base	2011 Total	2011 Base %	Avg Per Assess
Walgett Residential	638	0.04369734	175.00	0	171,472.80	111,650.00	283,122.80	39.44%	443.77
L/Ridge Residential	656	0.01088330	175.00	0	176,438.97	114,800.00	291,238.97	39.42%	443.96
Collarenebri Residential	205	0.11750000	133.00	0	47,889.96	27,265.00	75,154.96	36.28%	366.61
B/Junction Residential	98	0.03300000	123.00	0	21,167.85	12,054.00	33,221.85	36.28%	339.00
Carinda Residential	76	0.15315102	72.00	0	6,623.75	5,472.00	12,095.75	45.24%	159.15
Cumborah Residential	56	0.01705212	67.00	0	5,187.28	3,752.00	8,939.28	41.97%	159.63
Rowena/CBC Residential	40	0.42590286	67.00	0	3,704.95	2,680.00	6,384.95	41.97%	159.62
Residential - Preserved Opal Fields	1773	0.05008896	118.00	0	214,569.50	209,214.00	423,783.50	49.37%	239.02
Residential - Other	109	0.00796433	118.00	0	23,549.22	12,862.00	36,411.22	35.32%	334.05
Walgett Business	113	0.04860960	225.00	0	66,982.07	25,425.00	92,407.07	27.51%	817.76
L/Ridge Business	106	0.01031130	225.00	0	64,263.16	23,850.00	88,113.16	27.07%	831.26
Collarenebri Business	32	0.12098592	185.00	0	12,871.66	5,920.00	18,791.66	31.50%	587.24
B/Junction Business	19	0.03591000	175.00	0	8,966.74	3,325.00	12,291.74	27.05%	646.93
Carinda Business	13	0.03601415	103.00	0	2,625.42	1,339.00	3,964.42	33.78%	304.96
Cumborah Business	0	0.01705212	67.00	0	0.00	0.00	0.00	0.00%	0.00
Rowena/CBC Business	7	0.32388255	103.00	0	971.64	721.00	1,692.64	42.60%	241.81
Business - Preserved Opal Fields	56	0.06156000	175.00	0	14,903.66	9,800.00	24,703.66	39.67%	441.14
Business - Other	98	0.01008815	139.00	0	14,291.90	13,622.00	27,913.90	48.80%	284.84
Rural (Farmland)	724	0.00449338	0.00	175.34	2,226,961.61	0.00	2,226,961.61	0.00%	3,075.91
Rural Irrigable	87	0.00540944	0.00	175.34	715,970.90	0.00	715,970.90	0.00%	8,229.55
Total Ordinary Rates	4906				**3,799,413.04**	**583751.00**	**4,383,164.04**		

Notional Yield	4,268,128.08
Increase 2.6%	110,971.33
Under rated in 2010	4,065.00
2010 Farmland Writeoff	0.00
Allowable Yield	**4,383,164.41**

b. That Council resolves in accordance with Section 563 of the *Local Government Act 1993*, to make the discount 3.6% for payment in full of total rates and charges (less any rebates) for ratepayers whose payments are received in full on or before the 27 August 2010.

c. That Council adopt the Budget and Management Plan for 2010/2011 – 2014/2015 as presented.

d. That council adopt a 2.6% increase in the total levy for General Fund Rates.

e. That the interest rate to be charged on overdue rates be set at 10% per annum

f. That the Fees and Charges as listed in the report be adopted, with Council reserving the right to vary fees and charges of a commercial nature as circumstances require.

g That the Budget and Management Plan be advertised in accordance with legislation.

Moved:
Seconded:

Attachments:

Draft Management Plan 2010-2014 provided under separate cover

13. DRAFT BUSH FIRE PRONE LAND MAP 2010

REPORTING SECTION: Planning and Regulatory Services

AUTHOR: Director Planning and Regulatory Services, Matthew Goodwin

FILE NUMBER: 10/218

Summary:

Recently the Walgett Shire Bush Fire Prone Land Map was reviewed to address significant inaccuracies. It is recommended that Walgett Shire Council adopt the revised Bush Fire Prone Land Map and request the Commissioner of the NSW Rural Fire Service to certify the new map.

Discussion (including issues and background):

On 1 August 2002, the Rural Fires and Environmental Assessment Legislation Amendment Act 2002 (Amendment Act) came into effect. The Act amended the Environmental Planning and Assessment Act 1979 (EP&A Act 1979) and the Rural Fires Act 1997 (RF Act 1997) with a view to ensuring that people, property and the environment were better protected against the dangers that may arise from bush fires.

Key issues arising from the Amendment Act included the introduction of:

- Section 146 of the EP&A Act 1979 which requires Council to map bush fire prone land within their local government area. Many Councils lacked the resources to undertake the mapping, hence the NSW Rural Fire Service (RFS) ultimately created the required bush fire prone land maps. The map needs to be certified by the Commissioner of the NSW Rural Fire Service and be reviewed every five years.
- Section 79BA of the EP&A Act 1979 which requires new developments to comply with the document titled, 'Planning for Bush Fire Protection', published by NSW Rural Fire Service 2006 if they are located in areas mapped as bush fire prone.
- Section 91 of the EP&A Act 1979 which makes certain development applications 'integrated' development with Special Fire Protection Purposes (SFPP) if they are located in areas mapped as bush fire prone. Special procedures apply to such applications.

The RFS used Landsat 7 satellite imagery (17m resolution?) and ENVI software to create the initial mapping in 2004 (see Attachment A). Anecdotal evidence suggests that the mapping staff of the RFS did not undertake any field work to verify their interpretation of the satellite imagery.

The resulting mapping was of exceptionally poor quality, with substantial areas mapped as being bush fire prone despite having:

- No known prior bush fire history.
- Negligible potential to develop the fuel loads or vegetation density that would support a bush fire.
- Less than 20% projected foliage cover.

In 2009 and 2010 the Director of Planning and Regulatory Services prepared the draft Walgett Shire Bush Fire Prone Land Map (see Attachment B), primarily based on 0.5m resolution aerial photography taken during June and August 2009. Mapping was undertaken with regard for the 'Guideline – Bush Fire Prone Land Mapping' and was based on the following principles:

- Areas with more than 70% projected foliage cover were mapped as bush fire prone vegetation category 1 (high risk).
- State Forests and National Parks were mapped as bush fire prone vegetation category 1 (high risk) in accordance with the Bush Fire Prone Land Mapping Guideline.
- Areas with 50% to 70% projected foliage cover were mapped as bush fire prone vegetation category 2 (moderate risk).
- A 500 metre buffer outside the Shire boundary was also mapped.
- Urban areas, open woodlands, grasslands and cropping areas were excluded.
- Areas of vegetation less then one hectare in area were excluded.
- Comparing satellite and aerial photography taken at different times, where required.
- Field checking, where required.

Limitations of the revised mapping include:

- The apparent extent of tree shadows varies significantly depending on the time of day aerial photographs were taken, tree height, tree spacing and soil colour. Where possible, field observations and local experience were used to minimize the potential for shadows to be incorrectly interpreted as higher density vegetation.
- 0.5m resolution photography was available for about 80% of the Shire. Vegetation mapping for the remainder was based on 2008 Spot satellite imagery with a 2.5m resolution.
- Projected foliage cover varies significantly within the area covered by any given vegetation community. In that context the mapping should be regarded as a general guide to the extent of the respective vegetation categories.
- It continues to overstate the extent of bush fire prone land. Some mapped areas do not have any previous fire history and are unlikely to ever have the fuel loads or vegetation density required to support a bush fire (ie. crown fire).

Walgett Shire has a total area of 22,790 square kilometres, including a 500 metre buffer. Current bush fire prone land mapping indicates that 3,498 square kilometres (15.35%) of the Shire is bush fire prone. The revised mapping shows that 953 square kilometres (4.18%) is bush fire prone.

John Kennedy, Community Safety Officer with the North West Team of the NSW Rural Fire Service, was consulted during the mapping revision. He has also reviewed the resulting data and indicated that he supports the draft map and methodology used to prepare it.

Relevant Reference Documents:

- Guideline – Bush Fire Prone Land Mapping, version 3, published by NSW Rural Fire Service 28 June 2006.
- Planning for Bush Fire Protection, published by NSW Rural Fire Service 2006
- Environmental Planning and Assessment Act 1979.

Stakeholders:

Landholders, public, Walgett Shire Council, NSW Rural Fire Service.

Financial Implications:

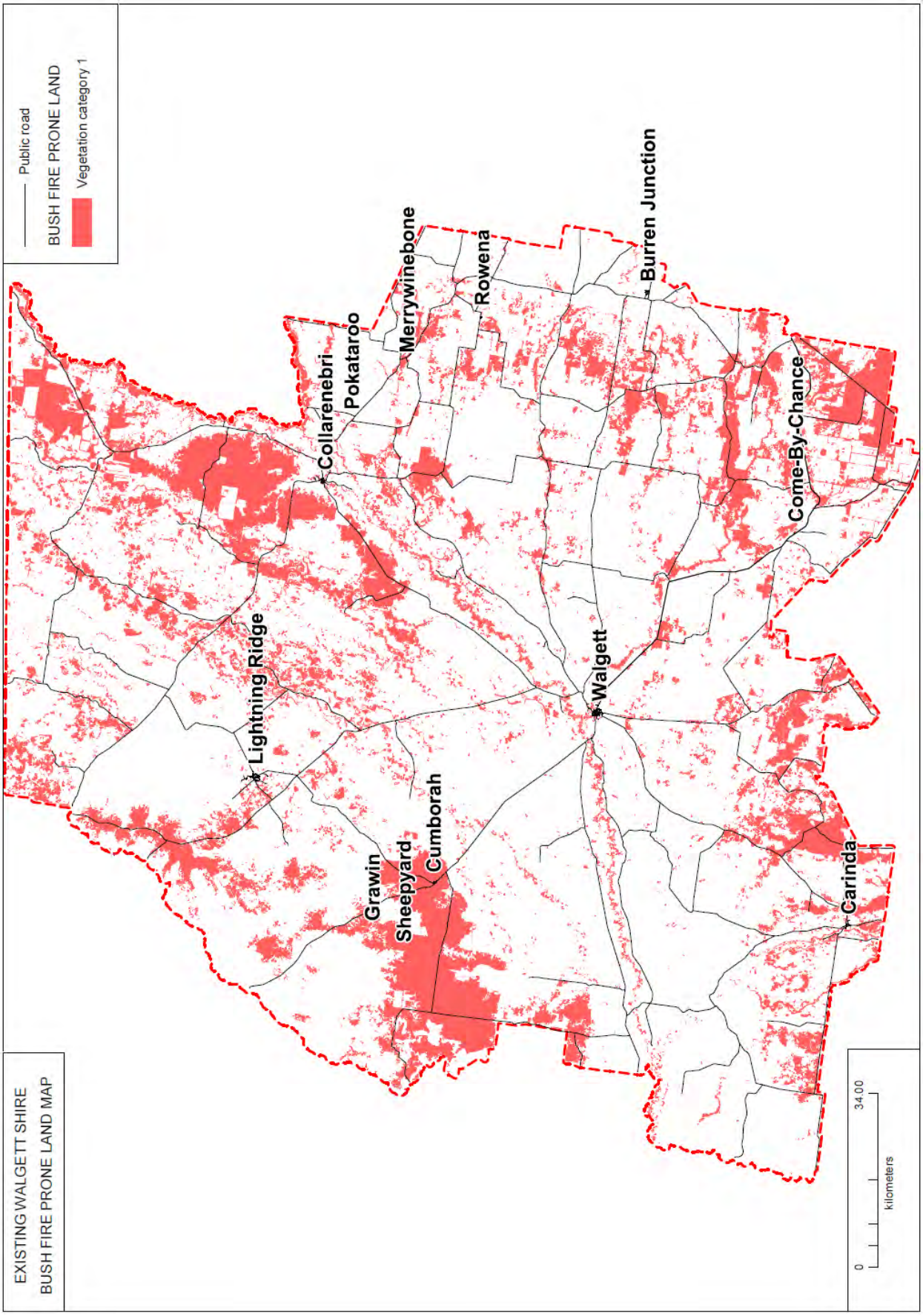
The significant amount of staff time required to prepare the draft Walgett Shire Bush Fire Prone Land Map has been funded from the existing Planning and Regulatory Services budget. Accurate bush fire prone land mapping will significantly reduce red tape for people developing land that is currently incorrectly mapped as bush fire prone.

Draft Bush Fire Prone Land Map 2010
Recommendations: That Walgett Shire Council resolve to: 1. Note the report on the draft Walgett Shire Bush Fire Prone Land Map 2010. 2. Adopt the Walgett Shire Bush Fire Prone Land Map 2010. 3. Submit the Walgett Shire Bush Fire Prone Land Map 2010 and associated geographical information system data to The Commissioner, NSW Rural Fire Service and request that they certify it as the current map for the Walgett Shire. **Moved:** **Seconded:**

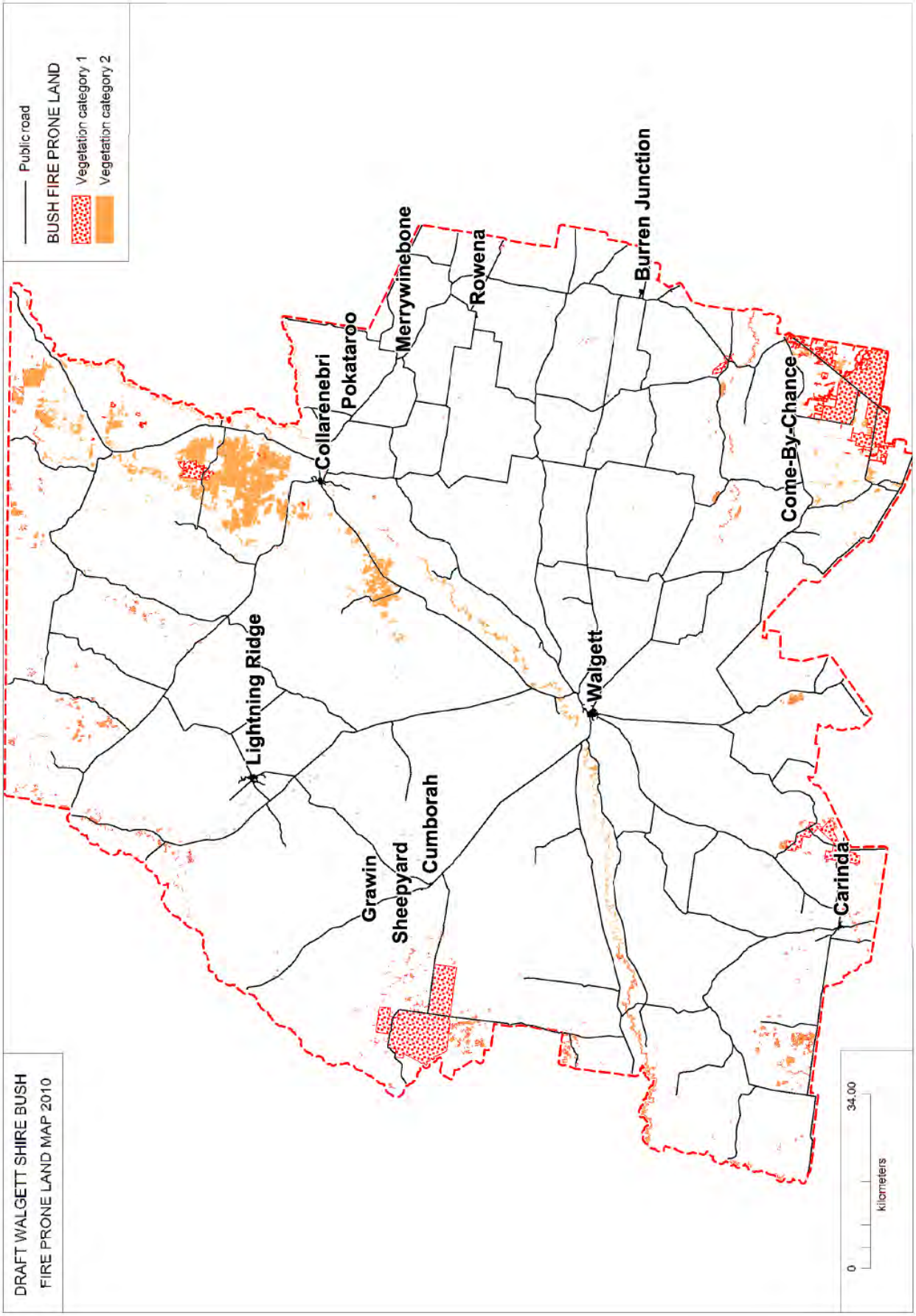
Attachments:

A – Existing Walgett Shire Bush Fire Prone Land Map
B – Draft Walgett Shire Bush Fire Prone Land Map 2010

Attachment A – Existing Walgett Shire Bush Fire Prone Land Map



Attachment B – Draft Walgett Shire Bush Fire Prone Land Map 2010



14. PROPOSED WESTERN LAND LEASE – ASTRONOMERS MONUMENT

REPORTING SECTION: Planning and Regulatory Services

AUTHOR: Director Planning and Regulatory Services, Matthew Goodwin

FILE NUMBER: 09/1309

Summary:

Orel Lea has requested that Council support a proposal for a Western Lands Lease with an area greater than 2,500 square metres on the 'preserved' opal fields at Lightning Ridge. It is recommended that Walgett Shire Council not support the request.

Discussion (including issues and background):

In a letter dated 7 April 2010 (Attachment A) Orel Lea has requested that Walgett Shire Council support the grant of a larger than normal Western Lands Lease over the site commonly known as the Astronomer's Monument, on the 'preserved' opal fields at Lightning Ridge. She proposes that the Western Lands Lease should exceed the standard 2,500 square metre lease by about 180 square metres.

The Land and Property Management Authority regularly refers applications for Western Lands Leases exceeding 2,500 square metres on the 'preserved' opal fields to Council for comment. Ms Lea appears to be pre-empting this process via her letter.

The site is currently used as a mining camp residence and is visited by tourists.

The Report of the Community Based Heritage Study of Walgett Shire, dated December 2009, recommends that the Astronomer's Monument be listed within a Local Environmental Plan as a local heritage item (See pages 174-175 of the report).

Ms Lea's submission notes that part of the Astronomer's Monument building, a dog house and some 'middens' are located outside the boundary of residential Mineral Claim 7583 and the additional area would allow her to keep these structures within the proposed Western Lands Lease.

Council has an established policy regarding maximum areas for Western Lands Leases on the 'preserved' opal fields (Point 6 of policy titled "P&R – Opal Mining Related Policies"). The policy states that they should not exceed 2,500 square metres in area.

It is significant to note that Ms Lea's plans, and a review of high resolution aerial photography taken in 2009, show a relatively minor boundary alteration would allow all significant buildings and structures to be kept within a 2,500 square metre area.

Relevant Reference Documents:

- Council Policy titled "P & R Opal Mining Related Policies", as amended 25 August 2009.
- Report of the Community Based Heritage Study of Walgett Shire, dated December 2009.
- "Walgett Shire Growth Management Study and Strategy", prepared by Edge Land Planning, dated October 2008 (To be updated as per Council resolutions 24 February 2009).

Stakeholders:

Orel Lea, opal miners, residents on the 'preserved' opal fields, Walgett Shire Council, Land and Property Management Authority.

Financial Implications:

Nil

Proposed Western Land Lease – Astronomers Monument

Recommendations:

That Walgett Shire Council resolve to:

1. Note Orel Lea's letter dated 7 April 2010 to Walgett Shire Council which requests support for the grant of a Western Lands Lease exceeding 2,500 square metres in area over the site commonly known as the Astronomer's Monument, on the 'preserved' opal fields at Lightning Ridge.

2. Respond by stating that it does not support the request for a range of reasons, including:

   (a) Council regards opal mining and prospecting as the dominant land use on the 'preserved' opal fields. Accordingly, unless there are substantial and tangible benefits arising for the community, Council will oppose any development that may detrimentally affect the dominant land use.
   (b) Council has a policy of not supporting Western Lands Leases on the 'preserved' opal fields exceeding 2,500 square metres in area.
   (c) A relatively minor boundary alteration would allow all the buildings and structures to be kept within a 2,500 square metre area.
   (d) No significant adverse impacts are expected on the heritage values of the site if it is kept within a 2,500 square metre land title.
   (d) In the absence of compelling reasons, supporting the request would encourage other people to make similar requests, thereby defeating the purpose of having a policy regarding Council's desired maximum area for Western Lands Leases on the 'preserved' opal fields.

3. Note that the Land and Property Management Authority will ultimately make the decision regarding any Western Lands Lease application made by Orel Lea.

Moved:
Seconded:

Attachments:

A - Letter dated 7 April 2010 from Orel Lea regarding Astronomer's Monument

Attachment A - Letter dated 7 April 2010 from Orel Lea regarding Astronomer's Monument

RECEIVED 09 APR 2010

7 April 2010

PO Box 518

L/Ridge 2834

Hello, Matthew,

Re: Western Lands Lease for The Astronomers Monument, Lightning Ridge.

As promised, I am now at Lightning Ridge and have now been able to draw a more precise diagram of my Residential Opal Lease no. 7583. Today I visited the Lightning Ridge office of the Mineral Resources to check the exact area of the leasehold. It appears that there are 2,601 square metres measured by DMR Resources electronic survey, on my existing lease.

In addition, I wish to apply for an approximate additional 80 square metres, to include items of Heritage value that must not be excluded from this Heritage Site. My calculation is that 30 square metres on the North side, and 50 square metres on the South, will accommodate these items. This means that I need to apply for a total of 180 square metres (approx) over the recommended maximum. The diagram (to follow soon) will be mailed or emailed if I can get it scanned.

Regards,

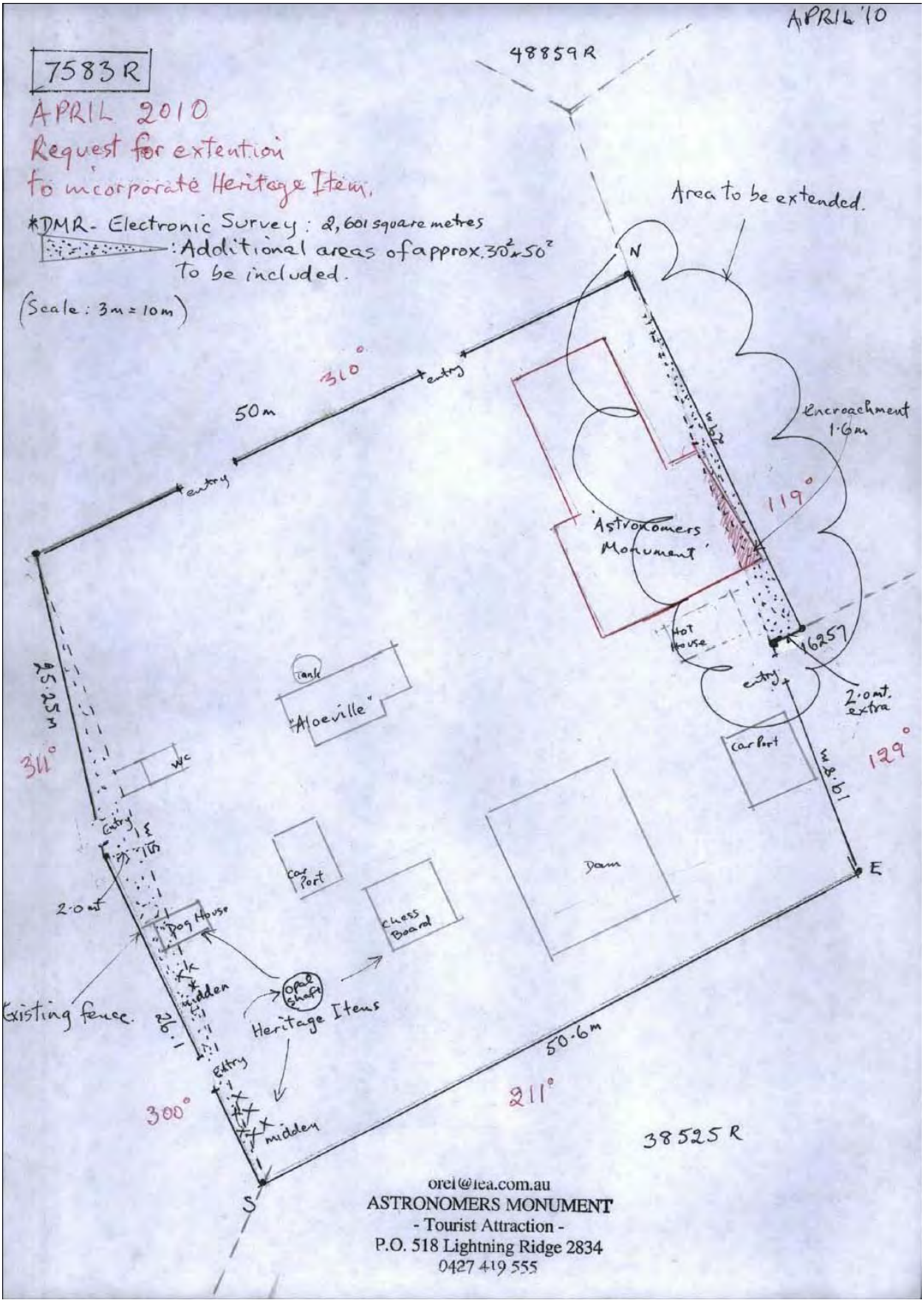
Orel Lea

06/05/2010

orel@lea.com.au

PO Box 518,

Lightning Ridge 2834.


APRIL '10
7583 R
APRIL 2010
Request for extention
to incorporate Heritage Item.
*DMR- Electronic Survey: 2,601 square metres
: Additional areas of approx. 30²x50²
To be included.
(Scale: 3m = 10m)
48859 R
Area to be extended.
N
310°
entry
50m
entry
Encroachment
1.6m
119°
Astronomers
Monument
Hot House
16257
entry
2.0mt.
extra
Tank
"Aloeville"
WC
311°
Entry
2.0mt
Dog House
Existing fence.
midden
Opal Shaft
Heritage Items
Car Port
Chess Board
Dam
Car Port
129°
E
50.6m
211°
entry
300°
midden
38525 R
S
orel@iea.com.au
ASTRONOMERS MONUMENT
- Tourist Attraction -
P.O. 518 Lightning Ridge 2834
0427 419 555

To whom it may concern:

Astronomers Monument Lightning Ridge

Application for Western Lands Lease

Request for exemption to increase land above the 2,500 square metre maximum.

The Astronomers Monument is a concrete structure that has local Heritage value. The structure is built with a small corner encroaching over the Opal Lease border. It would not be prudent to destroy any part of the structure by removing it. The simple way to overcome the problem would be to add some additional land on the North side of the lease, so that the actual Monument was not encroaching. The proposed extra land does not adjoin another Opal Lease, but "Open Space". Other options have been examined, such as removing space on the opposite side of the Lease, but they had detrimental impacts on other Heritage features at the Astronomers Monument.

This structure is an important Tourist Attraction at Lightning Ridge. It is visited daily by Visitors who can view it freely by walking or driving around the North, West and Southern Sides. It is also featured on bus tour itineraries and on the self- drive "Car Door" map tour. This structure is an asset to the town and we ask that an effort be made to enable the current application to proceed.

Thanking you,

Orel Lea,
PO Box 518
Lightning Ridge 2834
68 292 882
0427 419 555

15. DEVELOPMENT AND COMPLYING DEVELOPMENT CERTIFICATE APPLICATIONS

REPORTING SECTION: Planning and Regulatory Services

AUTHOR: Matthew Goodwin – Director Planning and Regulatory Services

FILE NUMBER: 09/1367

Summary:

This report provides a summary of the Development and Complying Development Certificate applications recently processed under delegated authority.

Discussion (including issues and background):

The table following this report provides details of Development Applications (DA) and Complying Development Certificate (CDC) applications dealt with under delegated authority by the Director Planning and Regulatory Services and General Manager during April 2010.

Document type 20 represents Development Applications, while document type 24 represents Complying Development Certificates.

Note that no Development Applications were approved under delegated authority during April 2010.

Relevant Reference Documents:

Files for the respective Development and Complying Development Certificate applications

Stakeholders:

Public and applicants

Financial Implications:

Nil

Development and Complying Development Certificate Applications
Recommendations: That Walgett Shire Council resolve to: 1. Note the report on Complying Development Certificate applications dealt with under delegated authority by the Director Planning and Regulatory Services or General Manager during April 2010. **Moved:** **Seconded:**

Attachments:

A – Report on DAs and CDCs issued during April 2010

AUTHORITY

Determined Applications

civica

05/06/2010 Parameters: Date Range:Y
Start Date:1/04/2010
End Date:30/04/2010
As At Date:

Document Type:
Officer:ALL
Number of Days: 0
Stop The Clock:Yes

Page:1

Document	Applicant Name / Address	Development Type / Property Address / Title	Owner	Determination	Determined	Received
Document Type: 24						
	Stop the Clock	*Total Elapsed Calendar Days: 9* *Calendar Stop Days: 0* *Adjusted Calendar Days: 9*				
024/2010/00000014/001		142	Class 10a - Shed	Approved - Staff Delegation	16/04/2010	08/04/2010
		28 Cardinal RD LIGHTNING RIDGE LOT: 39 DP: 803512	Mr G T Henry & Ms K L Sawyer			
	Stop the Clock	*Total Elapsed Calendar Days: 7* *Calendar Stop Days: 0* *Adjusted Calendar Days: 7*				
024/2010/00000016/001		10	Class 1a -Single Dwelling/Dual Occupancy	Approved - Staff Delegation	22/04/2010	16/04/2010
		LOT: 27 DP: 754242	Mrs J M Burke			

Officer: Mr L J Smyth
Number of Applications: 2

Average Elapsed Calendar Days: 8.00
Average Calendar Stop Days: 0.00
Average Adjusted Calendar Days: 8.00

Total Elapsed Calendar Days: 16.00
Total Calendar Stop Days: 0.00
Total Adjusted Calendar Days: 16.00

Report Totals & Averages
Total Number of Applications : 2

Average Elapsed Calendar Days: 8.00
Average Calendar Stop Days: 0.00
Average Adjusted Calendar Days: 8.00

Total Elapsed Calendar Days: 16.00
Total Calendar Stop Days: 0.00
Total Adjusted Calendar Days: 16.00

AUTHORITY

16. URBAN ADDRESSING AT COLLARENEBRI

REPORTING SECTION: Planning and Regulatory Services

AUTHOR: James Abel, GIS Coordinator

FILE NUMBER: 10/181/003

Summary:

A project to establish consistent urban addresses throughout all towns and villages within Walgett Shire has commenced. It is recommended that Walgett Shire Council note and endorse the street numbers provisionally allocated for the Collarenebri urban area and a project to supply street numbers to building owners in that town.

Discussion (including issues and background):

PRIORITISATION
A project to establish standardised urban addresses within Walgett Shire was commenced in late April 2010. Initial assessment indicated that Collarenebri was the highest priority because, unlike Walgett and Lightning Ridge, it has no existing street numbers in place.

In recent years Council staff have been informed of ongoing problems associated with a lack of street numbering in Collarenebri by:

Emergency Services (The majority of these have been received from the NSW Ambulance Service and NSW Police).
Service providers such as Telstra, Country Energy, etc.
The public.

Although four other villages do not currently have any form of urban addressing, Collarenebri is recognised as the third largest urban population centre.

Once street number allocation has occurred in Collarenebri, it is intended that the project will proceed to the remaining villages that do not have street numbers. The final stages will involve reviewing urban addressing in Walgett and Lightning Ridge.

STREET NUMBER ALLOCATION
Street numbers have been provisionally allocated based on the street frontage of each lot, as follows:

Residential lots – Most residential lots currently have a street frontage of 20m or 40m. There is no consistency for the entire length of any street. As a result street numbers have been assigned based on a street frontage of 20m. This will:
Create a relatively uniform and sequential numbering system along every street, except for Wilson St. Part of Wilson Street will be assigned a different frontage width.
Allow additional numbers to be allocated where lots that are presently 40m wide are subdivided in future.

Business lots – There is a range of street frontage widths on the southern end of Wilson Street where the majority of businesses are located. Most smaller frontages are about 10m in width. Assigning a street numbers based on 10m frontage for this area will:
Create a relatively uniformed and sequential numbering system within the commercial core of Collarenebri (the northern end of this street will be addressed based on 20m frontages).

Allow additional numbers to be allocated if any lots are subdivided in the future (without having to create suffixes for street numbers).

All street numbers have been assigned in compliance with the Australian Standard AS/NZ 4819:2003 : Australian/New Zealand Standard : Geographic information – Rural and urban addressing.

A minority of lots that have units or multiple buildings which will need number allocation on a case by case basis. Several corner lots will require clarification regarding their primary access, hence street address.

PUBLIC NOTIFICATION
If the provisional street address allocation is approved by Council, the next phase of the project will be to inform the Collarenebri community, including:

Letters to each building owner to inform them of their street address.
Via a street number map displayed on the wall of Council's Collarenebri office.
Via a street number map published on Council's web site.
Via street number maps supplied to the NSW Police, Ambulance, SES, RFS.

SUPPLY OF STREET NUMBERS
Recent aerial photography (September 2009) supplied by the Land and Property Management Authority shows there is about 214 buildings requiring street numbers in Collarenebri.

In order to ensure consistency in the type of street numbering erected by building owners and to facilitate their prompt erection, it is proposed that Council should supply the initial street number. The building owner will then be responsible for fixing the number in an appropriate place.

Council is currently seeking quotes for street number plates. One quote has been received for $4.75 per plate with adhesive number stickers. Quotes are also being sought for plates with painted/printed numbers which are less likely to be prone to weathering or vandalism. The cost of painted/printed plates is expected to be significantly higher.

Relevant Reference Documents:

* Australia/New Zealand Standard. Geographic information - Rural and urban addressing. AS/NZS 4819:2003

Stakeholders:

Walgett Shire Council, Collarenebri building owners, emergency service providers, utility providers etc.

Financial Implications:

Signage costs can be met from an existing budget allocation for 'GIS Maintenance / Licensing'.
The total cost for street number plates in Collarenebri is expected to be about $2,000.

Urban Addressing
Recommendations: That Walgett Shire Council resolve to: 1. Endorse the Collarenebri Street Number Map 2010, as attached to the report on urban addressing at Collarenebri. 2. Endorse the acquisition and distribution of street number plates to building owners in Collarenebri. **Moved:** **Seconded:**

Attachments:

Attachment A - Provisional Collarenebri street number map 2010.
Attachment B – Urban addressing information package

Attachment A – Provisional Collarenebri street number map 2010.

Attachment B – Urban addressing information package

URBAN ADDRESSING INFORMATION PACKAGE

Walgett Shire Council
PO Box 31,
77 Fox Street,
WALGETT, NSW, 2832

INTRODUCTION

Walgett Shire Council is in the process of reviewing urban addressing throughout all towns and villages within the Walgett Shire. Council intention is to ensure compliance with Australian Standard AS/NZ 4819:2003 : Australian and New Zealand Standard : Geographic Information – rural and urban addressing.

House numbers exist for some premises in Walgett and Lightning Ridge, but there are no numbers presently allocated for the remaining towns and villages within the Shire.

What are the main objectives of urban addressing?

The key objectives of the urban addressing review are to:

- Ensure that all urban premises are allocated, and marked with, a unique street number.
- Facilitate prompt responses by emergency services such as the Police, Ambulance and Fire Brigade.
- Facilitate efficient delivery of services such as those offered by Telstra and Country Energy:
- Comply with the Australian Standard AS/NZ 4819:2003 Geographic Information – Rural and Urban Addressing.

Why implement urban addressing?

In the past Council has received complaints from the public and emergency services regarding a range of significant issues associated with inadequate house numbering, including:

- Houses identified with a mixture of street numbers and lot numbers.
- Premises missing street numbers.
- No numbering at all.
- Inconsistent sequencing of street numbers.

Issues from the previous list which arise in each urban area are shown in the table below.

URBAN AREA	HOUSE NUMBERING	ISSUES
Walgett	Generally in place	Missing numbers and inconsistent sequencing of numbers
Lightning Ridge	Partial	Mixture of street and lot numbers, missing numbers and inconsistent sequencing of numbers
Collarenebri	Nil	No numbering
Carinda	Nil	No numbering
Burren Junction	Nil	No numbering
Rowena	Nil	No numbering
Cumborah	Nil	No numbering

There have been incidents where emergency services have been called and then been unable to promptly locate the correct house, wasting valuable time. This is the most important reason why Walgett Shire Council is reviewing urban addressing. The review is supported by the Ambulance, Police, Fire Brigade and State Emergency Service.

How does urban addressing work?

Urban addressing involves assigning a single number, or a range of numbers, to a property in accordance with set rules. Numbers are assigned to a set width of street frontage, and the width can vary from street to street depending on the typical lot width. House numbers increases from the designated start point at the beginning of a street, and increase through to the designated end point, with odd numbers on the left and even numbers to the right.

Streets running parallel to each other will be numbered in the same direction to maintain consistency.

Some lots will have a street frontage which exceeds the typical width, so they will be allocated a range of numbers. The range is defined by the amount of standard widths that would fit within the wider lot.

IMPLEMENTATION PROCESS

What is Council doing?

Existing street numbers in Walgett and Lightning Ridge will be reviewed, and where possible maintained.

Walgett Shire Council will allocate a unique address for every premises in Collarenebri, Carinda, Burren Junction, Rowena and Cumborah, in accordance with the Australian Standard. The unique address will consist of a street name and number.

All owners of premises where a new number is allocated, or an old number is changed, will be notified by Council in writing.

Details of house numbers will be forwarded to the Land and Property Management Authority (LPMA) to enable it to add the addresses to their Geocoded Urban and Rural Address System database (GURAS). GURAS is the main database of urban and rural addresses for all of NSW and is used by all emergency services to periodically update their addresses records.

Council will also make house number maps available via its web site for each town and village within the Shire.

Council will supply residents with a house number plate so they can install it on their property.

What do residents need to do?

There are two things that residents will need to do:

- If you are notified by Council that your residential address has been created or changed, then make sure you know what your address is.
- If you are provided with a house number plate, your will need to arrange to have it put in place.

How long will the urban addressing project take?

A proportion of the project has already commenced. Urban addressing will be implemented on a town by town, street by street basis over the next several months.

Supply of house number plates

After a property has been given their unique address, a numbered plate will be supplied by Council for the owner or occupier to fix at the entrance to the property. Only one plate will be issued per property. Where a property has a range of numbers (17-25), Council will supply a plate showing the first whole number of the range.

The supplied numbered plate consists of a flat single sided backing plate with reflective numbers.

Residents are permitted to display the whole range of numbers if they choose but it would be preferred by Council that the same style of signage be used to maintain consistency. Customised or additional numbered plates can be obtained from council at a cost.

It is the owner/occupiers responsibility to install and display their numbered plate.

Where to fix house number plates

It is important to ensure that the house number is fixed in a location where it can be readily seen from the street. As a result it is recommended that plates should be mounted:

1. On the front boundary fence, preferably next to the pedestrian access gate (but not on the gate) at about 0.9m above ground level.
2. If there is no front fence and there is a good line of sight from the street, then the number should be fixed on or near the front door at about 1.8m above the height of the door step.
3. If there is no front fence and visibility toward the front of the premises is poor from the street, then the street number should be fixed to a post that is located near the front boundary in a readily visible place. The post should be at least 0.9m high and have a firm foundation to minimise the risk of it being damaged accidentally or intentionally.

When to fix house number plates

Council requests that residents install their house number within 28 days from the date of delivery.

FURTHER INFORMATION

Detailed maps showing both the parcel locations and the allocated numbers within Walgett shire can be viewed at the following locations as they become available:

- The Walgett Shire Council web site, via the following link, http://www.walgett.nsw.gov.au/planning/3633.html
- Walgett - Council Chambers.
- Lightning Ridge – Library.
- Collarenebri - Post Office and Council agency.
- Carinda - General Store.
- Burren Junction - General Store.
- Rowena - General Store.

END.

17. PROPOSED COAL/GAS EXPLORATION HOLE, CARINDA

REPORTING SECTION: Planning and Regulatory Services

AUTHOR: Director Planning and Regulatory Services, Matthew Goodwin

FILE NUMBER: 10/290

Summary:

Walgett Shire Council has received notification of a proposal to drill a petroleum exploration core hole on land associated with the Carinda airstrip. It is recommended that Council respond by stating that it has no objection to the proposal under certain circumstances.

Discussion (including issues and background):

In a letter dated 5 May 2010, Cydonia Resources Pty Ltd indicates that it will be undertaking work on Petroleum Exploration Licence (PEL) 467 on behalf of Red Sky Energy Ltd. In the vicinity of Carinda (See Attachment A).

The work includes a proposed drill hole which will be about 400 to 500 metres deep and about 20 centimetres in diameter to assess "*gas content, gas type, permeability properties and diffusion*" associated with possible coal seams in the underlying rocks. Cydonia Resources is proposing to drill the hole on lot 42, DP 751556 which is currently used as the Carinda airstrip. A title search shows this land is held by Walgett Shire Council under a perpetual lease.

Although Council maintains the airstrip in a basic manner, it receives relatively low levels of use.

The plan provided by Cydonia Resources indicates that the proposed drill hole would be located about 500 metres from the centre of the main runway, adjoining a small dam. It is also proposed to use about 500 kilolitres of water from the dam.

Cydonia Resources states there is no prior record of exploration for gas or coal within PEL 467 and their objective is to enhance their geological knowledge of the region. Also that this hole will be the first of several core holes within the PEL.

In recent years significant resources of coal seam gas and coal have been identified and developed within the Narrabri Shire. Potential exists for similar resources to occur in Walgett Shire, which has broadly similar sedimentary geology, but they are likely to occur at greater depths. There has been negligible geological exploration of the type proposed by Cydonia Resources within Walgett Shire.

The company has offered to pay Council for the use of the water on the site. Given that Council does not own the land, it is doubtful whether it has any right to sell the water.

Clause 6 of State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007 (SEPP) provides that "petroleum exploration" is development that is permissible without development consent. The SEPP definition of petroleum exploration includes prospecting pursuant to an exploration licence granted under the Petroleum (Onshore) Act 1991. In that context no Development Application is required for the proposed hole.

As noted in the letter from Cydonia Resources Pty Ltd (Attachment A), Part 5, Section 111 of the Environmental Planning and Assessment Act 1979 applies to the activity. Section 111 requires the determining authority to "*examine and take into account to the fullest extent possible all*

matters affecting or likely to affect the environment by reason of that activity". The PEL is administered by the Department of Infrastructure and Investment, so it will be the determining authority responsible for reviewing the environmental assessment of the proposed hole.

The General Manager of Cydonia Resources Pty Ltd, Philip Jackson, has advised Council's Director Planning & Regulatory Services, Matthew Goodwin, that the hole will be completely backfilled with concrete when the company ceases using it (in accordance with the requirements of the Mineral Resources unit of the Department of Infrastructure and Investment).

After being provided with an earlier draft of this report, Cydonia Resources Pty Ltd provided additional information (Attachment B) which indicated that:

- There may be a need to case and suspend the hole for additional work in the future.
- It might be possible for the Council to subsequently use the hole for a water supply bore.

Cydonia Resources Pty Ltd has advised that it will be sending Duncan Thomson from Coal Bed Concepts Pty Ltd to make a presentation on its behalf at the Council meeting where this report will be considered.

Relevant Reference Documents:

Petroleum (Onshore) Act 1991.

Stakeholders:

Walgett Shire Council, Cydonia Resources and public.

Financial Implications:

Nil at this stage. A successful hole for the company could make a significant contribution to future economic diversity within the Shire.

Proposed Coal/Gas Exploration hole Carinda

Recommendations:

That Walgett Shire Council resolve to:

1. To note Cydonia Resources Pty Ltd letter dated 5 May 2010 to Walgett Shire Council regarding a proposed coal / gas exploration core hole at the Carinda airstrip (lot 42, DP 751556).

2. Respond to Cydonia Resources Pty Ltd's correspondence dated 5 May 2010, as the occupier of lot 42, DP 751556 under perpetual lease, by stating that it has no objection to the proposed "Carinda 1" exploration well (core hole) and the use of water from the dam on the site, provided that:

   (a) There is no significant adverse impact on the Carinda urban water supply bore.
   (b) There is no significant adverse impact on the Carinda airstrip.
   (c) The site is maintained in a safe and stable state.
   (d) There is no objection from the Civil Aviation Safety Authority.
   (e) There is no objection from the land owner, being the Land and Property Management Authority.

Moved:
Seconded:

Attachments

A – Letter & Notice of Intended Entry, from Cydonia Resources Pty Ltd, 5 May 2010.
B – E-mail regarding core hole arrangements, Cydonia Resources Pty Ltd, 13 May 2010.

Attachment A - Letter & Notice of Intended Entry, from Cydonia Resources Pty Ltd, 5 May 2010

Cydonia Resources Pty Ltd
ABN 68 137 806 181

Att: General Manager
Walgett Shire Council
Fox Street
Walgett NSW 2832

5 May 2010

Dear Sir

RE: PROPOSED DRILLING OF *CARINDA #1* EXPLORATION WELL IN PEL 467

I thank your Mr Matthew Goodwin for taking the time to discuss council's protocol with our field representative, Clinton Tucker, last week.

Petroleum Exploration License # 467 (PEL 467) is held by Norwest Hydrocarbons Pty Ltd, which is a wholly owned subsidiary of Red Sky Energy Ltd. Cydonia Resources Pty Ltd (Cydonia) is also a subsidiary company of Red Sky Energy and will be the legal undertakers of this exploration project.

Exploration information in PEL 467 is sparse and dated with no record of prior exploration for gas or coal. Cydonia plans to drill a core hole to obtain information for assessing gas content, gas type, permeability properties and diffusion. Carinda # 1 has been selected as the first of several core holes within the PEL to enhance Cydonia's geological knowledge of the region.

The location of the proposed core hole is in an area adjacent to the Carinda Airstrip. Ideally, and weather permitting, Cydonia would like to commence operations as soon a regulatory approvals have been granted, preferably late in the second quarter of 2010. The land parcel of interest, Lot 42/DP751556, shows Walgett Shire Council as Titleholder. Cydonia appends to this letter a landholder "Notice of Intended Entry" form showing relevant sections of the Petroleum Act.

Cydonia is currently drafting a Review of Environmental Factors (REF) that will be placed on the NSW Department of Primary Industries – Mineral Resources website for public information. The information contained within this document will provide an accurate methodology of drilling operations, environmental factors, etc, and is part of Cydonia's regulatory requirements to adhere to Part 5, Section 111 of the *Environmental Planning and Assessment Act 1979*. Cydonia will submit a copy of this REF to Walgett Shire Council, prior to works commencing.

Basically, the plan for the drill site involves a fenced and gated area of approximately 70 metres by 70 metres. Cydonia does not propose to clear any vegetation. Drilling operations would be 24/7, with at least two personnel onsite at all times. Operations will involve drilling an open hole through the weathered (near surface) material into consolidated rock and cementing surface casing in place. For safety reasons, the surface casing will have a blowout preventer (BOP) installed between it and the drill rig. The hole will then be progressed by open hole rotary drilling (approx 8 inch diameter). Drill depth is relatively shallow at between 400 & 500m, target resource being coal and its associated coal seam gas. Influence on visual amenity will be limited to a temporary horizon presence of a drill mast not exceeding 15m in height.

Cydonia Resources Pty Ltd
ABN 68 137 806 181

Water for drilling would be accessed from a nearby dam using pump and hose. The water use for the project is estimated at 500kL and Cydonia is prepared to purchase necessary water on a quantity basis. Fluid management during drilling operations is of high importance, 3 pits contained within the well lease, of approximate size: 8m x 3m x 1.5m will be used to contain drilling fluids, as per industry standards.

All structures will be portable and temporarily installed on location. At completion the drill hole is planned to be suspended and cased or plugged and abandoned, depending on the level and quantity of coal encountered and in accordance with sound industry practice and legislative requirements. If sufficient coal of suitable quality is not found Cydonia will plug and abandon the well according to legislative requirements.

Full restoration (which involves grass re-seeding if required) to the site area (including pits) would commence as soon as practical with the object of the restoration to return the land to its original state.

Cydonia would require use of the land for a maximum period of 3 months, however field operations would only be over a 2 – 3 week period. During this time the contractor's drilling and other associated personnel (approximately 11) would be accommodated locally. Company preference is that fuel and other materials also be sourced locally, where possible.

Enquires are underway to ensure Cultural Heritage clearance of the proposed site and access prior to commencement of any earthworks. This may include the involvement of locally based Traditional Owners.

A map of the proposed location is attached, together with a copy of the Notice of Intended Entry form.

Any enquiries regarding the project can be directed to:

Project Manager:	Philip Jackson
Contact Phone:	0407 508 791
Contact email:	pjackson@eironline.com.au

Cydonia Pty Ltd will keep the Walgett Shire Council updated on any changes to timing or methodology and, as stated, will supply the Council with a copy of the REF once it has been approved.

Yours Faithfully

PHILIP JACKSON
General Manager

Enc

Cydonia Resources Pty Ltd
ABN 68 137 806 181

Cydonia Resources Pty Ltd
ABN 68 137 806 181

NOTICE OF INTENDED ENTRY

OWNER/OCCUPIER
Walgett Shire Council
Fox Street
Walgett NSW 2832

PROPERTY DESCRIPTION
Lot 42 /DP 751556

Dear Sir

Re: Proposed Carinda #1 Exploration Core Hole

Cydonia Resources Pty Ltd proposes to drill a petroleum exploration core hole, Carinda #1, on Lot 42/DP751556 in Petroleum Exploration License 467 (PEL 467). The location of the proposed well is approximately as shown in the enclosed map.

This agreement is designed to set out the terms upon which Cydonia, its employees and contractors, may enter the land for the proposed activity.

Cydonia shall conduct its operations in accordance with good oil industry practice and shall maintain and abide with all applicable laws and regulations. The company will give a minimum of 48 hours notice of its intent to enter upon the land.

Cydonia shall:

a) Not interfere with any improvements on the land without permission of the owner.
b) Leave all gates and improvements in the state in which they are found.
c) Take all precautions to reduce the risk of fire on the land.
d) Remove all equipment and restore disturbed areas to a suitable state at the completion of operations.
e) Plug any abandoned well to industry standards.
f) Provide suitable security to the area of operations to ensure no damage or injury can occur to people, live stock or the environment.
g) Observe any additional requirements as stated in this agreement.

Every attempt will be made to avoid damage to any farm tracks and improvements; however should damage occur Cydonia commits to 'make good' such damage within a reasonable timeframe.

If, for any reason, a claim for compensation is to be made, it must be tendered to Cydonia within 90 days after completion of field operations.

Once damage has been verified by both parties then compensation of the amount agreed shall be paid within 21 days. In the event of a disagreement, an independent expert, agreed to by both parties, will adjudicate the amount of compensation.

Any enquiries or complaints regarding entry onto the land should be made by telephone to Philip Jackson on 0407 508 791 or by letter to Cydonia Resources Pty Ltd. PO Box 329, Kippa-Ring, QLD 4021

Signed:_____Date:_____Signed:_____Date:_____

(for and behalf of Landholder) (for and behalf of Cydonia ResoursesPty Ltd)

ATTACHMENTS

1. Map showing land to be entered and location of proposed operations.
2. List of additional landholder particular requirements
3. Excerpts from the *Petroleum (Onshore) Act 1991*

ADDITIONAL LANDHOLDER REQUIREMENTS

OWNER/OCCUPIER
Walgett Shire Council
Fox Street
Walgett NSW 2832

PROPERTY DESCRIPTION
Lot 42/DP 751556

Operations: Carinda #1 Petroleum Exploration Corehole

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Signed:_____
(for and behalf of Landholder)

Signed:_____
(for and behalf of Cydonia Pty Ltd)

Date: _____

Date: _____

Petroleum (Onshore) Act 1991

S71 Restrictions on rights of holders of leases over cultivated land

(1) The holder of a production lease must not carry out any mining operations or erect any works on the surface of any land which is under cultivation except with the consent of the landholder.
(2) The Minister may, however, if the Minister considers that the circumstances warrant it, define an area of the surface of any parcel of cultivated land on which mining operations may be carried out or works may be erected, and may specify the nature of the operations to be carried out or the works to be erected. Before any such operations are commenced or works are erected, however, the warden is to assess the amount to be paid as compensation for any loss of or damage to any crop on the land concerned.
(3) Cultivation for the growth and spread of pasture grasses is not to be taken to be cultivation within the meaning of this section unless, in the opinion of the Minister, the circumstances so warrant.
(4) In the case of dispute as to whether land is or is not under cultivation within the meaning of this section, the Minister's decision on the matter is final.

S72 Restrictions on rights of holders of titles over other land

(1) The holder of a petroleum title must not carry on any prospecting or mining operations or erect any works on the surface of any land:
(a) on which, or within 200 metres of which, is situated a dwelling-house that is a principal place of residence of the person occupying it, or
(b) on which, or within 50 metres of which, is situated any garden, vineyard or orchard, or
(c) on which is situated any improvement (being a substantial building, dam, reservoir, contour bank, graded bank, levee, water disposal area, soil conservation work, or other valuable work or structure) other than an improvement constructed or used for mining or prospecting operations, except with the written consent of the owner of the dwelling-house, garden, vineyard, orchard or improvement (and, in the case of the dwelling-house, the written consent of its occupant).
(2) A consent under this section is irrevocable.
(3) If need be, the Minister is to determine whether any improvement referred to in subsection (1) (c) is substantial or valuable, and may define an area adjoining any such improvement on the surface of which no prospecting or mining operations are to be carried out, or works erected, without the consent of the owner of the improvement.

S79 Recovery of costs of rehabilitation

(1) In any proceedings for the recovery of a debt due to the Crown under this Division, a certificate that is signed by the Minister and that states that a specified amount is the amount of the debt so due is admissible in evidence in all courts and is evidence of that fact.
(2) A debt due to the Crown under this Division is recoverable whether or not the person by whom it is due is prosecuted or convicted of an offence under this Division.

S101 Notice to landholder

(1) Before a person enters any land pursuant to this Part, the person must:

(a) if practicable, give reasonable notice to the landholder of the person's intention to do so, and

(b) if required by that landholder, produce evidence that the person is authorised by the Director-General for the purposes of this Part.

(2) Evidence referred to in subsection (1) (b) is to be in the form prescribed by the regulations.

Attachment B – E-mail re. core hole arrangements, Cydonia Resources Pty Ltd, 13 May 2010.

Matt Goodwin

From: Philip [pjackson@eironline.com.au]
Sent: Thursday, 13 May 2010 11:14 AM
To: Matt Goodwin
Cc: 'Duncan Thomson'; 'rohan gillespie'
Subject: RE: CYDONIA RESOURCES - Proposed Drilling in Carinda area

Follow Up Flag: Follow up
Flag Status: Flagged

Matthew,
Thanks for the notification. I need to highlight a correction with regard to the application. In our application we made reference to well completion as being cased and suspended or plugged and abandoned. This remains the case. As the cost of these bore holes is not small Cydonia will not be able to determine which completion path is used until drilling is complete.
If the geology indicates a need for further study Cydonia would like to case and suspend the well. We would do this in accordance with requirements set by Council and the Office of Water, with whom we have had discussions.
If the bore hole provides all that is necessary and no further work is required we would plug and abandon the well in accordance with the Onshore Petroleum Safety Guidelines from Industry and Investment (NSW).
I hope this clarifies the well completion process.

I note that this same standard does allow the conversion of bore to water wells. It may be possible to complete this well , if abandoned, such that a water supply may become available.. I will investigate further . However this is on the basis that Cydonia is not making any commitment at this stage.

Regards
Philip

From: Matt Goodwin [mailto:mgoodwin@walgett.nsw.gov.au]
Sent: Wednesday, 12 May 2010 11:21 AM
To: pjackson@eironline.com.au
Cc: Clinton Tucker; Janet Babic
Subject: RE: CYDONIA RESOURCES - Proposed Drilling in Carinda area

Hello Philip,

Please find attached a copy of the report that is being submitted to the Walgett Shire Council meeting scheduled for 10:00AM on 25 May 2010 at the Walgett Shire Council chambers, 77 Fox Street, Walgett.

Let me know if you wish to send a representative to attend the meeting.

Regards,

Matthew Goodwin
Director Planning & Regulatory Services
Walgett Shire Council

Ph: 6828 6120

From: Clinton Tucker [mailto:clintonstucker@gmail.com]
Sent: Thursday, 6 May 2010 4:26 PM
To: Matt Goodwin
Cc: Mike Walcott; Kristy Tucker; Duncan Thomson; rohan gillespie; pjackson@eironline.com.au
Subject: CYDONIA RESOURCES - Proposed Drilling in Carinda area

1

Dear Matthew

Please find attached a letter to the Council and a 'Notice of Intended Entry' form as PDF versions. Project Manager, Philip Jackson, will sign the originals and forward in post.
Would you please submit these documents for tabling before the Council Meeting later in the month.
A company rep - Duncan Thomson - would be available to attend the meeting, therefore would you please notify me when the date has been set.

Regards
--
Clinton Tucker
MK Walcott & Associates
mob. 0428 605770

2

18. REVIEW OF STATE WATER CORPORATION ACT 2004

REPORTING SECTION: Urban Infrastructure Services

AUTHOR: Siegfredo O Coralde – Director of Urban Infrastructure Services

FILE NUMBER: 09/1578

Summary:

This report recommends that Council notes and accepts the Stakeholder Review Papers of the Workshop Meeting held at State Water Head Office, in Dubbo on 09 April 2010.

The Director and Utility Engineer of Urban Infrastructure Services attended the meeting.

Discussion (including issues and background):

Hyder Consulting was engaged by State Water to assist in undertaking a review on objectives, policies and current activities of State Water in accordance with the Act are still relevant, whether the objectives and terms of the Act remain appropriate for securing these objectives.

State Water intends to propose amendments relating to the terms of the Act in the form of some relevant questions offered to workshop participants:

a. Be empowered to provide additional services. State Water has a strong water engineering and management presence throughout the rural areas of New South Wales already. The organization desires to expand its current bulk water operational role to a further role of providing water supply services to assist rural communities. One such type of assistance is in developing of water supply and delivery pipelines from one location to another where local authorities have no skills or capacities to do so.

b. Owning Water Meters. State Water wants to own metering systems even when not connected to land and exercise this ownership issue by way of regulation. This amendment hopefully solves the following:

   - Relieving the owner of a water supply network of the requirement to install a meter especially in situations where State Water has done so.
   - More accurate water assessments to State Water

c. Power of State Water Employees. The current power of 'entry' is the main issue especially the power or powers relating to the investigation of unauthorized use of water.

d. Civil Liability Act 2002. State Water's capacity to impose charges should be set out in the State Water Corporation Act 2004 where it can refuse a water order or a temporary water trade to encourage outstanding payments, minimise court action requirements or license suspension of a water supply network.

e. Dividing Fences Act 1991. Exemption from the requirements of this Act is sought by State Water.

In Summary:

State Water also conducted a similar workshop in Sydney on 08 April 2010. Hyder Consulting on behalf of State Water will prepare a final report of the workshop meetings and will furnish Walgett Shire Council a copy. Council will be provided a copy of this report in the future.

Questions 5, 6 and 7 will not affect Walgett Shire Council's future operational powers, however, Question 1 may somehow affect Council's future activities particularly its operational involvements with neighbouring Councils in delivering services to its community. Council is an active member of a Water Utilities Sharing Group with Moree Plains Shire Council and Gwydir Shire Council as other members.

Relevant Reference Documents:

State Water Corporation Act 2004 (S6(3), S6(4), S40 and S21(1))
Dividing Fences Act 1991
Water Act 1912 (Part 7)
Water Management Act 2000
Water Management (Water Supply Authorities) Regulation 2004
Independent Pricing and Regulatory Tribunal (IPART)
Civil Liability Act 2002 (Sections 42 and 43)
Fish River Water Supply Scheme (FRWSS)
State Owned Corporation (SOC) Act 1989
State Water Operating License (Clause 6.5.1)

Stakeholders:

Walgett Shire Council
Namoi-Peel Committee

Financial Implications:

Nil

Review of State Water Corporation Act 2004
Recommendation: 1. Council note the Workshop Review Minutes of the meeting of State Water Corporation Act 2004 held on 09 April 2010. **Moved:** **Seconded:**

Attachments:

Review of State Water Corporation Act 2004: Background Paper
Review of State Water Corporation Act 2004: Issues Paper

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Hyder

26 March 2010

Dear State Water Corporation Stakeholder

'Review of the State Water Corporation Act 2004': Invitation to Stakeholder Workshops

I am writing today as a follow up to my letter dated 17 March 2010 that invited submissions for the above Review. The Review will determine whether the policy objectives outlined in the *State Water Corporation Act 2004* remain valid and whether the terms of the Act are appropriate.

The next stage of the Review is to undertake stakeholder workshops in both Dubbo and Sydney.

As key stakeholders I am inviting you to participate in the workshop of your choice. The workshops will provide the opportunity to directly express views on the need for change and will explore the questions and issues set out in the Review's *Background Paper* and *Response Sheet* (that can be found at http://www.statewater.com.au/Review_SWCAct).

Details for the workshops

1. Sydney Workshop 8 April 2010: Neilson Room, Hyder Consulting Office Sydney, Level 5 141 Walker Street Sydney, NSW 2060
2. Dubbo Workshop 9 April 2010: State Water Head Office, 7 Commercial Ave, Blueridge Business Park, Mitchell Highway, Dubbo NSW 2830.

Program for the workshops

- 10:00 to 10:15 – Participant arrival and Morning tea
- 10:15 to 12:30 – Session 1: Changes to State Water's Objectives?
- 12:30 to 13:15 – Lunch (provided)
- 13:15 to 15:00 – Session 2: Changes to State Water's Themes and Activities?

Can you please RSVP, indicating your preferred workshop to andrew.tankey@hyderconsulting.com by 31 March 2010.

Yours sincerely

Ian Garrard

Ian Garrard
Director of the Review

Review of State Water Corporation Act 2004

ISSUES PAPER

Introduction

The *State Water Corporation Act 2004* (SWC Act) requires that it be reviewed, after it has been in effect for five years, to determine whether *"the policy objectives of the Act remain valid and whether the terms of the Act remain appropriate for securing those objectives."* (s.40)

State Water has engaged Hyder Consulting to assist it in undertaking the review on behalf of the Minister for Water. Hyder has issued a Background Paper and Response Sheet to facilitate the community's input to the review. These are available at http://www.statewater.com.au/Review_SWCAct.

In addition to the responses sought in the above documents, State Water raises the following issues for consideration by stakeholders, based on its perspective as the corporation whose legislation is the subject of the review and seeks the views of interested parties on the issues raised.

Whether Policy Objectives Remain Valid

The Response Sheet developed by Hyder Consulting, summarises the objectives of the SWC Act as per its Second Reading speech as follows:

- Defining the objectives and functions of State Water.
- Separating the Government's water delivery functions from its policy and regulatory functions, to remove any conflict of interest between these roles.
- Improving the transparency of its functions and costs and creating a more commercially focussed delivery business.
- Improving environmental outcomes through transparent and codified relationships with all its regulators clearly setting out it environmental requirements.
- Regulating State Water's operations through an operating licence which sets out the terms and conditions under which State Water will operate.
- Making provision for State Water to charge its customers for services provided, in line with prices set by IPART.
- Providing State Water with powers to enable it to carry out its functions.

State Water believes the objectives of the SWC Act remain valid and does not intend to provide further comment on this matter.

Whether Terms Remain Appropriate

State Water believes the terms of the SWC Act are generally appropriate and that it does not require additional powers to achieve its objectives, and carry out its functions, as set out in the Act.

However, State Water has identified a number of aspects of the SWC Act where it may be beneficial to codify its existing powers in the interests of providing clarity to all parties. It has also identified several additional powers which may support State Water in operating efficiently, effectively and commercially.

In addition, State Water has considered the implications of a number of other Acts on its operations.

Review of State Water Corporation Act 2004

This paper outlines State Water's views on issues relating to the terms of the SWC Act in the form of responses to the following questions:

1. Should State Water be explicitly empowered to provide additional services?
2. Should State Water's powers to operate the Fish River Water Supply Scheme (FRWSS) be provided under the SWC Act instead of the *Water Management Act 2000* (WM Act)?
3. Should State Water's power to impose charges be amended to expressly include charges for services in the Lowbidgee flood control district?
4. Should State Water's metering role be clarified by amendments which:
   a) Indicate explicitly that State Water can own metering works even when not connected to land?
   b) Define the powers State Water may exercise in relation to meters by way of a regulation?
   c) Provide for State Water assessments of usage being presumed correct where it is not possible to make a more accurate assessment? and
   d) Relieve the owner of a water supply work of the requirement to install a meter, in situations where State Water has done so?
5. Should the nature of State Water's capacity to impose charges be set out in the SWC Act? Should State Water be given the capacity to refuse a water order or a temporary water trade to encourage payments of outstanding monies and minimise the requirement for court action or licence suspension?
6. Is the current power of entry for State Water's employees, including their powers relating to the investigation of unauthorised use, satisfactory for current and future activities?
7. Does State Water have the benefit of the principles concerning resources and responsibilities of public or other authorities set out in s.42 and s.43 of the *Civil Liability Act 2002*? If not, should it be afforded this benefit?
8. Should State Water be exempt from the requirements of the *Dividing Fences Act 1991*?

Further detail on each of these questions is provided in the following pages.

State Water welcomes the views of interested parties on any of the matters included in this Issues Paper. This should be done by making a submission to the review of the SWC Act. The closing date for submissions is **12 April 2010.**

Further information concerning State Water which may assist can be found in the Background paper available at http://www.statewater.com.au/Review_SWCAct.

Please forward your comments to the following addresses:

- Email responses to: Statewater.submissions@hyderconsulting.com or
- Written responses to: State Water Corporation Act Review, Hyder Consulting, Locked Bag 6503, North Sydney NSW 2060

Please include your name, address and a contact telephone number with your submission.

If you have any questions on the Issues Paper, please contact Dermot Armstrong (Email: dermot.armstrong@statewater.com.au. Telephone: (02) 9354 1080).

State water

Review of State Water Corporation Act 2004

1. ADDITIONAL SERVICES

Issue
Should State Water be explicitly empowered to provide additional services?

Discussion
Due to State Water's engineering and water management experience and its presence throughout the rural areas of the State it would be feasible for State Water to develop a role to provide water supply services to assist rural communities where it was in its commercial interests to do so.

Such activities would be a natural extension to the bulk water operational role. State Water might, for example, develop a water supply pipeline in order to deliver water from one location to another where the local authorities did not have the skill or capacity to do so. State Water could also potentially be involved in additional business activities on the foreshore lands adjacent to its dams, e.g. the development of wind farms.

Development of State Water to provide a broader range of water services would reflect the direction taken by bulk water managers interstate and overseas. These agencies generally provide a wider range of services including treated water, recycling, desalination, sewage treatment, industrial waste water treatment and in several instances other services such as integrated investigation-design-construction services for new projects, catchment management, forestry, and renewable energy production.

State Water could rely on the general powers available to it under s.6 of the SWC Act. State Water's potential role in providing additional services is encompassed by s.6(2) of the SWC Act which provides the corporation with the capacity to:

"*(a) provide facilities or services that are necessary, ancillary or incidental to its principal functions, and*

(b) conduct any business or activity (whether or not related to its principal functions) that it considers will further its objectives."

State Water's exercise of its functions would remain subject to the operating licence, the WM Act or the *Water Act 1912*, and the *State Owned Corporation Act 1989* (SOC Act) as per as per s.6(3) and s.6(4) of the SWC Act.

Given the above, there is no doubt State Water has the capacity to provide a range of additional services.

2. FISH RIVER WATER SUPPLY SCHEME

Issue
Should State Water's powers to operate the FRWSS be provided under the SWC Act instead of the WM Act?

Discussion
As the owner and operator of the FRWSS as a "water supply authority", State Water exercises a role which differs from its usual role of capture, storage and release of water in the rest of State.

The concept of a "water supply authority" was created in 1987 following recognition that the ordinary powers of a local council were inadequate to allow such councils to engage in the development of water, drainage and sewerage activities and recover the costs of such works. The "water supply authority" concept is now included in Chapter 6 Part 2 of the WM Act. The water supply authorities legislation gives the necessary construction and charging powers in order to supply water, sewerage or drainage services, subject to Ministerial supervision.

The FRWSS was created by its own legislation and was managed by the then Public Works Department. In 2005 the scheme became part of State Water which was given the status of a "water supply authority" to the extent that it operates the FRWSS.

The WM Act scheme for water supply authorities provides a complete scheme of statutory powers necessary for a "water supply authority" to exist and function (supported by a regulation). Significantly a water supply authority is required to obtain the Minister's approval to undertake certain activities and for the levying of charges.

Analysis of the provisions of Chapter 6 Part 2 of the WMA Act indicates that only a small number of the provisions are relevant for State Water. Furthermore, State Water has, under the SWC Act, the powers it requires to operate the scheme.

The possible application of a different set of powers and discretions (those available in Chapter 6 of the WM Act) in relation to the Fish River scheme to the powers and discretions otherwise available to State Water is arguably a duplication of powers.

The SWC Act could expressly recognise the Fish River scheme and impose an obligation upon State water to continue to manage the scheme, as a discrete scheme, while exercising the ordinary powers available to State Water. There may need to be some minor amendments to the existing powers to make sure that the scheme can be fully supported, although some of the detail might be managed through a regulation.

While it is not necessary for the Fish River scheme to be designated as a "water supply authority" its status as a scheme different from any other State Water activity should be recognised. The scheme has an established and historical role in supplying its customers and the water treatment role and piped delivery to customers is distinct from ordinary State water activities. It would accordingly be appropriate to retain the distinctive identity of the Fish River scheme within State Water.

3. LOWBIDGEE FLOOD CONTROL DISTRICT

Issue
Should State Water's power to impose charges be amended to expressly include charges for services in the Lowbidgee flood control district?

Discussion
State Water currently owns and operates works in the Lowbidgee flood control district which differs from its usual role of capture, storage and release of water in the rest of State.

Lowbidgee is a flood irrigation district created in 1945, formerly under Part 7 of the *Water Act 1912*. A set of works manage the release of water into the district and the water spreads by gravity to benefit the properties of the district.

Part 7 of the *Water Act* has been repealed. The WM Act however, refers expressly to the "Lowbidgee flood control and irrigation works". The Act allows the Minister to operate the Lowbidgee works and to fix rates in respect of lands in the district.

The nature of the legal framework for the former flood control district is currently being determined by the NSW Office of Water (the Office).

State Water must continue to manage the Lowbidgee works subject to the requirements of the Works Approvals issued by the Minister permitting those works to exist and operate. The Office will establish conditions to be imposed on the Works Approval for the State Water works in the Murrumbidgee valley.

The Office is also developing a set of management rules to operate under a Water Sharing Plan. As part of this process, it will be necessary to define legally the "entitlements" of landholders within the former flood district. Once this process is finalised, there will be clear operating rules for State Water to follow.

Further, once entitlements are defined for landholders, there would be a clearer basis under which State Water can recover s.29 charges for services. Although the general power in s.29 of the SWC Act to impose charges appears adequate, it may assist State Water to recover charges if the power expressly referred to charges for the management of former flood district works.

4. MONITORING WATER USAGE – METERING

Issue
Should the State Water's metering role be clarified by amendments which:

a) Indicate that State Water can own metering works even when not connected to land?
b) Define the powers State Water may exercise in relation to meters by way of a regulation?
c) Provide for State Water assessments of usage being presumed correct where it is not possible to make a more accurate assessment? and
d) Relieve the owner of a water supply work of the requirement to install a meter, in situations when State Water has done so.

Discussion
Monitoring rural bulk water usage in the State is a task which falls to the Minister for Water/NSW Office of Water and State Water to undertake. This is the case because the right to control, use and flow of the State's natural water resource is vested in the Crown by s.392 of the WM Act. In turn, State Water is permitted by the Minister to operate its storages in order to manage the capture, storage and release of the State's water resources.

Both the Minister and State Water need to know how much water is being taken from the rivers in order to manage the water resource and in order to determine who should bear the cost of the service through water charges. Reflecting this, State Water is required by its Operating Licence (clause 6.5.1) to "*read Customer meters and audit the compliance of meters against any Commonwealth or State metering standard adopted by the Government.*"

To date, the Minister imposes the obligation upon the holder of Works Approvals or *Water Act* licences to install meters and enforces those requirements with the threat of prosecution for a failure to comply. Recently, the WM Act and the SWC Act have been amended to add to the powers of the Minister and State Water relating to meters. These changes have improved the certainty that State Water can retain ownership of the meter should it install a meter on a privately owned water management work.

These amendments will assist State Water should proposed Commonwealth funding be made available for State Water to install meters on water management works in the Murray Darling basin on regulated rivers.

It can now be said that:

- State Water is the owner of meters which it installs.
- State Water can (as owner) repair, remove and maintain etc meters it installs.
- State Water can operate, maintain etc meters it did not install if the Operating Licence permits it to do so.
- regulations may give <u>exclusive</u> repair and maintenance etc to SWC for meters it did not install.

<u>Installation of Meters on Works Owned by Third Parties</u>
S.21(1) of the SWC Act provides that State Water is:

"*the owner of all works installed by, vested in or transferred to the Corporation <u>in or on any land</u> (including the bed of any river, lake or estuary) whether or not the land is owned by the Corporation.*" (our underlining)

This means that State Water can retain ownership of a work on land even when it does not own the land. (S.21 was amended in 2009 to expressly include "meters" in the definition of "works".) The effect of the provision is to overcome the ordinary rule of law that the owner of land owns anything affixed to the land. This will assist State Water, for example, in relation to the ownership of meters which State Water might install on a privately owned water supply work.

Under common law, a meter that State Water installed on a pump which is portable and not attached to land would remain the property of State Water. However, it may avoid uncertainty if s.21 was amended to make clear that the State Water is owner of all works installed/placed installed by the corporation, whether attached to land or not.

It may also assist if the section expressly recognised that State Water can "install" on or attach meters to a work owned by another person. Further, since the sealing of a meter is a common form of security for such works, it would also assist if it was clear that the definition of "works" included any seal attached to the work.

Metering Powers

Currently, reading meters is a major activity for State Water. In future, it is likely that installing and maintaining meters will also become major activities for the corporation.

It may assist State Water to clarify further its capacity to engage in metering activities. By way of illustration, the Water Management *(Water Supply Authorities) Regulation 2004* currently offers a range of powers to Water Supply Authorities which include powers in relation to:

- measurement of water
- access to meters
- care of meters
- discontinuance of use of meters
- testing of meters

In the circumstance where State Water might install its own meter on a privately owned pump, there will, of course, need to be statutory protections for the meter and accordingly offences created in relation to interference with or damaging a meter or for tampering with a State Water seal attached to a meter.

Assessments of Water Use

There are in the order of 5,500 meters in the Murray Darling Basin which State Water reads in connection with regulated rivers. The number of times a meter is read during the year is being standardised at 4 times a year but there may be reasons to read a meter more than 4 times. Data obtained by meter reading assists with water resource management and provides the basis for recovering charges.

It has been occasionally necessary for State Water to estimate or calculate usage by alternative means when, for example, a meter has failed to work. Making an assessment of water usage can be particularly difficult due to the water management system on a property. The difficulties arise from the inadequacy of the monitoring tools in relation to water usage.

It would facilitate the undertaking of this task if State Water was clearly empowered to exercise its judgement as to the best means of determining usage and its determination of usage was presumed correct subject to it being shown that it was not possible to make a more accurate assessment.

Co-incidence with Ministerial Requirements to Meter

Currently the licence holder is required to install a meter, under conditions of licence or a direction under s.326 of the WM Act.

State Water has the capacity to install a meter which it will own on a water supply work which it will not own. It would therefore be generally unnecessary for the owner of a water supply work to remain subject to a Ministerial obligation to meter a work when State Water has installed a meter and is monitoring usage by means of that meter.

Accordingly, it would be sensible for the owner of the work to be relieved of the requirements of a licence/approval condition or any s.326 direction in the situation when State Water has installed a meter.

Such a move is significant since it would mean that when State Water installs a meter under its powers, the Minister's concern regarding that water supply work is significantly reduced. State Water will take upon itself the burden of ensuring that there is a record of water extraction which is accurate and the Minister no longer needs to rely upon the owner of the work to undertake this task.

In fact, S.22A(6) of the SWC Act recognises the situation of State Water exercising a role in relation to meters which the Minister has required to be installed. S.22A is concerned with "metering equipment functions" and allows State Water to operate and otherwise control meters it does not own, if the operating licence permits it to do so, and provides for regulations to permit State Water to take over the operation of someone else's meter exclusively.

S.22A(6) has the result that where, State Water is exercising a role of operating and maintaining works it does not own, any obligation upon the owner of the water supply work to meter the work ceases to have effect. In order to avoid unnecessary duplication of meters, this limitation on the obligations to install a meter should be extended to the situation in which State Water has installed and owns a meter.

5. FINANCIAL ISSUES

Issue
Should the nature of State Water's capacity to impose charges be set out in the SWC Act? Should State Water be given the capacity to refuse a water order or a temporary water trade to encourage payments of outstanding monies and minimise the requirement for court action or licence suspension?

Discussion
State Water is expressly required by s.5 of the SWC Act to be financially responsible and to be a successful business. The SWC Act permits State Water to recover fees or charges in s.29. This broad empowerment permits State Water to "*impose fees and charges on any person to whom the Corporation provides a service...*". Such fees and charges are currently set by the Independent Pricing and Regulatory Tribunal (IPART) and will subsequently be set by the Australian Competition and Consumer Tribunal (ACCC).

State Water also has access to s.20ZB(1) of the SOC Act 1989 which, in part, provides:

(1) A statutory SOC has, for or in connection with the performance of its functions, all the powers of a natural person, including for example, the power:
(a) ...- (c) ... and
(d) to charge, and fix terms, for goods, services and information supplied by it, and
(e) ...and
(f) to do all other things necessary or convenient to be done for, or in connection with, the performance of its functions.

The following amendments would ensure all parties were clear as to the nature of State Water's powers in relation to imposing fees and charges:

- In order to avoid uncertainty, the extent of State Water's capacity to impose, enforce and recover fees, charges and expenses should be made explicit. For example, if State water incurs an out-of-pocket expense such a bank fee in relation to a dishonoured cheque, it should be clearly possible to recover that fee from the person responsible.
- Further, while a fee or charge can be imposed on any person to whom State Water provides a "service" the meaning of "service" is undefined. State Water believes an interstate purchaser of water receives the benefit of a "service" due to the actions State Water must undertake in order to make it possible to extract water interstate. However, this issue should be made explicit.

  The same applies to any person who does not hold a Works Approval. State Water should be able to recover fees and charges even where a person holds only an Access Licence.
- There may be circumstances when State Water is asked to undertake management of water on behalf of a person when that water is not part of the State's water resources. That is, a person who is lawfully entitled to a quantity of water (having lawfully captured or taken the water) might request State Water to store the water in a State water storage.

  The primary function of State Water is to "*capture, store and release water to persons entitled to take the water..*" – see s.6(1)(a)(i). The reference to "entitled to take" could imply water which the Minister manages and grants

"entitlements" to take. So, can State Water store and release water which is not part of the State's water resources?

The answer is "yes" under the existing capacity to "*capture, store and release water...for any other awful purpose...*" (see s.6(1)(a)(iii)). However, it may provide clarity to all relevant parties if the capacity to undertake the role of storage of water other than for the Minister was made explicit.

While State Water can pursue outstanding charges by suing in court or by suspending a licence, those options represent cumbersome and unattractive options for enforcement of payments.

In many commercial environments, such as energy and telecommunications, there are clear contractual rights to cut off supply when monies are owing. It would better reflect the requirement for State Water to act commercially if it was given the capacity to encourage payment of debts by less onerous means than suspension or court action. A capacity to refuse a water order or a capacity to refuse a temporary water trade would provide an administratively straightforward means of encouraging payments of outstanding monies.

6. RIGHT OF ENTRY

Issue
Is the current power of entry for State Water's employees, including their powers relating to the investigation of unauthorised use, satisfactory for current and future activities?

Discussion
S.23 of the SWC Act currently gives State Water the powers of entry of a "water supply authority", as stated in ss.296 and 297 of the WM Act.

This indirect sourcing of powers brings some difficulties. S.296 creates a broad power for "*employees and agents*" to "*enter and occupy and there exercise any of its functions including the carrying out of any work...*". This empowerment encompasses any activity which State Water might need to engage in. But s.296(2) then places limits on the power when it is used for reading a meter – the entry can only be in daylight and the lawful occupier can refuse entry.

S.297 provides a fall back which State Water would only use when refused entry under s.296. This fall-back power effectively allows State Water employees to enter a property to undertake compliance inspections and creates a procedure for giving written notice except if undue delay would be caused. This power is important for State Water which, because it is constantly in-the-field, regularly observes potential compliance issues. This is an important adjunct role to assist the Office of Water.

In addition, s.32 of the SWC Act creates the concept of an "authorised officer" who is a person appointed by the Corporation for the purposes of "exercising its functions" and who is given a "certificate of authority". The concept of "authorised officer" is often linked to exercise of power of entry. However the role of authorised officers as set out in s.32 is arguably unnecessary given that s.23 of the Act gives State Water powers of entry available to water supply authorities. Significantly these powers of entry do not require a certificate of authority or proof of identity.

The purpose of legislation requiring persons to be authorised reflects a Parliamentary concern that a person who may enter private land should be able to prove a right of entry and for defined purposes only. For example, the WM Act (s.390) requires "compliance officers" to have proof of identity. This is appropriate given that compliance officers, who are appointed by the Minister, may enter property in controversial circumstances.

State Water employees are issued with identity cards which assist in meeting the need to establish right of entry. Employees are also advised to ordinarily enter only with the permission of the landholder. Since entry onto private land occurs primarily for meter reading, and there are generally long established means and routes of entry which are with the landholders consent, there have been few entries ever made against the will of the landholder. Hence the concept of "authorised officers" is not required for State Water's operations.

Given its lack of relevance, it seems appropriate for s.32 of the SWC Act to be removed and for the power of entry available to State Water to be set out in the SWC Act and drawn specifically to meet State Water requirements.

7. CIVIL LIABILITY ACT 2002

Issue
Does State Water have the benefit of the principles concerning resources and responsibilities of public or other authorities set out in section 42 and 43 of the *Civil Liability Act 2002*? If not, should it be afforded this benefit?

Discussion
The Civil Liability Act in effect summarises or codifies the laws relating to duty of care and rights to compensation for negligence. The Act largely reflects the law as developed by the courts.

The Act recognises that "public authorities" face a peculiar burden in that they are required by Parliament to undertake roles and actions which may adversely impact on the public. The Act also recognises that public authorities may have less than ideal funding with which to carry out obligations. In these contexts there are statutory protections created to enable the public authorities to undertake the tasks given to them without being impeded by claims (or the fear of claims) for damages.

So, do the provisions assisting "public authorities" apply to State Water?

S.41 of the Act defines "public or other authority" to mean:
(a) the Crown (within the meaning of the Crown Proceedings Act 1988), or
(b) a Government department, or
(c) a public health organisation within the meaning of the Health Services Act 1997, or
(d) a local council, or
(e) any public or local authority constituted by or under an Act, or
(f) (e1)any person having public official functions or acting in a public official capacity (whether or not employed as a public official), but only in relation to the exercise of the person's public official functions, or
(g) a person or body prescribed (or of a class prescribed) by the regulations as an authority to which this Part applies (in respect of all or specified functions), or
(h) any person or body in respect of the exercise of public or other functions of a class prescribed by the regulations for the purposes of this Part.

S.41(e) is the nearest description to State Water in that State Water is constituted by the SWC Act, but is State Water a "public authority"? There is some uncertainty. Common law principles exist for determining what is a "public authority" but they are not conclusive in the present instance.

Schedule 1 clause 4(3) of the Civil Liability Act specifically refers to State Owned Corporations (SOCs) and for a limited purpose includes them within the Crown. However this limitation does not assist in determining whether SOCs are public authorities for the purposes of this Act.

The lack of certainty on this issue can be resolved by seeking to make clear in the SWC Act that State Water is a public authority for the purposes of the Civil Liability Act. Alternatively, a regulation under the Civil Liability Act could clearly make State Water a "public or other authority" for the purposes of the Act.

8. DIVIDING FENCES ACT

Submission
Should State Water be exempt from the requirements of the *Dividing Fences Act 1991*?

Discussion
State Water has been vested with 20 large dams and approximately 280 weirs and other water management works – including some water supply channels. At present land affected by the order vesting assets in State Water formally remains land of the Crown. Should State Water register this land in the name "State Water Corporation" (requiring the identification of title details and transfer of title), it would be subject to the Dividing Fences Act.

The Dividing Fences Act provides in essence that adjoining land owners must share equally the cost of fencing between the adjoining lands. However, section 25, provides:

(1) This Act does not operate to impose any liability, or to confer any rights, with respect to dividing fences on:
(a) the Crown, or
(b) a council of a local government area, or any trustee or other person or body, in respect of land vested in (or under the care, control and management of) the council, trustee, person or body for the purposes of a public reserve, public park or such other public purposes as may be prescribed, or
(c) a roads authority (within the meaning of the Roads Act 1993) with respect to any public road, or
(d) an irrigation corporation within the meaning of the Water Management Act 2000.
(2) However, nothing in this Act prevents the Crown or any such council, trustee, person or body from entering into arrangements (other than those arising under this Act) to contribute to fencing work in respect of dividing fences.
(3) In this section, Crown includes a statutory body representing the Crown.

State Water is not within the Crown. It follows that State Water could be exposed to the requirement to share the cost of boundary fencing, or to meet the full cost of boundary fencing when the adjoining landowner is exempted from the Act.

The exemptions from the fencing obligations in the *Dividing Fences Act* recognise the potential burden which would be faced by agencies undertaking a public role in meeting the obligations. While State Water is not made part of the Crown, the role performed by State Water is that formerly performed by the Crown and is of a public utility nature. Indeed, for the purposes of some legislation such as the *Environmental Planning and Assessment Act 1979* State Water is expressly defined as a "public authority".

In light of the public utility nature of the functions which State Water performs as the State's rural bulk water manager it would be appropriate that State Water should be added to the existing list of exempt entities.

The absence of such an exemption applying to Sydney Water, Hunter Water or the Sydney Catchment Authority legislation arguably reflects the essentially urban focus of those corporations by contrast with the role of State Water.

Hyder

Review of State Water Act 2004: Background Paper

Introduction

Prior to the enactment of the State Water Corporation Act in 2004, bulk water delivery functions were undertaken by the NSW Government through successive departments responsible for water and/or natural resources. A primary change was initiated by the Commonwealth and State governments in 1994 under the National Water Initiative. This change required a separation of the roles of resource regulation and resource operation and led to the establishment of the State Water Corporation as a separate entity.

The NSW Government included a provision in the *State Water Corporation Act 2004* (SWCA2004) that it should be reviewed, after its first 5 years of effect, to determine whether "*the policy objectives of the Act remain valid and whether the terms of the Act remain appropriate for securing those objectives*".

Hyder Consulting has been appointed to assist in the Review and has prepared this Background Paper to support the consultation process.

Review Framework

The Background Paper is structured to facilitate comments and ideas from stakeholders on whether.

- The policy objectives of the SWCA2004 remain valid.
- The terms of the SWCA2004 remain appropriate for securing those objectives.

To assist in addressing these matters the Background Paper also seeks stakeholder's views on the following matters:

- Whether terms of the Act enable State Water to function in a way which fulfils the objectives of the Act?
- The services, businesses and activities that bulk water service providers undertake interstate and overseas.
- Issues likely to affect the future needs for rural water supply.

A separate Response Sheet has been developed to assist in collecting ideas and comments from stakeholders. However please feel free to comment on the Act as you feel appropriate.

1.0 The policy objectives of the Act

The Parliamentary speech made by the responsible Minister when recommending that the New South Wales Parliament assent to the SWCA2004 (termed the 'Second Reading' speech) provides the source of the policy objectives of the Act, as well as outlining its key terms. These policy objectives, and the way in which the Act gives effect to these objectives, are summarised below:

Policy Objectives of SWCA2004	Way in Which the Act Gives Effect (the Terms of the Act)
Defining the objectives and functions of State Water.	The Act establishes the principal and the other objectives of State Water. The Act also sets out the functions of State Water. (See the next section for further details on these objectives and functions.)
Separating the Government's water delivery functions from its policy and regulatory functions, as required under the National Water Initiative, to remove any conflict of interest between these roles.	The Act establishes State Water as a legal entity in its own right and transfers to it appropriate asset, rights and liabilities.
Improving the transparency of its functions and costs and creating a more commercially focussed delivery business.	The Act establishes State Water as a state owned corporation (SOC) with corporate governance structures, disciplines and incentives similar to those that apply in the private sector.
Improving environmental outcomes through transparent and codified relationships with all its regulators clearly setting out it environmental requirements.	The Act requires State Water to exercise its functions subject to its Operating Licence and the *Water Management Act 2000* or the *Water Act 1912* and other relevant legislation governing State Water's requirements relative to the environment. In addition, the Act requires State Water to conduct its operations in compliance with the principles of ecologically sustainable development where its activities affect the environment.
Regulating State Water's operations through an operating licence which sets out the terms and conditions under which State Water will operate.	The Act provides for State Water to be issued with an operating licence, with compliance to be audited by the Independent Pricing and Regulatory Tribunal (IPART), and sets out sanctions for contravening the licence.
Making provision for State Water to charge its customers for services provided, in line with prices set by IPART.	The Act provides for IPART to continue to regulate bulk water prices, but also for these prices to be regulated separately from resource management and regulatory costs.
Providing State Water with powers to enable it to carry out its functions.	The Act provides State Water with a range of powers. (See Section 2 for further details on these objectives and functions.)

Q1 Do you consider the objectives of the Act remain valid? If not, what changes should be made to the objectives and why?

Hyder

2.0 The terms of the Act

The terms of the Act may be considered under the following broad headings:

- The objectives and functions of State Water.
- The governance framework under which State Water operates.
- The powers and other provisions under the Act which enable State Water to undertake its activities.

2.1 Objectives and functions of the State Water Corporation?

SWCA2004 states that the *principal objectives* of the corporation are *"to capture, store and release water in an efficient, effective, safe and financially responsible manner."*

In addition the corporation has a number of other objectives, replicating those found in the State Owned Corporations Act 1989, which requires State Water to:

- Be a successful business.
- Exhibit a sense of social responsibility by having regard to the interests of the community in which it operates.
- Where its activities affect the environment, to conduct its operations in compliance with the principles of ecologically sustainable development
- Exhibit a sense of responsibility towards regional development and decentralisation in the way in which it operates.

SWCA2004 states that these 'other objectives' have equal importance but that they are not as important as its 'principal objective' of capturing, storing and releasing water in an effective, efficient, safe and financially responsible manner.

In addition, under the *State Owned Corporations Act 1989*, if the Government directs State Water to perform functions or comply with policies which would result in a sub-commercial outcome, State Water is entitled to seek compensation from the Government for complying with such a direction.

Q2 Do you consider State Water's primary objective to be a valid primary objective? If not, why not?

Q3 Do you consider State Water's other objectives to be valid secondary objectives? If not, why not?

SWCA2004 also sets out the principal functions it should pursue. These functions not only include the capture, store and release of water but also the associated infrastructure, facilities and services that are *"ancillary or incidental to its principal function"*.

Further, State Water is able to conduct any business or activity (whether or not related to its principal functions) that it considers furthering its objectives.

State Water therefore, potentially, has a very wide brief. At the same time, SWCA2004 limits the functions State Water may actually undertake by making the exercise of these functions subject to other legislation. Hence, in undertaking its business, activities and functions, State Water is subject to an Operating Licence and the requirements of water management legislation of NSW and the *State Owned Corporations Act 1989*.

> Q4 Do you consider the functions set out in the Act are adequate for State Water to fulfil its primary and secondary objectives? If not, what changes do you suggest and why?

2.2 The governance framework under which State Water operates

The Act sets out the way in which State Water is to be governed and regulated, including:

- Establishing State Water as a statutory state owned corporation under the *State Owned Corporations Act 1989*, to be managed by a Board and Chief Executive Officer.
- Requiring State Water to exercise its functions subject to the *Water Management Act 2000* or the *Water Act 1912*.
- Requiring State Water to exercise its functions subject to its Operating Licence and outlining the parameters of the Licence (including its granting, terms and conditions, amendments, area covered, contravention, review and cancellation). Importantly the Operating Licence specifies performance standards in relation to water delivery and other services.
- Setting out the role of and relationship with its key regulator, the Independent Pricing and Regulatory Tribunal (IPART).
- Providing for IPART to continue to determine State Water's prices.

Under the Commonwealth's *Water Act 2007*, the Australian Competition and Consumer Commission will regulate State Water's prices commencing 2014.

> Q5 Do you consider the governance arrangements set out in the State Water Corporation Act 2004 appropriate for enabling State Water to fulfil its objectives and carry out its functions? If not, what changes should be made and why?

2.3 The powers and other provisions which enable State Water to undertake its activities.

The Act provides State Water with powers to enable it to undertake its activities including the following:

- The transfer of assets, rights and liabilities to the Corporation.
- Powers of State Water (which include those of ownership of works, land acquisition, entry on land, break up of roads, altering infrastructure conduit being works underground that convey, for example, energy or, substances, hydro-electricity generation, pollution investigation and fees and charges).
- A number of miscellaneous matters (including the authorisations of officers, proceedings for offences regulation, the review of the Act and like matters).

In addition, the Act was recently amended to clarify State Water's powers in relation to metering equipment.

> Q6 Do you consider that State Water is adequately empowered to fulfil its objectives and carry out its functions? Should any of these powers be changed? If so, what changes do you suggest and why?

3.0 Policy Objectives and Terms into the Future

The Review needs to consider whether the policy objectives and the terms of the Act remain appropriate into the future?

To assist this assessment of this Hyder has explored the following issues:

- Whether the terms of the Act have enabled State Water to function in a way which fulfils the current objectives of the Act.
- The services, businesses and activities that other bulk water service providers undertake interstate and overseas.
- Issues likely to affect the future needs for rural water supply.

3.1 Whether the terms of the Act enable State Water to function in a way which fulfils the current objectives of the Act

The following recent reviews provide for independent reviews of State Water's performance in meeting its objectives:

- Annual IPART **Operating Licence Audits**; and
- A recent **Strategic Management Overview** and Review of Operating and Capital Expenditure of State Water Corporation commissioned by IPART as part of the 2010 IPART determination process.

The latest **Operating Licence Audit** report covering 2008/09 indicated a high level of compliance of State Water's performance against its Operating Licence, with some 73 conditions being assessed as 'Full' or 'High' Compliance compared to a total of 90 compliance requirements. Lower compliance areas did not relate to core responsibilities and in several cases were due to the absence of checks on data reported to IPART and were linked to a major organisation restructure at that time.

The previous audits, covering the 3 years to 2008 period, also reported a dominance of 'Full' to 'High' compliance.

The audits have generally targeted improvements relating to metering activities, and the reporting of its Environmental Management Plan and Performance indicators.

The **Strategic Management Overview** assessed the efficiency levels of (capital and operating) expenditure of State Water from 2007 to 2015 and determined, at a strategic level, *"...that best practice business systems and process are in place or being put in place."* As an example, it noted State Water had reduced its operating costs by 20% to meet its target for 2010.

Further information is contained in an **Annual Complaints Report** provided to State Water's Community Consultative Committee. The last three years' reports to the Board indicate a relatively stable number of complaints (50-70 per annum) which, generally relate to changes in asset management (including weir and recreational area removal) and billing complaints.

These independent reviews and complaint monitoring indicate that State Water has, in general, performed well since corporation and that there have been improvements in its performance over the last 5 years. These reports also indicate that there are opportunities for improved performance in the areas outlined above.

> Q7 Do you believe changes are required to the Act to promote improved performance by State Water in meeting its objectives? If yes, what suggestions would you offer on changes to the Act?

3.2 The future needs for rural water supply

A range of issues have emerged over the last six years that have influenced rural water supply, for example:

- Water sharing plans
- Procurement of water for the environment
- Droughts and climate change
- Water trading
- Food security and commodity market forces
- State and Commonwealth water reforms (including cost-recovery and pricing).

While it is difficult to identify all emerging issues, SWCA2004 arguably provides flexibility for State Water to conduct business or activities it considers will further achieve its objectives.

Under the current provisions of the SWCA2004, State Water is able to identify emerging issues and respond through the services and business activities it undertakes. The 'check' is that these service and activities are subject to its Operating Licence which is issued by the Minister and independently audited. Similarly, its pricing is set by IPART and its water management and environmental performance overseen by regulators.

The Review is interested in stakeholders' views on emerging issues which affect may affect rural and regional water supply and to assess whether the SWCA2004 would need to be amended to allow State Water to respond more effectively to these emerging issues.

> Q8 What do you believe are the key emerging issues which may affect rural and regional water supply? Do you believe these require changes to the Act? If so, what changes do you suggest?

3.3: Additional activities undertaken by other water authorities undertake

The character and mandate of State Water make it somewhat unique when compared to other rural bulk water service provider either internationally or in Australia. State Water is the only state owned bulk water service provider, with no retail distribution networks and a complete separation from the resource regulatory

role. In this regard, Queensland's Sun Water Corporation, Victoria's Goulburn-Murray Water Corporation, South Australia's SA Water Corporation, Western Australia's Water Corporation and performs different functions and roles under considerably different powers.

NSW is the only State that has privatised.all its Irrigation Areas and Districts and no longer retails water to these customers. All the other States' bulk water suppliers also retail water to customers on distribution canal systems. For example, Goulburn Murray Water in Victoria supplies bulk water to river pumpers, but also diverts water along its irrigation canal systems to supply retail customers at their farm gate.

A comprehensive listing of global water and waste water utilities covering 94 companies is available at www.utilityconnection.com/page4b.asp.

In addition, this Background Paper includes an outline of the business activities of some international bulk water providers (Appendix A) and a comparison with state providers has been provided (Appendix B).

There are no water utilities whose sole business is rural bulk water supply, although a large number own and operate head works such as dams, desalination plants or recycled water plants. For example, the UK, New Zealand and Canada share some similarities with the rural water utilities commonly being small localised entities operating either within government departments or as privatised irrigation companies. The state owned water entities, generally provide a wider range of services including treated water, recycling, desalination, sewage treatment, industrial waste water treatment and 'other' services detailed below. 'Other' services provided by some utilities include:

- Integrated investigation-design-construction services for new projects. For example, Sun Water in Queensland and Goulburn Murray Water maintain a Technical Services Group that provides engineering services for design and construction.

- Most of the Canadian and northern European water utilities have a hydro-power generation imperative which provides significantly greater revenue than their water revenue.

- The newly formed State utility companies in China are significantly integrated vertically, from catchment management, flood management to power generation and water supplies for the entire cross section of users.

- Many utilities have a more formalised recreation/tourism support programs associated with water storages and their surrounding lands including forestry, renewable energy production and agricultural enterprise.

- For the domestic and commercial customers, some utilities extend to providing water plumbing, drainage services and insurance (though again these reflect the more urban customer service base of these utilities).

The existing Act appears to provide State Water with the flexibility to undertake a range of activities, subject to the requirements of its shareholders and regulators. However, the Review is also interested in stakeholders' views on whether State Water should be undertaking other services, and to assess whether the SWCA2004 would need to be amended if it did undertake these services.

> Q9 Are there any services that State Water should provide in the future? If yes, please indicate what they are and why you believe State Water should be providing these services?

Where and when do I send my comments?

Please send your comments on the State Water Corporation Act 2004 by **12 April 2010** to either of the following:

- Email responses to: Statewater.submissions@hyderconsulting.com: or
- Written responses to: State Water Corporation Act Review, Hyder Consulting, Locked Bag 6503, North Sydney NSW 2060

Queries can be directed to Andrew.Tankey@hyderconsulting.com.

A separate response sheet is available as an option for you to use.

Hyder

References

State Water Corporation's website: www.statewater.com.au/Review_SWCAct

Legislative Assembly NSW Parliament, 12 May 2004, *Second Reading Speech for the State Water Corporation Bill*, http://www.parliament.nsw.gov.au/Prod/parlment/hanstrans.nsf/V3ByKey/LA20040512

State Water Corporation Act, 2004, [Online], http://www.legislation.nsw.gov.au/maintop/view/inforce/act+40+2004+cd+0+N

Atkins in association with Cardno, 27 November 2009, *Strategic Management Overview and Review of Operating and Capital Expenditure of State Water Corporation 2009, Final Report*

IPART November 2009, *State Water Corporation Operational Audit 2008/09, Report to the Minister*, ISBN 978-1-921628-19-1

Reports on Complaints provided to State Water's Community Consultative Committee, over the three years to 2008/09

Hyder

Appendix A

International examples of the business activities of bulk water providers

Hyder

Thames Water

http://www.thameswater.co.uk/cps/rde/xchg/corp/hs.xsl/717.htm

Thames Water is the largest water and wastewater services company in the United Kingdom. Every day, it supplies 2,600 million litres of tap water to 8.5 million customers across London and the Thames Valley. It also removes and treats 2,800 million litres of sewage for 13.6 million customers.

The Thames Water Authority was mandated by the Water Act 1973. It was later privatised in 1989, with the transfer of its regulatory, river management and navigation responsibilities to the National Rivers Authority, which later became part of the Environment Agency. In 2001, Thames Water was acquired by the German utility company RWE.

On 17 October 2006, RWE announced that it would sell Thames Water to Kemble Water Limited for £ 4.8 billion. Kemble is a consortium led by an investment fund run by the Australian Macquarie Bank. Australian investment funds already have interests in South East Water and Mid Kent Water.

Since its December 2006 sale, the company has refocused its efforts on improving its operational performance and this year has announced the largest ever capital investment (£1 billion) of any UK water company.

Business activities:

- Water deliver
- supply 2,600 million litres of tap water to 8.5 million customers across London and the Thames Valley
- Wastewater
- remove and treat 2,800 million litres of sewage for an area covering 13.6 million customers
- Recreational sites and supported initiatives
    - Crossness Nature Reserve
    - Farmoor Reservoir
    - Kempton Nature Reserve
    - Walthamstow Reservoirs

Hyder

Scottish Water

http://www.scottishwater.co.uk/portal/page/portal/SWE_PGP_HOUSEHOLD/SWE_PGE_HOUSEHOLD

Scottish Water is government owned, statutory corporation in Scotland that provides water and sewerage services.

Although the company is state owned, Scottish Water is bench marked against the performance of private water companies in England and Wales.

Scottish Water operates under a regulatory framework established by the Water Services (Scotland) Act 2005. Charges are set through the Water Industry Commission, an independent pricing regulator.

Scottish Water provides drinking water to 2.2 million households and 130,000 businesses in Scotland. Every day it removes nearly one billion litres of waste water from customers' properties. It has an annual turnover of around £1bn.

Business activities

- OneSource - Providing an integrated investigate-design-construct service for your utility and infrastructure needs for new developments.
- Scottish Water Property Searches
- Scottish Water Waste Services – Access to treatment plants and soil improvement
- Standpipe approval
- Trade effluent

United Utilities

United Utilities is a British utility company with its headquarters in Warrington. It operates primarily in the North West England and employs 9,000 people. Its shares are listed on the London Stock Exchange and it is a member of the FTSE 100 Index.

United Utilities operates water, wastewater, and electricity and gas networks. In North West England it is investing £3.5 billion between 2005-2010 to improve utility infrastructure and the environment. Its water business is regulated by the Water Industry Act 1991.

Business Activities

- ExtraCare – Household Plumbing and drainage insurance
- HomeServe – Household Cover for repairs associated with emergency water problems
- United Utilities Plumbing Service - All plumbing and drainage emergencies

- Replacing lead pipes
- On-line water consumption and effluent monitoring
- Site and utility mapping
- Supply of tanked water
- Standpipe services
- Waste management services
- Trade effluent advice
- Property management services

Anglian water

Anglian Water is a privatised water company servicing the East of England. Named for East Anglia, apart from Norfolk, Suffolk and Cambridgeshire it also covers Lincolnshire, Essex, Bedfordshire, Buckinghamshire, Northamptonshire, a small part of north Nottinghamshire and Greater London around Upminster. Anglian's catchment areas are primarily between the Humber and the River Thames.

It is regulated under the Water Industry Act 1991.

Business activities:

Anglian Water operates the reservoirs of Rutland Water, Grafham Water, Alton Water, Pitsford Water, Ravensthorpe and Taversham Mills. Apart from providing water supplies, a separate leisure division has been formed to promote the use of these facilities for recreational use. Activities include water sports, fishing, bird watching, cycling and walking.

Northumbrian Water

Northumbrian Water Group is a water supply utility serving the North East of England. It is listed on the London Stock Exchange and is a constituent of the FTSE 250 Index.

The business was originally created as the Northumbrian Water Authority, one of ten public sector regional water authorities created under the Water Act 1973. In 1989 the assets and duties of the authority passed to Northumbrian Water Limited, a privatised company. In 1995 the Company was acquired by Lyonnaise des Eaux for £823m. In 2003 75% of Northumbrian Water was sold to a consortium of private investors. In the same year the Company was listed on the London Stock Exchange.

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Business activities

- Northumbrian Water has a leisure business that manages leisure activities at 22 lakeside locations. Activities include fishing, walking, cycling. This is at the Kielder Water and Forest Park and includes accommodation and ecotourism services.
- Water coolers for schools program
- Community grant scheme to support local initiatives and water activities.

Yorkshire water

Yorkshire Water is a water supply and treatment utility company servicing West Yorkshire, South Yorkshire, the East Riding of Yorkshire, part of North Lincolnshire, most of North Yorkshire and part of Derbyshire, in England. The company has its origins in the Yorkshire Water Authority, one of ten regional water authorities created by the Water Act 1973, and privatised in 1989. The company has been part of the Kelda Group since 1999.

Until February 2008, the parent company, Kelda Group, was a listed company on the stock exchange, when it was bought by a consortium of companies.

It is regulated under the Water Industry Act 1991

Business activities

Yorkshire Water is one of Yorkshire's largest landowners, with around 72,000 acres of land. This spans National Parks, Areas of Outstanding Natural Beauty, the North York Moors and the Yorkshire Wolds. The company promotes leisure and recreation activities in and around its reservoirs. This includes hiking, walking, bird watching, fishing

Hyder

Appendix B

Comparison of Australian Water Utilities

Hyder

Comparison of Australian Water Utilities

Organisational Analysis	Goulburn_ Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Minister	Minister for Sustainability and Environment (same as DSE)	Shareholding Ministers Treasurer Minister for Natural Resources and Mines	Shareholding Ministers Treasurer Minister for Govt Enterprises
Status	Statutory Government Owned Corporation by Ministerial Order 2007 Previously Statutory Government Authority under the Vic Water Act 1989	Statutory Government Owned Corporation regulated by the Water Act 2000	Statutory Government Owned Corporation created under the SA Water Corporation Act, regulated by various Acts.
Licence		From Dept Environment & Resource Management	Dept of Water, Land & Biodiversity Conservation
Jurisdiction / Area of Operations	Northern Victoria from Wodonga to Swan Hill	Queensland coast and the coastal side of the mountain regions cities north of Brisbane plus around St George	South Australia
Core Business / Mission	Water Resource Management (Allocation); Retail Water Services, Bulk Raw Water Delivery and some Water Quality monitoring/ management functions	Bulk raw water storage and distribution Retail reticulation and drainage Water infrastructure a development	Bulk raw water storage and distribution Retail reticulation and drainage Water infrastructure a development

Hyder

Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
		Engineering consultancy services Operation and maintenance services Water business management services	Engineering consultancy services Operation and maintenance services Water business management services
Roles	Resource Manager -Operator	Resource Operator	Resource Operator
Primary Products	Retail Water Delivery Bulk Water (untreated) Delivery Drainage Asset Management Customer Service Billing & revenue	Bulk raw water delivery Asset management Customer Service Billing & revenue	Bulk raw water delivery Asset management Customer Service Billing & revenue
Customer Base	Irrigators (Retail and Wholesale) Urban Water Authorities Industry	Irrigators (Retail and Wholesale), Councils and Industry	Adelaide, urban and rural residential properties, industries, towns and rural properties. About 638,000 customers.

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Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Asset Base	20 Dams plus Weirs NVIRP is a SOE that is creating $2Bn worth assets to be transferred to GM Water, with no increase in WOL Cost.	25 Major Dams 81 Weirs 72 Major pump stations Over 2500 km of pipes and over 730 km of drainage channels	Small dams, weirs, pumping stations, pipe networks, water and sewage treatment plants, water recycling plants. Total assets valued at more than $6 billion.
Revenue Base			Annual average turnover of around $550 million
Full time equivalent Staff	589	2500	1122
Regulatory Environment	Prices negotiated by staff, Board and Water Service Committees	Dept Natural Resources and Mines	South Australian Dept of Water Resources
1. Water Service Provider sells Water to Customers:	Goulburn_Murray Water supplies retail and bulk raw water to its customers	Sunwater supplies bulk water to its customers.	SA Water supplies treated water supplies to its customers
Storing Water	Goulburn_Murray Water operates its storages to store water.	Sunwater operates its storages to store water.	SAW operates its storages to store water.

Hyder

Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Delivering Water	Goulburn_Murray Water carries out all the water delivery functions to deliver water to its customers.	Sunwater carries out all the water delivery functions to deliver water to its customers.	SAW carries out all the water delivery functions to deliver water to its customers.
Billing and other dealings with Customers	Goulburn_Murray Water carries out billing and deals with customers on asset management and water delivery issues.	Sunwater carries out billing and deals with customers on asset management and water delivery issues.	SAW carries out billing and deals with customers on asset management and water delivery issues.
Advising Consumers of water services that are provided.	Goulburn_Murray Water advises consumers on issues relevant to water delivery through the Customer Charter and Water service Committees	Sunwater advises consumers on issues relevant to water delivery through the Customer Charter and Customer Councils	SAW advises consumers on issues relevant to water delivery through the Customer Charter and Customer Councils
2. Standards for service provision encompass the parameters within which service providers operate	Goulburn_Murray Water in consultation with the Water Service Committees set standards for service provision	Sunwater sets parameters for customer service, in consultation with its 11 Customer Councils and Dept of Natural Resources and Mines.	SAW sets parameters for customer service, in consultation with its Customer Councils.
Water quality	Goulburn_Murray Water has a water quality monitoring role and a limited water quality management role	No responsibility	Drinking water standards
Water infrastructure standards	Goulburn_Murray Water sets standards with a light handed regulatory role by government departments	Dept of Natural Resources and Mines.	Regulatory role by Dept of Water, Land & Biodiversity Conservation and other govt departments

Hyder

Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Resolving customer complaints	Generally handled by Goulburn_Murray Water staff.	Staff and Customer Councils	Management and Customer Service staff.
Setting licence conditions	Department of Sustainability and Environment	Dept of Natural Resources and Mines. And EPA	Dept of Water, Land & Biodiversity Conservation
Advising customer rights	Goulburn_Murray Water customer charter and staff	Customer Charter covers these issues	Customer Charter covers these issues
Agreeing on customer charters	Water Service Committees consulted in development and revision	11 Customer Councils consulted during development and revision of Customer Charter	Customers consulted during development and revision of Customer Charter (surveys)
3. Resource Management of water for the environment and extraction.			
Allocating water including determination of environmental needs	Goulburn_Murray Water determines the allocation in conjunction with government department DSE	Dept of Environment & Resource Management determines allocation and Sunwater makes the announcement	
Managing water flows	Goulburn_Murray Water operates dams and weirs.	Sunwater operates dams and weirs.	SAW operates dams and weirs.

Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Integrated catchment management	Catchment Management Boards operate throughout the Goulburn_Murray Water region. Goulburn_Murray Water provides environmental services to the Victorian Government under contract.	Dept of Natural Resources and Mines	SAW undertakes foreshore management on its dams and land management where required.
Educating the public to use water wisely	Goulburn_Murray Water has a water wise program	Not Sunwater activity	SAW has a water wise/ Conservation program
4. Regulatory Enforcement includes mechanisms to ensure service providers comply with standards and resource management requirements.	Goulburn_Murray Water pays a licence fee to the Dept of Sustainability and Environment and liases about works	Covered in Licence Fee to Dept of Natural Resources and Mines	
Monitoring Performance	Goulburn_Murray Water reports to the Dept of Sustainability and Environment	Annual reporting to shareholding ministers and Dept of Natural Resources and Mines	Annual reporting to minister for Govt Enterprises

Hyder

Organisational Analysis	Goulburn_Murray Water Corporation Victoria	Sun Water Corporation Queensland	SA Water South Australia
Analysing Performance	Goulburn_Murray Water reports to the Dept of Sustainability and Environment	Annual reporting to shareholding ministers and Dept of Natural Resources and Mines	Annual reporting to minister for Govt Enterprises
Assessing Performance	Goulburn_Murray Water reports to the Dept of Sustainability and Environment	Annual reporting to shareholding ministers and Dept of Natural Resources and Mines	Annual reporting to minister for Govt Enterprises

19. REVOCATION OF AVIATION SECURITY IDENTIFICATION OF WALGETT AND LIGHTNING RIDGE AERODROMES

REPORTING SECTION: Urban Infrastructure Services

AUTHOR: Siegfredo O Coralde – Director of Urban Infrastructure Services

FILE NUMBER: 09/82 & 09/83

Summary:

This report recommends that Council notes the revocation notice of Aviation Security Identification Card (ASIC) to Walgett Aerodrome by the Department of Infrastructure, Transport, Regional Development and Local Government effective March 2010.

Walgett Shire Council is registered and licensed to operate legally the airports until 25 November 2011.

Discussion (including issues and background):

Lightning Ridge Aerodrome was a busy commercial airport ten years ago but was not as busy as the Walgett Aerodrome. However, when air transport started to regionalize its operations, air traffic volumes continually declined to the point that only special flights land at both aerodromes once in a while. Rex Airlink, the most dominant air carrier officially ceased its Walgett operations in December 2008. These days, local air passengers usually travel to Dubbo or Narrabri airports whenever they wish to fly anywhere nationally.

Council Responsibilities. The Walgett and Lightning Ridge Aerodromes though not being busy as before, still retain their status as Security Controlled Airports (SCAs) since its establishment in 2005. Council submitted its first Transport Security Program (TSP) on 09 March 2005 in accordance with the Aviation Security Act 2004 requirements.

Council also prepared the Walgett Drug and Alcohol Management Plan (WDAMP) as an additional requirement in 2009.

On 20 November 2009, the Department of Infrastructure, Transport, Regional Development and Local Government advised that Council prepare a revised Transport Security Program (TSP) which should be in place by 09 March 2010.

The Request. The Walgett Aerodrome's current air traffic volume is predicted to remain as it is with no expectation of receiving Regular Public Transport (RPT) services in the near future. Based on this premise, Council sent a letter to the Office of Transport Security (OTS) on 08 January 2010 requesting removal of both Walgett and Lightning Ridge Aerodromes from Security Controlled Airport (SCA) list:

- Air Services does not operate anymore at either aerodrome
- Regular Public Transport (RPT) operations have long ceased at both aerodromes
- Both aerodromes are currently being serviced by Air Ambulance and RFDS services. These are chartered services operating occasionally including other privately-owned small planes.

- Walgett Aerodrome is rated while Lightning Ridge Aerodrome is unrated. However, both aerodromes are capable of operating King Air, Citation, Caribou and Hercules size aircrafts.
- Council will continue to provide safe facilities for the public air users as desired.

In Summary:

On 20 March 2010, the Department of Infrastructure, Transport, Regional Development and Local Government approved the request and revoked the Aviation Security Identification Card (ASIC) under Regulation 6.19 of the Aviation Transport Security Regulations 2005. Walgett Aerodrome whilst can provide some air services will not have the authorization as an ASIC Issuing body.

Walgett Aerodrome will not have an ASIC Program in operation and therefore will be unable to issue ASIC.

Should an increase of air traffic become evident at any point in time in the future, Council may file a new request to the department for approval in accordance with the provisions of the Aviation Transport Security legislation.

Relevant Reference Documents:

Aviation Transport Security Regulations 2005
Aviation Transport Security Act 2004

Stakeholders:

Walgett Shire Council

Financial Implications:

Nil

Revocation of Aviation Security Identification of Walgett and Lightning Ridge Aerodromes
Recommendation: 1. Council note the Revocation Notices of Aviation Security Identification Card (ASIC) to Walgett and Lightning Ridge Aerodromes by the Department of Infrastructure, Transport, Regional Development and Local Government effective March 2010. 2. Council authorize the General Manager to place permanent public notices to both Walgett and Lightning Ridge Aerodromes regarding the Revocation Notices. **Moved:** **Seconded:**

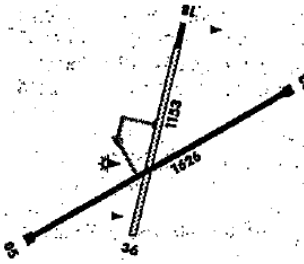
Attachments:

Appendix 1 – Walgett Aerodrome Site Plan
Appendix 2 – Lightning Ridge Aerodrome Site Plan
Appendix 3 – Master License Certificate
Appendix 4 – Approval Notice of Cancellation (Walgett Aerodrome)
Appendix 5 – Approval Notice of Cancellation (Lightning Ridge Aerodrome)
Appendix 6 – Cancellation Letter Request from Council
Appendix 7 – Revocation Letter from the Department

ENROUTE SUPPLEMENT AUSTRALIA
INFORMATION

22 MARCH 2001 **FAC W - 347**

WALGETT
AVFAX CODE 2225 **ELEV 439**



NSW WAC 3356, 3357 UTC +10 YWLG
S30 02.0 E148 07.5 VAR 10 DEG E
PUBLIC
AD OPR: Walgett Shire Council, PO Box 31, Walgett 2832; Phone 02 6828 1399, FAX 6828 1608.

MOVEMENT AREA
05/23 048 53a PCN 13/F/B/580 (84 PSI)/T RWY WID 30
18/36 180 38c Unrated. Grass. 200M sealed. RWY WID 30

LIGHTING
RWY 18/36 PTBL PN
RWY 05/23 LIRL PAL 122.4. PTBL PN

AIR TRAFFIC SERVICES
FIA Brisbane Centre 127.1 Circuit Area

NAVIGATION AIDS
VOR WLG 117.6 S30 01.7 E148 07.7 Pilot monitored
NDB WLG 374 S30 01.6 E148 07.4 Range 50 Pilot monitored

CTAF
126.7

GROUND SERVICES
SHELL - Walgett Aero Club: H24, 1 HR PN. Phone 02 6828 1054, 6828 1225 or 6828 1366. BC, MC, V, No Carnet. AVGAS, ASO W100.
AWIB Phone 02 6828 1585.

PUBFAC
PT / WC / LG /TX (Phone 02 6828 1801).

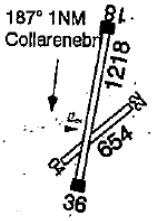
NOTICES
1 After rain deep water puddles. ACFT 5700KG & ABV confine TAX to RWY centre & turn only on RWY end turning nodes, 05/23.
2 Animal & bird hazard exists.

OBSTACLES
1 Lit mast 38FT AGL adjacent to wind sock W of RWY 05/23.
2 Lit TWR 589FT AMSL 330/0.7 FM ARP.

APPENDIX (1)

ENROUTE SUPPLEMENT AUSTRALIA.
INFORMATION

COLLARENEBRI **ELEV 500**
AVFAX CODE 2212



NSW WAC 3356, 3357 UTC +10 YCBR
S29 31.3 E148 34.9 VAR 10 DEG E PUBLIC
AD OPR: Walgett Shire Council, PO Box 31, Walgett 2832; Phone 02 6828 1399. FAX 02 6828 1608.

MOVEMENT AREA
04/22 037 25c Unrated. Grassed black clay RWY WID 30
18/36 176 40c PCN 13/F/D/580(84 PSI)/U Red gravel, 300 X 150 sealed each end. RWY WID 30

LIGHTING
RWY 18/36 PTBL EMERG only. LIRL PAL 120.55

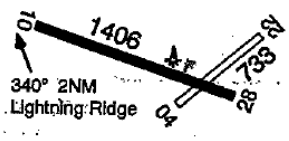
AIR TRAFFIC SERVICES
FIA Brisbane Centre 127.1 Circuit Area

CTAF
126.7

NOTICES
1 Animal and bird hazard exists.
2 Telephone facilities not AVBL.

OBSTACLES
Unlit tower 550FT AMSL BRG 116 MAG 1256M FM S end RWY 18/36.

LIGHTNING RIDGE **ELEV 540**
AVFAX CODE 2220



NSW WAC 3356 UTC +10 YLRD
S29 27.4 E147 59.1 VAR 10 DEG E
PUBLIC
AD OPR: Walgett Shire Council, PO Box 31, Walgett 2832; Phone 02 6828 1399; FAX 6828 1608

MOVEMENT AREA
04/22 039 24c Unrated. Brown gravel Loose SFC stones. RWY WID 30
10/28 101 46a Unrated. Brown gravel. Central 18(60) sealed RWY WID 30

LIGHTING
RWY 04/22 PTBL PN EMERG only
RWY 10/28 PTBL PN EMERG only. LIRL PAL 121.3
Note: Incorrect activation procedure may illuminate lights only for the last 10MIN of the cycle. Report difficulties to the AD OPR.

AIR TRAFFIC SERVICES
FIA Brisbane Centre 127.1 Circuit area

CTAF
126.7

GROUND SERVICES
Lowes Petroleum Service: JO 1HR PN, 2200-0700. E AH PN During BH. Phone 02 6829 0758, FAX 6829 0060. AVGAS.

NOTICES
1 Mining claim posts 0.5NM from THR 22.
2 Bird and animal hazard exists.

APPENDIX (2)

MASTER LICENCE CERTIFICATE

NSW Police Force
www.police.nsw.gov.au
ABN 43 408 613 180

Issued under the
Security Industry Act 1997

To

Walgett Shire Council

ABN: 88769076385

77 Fox St Walgett NSW 2832

Licence Number: 409372344 **Identity Number: 106973492**

Date of Issue: 25/11/2006 **Valid To: 25/11/2011**

Class of Licence

Master security 1 to 10 employees

Close Associates

Raymond Lingsley Kent (Nominated Person)

APPENDIX (3)

Delegate for Commissioner of Police

SECURITY WARNING

This document contains several inbuilt security features, some of which are listed below. Please refer to the reverse for a full description of the security features • The border around this Security Warning is printed in MICROTYPE which reads SECURITY INDUSTRY REGISTRY when viewed under magnification. • The document background has a pattern of fine wavy lines and a graduated colour change from blue to grey to blue.

S26A 2010 004

Australian Government

Department of Infrastructure, Transport, Regional Development and Local Government

Aviation Transport Security Act 2004

NOTICE CANCELLING APPROVAL OF TRANSPORT SECURITY PROGRAM – WALGETT SHIRE COUNCIL/WALGETT AIRPORT

I, **GEORGE RYAN BRENAN**, General Manager, Transport Security Operations, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government:

CANCEL the approval of the Transport Security Program (the Program) for Walgett Shire Council/Walgett Airport, under section 26A of the *Aviation Transport Security Act 2004*.

The Program is cancelled at the request of the above named aviation industry participant and the Program ceases to have effect on the date of this notice.

Date: 5 March 2010

George Brenan
Delegate of the Secretary of the
Department of Infrastructure, Transport, Regional Development and Local Government

APPENDIX (4)

Australian Government

Department of Infrastructure, Transport, Regional Development and Local Government

File Reference: 02006/0835
Contact Name: Adrienne Gibbs

Roy White
Town Services Coordinator
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

REVOCATION OF SECURITY CONTROLLED AIRPORT AND CANCELLATION OF TRANSPORT SECURITY PROGRAM – LIGHTNING RIDGE AIRPORT OPERATED BY WALGETT SHIRE COUNCIL

Dear Mr White

I refer to the advice of 8 January 2010 in which a request was made to the Secretary of the Department to revoke the declaration of Lightning Ridge Airport as a Security Controlled Airport and cancel the Transport Security Program of Walgett Shire Council, ABN 88 769 076 385 under the Aviation Transport Security Act 2004 and Aviation Transport Security Regulations 2005.

This request has been approved as per the attached notices:

- Notice of Revocation of Security Controlled Airport and Airside Area – Lightning Ridge Airport
- Notice Cancelling Approval of Transport Security Program – Walgett Shire Council

It should be noted that at any time, the Secretary may declare an airport as security controlled. If the operational circumstances of Lightning Ridge Airport change, please notify the Office of Transport Security Regional Office in your state, immediately.

Please contact the Regional Compliance Manager, Russell Colling on 02 8344 3176 or email russell.colling@infrastructure.gov.au if you wish to discuss this matter further.

Yours sincerely

George Brenan
General Manager
Transport Security Operations

March 2010

APPENDIX (5)

Office of Transport Security

GPO Box 594 Canberra ACT 2601 Australia
Coordination Centre 1300 307 288 • website: www.infrastructure.gov.au • ABN 86 267 354 017

Shire of Walgett

ABN 88 769 076 385

Reference:
Your Reference: SOC:RWW: 09/82/001
Contact: Roy White

8 January 2010

Mr George Brenan
General Manager
Office of Transport Security
GPO Box 594
CANBERRA ACT 2601

Dear Mr Brenan

Re: Walgett & Lightning Ridge Airports

As per our previous discussion Walgett Shire Council wishes to have both Walgett and Lightning Ridge Airports removed from the SCA list.

1. Air Services does not operate at either airport.
2. Regular Public Transport Operations have ceased at both Walgett and Lightning Ridge airports.
3. Both airports are serviced by Air Ambulance and RFDS services. Also there are courier planes and charter services operating occasionally. Other domestic private planes use the airports.
4. Walgett has a PCN13/F/B/580(84PSI)/T rating on runway 05/23 and 18/36 is unrated. Both runways at Lightning Ridge are unrated. Both airports may be capable of operating King Air, Citation, Caribou and Hercules size aircraft.
5. Both airports generally have a number of movements daily.
6. The Walgett airport is situated on the eastern edge of town with the first of the houses within 200metres of the boundary fence line. The town CBD is approximately 1.2kms from the passenger terminal. The Lightning Ridge airport is situated 2 nautical miles (approximately 4 kms) from the CBD.
7. Both airports are fully fenced are regularly inspected and maintained. Walgett Shire will continue to provide safe facilities for the public users as desired.

Yours faithfully

Roy White
Works Coordinator
Urban Infrastructure Services

APPENDIX (6)

All communicotion to be addressed to the: General Manager PO Box 31, Walgett NSW 2832
Telephone: (02) 6828 1399 Facsimile: (02) 6828 1608 Email: admin@walgett.nsw.gov.au

Australian Government

Department of Infrastructure, Transport, Regional Development and Local Government

RECEIVED 29 MAR 2010

File Reference: P2005/0884
Contact: Brett Halliday

Mr Roy White
Town Services Coordinator
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Dear Mr White

REVOCATION OF AVIATION SECURITY IDENTIFICATION CARD (ASIC) ISSUING BODYAUTHORISATION FOR WALGETT AIRPORT

I, Jeremy Richard Thomas, Director, Identity Security Section, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government (the Department), under regulation 6.19 of the Aviation Transport Security Regulations 2005 (the Regulations), hereby revoke the authorisation of Walgett Airport as an ASIC Issuing Body. I have made this decision because no airport operated by Walgett Airport has a Secure Area as defined under the Regulations. This revocation comes into force on the date of signature of this notice.

As Walgett Airport will no longer be an authorised issuing body, it will not have an ASIC program in operation and it will be unable to issue ASICs or VICs. If you wish to become authorised again as an issuing body at some point in the future, a new request to the Department will need to be submitted for approval, in accordance with the provisions of the Aviation Transport Security legislation.

If you are not satisfied with the decision to revoke your authorisation as an Issuing Body, you may apply to the Administrative Appeals Tribunal (AAT) for a review of the decision (regulation 8.02(1)(g) of the *Aviation Transport Security Regulations 2005*). You have 28 days from the date of receiving this letter to lodge an application for a review of this decision to the AAT should you so wish. The AAT can be telephoned on 1300 366 700.

APPENDIX (7)

www.infrastructure.gov.au

Should you require any further information regarding the revocation of your issuing body authorisation, please contact Michele Pearce on 02 6274 6246 or via email: Michele.Pearce@infastructure.gov.au.

Yours sincerely

Jeremy Thomas
Director
Identity Security Section
Office of Transport Security
24 March 2010

20. IVANHOE CROSSING ROAD

REPORTING SECTION: Director Rural Infrastructure & Support Services

AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services

FILE NUMBER: 09/1107

Summary:

Council resolved the name and location of Ivanhoe Crossing Road as part of the Rural Addressing Process. Queries were subsequently raised in relation to the signposting of this road. This report provides background information and seeks Council's direction as to whether this road should be retained as a public road.

Discussion (including issues and background):

Council resolved the name and location of Ivanhoe Crossing Road as part of the Rural Addressing Process. Queries were subsequently raised in relation to the signposting of this road. Council's Planning and Regulation Department wrote to adjacent land holders to consult them in respect of the matters raised and to obtain some feedback as to the need to maintain the current alignment as a public road.

The northern alignment of the road crosses the property known as 'Euralah'. This property is under the control of National Parks and Wildlife Service and is a proposed Nature Reserve.

The southern alignment, being that shown in the Rural Addressing network, generally follows Travelling Stock Routes. Whilst not necessarily known as "Ivanhoe Crossing Road", it would appear on balance that this is the older route. Refer to correspondence from Osborn as an example.

Neither 'Euralah' nor '4G' require access to homesteads from Ivanhoe Crossing Road. It would be reasonable to assume that National Parks will prefer to manage the Ivanhoe Track within the Nature Reserve. On this basis Council may wish to remove Ivanhoe Crossing Road from its Rural Addressing network. This would save Council liability for maintenance of the road.

Alternatively it may wish to keep the currently adopted alignment following the Travelling Stock Routes.

Changing the alignment to that which passes through the proposed Nature Reserve is not recommended as this may result in unnecessary complexity and cost in managing the road.

Relevant Reference Documents:

Proposed Barwon Nature Reserve Maps (2)
Letter from AI & ELG Osborn 27 November 2009
Letter from P&J Harris & Sons 4 January 2010

Stakeholders:

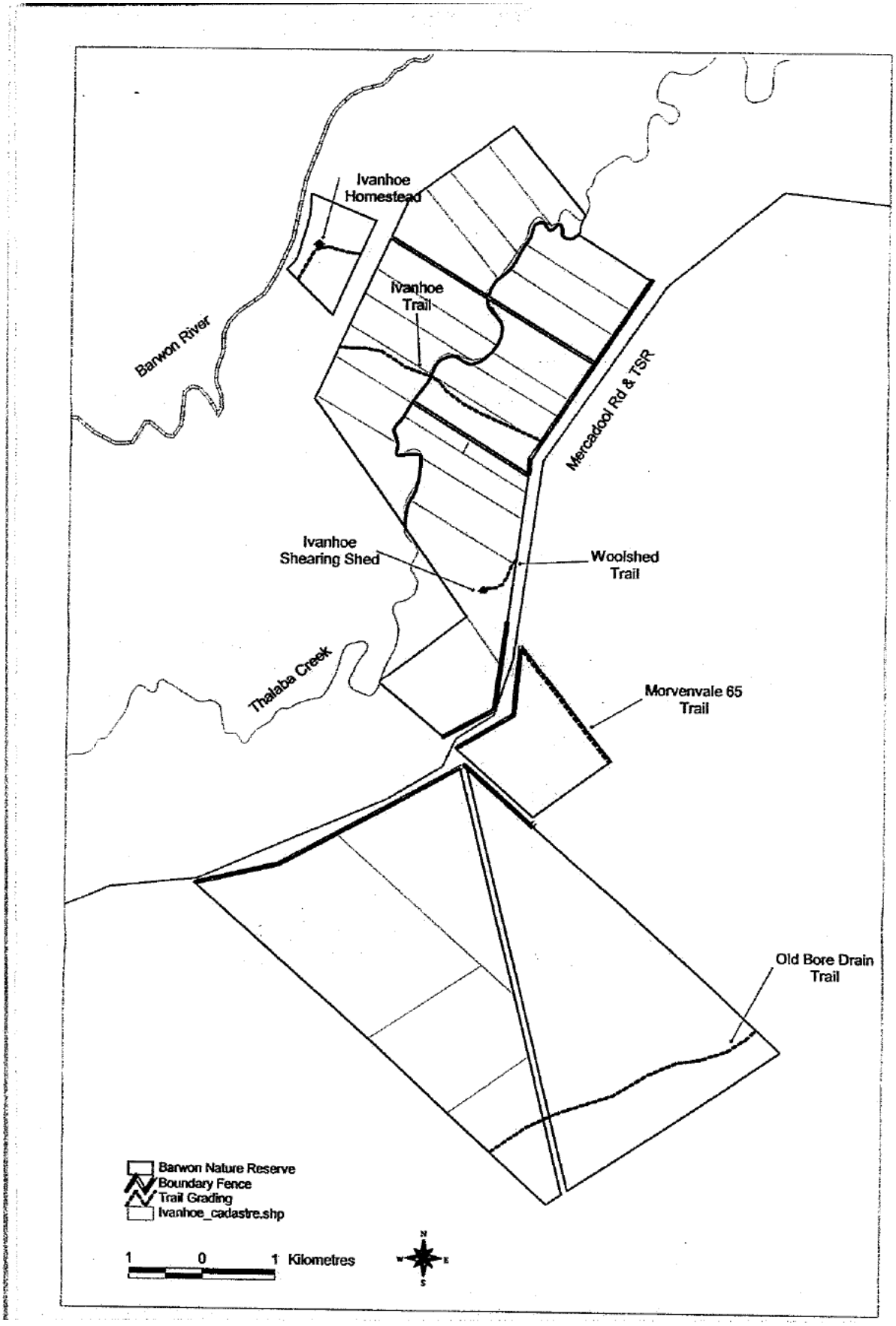
Adjoining property owners
Access to Calmundi Weir

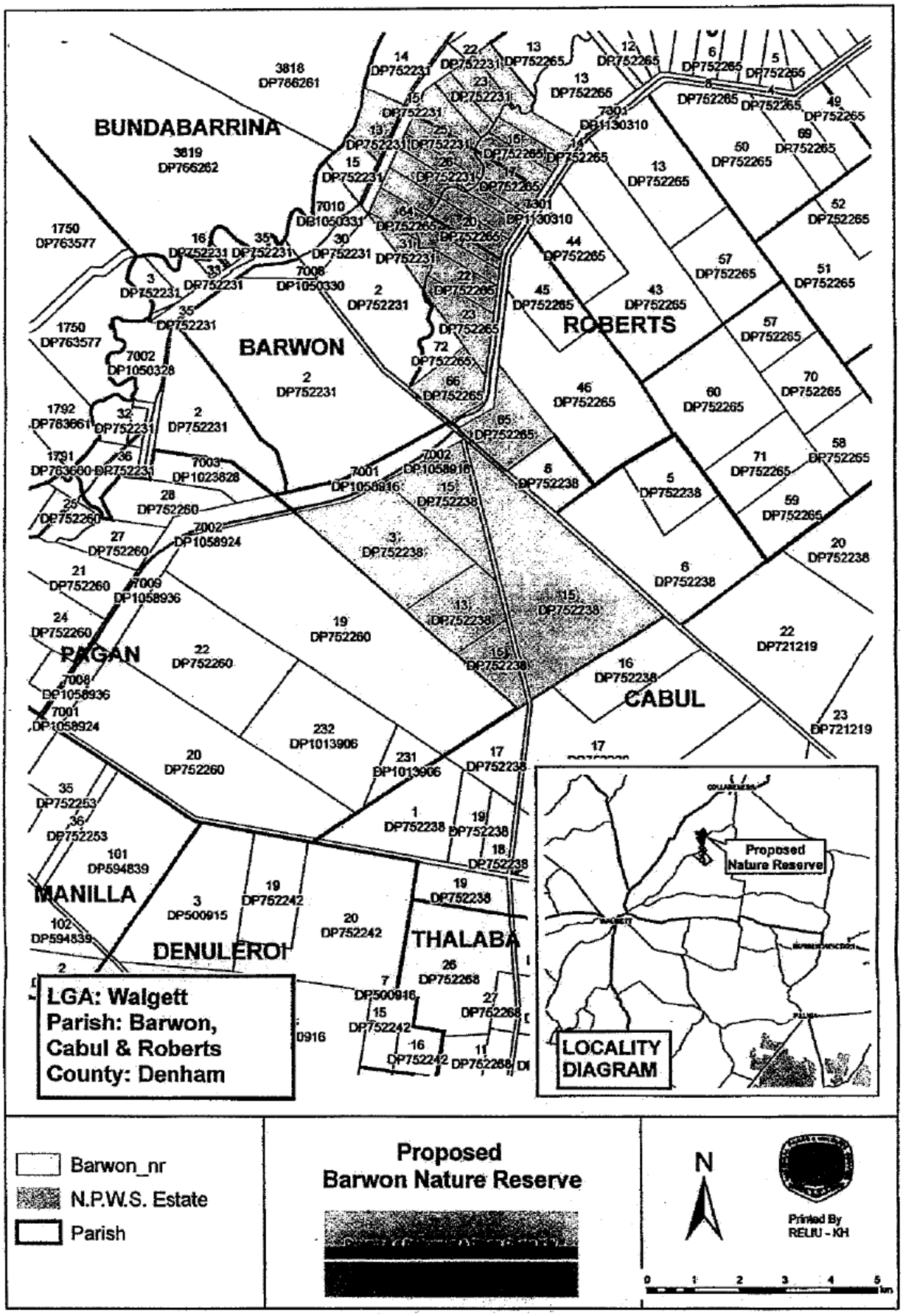
Financial Implications:

Some reduction in liability if road removed from Rural Address network
Some unnecessary increase in liability is alignment changed to that through the Nature Reserve

Ivanhoe Crossing Road
Recommendation: That Council: 1. Remove Ivanhoe Crossing Road from the Rural Addressing road network map for the Walgett Shire. **Moved:** **Seconded:**

Attachments:


Ivanhoe Homestead
Ivanhoe Trail
Barwon River
Mercadool Rd & TSR
Ivanhoe Shearing Shed
Woolshed Trail
Thalaba Creek
Morvenvale 65 Trail
Old Bore Drain Trail
Barwon Nature Reserve
Boundary Fence
Trail Grading
Ivanhoe_cadastre.shp
1 0 1 Kilometres
N
W
E
S


BUNDABARRINA
BARWON
ROBERTS
PAGAN
CABUL
MANILLA
DENULEROI
THALABA
LGA: Walgett
Parish: Barwon,
Cabul & Roberts
County: Denham
Proposed
Nature Reserve
LOCALITY
DIAGRAM
Barwon_nr
N.P.W.S. Estate
Parish
Proposed
Barwon Nature Reserve
N
Printed By
RELIU - KH

Your Reference - JA:IT: 09/1107 ASS: 20743
Contact: James Abel

"Euralah",
P O Box 122,
WALGETT NSW 2832
27.11.09

General Manager,
Walgett Shire Council,
PO Box 31,
WALGETT NSW 2832

Dear Sir,

Re: Ivanhoe Crossing Road

The road as currently signposted, is incorrect.
The "Ivanhoe Crossing Rd" sign is pointing to the 4G Crossing over the Thalaba Creek.

The road to the Ivanhoe crossing over the Thalaba Ck., turns off the Mercadool Rd. in "Ivanhoe", at the "Euralah" sign post & mailbox (4393 Mercadool Rd.) opposite the "Morvenvale" gates.

"Euralah" homestead does not have its own entrance – entry is via one of two roads off the Mercadool Rd. both of which go around the outside of "Euralah" country.
From Collarenebri, entry is via "Ivanhoe" along the old mail route road then turns down the original River Travelling Stock Route from Collarenebri to Walgett, hazing the Barwon River & running through the Ivanhoe PP Board (Rural Lands Protection Board, etc) Reserve which includes a lane between the "Euralah" homestead & the bulk of "Euralah" country. When we arrived here in 1974, mail was delivered to the gate near the homestead. The gate at the back of the "Euralah" woolshed only divides the Ivanhoe Reserve & Calmundi Bend Reserve (& makes it easier to yard stock).

From "Euralah" homestead to go to Walgett, the road continues as marked on your map as SR94, with the exception that it DOES NOT cross private country as shown on your map. It is again following the old mail route/Travelling Stock Route, through the Calmundi Bend PP Board Reserve & out a gate to the 4G PP Board Reserve (may both be known as 4G Reserve & only distinguished locally.)

When we moved here in 1974, there was a wooden bridge over the Thalaba Ck at the 4G crossing which was maintained until at least the mid to late '80's. While the name Ivanhoe Crossing Road should certainly Not apply because that section of road is nowhere near "Ivanhoe", SR94 IS the only Public Access road in to the Calmundi Weir, a popular camping & fishing area. As said before, that road access does not cross any private land.

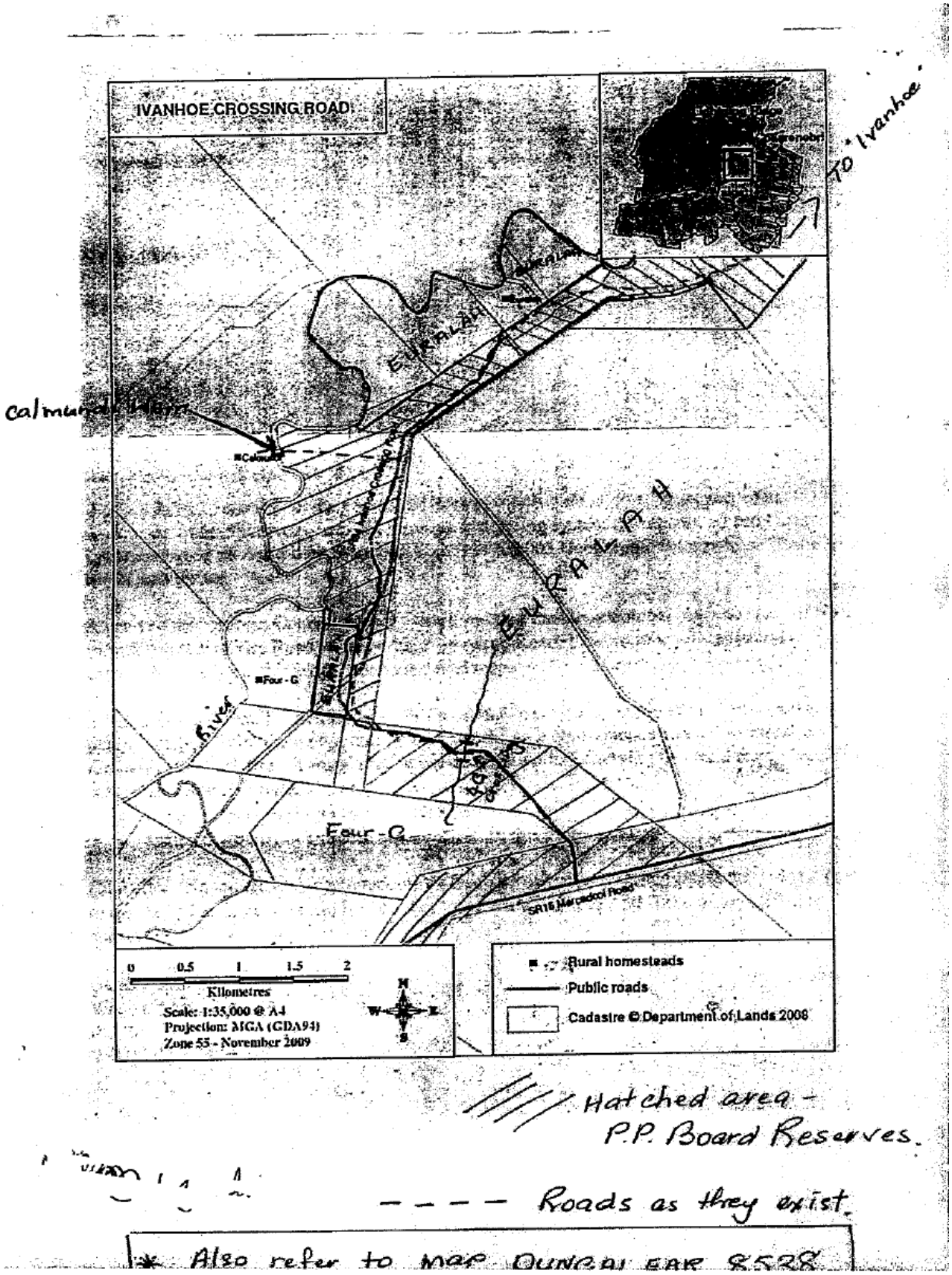
I do not know where the name Ivanhoe Crossing Rd suddenly appeared from – we certainly were never consulted about it. It just appeared suddenly on our Electoral Roll listing & nowhere else. As far as the Shire maintaining the roads, I could count on one hand the number of times in 35 years the shire actually paid for the grading. Every other time WE PAID to have it graded which rankled when fishermen inevitably cut it up in the wet. On one occasion, the PP Board had the old river stock route road graded right through to Collarenebri. The section you are calling SR94, has been graded several times in the last few years, the only time the shire has paid for the grading in 35 years.

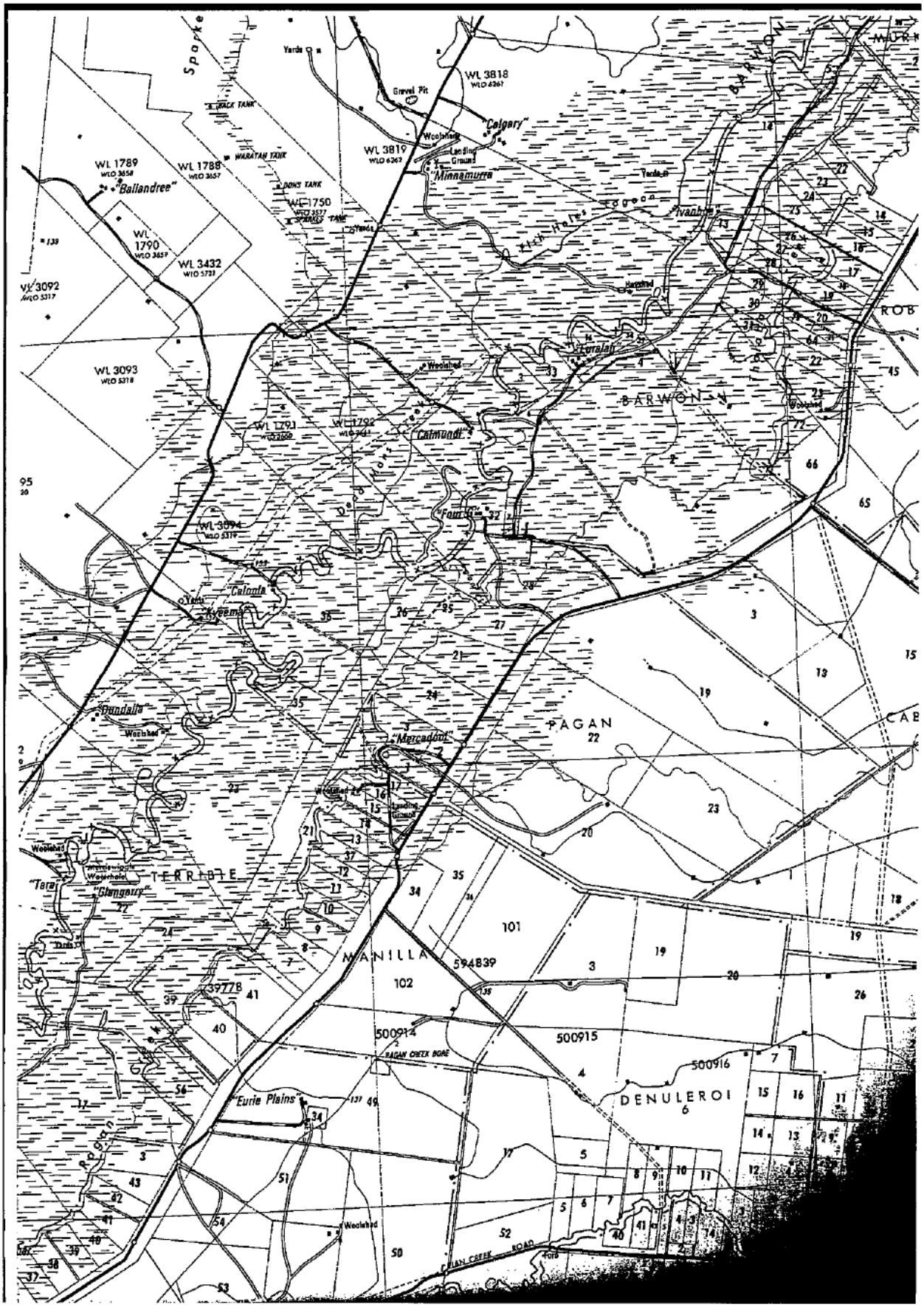
Please note enclosed maps & alterations.
Also note that on 27th August 2009, "Euralah" was sold to NSW National Parks & Wildlife.

Yours faithfully,

E. L. Osborn

Leila Osborn for A I & E L G Osborn.


IVANHOE CROSSING ROAD
To Ivanhoe
EUKALAH
Calmungal Hill
Calmungal
EWARAH
Four - G
River
Four - G
SR15 Mareadool Road
0 0.5 1 1.5 2
Kilometres
Scale: 1:35,000 @ A4
Projection: MGA (GDA94)
Zone 55 - November 2009
Rural homesteads
Public roads
Cadastre © Department of Lands 2008
Hatched area - P.P. Board Reserves.
---- Roads as they exist.
* Also refer to map DUNGAL EAR 8528


Sparke
Yards
Gravel Pit
WL 3818
WLO 6261
"Calgary"
Woolshed
Landing Ground
WL 3819
WLO 6262
"Minnamurra"
WL 1789
WLO 3656
"Ballandree"
WL 1788
WLO 3657
WARATAH TANK
DONS TANK
WL 1750
WL 1790
WLO 3659
WL 3432
WLO 5733
WL 3092
WLO 5317
WL 3093
WLO 5318
"Ivanhoe"
"Coralan"
BARWON
WL 1791
WL 1792
"Calmundi"
"Four Oaks"
WL 3094
WLO 5319
"Caloola"
"Kyeema"
"Gundalia"
"Mercadoon"
PAGAN
TERRIBE
"Tara"
"Glengarry"
MANILLA
594839
39778
500914
500915
500916
PAGAN CREEK BORE
"Eurie Plains"
DENULEROI
CALAN CREEK ROAD
ROB
CAB

RECEIVED 07 JAN 2010

P & J HARRIS & SONS

04 January 2010

Your Ref JA:IT: 09/1107 ASS:20776

General Manager
Walgett Shire Council
P.O Box 31
Walgett
NSW 2832

Dear Sir

Re: Ivanhoe Crossing Road

I agree with the council's proposal to remove this road from its rural road addressing network. Access to 4G is off the Mercadool Road.

Yours faithfully

Peter Harris

PO BOX 1626, MOREE NSW 2400 Ph: (02) 6796 5286 Fax: (02) 6796 5283
Email: [illegible]

21. BUSINESS SYSTEMS IMPROVEMENT - RURAL INFRASTRUCTURE & SUPPORT SERVICES

REPORTING SECTION: Director Rural Infrastructure & Support Services

AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services

FILE NUMBER: 09/1437

Summary:

Council was advised at its April Meeting of various conditions imposed upon Council in relation to performance of the Road Maintenance Council Contract (RMCC) with the NSW Roads and Traffic Authority (RTA). This report updates Council on this situation and recommends the engagement of external professional services to assist in the resolution of this matter.

Discussion (including issues and background):

Council was advised at its April Meeting of various conditions imposed upon Council in relation to performance of the Road Maintenance Council Contract (RMCC) with the NSW Roads and Traffic Authority (RTA). Since that report was written, and despite ongoing attempts to correct and improve Council's performance, the RTA Contract Manager has further downgraded his assessment of Council's performance. Council is no longer recommended for future work.

All concerns raised by the RTA require additional ongoing time to be spent in the management and supervision of work teams. It would therefore appear that Council has insufficient professional and technical resources in its current staff structure to meet (a) the current workload; and (b) the need to rebuild processes to establish sound business practices meeting industry standards, and thereby the contractual requirements of the RMCC.

Council has only four professional and technical staff managing the delivery of road related services. There is also a real possibility that Council may be unable to recruit staff with the necessary expertise if it created additional professional and technical positions. Currently one position is vacant and it has been advertised for the third time in succession. There have also been other significant periods over the last three years when these positions have been vacant.

In relation to the RMCC, a meeting has been arranged with the Project Services Manager to agree a way forward. The contract makes specific provisions for dealing with unsatisfactory performance. The RTA has certain 'step-in' rights under the contract which the RTA may be in a position to exercise. 'Step-in' by the RTA would suspend Council's obligations for a period of time. The earliest that services under the contract can be terminated would appear to be at the end of June 2011 however this decision would be made by December 2010. The most likely course of events is that the RTA will require a Performance Improvement Plan (PIP) to be jointly agreed upon and implemented. The RTA is yet to notify Council of such a requirement.

A PIP must be a robust and achievable plan. To prepare such a document will require time and expertise equivalent to or better than that available to the RTA. It is therefore recommended that whilst Council should provide the dominant input to such a plan, (not the RTA, who is our client) Council will need an external party to undertake or lead this process.

It is worth noting that the RMCC generally an at-cost contract (Council is not entitled to a 'profit' unless it can outperform its own estimates including the justifiable administration cost of running the contract). Therefore it affects Council's scale of operations, not its revenue base. The state highway network is approximately 20% of the road network in the Shire although it can be up to

50% of the total turnover spent on roads in some years. It is recommended that the RMCC should not be relinquished if at all possible.

Given the links between road operations, plant availability, stores and materials, it is recommended that the process should extend to the entire Rural Infrastructure & Support Services Department. The adequate analysis of Council's current position will be critical to the preparation of a successful PIP. Council staff would not have the time to complete such a process without standing down most, if not all, roads operations. Ceasing operations is not considered to be a feasible option, and furthermore the staff may lack the objectivity required to complete such analysis due to competing work demands.

The PIP should provide clear recommendations and option that can shape how Council can deliver road related services into the future. Staffing levels, subcontracting, access to plant and materials should all be addressed. Systems used to ensure legislative and contractual compliance, such as works planning and programming, quality management, occupational health and safety, and environmental management systems are also critical to the business. The PIP must include consideration of all of these issues.

It is therefore recommended that Council endorse the invitation of proposals from firms with suitable expertise and qualifications to review and analyse the business structure, resourcing, and adequacy of systems, used by Council to deliver road maintenance and associated services and to provide recommendations to improve Council's business systems in Rural Infrastructure & Support Services, including the preparation of a PIP in accordance with the RMCC.

Relevant Reference Documents:

RMCC
RMCC Contractor Performance Reports

Stakeholders:

Road users
Council

Financial Implications:

Expenditure is anticipated to be less than $50,000 subject to the level of assistance/services required the expenditure could be half this amount. Costs would be attributed to services delivered by the Rural Infrastructure & Support Services Department. At $50,000 this would still be substantially less than 0.5% of the total forecast expenditure and less than 5% of the administration cost of the Department for 2010/2011.

Business Systems Improvement – Rural Infrastructure & Support Services
Recommendation: That Council: 1. Endorse the invitation of proposals from firms with suitable expertise and qualifications to review and analyse the business structure, resourcing, and adequacy of systems, used by Council to deliver road maintenance and associated services and to provide recommendations to improve Council's business systems in Rural Infrastructure & Support Services, including the preparation of a Project Improvement Plan in accordance with the Road Maintenance Council Contract. **Moved:** **Seconded:**

22. MR333 CUMBERDOON WAY FLOOD DAMAGE RECTIFICATION

REPORTING SECTION: Director Rural Infrastructure & Support Services

AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services

FILE NUMBER: 10/46

Summary:

Council was advised at its April Meeting of the situation with the December 2009 Flood Damage Assessment. This report updates Council on this situation and recommends that monies be reallocated to MR333 Cumberdoon Way to effect an upgrading of the damaged road sections.

Discussion (including issues and background):

Council was advised at its April Meeting of the situation with the December 2009 Flood Damage Assessment. It has been preliminarily advised that Council will receive $890,919 to restore MR333 Cumberdoon Way where it was damaged by the December 2009 Flood. This is the agreed cost of restoring a geotextile sealed pavement.

The NSW Roads and Traffic Authority (RTA) has stated in correspondence: "As the geotextile seal method is not appropriate for flood prone areas (i.e low formation), Council is strongly encouraged to supplement this RTA funding with other sources of regional road funds (e.g Block Grant, REPAIR Program funds..etc) to gravel the whole section or at least gravel the worst sections so that this type of damage can be prevented or minimised in the future." This view is supported by the author.

It should be noted that the Natural Disaster funding arrangements do no fund upgrade works, however funds granted for restoration may be expended on agreed upgrade works.
The estimated cost of upgrading the flood affected sections of this road to a gravel pavement is $1,750,000. This is a 7 metre wide seal without line marking. Therefore Council would need to find approximately $860,000 to undertake such actions.

In considering Council's position at the March Quarterly review, this expenditure has been sourced from areas where it will be difficult for Council to expend its current budgets. This should not be taken to mean that those areas where funding has been proposed to be decreased do not also merit such expenditure.

Work has commenced on the road as soon as possible after funding was confirmed. The outcome of the quarterly review (separate report) will determine whether Council proceeds to gravel the flood damage sections of Cumberdoon Way or to construct a new geotextile seal.

It is recommended that Council proceed with the upgrade and minimise future damage to this road. Additional cost would be incurred if Council placed a new geotextile seal on the road to acquit the flood damage grant prior to commencing the upgrade process.

Relevant Reference Documents:

Stakeholders:
Road users
Council

Financial Implications:

Natural Disaster Flood Damage Grant is expected to contribute $890,919 to restore the flood damage to this road. The total cost of upgrading the road is expected to be able to be achieved within $1,750,000. Therefore a reallocation of $860,000 is proposed from otherwise unspent monies allocated in 2009/2010 for roads. $860,000 would be capital expenditure. If the road is not upgraded, the $890,919 from the grant cannot be put towards the cost of the upgrade.

MR333 Cumberdoon Way Flood Damage Rectification
Recommendation: That Council: 1. Note the recommendation to upgrade MR333 Cumberdoon Way to a gravel pavement where it has been affected by flood damage in the December 2009 Flood Event **Moved:** **Seconded:**