



Ordinary Council Meeting

To be held in Council Chambers, Wolfram Street Westonia Thursday 19th November 2020 Commencing 3.30pm

Dear Councillors,

The next Ordinary Meeting of the Council of the Shire of Westonia will be held on Thursday 19th November 2020 the Council Chambers, Wolfram Street, Westonia.

Lunch – 1.00 pm Discussion Period – 1.30 pm – 2.30 pm Afternoon Tea – 3.00 pm –3.30 pm Council Meeting – 3.30 pm

JAMIE CRIDDLE CHIEF EXECUTIVE OFFICER 13 November 2020



Disclaimer

No responsibility whatsoever is implied or accepted by the Shire of Westonia for any act, omission or statement or intimation occurring during Council meetings.

The Shire of Westonia disclaims and liability for any loss whatsoever and howsoever caused by arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during the Council Meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does that persons or legal entity's own risk.

In particular and without derogating in any way from the board disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation made by any member or Officer of the Shire of Westonia during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Westonia.

The Shire of Westonia warns that anyone who has any application lodged with the Shire of Westonia must obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Westonia in respect of the application.



CORE DRIVERS

- 1. Relationships that bring us tangible benefits (to the Shire and our community)
- 2. Our lifestyle and strong sense of community.
- 3. We are prepared for opportunities and we are innovative to ensure our relevancy and destiny.

STRATEGIC COMMUNITY

SNAPSHOT

OUR VALUES

<u>**Respect**</u> – We value people and places and the contribution they make to the Shire.

Inclusiveness - Be receptive, proactive, and responsive.

Fairness and Equity – Provide services for a variety of ages and needs.

Communication - Create opportunities for consultation with the broad community.

OUR VISION

A vibrant community lifestyle

MISSION

Provide leadership and direction for the community.

Support growth and progress, locally and regionally...

Efficient transport connectivity in and around our Shire.

- Continue to Road Management Plan, which incorporates a road hierarchy, levels and maintenance policy.
- RAV Ratings and Shire boundaries are government consistent local boundaries.
- Lobby and build enduring partnerships with key Government Departments to improve Great Eastern Hwy
- Actively participate in the Secondary Freight Network group.
- Develop and implement a Road Asset Plan highlighting key funder and strategic partnerships to support sustainability.
- Develop a Gravel Reserve Policy which identifies future gravel reserves and recognises cost to local government.
- Educate road users about road safety and driving on gravel roads.
- Optimal and safe use of our plants and equipment assets.
- Ensure that appropriate RAV vehicles traverse correct RAV routes.
- Maintain our airport with a view to improvements to meet commercial and recreational aviation needs.

Facilitate local business retention and growth.

- Council recognises the opportunity of partnering with Westonia Progress Association, works closely and supports them to help achieve their economic development projects and our strategic goals.
- Council continue to have a role in facilitating the presence of a Co-op in our community.
- Enhance local economic activity by supporting the growth of tourism in our Shire and region including applying for funding to improve tourist facilities.
- Improve our online tourism presence. We forward plan to improve the economic diversity
- in our community. In partnership with Council, the mine develops long
- term business plans for current mine assets. multipurpose Investigate
- accommodation if vacancies arise in mine accommodation.

Provide community facilities

and promote social

Plan for community growth and changing demographics

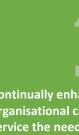
- Our lifestyle, facilities and sense of community is

- funding to provide preventative health and community development initiatives to the

Our community has the opportunity to be active,

- Continue to provide high standard and accessible

Natural spaces are preserved and bring us value.



П



PLAN

2018-2028

Continually enhance the Shire's organisational capacity to service the needs of a growing community...

progressive and capture opportunities.

- and cost saving opportunities locally and
- Investigate joint resourcing and tendering Advocate and develop strong partnerships
- Be prepared by forward planning our resources and focusing on continuous improvement.
 Identify risks and opportunities after the life of the

The community receives services in a timely

- Work towards optimal management of our assets. Work to develop Councillor and staff skills and experience to provide career and succession opportunities within the Shire. Inside and outside staff are multi skilled to understand the hubiters of local covergement and provide a
- the business of local government and provide a seamless service to the community.

Financial resources meet the ongoing needs of the community.

- Seek external funding for significant capital improvements that deliver upon our strategic
- grants given the current State and Federal Government priorities.

Shire of Westonia: -A vibrant community lifestyle.



Interaction...

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1. DECLARATION OF OPENING

The President, Cr Day welcomed Councillors and staff and declared the meeting open at 3.30pm.

2. ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

Councillors:

Cr KM Day Cr WJ Huxtable Cr DL Geier Cr RS Corsini Cr JJ Jefferys Cr RA Della Bosca	President Deputy President
Staff:	
Mr. JC Criddle	Chief Executive Officer
Members of the Public:	Nil
Apologies:	Nil
Approved Leave of Absence:	Nil

3. PUBLIC QUESTION TIME

Nil

4. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

5. CONFIRMATION OF PREVIOUS MINUTES

OFFICER RECOMMENDATIONS

That the minutes of the Ordinary Meeting of Council held on 15th October 2020 be confirmed as a true and correct record.

6. RECEIVAL OF MINUTES

Nil

7. PRESIDENT/COUNCILLORS ANNOUNCEMENTS

The President, Cr Day advised having attended the following meetings:

8. DECLARATION OF INTEREST

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of <u>Financial</u> interest were made at the Council meeting held on **19**th **November 2020**.

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of <u>Closely</u> <u>Association Person And Impartiality</u> interest were made at the Council meeting held on **19**th November 2020.

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

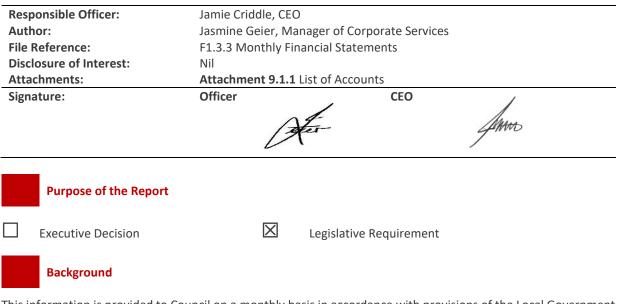
In accordance with Section 5.60B and 5.65 of the *Local Government Act 1995* the following disclosures of **Proximity** interest were made at the Council meeting held on **19**th **November 2020.**

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

9. MATTERS REQUIRING A COUNCIL DECISION

9.1. GOVERNANCE, ADMINISTRATION AND FINANCIAL SERVICES

9.1.1 ACCOUNTS FOR PAYMENT



This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996. A Local Government is to develop procedures for the authorisation of, and payment of, accounts to ensure that there is effective security for, which money or other benefits may be obtained.



Attached is a copy of Accounts for Payment for the month of October 2020. The credit card statements currently show: -

CEO

October 2020 \$6,778.64 associated with the purchase of Activ8inet Housing & Office, Email Exchange Platform, Office 365, Fuel, Adobe Software, Sebel Accommodation, Meals, Uniforms, Fuel, Table Tennis Table and Parking

Works Supervisor

October 2020 \$1 581.96 associated with the purchase Shade Solutions, MainRoads RAV, Sipps Muka, Fuel and New Pardo Registration

Statutory Environment

Local Government (Financial Management) Regulations 1996 Regulations 12 & 13 requires the list of accounts to be presented to Council. Payments are made by staff under delegated authority from the CEO and Council.

Policy Implications

Council does not have a policy in relation to payment of accounts.



Strategic Implications

Accounts for payment are presented to Council in the interests of accountability and provide information on Council expenditure.



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Expenditure in accordance with the 2020/2021 Annual Budget.							
Voting Requirements							
Simple Majority		Absolute Majority					
OFFICER RECOMMENDATIONS							

That October 2020 accounts submitted to today's meeting on Municipal vouchers numbered from 3889 to 3897, and D/Debits from EFT4578 to EFT4642 (inclusive of Department of Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totalling \$364,115.24 be passed for payment.

Attachment 9.1.1

Shire of Westonia



Accounts for Payment

for period ending 31st October 2020

Chq/EFT	Date	Name	Description	Amount	Bank	Туре
BPAY	01/10/2020	Deputy Commissioner of Taxation	BAS Payment - October 2020	-24518.00		CSH
817	01/10/2020	WESTNET - INTERNET PROVIDER FEE	INTERNET PROVIDER FEE	-66.00	1	FEE
817	01/10/2020	FEE - BANK FEES	BANK FEES	-625.77	1	FEE
DD2882.1	01/10/2020	Bankwest Corporate Mastercard	Credit Card 05/08/20 to 22/09/20	-2329.10	1	CSH
3889	06/10/2020	Water Corporation	Water Usage & Service Charge Account Standpipes	-14209.79	1	CSH
3890	06/10/2020	TELSTRA CORPORATION LIMITED	CRC - Telephone Usage	-171.94	1	CSH
EFT4578	06/10/2020	Landgate	Minimun GRV Charges	-69.20	1	CSH
EFT4579	06/10/2020	WALGA	eLearning member Training - Ross Della - Finacial Reports	-390.00	1	CSH
EFT4580	06/10/2020	Copier Support	Meter Reading 24/8/20 to 23/09/20	-1024.33	1	CSH
EFT4581	06/10/2020	Toll Ipec	Freight charges	-1603.97	1	CSH
EFT4582	06/10/2020	Ron Bateman & Co	Camlock & Torch Gas, Male Flange & Tube Nylon	-164.18	1	CSH
EFT4583	06/10/2020	Two Dogs Home Hardware	ToolBox Metal 20Inc	-69.00	1	CSH
EFT4584	06/10/2020	Westonia Tavern	Covid-19 Dollars & Council Meeting Meals	-965.00	1	CSH
EFT4585	06/10/2020	IT Vision	Upgrade SynergySoft to August Release	-1636.82	1	CSH
EFT4586	06/10/2020	Ross's Diesel Service	Hydraulic Hoses	-1846.42	1	CSH
EFT4587	06/10/2020	Department Of Planning, Lands & Heritage	Lease Rent 1Month Due to Holding over Agreement L175214 01/10/20 to 31/10/20	-137.52	1	CSH
EFT4588	06/10/2020	Department of Fire & Emergency	20/21 ESL Council Properties	-1008.00	1	CSH
EFT4589	06/10/2020	LGISWA	LGIS Property - Installment 2	-37981.59	1	CSH
EFT4590	06/10/2020	Wheatbelt Liquid Waste	Pump Out RV DumpPoint	-330.00	1	CSH
EFT4591	06/10/2020	Ag Implements	Flat Belt JD GX21833	-78.57	1	CSH
EFT4592	06/10/2020	Great Southern Fuel Supplies	ULP - Rav4	-206.25	1	CSH
EFT4593	06/10/2020	Westonia Co - operative	Co-op Purchases Various Point-of-Sale	-2220.87	1	CSH
EFT4594	06/10/2020	WEROC	Annual Subscription 2020/2021	-13200.00	1	CSH
EFT4596	06/10/2020	Mech Tech Diesel Services Pty Ltd	Service and Repair P24, P2, P8, P7 & P5	-8329.33	1	CSH
EFT4597	06/10/2020	LIWA Aquatics	Delegate Registration, Ashton Hardgreaves-Tieland	-99.00	1	CSH
EFT4598	06/10/2020	Ancor Electrical	RCD Testing	-1968.90	1	CSH
EFT4599	06/10/2020	Yilgarn Plumbing & Gas	Plumbing for Standpipes	-5570.21	1	CSH
EFT4600	06/10/2020	Crown Perth a.f.t Burswood Property Trust	2 Nights Accomodation K.Day	-1678.60	1	CSH
EFT4601	06/10/2020	Wessie Pty Ltd	Leach Drain Elachbutting & Dozer Hire	-5400.50	1	CSH
EFT4602		RDMJ Transport	Road Train Hire 52.5hrs @ 177.50	-9318.75	1	CSH
EFT4603		Lite Force Pty Ltd	Supply and Insall JA Solar Modules	-26530.00	1	CSH
EFT4604		Mdn Electrical Contactors	Electrical Test & Tag	-706.20		CSH
EFT4605		Westonia Gallery Cafe	COVID -19 Wessy Dollars	-300.00		CSH
PAYROLL	11/10/2020	PAYROLL	Payroll Liability FE 11/10/2020	-30930.92	1	CSH

List of Accounts Due & Submitted to Council October 2020/2021

PAYROLL	11/10/2020	SOC CLUB	Payroll Liability FE 11/10/2020	-90.00 1	CSH
	11/10/2020		Payroll deductions	-6447.37 1	CSH
		BT Panorama Super	Payroll deductions	-570.92 1	CSH
		MLC Masterkey	Superannuation contributions	-311.08 1	CSH
	11/10/2020		Superannuation contributions	-126.11 1	CSH
EFT4606		FleetNetwork Pty Ltd	Packaged Lease	-988.49 1	CSH
3891	20/10/2020	Water Corporation	29L McPharlin Rd - Acc# 9007638630	-174.38 1	CSH
3892	20/10/2020	TELSTRA CORPORATION LIMITED	Phone Uasge & Service Charges	-750.75 1	CSH
3893	20/10/2020	Synergy	Streetlight account October 2020	-641.07 1	CSH
EFT4607	20/10/2020	JASMINE L GEIER	Mobile Reimbursements	-500.00 1	CSH
EFT4608	20/10/2020	Avon Waste	Domestic Refuse Collection September 2020	-1716.66 1	CSH
EFT4609	20/10/2020	AVN Northam Pty Ltd trading as Merredin Toyota	Changeover Toyota Prado GXL	-4230.21 1	CSH
EFT4610	20/10/2020	Winc Australia Pty Ltd	Administration Overheads - Printing & Stationary Items	-325.45 1	CSH
EFT4611	20/10/2020	Westonia Progress Association Inc.	MOU Contribution & Rental Remibursement	-18893.50 1	CSH
EFT4612	20/10/2020	Wheatbelt Country Supplies	OP&S Plant Operation Cost	-15.00 1	CSH
EFT4613	20/10/2020	Ron Bateman & Co	Expendable Tools	-310.85 1	CSH
EFT4614	20/10/2020	Two Dogs Home Hardware	Retic Fittings for Town Oval	-31.08 1	CSH
EFT4615	20/10/2020	GEF Great Eastern Freightlines	Bush Fire Control	-67.65 1	CSH
EFT4616	20/10/2020	BOC LImited	Container Service Charge	-116.15 1	CSH
EFT4617	20/10/2020	Liberty Oil rural Pty Ltd	Fuels & Oils	-7942.40 1	CSH
EFT4618	20/10/2020		Councillor Reimbursement - WALGA week expences	-308.68 1	CSH
EFT4619	20/10/2020	Cliff Haines Tyres & More	Tyres & Batteries	-50.00 1	CSH
EFT4620	20/10/2020	Seton Australia	Various First Aid Kit Refill Items	-1329.07 1	CSH
EFT4621	20/10/2020	Ramsay Construction Pty Ltd	Health Officer & Building Surveyor	-1210.00 1	CSH
EFT4622	20/10/2020	Invarion RapidPlan Pty Ltd	Traffic Planning software - Rapid Licence renewal	-412.50 1	CSH
EFT4623	20/10/2020	Ancor Electrical	Staff Housing - Maintenance	-331.65 1	CSH
EFT4624	21/10/2020	Graham L & Diane Jones	Various Parts & Repairs	-1136.00 1	CSH
817	23/10/2020	2VNET - MONTHLY MAINTENANCE FEE	MONTHLY MAINTENANCE FEE	-578.95 1	FEE
PAYROLL	25/10/2020	PAYROLL	Payroll Liability FE 25/10/2020	-30756.69 1	CSH

PAYROLL	25/10/2020	SOC CLUB	Payroll Liability FE 25/10/2020	-80.00 1	CSH
DD2902.1	25/10/2020	WASUPER	Payroll deductions	-6377.35 1	CSH
DD2902.2	25/10/2020	BT Panorama Super	Payroll deductions	-572.31 1	CSH
DD2902.3	25/10/2020	MLC Masterkey	Superannuation contributions	-344.99 1	CSH
DD2902.4	25/10/2020	Sunsuper	Superannuation contributions	-109.57 1	CSH
EFT4625	26/10/2020	FleetNetwork Pty Ltd	Packaged Lease - J Criddle	-988.49 1	CSH
3894	30/10/2020	Water Corporation	Various Water Usage & Service Charges	-11994.48 1	CSH
3895	30/10/2020	TELSTRA CORPORATION LIMITED	Telephone & Usage Charges	-377.18 1	CSH
3896	30/10/2020	HI-LO CONSTRUCTION	Elachbutting Toilets & Shades Project	-20434.59 1	CSH
3897	30/10/2020	Westernpower	Land Development	-497.92 1	CSH
EFT4626	30/10/2020	Sigma Chemicals	Maintenance Swimming Pool	-1651.10 1	CSH
EFT4627	30/10/2020	AVN Northam Pty Ltd trading as Merredin Toyota	Parts & Repairs	-252.60 1	CSH
EFT4628	30/10/2020	Winc Australia Pty Ltd	Various Consumable Stationary items	-80.17 1	CSH
EFT4629	30/10/2020	Copier Support	Maintenance CRC	-917.99 1	CSH
EFT4630	30/10/2020	Ron Bateman & Co	Various Misc Items	-500.23 1	CSH
EFT4631	30/10/2020	Crystal Printing Solutions Pty Ltd	CARAVAN PARK RECIPT BOOK ORDER	-1100.00 1	CSH
EFT4632	30/10/2020	Liberty Oil rural Pty Ltd	Fuels & Oils Bulk Fuel Delivery	-9618.10 1	CSH
EFT4633	30/10/2020	Cliff Haines Tyres & More	Tyres & Batteries	-120.00 1	CSH
EFT4634	30/10/2020	Ag Implements	Repairs & Maintenance	-53.15 1	CSH
EFT4635	30/10/2020	Fire & Safety WA	Bush Fire Control Maintenance	-797.50 1	CSH
EFT4636	30/10/2020	Eastern Wheatbelt Biosecurity Group Inc.	EWBG Membership 20/21	-110.00 1	CSH
EFT4637	30/10/2020	Central Regional TAFE	Staff Training - First Aid	-986.36 1	CSH
EFT4638	30/10/2020	Fullworks Fire Safety	Bush Fire Prevention & Maintenance	-8305.67 1	CSH
EFT4639	30/10/2020	RDMJ Transport	Lendlease Project	-14466.25 1	CSH
EFT4640	30/10/2020	CORSIGN WA PTY LTD	Traffic Sign Maintenance	-535.70 1	CSH
EFT4641	30/10/2020	Eastough's Ag Training	Staff Training	-1000.00 1	CSH
EFT4642	30/10/2020	Wheatbelt Tech Supplies	Parts & Repairs	-79.90 1	CSH
B/S	30/10/2020	TPORT - DEPT TRANSPORT LICENSING	DEPT TRANSPORT LICENSING	-5716.25 1	FEE
				-364115.24	

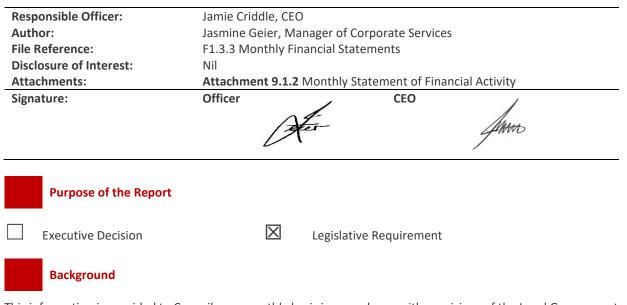
-364115.24

The above list of accounts has been paid under delegation, by the Chief Executive Officer, since the previous list of accounts. Municipal vouchers numbered from 3889 to 3897, and D/Debits from EFT4578 to EFT4642 Inclusive of Department for Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totalling \$364115.24 submitted to each member of the Council on Thursday 19th November 2020, have been checked and are fully supported by vouchers and duly certified invoices with checks being carried out as to prices, computations and costing.

AMM

CHIEF EXECUTIVE OFFICER

9.1.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY – OCTOBER 2020



This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996.

Comment

The Monthly Statement of Financial Activity for the period ending 31st October 2020 is attached for Councillor information, and consists of:

- 1. Summary of Bank Balances
- 2. Summary of Outstanding Debtors
- 3. Balance Sheet
- 4. Budget v Actuals Schedules

Statutory Environment

General Financial Management of Council Council 2020/2021 Budget Local Government (Financial Management) Regulation 34 1996 Local Government Act 1995 section 6.4

Policy Implications

Council is required annually to adopt a policy on what it considers to be material as far as variances that require to be reported for Council. Council policy is that the material variation be set at \$10,000 and 15%.

Strategic Implications

The Monthly Statement of Financial Activity is a record of Council's activities and financial performance during the reporting period.

| |



There is no direct financial implication in relation to this matter.

Voting Requirements



Simple Majority

Absolute Majority

OFFICER RECOMMENDATIONS

That Council adopt the Monthly Financial Report for the period ending 31st October 2020 and note any material variances greater than \$10,000 or 15%.

Attachment 9.1.2

Shire of Westonia



Monthly Statement of Financial Activity

for period ending 31st October 2020

SHIRE OF WESTONIA

MONTHLY FINANCIAL REPORT (Containing the Statement of Financial Activity) For the Period Ended 31 October 2020

LOCAL GOVERNMENT ACT 1995

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

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Shire of Westonia Information Summary For the Period Ended 31 October 2020

Key Information

Report Purpose

This report is prepared to meet the requirements of Local Government (Financial Management) Regulations 1996,

Overview

Summary reports and graphical progressive graphs are provided on pages 2 - 3.

Statement of Financial Activity by reporting program

Is presented on page 6 and shows a surplus as at 31 October 2020 of \$2,308,830.

Items of Significance

The material variance adopted by the Shire of Westonia for the 2020/21 year is \$10,000 or 15% whichever is the

Capital Expenditue		
Infrastructure - Roads		\$ 296,973 0
Capital Revenue		
Grants, Subsidies and Contributions	▼	(\$70,020) 0
Proceeds from Disposal of Assets		\$139,000 0

	% Collected /						
	Completed	nual Budget	YTD Budget		TD Actual		
Significant Projects							
Buildings	13%	\$	40,358	\$	13,452	\$	5,100
Furniture & Office Equip.	30%	\$	518,732	\$	36,336	\$	154,493
Plant , Equip. & Vehicles	35%	\$	396,000	\$	82,000	\$	138,844
Transport	9%	\$	1,698,500	\$	446,000	\$	149,027
Grants, Subsidies and Contributions							
Operating Grants, Subsidies and Contributions	34%	\$	960,842	\$	320,281	\$	326,490
Non-operating Grants, Subsidies and Contributions	26%	\$	970,792	\$	324,216	\$	254,196
	30%	\$	1,931,634	\$	644,496	\$	580,686
Rates Levied	100%	\$	1,047,650	\$	1,043,000	\$	1,043,451

% Compares current ytd actuals to annual budget

	This Time Last					
Financial Position		0	Year 1 Nov 2019	3	Current 1 Oct 2020	
Adjusted Net Current Assets	100%	\$	2,218,080	\$	2,227,907	
Cash and Equivalent - Unrestricted	74%	\$	2,161,205	\$	1,599,757	
Cash and Equivalent - Restricted	316%	\$	885,803	\$	2,795,172	
Receivables - Rates	176%	\$	141,050	\$	248,407	
Receivables - Other	3149%	\$	11,075	\$	348,800	
Payables	100%	\$	7,923	\$	7,923	

% Compares current ytd actuals to prior year actuals at the same time

Note: The Statements and accompanying notes are prepared based on all transactions recorded at the time of

Preparation

Prepared by: Jasmine Geier

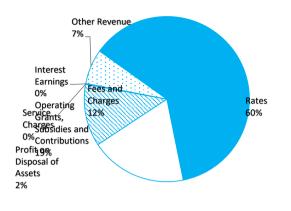
Reviewed by: Jamie Criddle

Anno

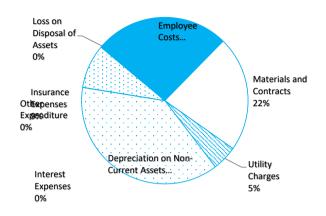
Date prepared:

Shire of Westonia Information Summary For the Period Ended 31 October 2020

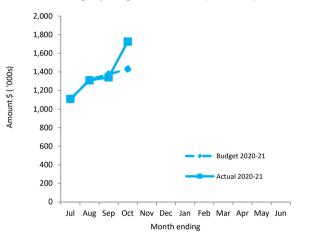
Operating Revenue

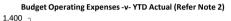


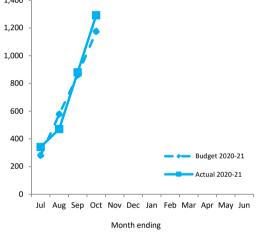
Operating Expenditure

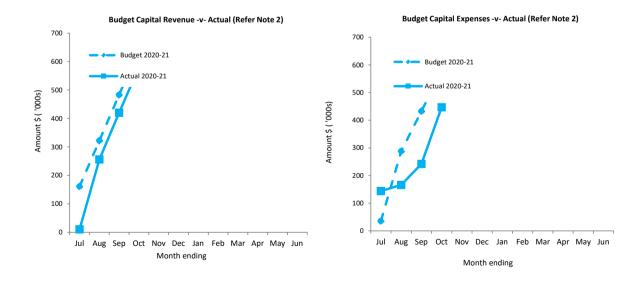


Budget Operating Revenues -v- Actual (Refer Note 2)









Amount \$ ('000s)

This information is to be read in conjunction with the accompanying Financial Statements and Notes.

SHIRE OF WESTONIA STATEMENT OF FINANCIAL ACTIVITY (Statutory Reporting Program) For the Period Ended 31 October 2020

	Note	Amended Annual Budget	Amended YTD Budget	YTD Actual	Var. \$ (b)-(a)	Var. % (b)- (a)/(a)	Var.
	Note	\$	(a) \$	(b) \$	\$	%	
Opening Funding Surplus(Deficit)	3	1,354,464	1,354,464	1,417,557	63,093	5%	
Revenue from operating activities							
Governance		1,150	380	0	(380)	(100%)	
General Purpose Funding - Rates	9	1,043,000	1,043,000	1,043,451	450	0%	
General Purpose Funding - Other		657,167	164,670	159,035	(5,635)	(3%)	
Law, Order and Public Safety		42,400	14,132	15,225	1,093	8%	
Health		2,000	668	697	29	4%	
Education and Welfare		8,750	2,920	4,300	1,380	47%	
Housing		164,000	54,728	75,502	20,774	38%	
Community Amenities		10,300	3,432	12,050	8,618	251%	
Recreation and Culture		145,800	48,600	29,673	(18,927)	(39%)	▼
Transport		126,325	42,108	131,992	89,884	213%	
Economic Services		68,982	22,996	46,113	23,117	101%	
Other Property and Services		99,000	32,996	208,852	175,856	533%	
Expenditure from operating activities		2,368,874	1,430,630	1,726,890			
Governance		(350,813)	(122,151)	(124,968)	(2,817)	(2%)	
General Purpose Funding		(38,500)	(12,836)	(10,819)	2,017	16%	
Law, Order and Public Safety		(86,130)	(37,580)	(41,816)	(4,236)	(11%)	
Health		(33,800)	(11,264)	(7,818)	3,446	31%	
Education and Welfare		(38,300)	(12,768)	(11,363)	1,405	11%	
Housing		(166,996)	(54,168)	(43,547)	10,621	20%	
Community Amenities		(134,266)	(44,764)	(32,127)	12,637	20%	
Recreation and Culture		(811,898)	(270,644)	(263,569)	7,075	3%	
Transport		(1,456,935)	(485,644)	(515,433)	(29,789)	(6%)	-
Economic Services		(354,532)	(118,184)	(153,765)	(35,581)	(30%)	÷.
Other Property and Services		(16,000)	(110,104)	(86,777)	(81,129)	(1436%)	
other roperty and services		(3,488,170)	(1,175,651)	(1,292,002)	(81,123)	(143076)	- ·
Operating activities excluded from budget		(0) :00)=: 0)	(_,_, _, _, _, _, _, _, _, _, _, _, _, _,	(_,,,,			
Add back Depreciation		1,509,340	503,108	489,599	(13,509)	(3%)	
Adjust (Profit)/Loss on Asset Disposal	8	6,000	0	26,154	26,154	(070)	
Adjust Provisions and Accruals	U	0	0		0		
Amount attributable to operating activities		1,750,508	2,112,551	2,368,197			
Investing Activities							
Non-operating Grants, Subsidies and Contributions	11	972,647	324,216	254,196	(70,020)	(22%)	•
Proceeds from Disposal of Assets	8	240,000		139,000	139,000		
Land Held for Resale		0	0	0	0		
Land and Buildings	13	(40,358)	(13,452)	(5,100)	8,352	62%	
Infrastructure Assets - Roads	13	(1,698,500)	(446,000)	(149,027)	296,973	67%	
Infrastructure Assets - Public Facilities	13	0	0	0	0		
Infrastructure Assets - Footpaths	13	(40,000)	0	0	0		
Infrastructure Assets - Drainage	13	0	0	0	0		
Heritage Assets	13	0	0	0	0		
Plant and Equipment	13	(396,000)	(82,000)	(138,844)	(56,844)	(69%)	•
Furniture and Equipment	13	(518,732)	(36,336)	(154,493)	(118,157)	(325%)	•
Amount attributable to investing activities		(1,480,943)	(253,572)	(54,267)			
Financing Actvities							
Proceeds from New Debentures		0	0	0	0		
Proceeds from Advances		0	0	0	0		
Self-Supporting Loan Principal		0	0	0	0		
Transfer from Reserves	7	292,000	292,000	0	(292,000)	(100%)	•
Advances to Community Groups		0	0	0	0		
Repayment of Debentures	10	(10,358)	(10,358)	(5,100)	5,258	51%	
Transfer to Reserves	7	(521,500)	(521,500)	Ŭ,	521,500	100%	
Amount attributable to financing activities		(239,858)	(239,858)	(5,100)			
Closing Funding Surplus(Deficit)	3	29,707	1,619,121	2,308,830			

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold. Refer to Note 2 for an explanation of the reasons for the variance.

This statement is to be read in conjunction with the accompanying Financial Statements and notes.

SHIRE OF WESTONIA STATEMENT OF FINANCIAL ACTIVITY (By Nature or Type) For the Period Ended 31 October 2020

	Note	Amended Annual Budget	Amended YTD Budget	YTD Actual	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var
	Note	Budget \$	(a) \$	(b) \$	\$	%	
Opening Funding Surplus (Deficit)	3	1,354,464	, 1,354,464	1,417,557	6 3,093	5%	
Revenue from operating activities							
Rates	9	1,047,650	1,043,000	1,043,451	450	0%	
Operating Grants, Subsidies and	5	1,0 17,050	1,010,000	1,010,101	450	0/0	
Contributions	11	960,842	267,530	326,490	58,960	22%	
Fees and Charges		275,150	91,748	210,099	118,351	129%	
Service Charges		0	01,710	0	0	12570	
nterest Earnings		18,750	5,832	2,861	(2,972)	(51%)	
Other Revenue		66,482	22,520	117,836	95,316	423%	
Profit on Disposal of Assets	8	00,102	0_0_0	26,154	55,610	12070	_
	Ũ	2,368,874	1,430,630	1,726,890			
expenditure from operating activities		2,000,074	1,100,000	2)/ 20)050			
Employee Costs		(906,478)	(302,156)	(335,318)	(33,162)	(11%)	•
Aaterials and Contracts		(768,811)	(260,163)	(289,707)	(29,544)	(11%)	-
Jtility Charges		(143,450)	(47,732)	(63,006)	(15,274)	(32%)	•
Depreciation on Non-Current Assets		(1,509,340)	(503,108)	(489,599)	13,509	(32%)	*
nterest Expenses		(482)	(160)	(320)	(160)	(100%)	
nsurance Expenses		(110,986)	(55,164)	(110,242)	(100)	(100%)	-
Other Expenditure		(42,623)	(5,168)	(3,809)	1,359	26%	
oss on Disposal of Assets	8	(42,023)	(2,000)	(3,803)	1,555	2078	
	0	(3,488,170)	(1,175,651)	-			
		(0,100,110,	(_)_; _) = = ((_,,,,			
Dperating activities excluded from budget							
Add back Depreciation		1,509,340	503,108	489,599	(13,509)	(3%)	
Adjust (Profit)/Loss on Asset Disposal	8	6,000	0	26,154	26,154		
Adjust Provisions and Accruals			0	0	0		
Amount attributable to operating activities		1,750,508	2,112,551	2,368,198			
nvesting activities							
Non-operating Grants, Subsidies and Contributions	11	972,647	324,216	254,196	(70,020)	(22%)	-
Proceeds from Disposal of Assets	8	240,000	524,210	139,000	139,000	(22/0)	
and Held for Resale	0	240,000	0	135,000	139,000		
and and Buildings	13	(40,358)	(13,452)	(5,100)	8,352	62%	
nfrastructure Assets - Roads	13	(1,698,500)	(446,000)	(149,027)	296,973	67%	
nfrastructure Assets - Public Facilities	13	(1,050,500)	(0,000)	(145,027)	,	0778	
nfrastructure Assets - Footpaths	13	(40,000)	0	Ő	0		
nfrastructure Assets - Drainage	13	(40,000)	0	Ő	0		
leritage Assets	13	0	0	Ö	0		
Plant and Equipment	13	(396,000)	(82,000)	(138,844)	(56,844)	(60%)	_
Furniture and Equipment	13	(518,732)	(36,336)	(154,493)		(69%)	
Amount attributable to investing activities	15	(1,480,943)	(253,572)	(54,267)	(118,157)	(325%)	
incruing Activities							
i nancing Activities Proceeds from New Debentures		0	0	0	0		
Proceeds from Advances		0	0	0	0		
Self-Supporting Loan Principal		0	0	0	0		
Transfer from Reserves	7	292,000	292,000	0		(100%)	-
Advances to Community Groups	/	292,000	292,000	0	(292,000) 0	(100%)	•
	10			-		F 10/	
	TÜ	(10,358)	(10,358)	(5,100)	5,258	51%	
Repayment of Debentures		(531 500)	(F31 F00)	•	E24 E22	4000/	
Repayment of Debentures Fransfer to Reserves	7	(521,500) (239.858)	(521,500) (239.858)	0 (5.100)	521,500	100%	
Repayment of Debentures		(521,500) (239,858) 29,707	(521,500) (239,858) 1,619,121	0 (5,100) 2,308,830	521,500	100%	

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold. Refer to Note 2 for an explanation of the reasons for the variance.

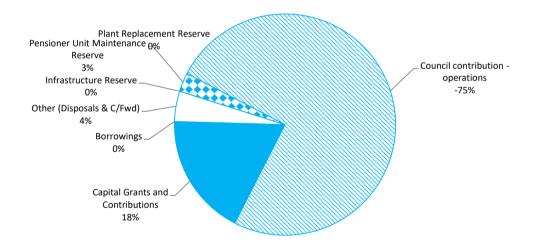
This statement is to be read in conjunction with the accompanying Financial Statements and notes.

SHIRE OF WESTONIA STATEMENT OF CAPITAL ACQUSITIONS AND CAPITAL FUNDING For the Period Ended 31 October 2020

Capital Acquisitions

	Note	YTD Actual New /Upgrade	YTD Actual (Renewal Expenditure)	Amended YTD Budget	Amended Annual Budget	YTD Actual Total	Variance
		(a)	(b)	(d)		(c) = (a)+(b)	(d) - (c)
		\$	\$	\$	\$	\$	\$
Land and Buildings	13	5,100	0	(13,452)	(40,358)	(5,100)	8,352
Infrastructure Assets - Roads	13	149,027	0	(446,000)	(1,698,500)	(149,027)	296,973
Infrastructure Assets - Footpaths	13	0	0	0	(40,000)	0	0
Plant and Equipment	13	0	138,844	(82,000)	(396,000)	(138,844)	(56,844)
Furniture and Equipment	13	154,493	0	(36,336)	(518,732)	(154,493)	(118,157)
Capital Expenditure Totals		308,620	138,844	(577,788)	(2,693,590)	(447,464)	130,324
Constant a constant in the constant of the second							
Capital acquisitions funded by:				224 246	072 647	254 100	
Capital Grants and Contributions				324,216	972,647	254,196	
Borrowings				0	0	120,000	
Other (Disposals & C/Fwd)				0	240,000	139,000	
Council contribution - Cash Backed Reserves	5			0		0	
Infrastructure Reserve				0	0	0	
Pensioner Unit Maintenance Reserve				0	150,000	0	
Plant Replacement Reserve				0	0	0	
Council contribution - operations				(902,004)	(4,056,237)	(840,660)	
Capital Funding Total				(577,788)	(2,693,590)	(447,464)	

Budgeted Capital Acquistions Funding



Note 1: Significant Accounting Policies

(a) Basis of Accounting

This statement comprises a special purpose financial report which has been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the Local Government Act 1995 and accompanying regulations. Material accounting policies which have been adopted in the preparation of this statement are presented below and have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the report has also been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

Critical Accounting Estimates

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses. The estimates and associated assumptions are based on historical experience and various other factors that are believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates.

(b) The Local Government Reporting Entity

All Funds through which the Council controls resources to carry on its functions have been included in this statement. In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between Funds) have been eliminated. All monies held in the Trust Fund are excluded from the statement, but a separate statement of those monies appears at Note 12.

(c) Rounding Off Figures

All figures shown in this statement are rounded to the nearest dollar.

(d) Rates, Grants, Donations and Other Contributions

Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions. Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.

(e) Goods and Services Tax

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO). Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position. Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.

(f) Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks and other short term highly liquid investments that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts. Bank overdrafts are reported as short term borrowings in current liabilities in the statement of financial position.

(g) Trade and Other Receivables

Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.

Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets. Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.

(h) Inventories

General

Inventories are measured at the lower of cost and net realisable value. Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

Land Held for Resale

Land held for development and sale is valued at the lower of cost and net realisable value. Cost includes the cost of acquisition, development, borrowing costs and holding costs until completion of development. Finance costs and holding charges incurred after development is completed are expensed. Gains and losses are recognised in profit or loss at the time of signing an unconditional contract of sale if significant risks and rewards, and effective control over the land, are passed on to the buyer at this point. Land held for sale is classified as current except where it is held as non-current based on Council's intentions to release for sale.

(i) Fixed Assets

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead. Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.

Note 1: Significant Accounting Policies

(j) Depreciation of Non-Current Assets

All non-current assets having a limited useful life are systematically depreciated over their useful lives in a manner which reflects the consumption of the future economic benefits embodied in those assets

Depreciation is recognised on a straight-line basis, using rates which are reviewed each reporting period. Major depreciation rates and periods are:

Asset	Years
Buildings	0 to 20 years
Furniture and Equipment	0 to 10 years
Plant and Equipment	0 to 10 years
Sealed roads and streets	
formation	not depreciated
pavement	50 years
seal	
bituminous seals	20 years
construction/road base	50 years
Gravel Roads	
formation	not depreciated
construction/road base	50 years
gravel sheet	12 years
Formed roads	
formation	not depreciated
pavement	50 years
Footpaths - slab	40 years

(k) Trade and Other Payables

Trade and other payables represent liabilities for goods and services provided to the Council prior to the end of the financial year that are unpaid and arise when the Council becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition.

(I) Employee Benefits

The provisions for employee benefits relates to amounts expected to be paid for long service leave, annual leave, wages and salaries and are calculated as follows:

(i) Wages, Salaries, Annual Leave and Long Service Leave (Short-term Benefits)

The provision for employees' benefits to wages, salaries, annual leave and long service leave expected to be settled within 12 months represents the amount the Shire has a present obligation to pay resulting from employees services provided to balance date. The provision has been calculated at nominal amounts based on remuneration rates the Shire expects to pay and includes related on-costs.

(ii) Annual Leave and Long Service Leave (Long-term Benefits)

The liability for long service leave is recognised in the provision for employee benefits and measured as the present value of expected future payments to be made in respect of services provided by employees up to the reporting date using the project unit credit method. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service. Expected future payments are discounted using market yields at the reporting date on national government bonds with terms to maturity and currency that match as closely as possible, the estimated future cash outflows. Where the Shire does not have the unconditional right to defer settlement beyond 12 months, the liability is recognised as a current liability.

(m) Interest-bearing Loans and Borrowings

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs. After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are yield related are included as part of the carrying amount of the loans and borrowings.

Borrowings are classified as current liabilities unless the Council has an unconditional right to defer settlement of the liability for at least 12 months after the balance sheet date.

Borrowing Costs

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset.

(n) Provisions

Provisions are recognised when: The council has a present legal or constructive obligation as a result of past events; it is more likely than not that an outflow of resources will be required to settle the obligation; and the amount has been reliably estimated. Provisions are not recognised for future operating losses. Where there are a number of similar obligations, the likelihood that an outflow will be required in settlement is determined by considering the class of obligations as a whole. A provision is recognised even if the likelihood of an outflow with respect to any one of item included in the same class of obligations may be small.

Note 1: Significant Accounting Policies

(o) Current and Non-Current Classification

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for resale where it is held as non current based on Council's intentions to release for sale.

(p) Nature or Type Classifications

Rates

All rates levied under the Local Government Act 1995. Includes general, differential, specific area rates, minimum rates, interim rates, back rates, ex-gratia rates, less discounts offered. Exclude administration fees, interest on instalments, interest on arrears and service

Operating Grants, Subsidies and Contributions

Refer to all amounts received as grants, subsidies and contributions that are not non-operating grants.

Non-Operating Grants, Subsidies and Contributions

Amounts received specifically for the acquisition, construction of new or the upgrading of non-current assets paid to a local government, irrespective of whether these amounts are received as capital grants, subsidies, contributions or donations.

Profit on Asset Disposal

Profit on the disposal of assets including gains on the disposal of long term investments. Losses are disclosed under the expenditure **Fees and Charges**

Revenues (other than service charges) from the use of facilities and charges made for local government services, sewerage rates, rentals, hire charges, fee for service, photocopying charges, licences, sale of goods or information, fines, penalties and administration fees. Local governments may wish to disclose more detail such as rubbish collection fees, rental of property, fines and penalties, other fees and charges.

Service Charges

Service charges imposed under Division 6 of Part 6 of the Local Government Act 1995. Regulation 54 of the Local Government (Financial Management) Regulations 1996 identifies these as television and radio broadcasting, underground electricity and neighbourhood surveillance services. Exclude rubbish removal charges. Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Interest Earnings

Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Other Revenue / Income

Other revenue, which can not be classified under the above headings, includes dividends, discounts, rebates etc.

Employee Costs

All costs associate with the employment of person such as salaries, wages, allowances, benefits such as vehicle and housing, superannuation, employment expenses, removal expenses, relocation expenses, worker's compensation insurance, training costs, conferences, safety expenses, medical examinations, fringe benefit tax, etc.

Materials and Contracts

All expenditures on materials, supplies and contracts not classified under other headings. These include supply of goods and materials, legal expenses, consultancy, maintenance agreements, communication expenses, advertising expenses, membership, periodicals, publications, hire expenses, rental, leases, postage and freight etc. Local governments may wish to disclose more detail such as contract services, consultancy, information technology, rental or lease expenditures.

Utilities (Gas, Electricity, Water, etc.)

Expenditures made to the respective agencies for the provision of power, gas or water. Exclude expenditures incurred for the reinstatement of roadwork on behalf of these agencies.

Insurance

All insurance other than worker's compensation and health benefit insurance included as a cost of employment.

Loss on asset disposal

Loss on the disposal of fixed assets.

Depreciation on non-current assets

Depreciation expense raised on all classes of assets.

Interest expenses

Interest and other costs of finance paid, including costs of finance for loan debentures, overdraft accommodation and refinancing expenses.

Other expenditure

Statutory fees, taxes, provision for bad debts, member's fees or State taxes. Donations and subsidies made to community groups.

Note 1: Significant Accounting Policies

(r) Program Classifications (Function/Activity)

Shire operations as disclosed in these financial statements encompass the following service orientated activities/programs.

GOVERNANCE

Objective:

To provide a decision making process for the efficient allocation of scarce resources.

Activities:

Includes the activities of members of council and the administrative support available to the council for the provision of governance of the district. Other costs relate to the task of assisting elected members and ratepayers on matters which do not concern specific council services.

GENERAL PURPOSE FUNDING

Objective:

To collect revenue to allow for the provision of services.

Activities:

Rates, general purpose government grants and interest revenue.

LAW, ORDER, PUBLIC SAFETY

Objective:

To provide services to help ensure a safer and environmentally conscious community.

Activities:

Supervision and enforcement of various local laws relating to fire prevention, animal control and other aspects of public safety including emergency services.

HEALTH

Objective:

To provide an operational framework for environmental and community health.

Activities:

Inspection of food outlets and their control, provision of meat inspection services, noise control and waste disposal compliance.

EDUCATION AND WELFARE

Objective:

To provide services to disadvantaged persons, the elderly, children and youth.

Activities:

Maintenance of child minding centre, playgroup centre, senior citizen centre and aged care centre. Provision and maintenance of home and community care programs and youth services.

HOUSING

Objective:

To provide and maintain elderly residents housing.

Activities:

Provision and maintenance of elderly residents housing.

COMMUNITY AMENITIES

Objective:

To provide services required by the community.

Activities:

Rubbish collection services, operation of rubbish disposal sites, litter control, construction and maintenance of urban storm water drains, protection of the environment and administration of town planning schemes, cemetery and public conveniences.

RECREATION AND CULTURE

Objective:

To establish and effectively manage infrastructure and resource which will help the social well being of the community.

Activities:

Maintenance of public halls, civic centres, aquatic centre, beaches, recreation centres and various sporting facilities. Provision and maintenance of parks, gardens and playgrounds. Operation of library, museum and other cultural facilities.

TRANSPORT

Objective:

To provide safe, effective and efficient transport services to the community.

Activities:

Construction and maintenance of roads, streets, footpaths, depots, cycle ways, parking facilities and traffic control. Cleaning of streets and maintenance of street trees, street lighting etc.

ECONOMIC SERVICES

Objective:

To help promote the shire and its economic wellbeing.

Activities:

Tourism and area promotion including the maintenance and operation of a caravan park. Provision of rural services including weed control, vermin control and standpipes. Building Control.

OTHER PROPERTY AND SERVICES

Objective:

To monitor and control Shire overheads operating accounts.

Activities:

Private works operation, plant repair and operation costs and engineering operation costs.

Note 2: Explanation of Material Variances

The material variance thresholds are adopted annually by Council as an indicator of whether the actual expenditure or revenue varies from the year to date budget materially.

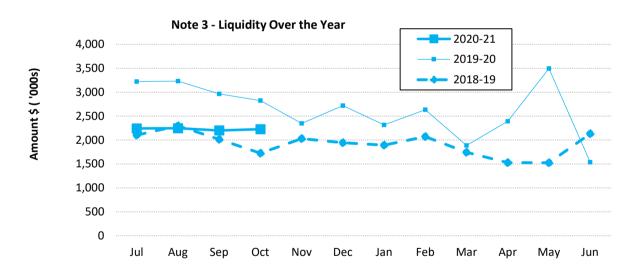
The material variance adopted by Council for the 2020/21 year is \$10,000 or 15% whichever is the greater.

Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
Operating Revenues	\$	%			
Governance	(380)	(100%)		Timing	
General Purpose Funding - Rates	450	0%		Timing	
General Purpose Funding - Other	(5,635)	(3%)		Timing	03201 & 03202 -Grants Commission Installment Due
Law, Order and Public Safety	1,093	8%		Timing	05108 - MOU Q1 Due
Health	29	4%			
Education and Welfare	1,380	47%		Timing	08105 - Reinbursements - Long term caravan rents
Housing	20,774	38%		Timing	
Community Amenities	8,618	251%		Timing	
Recreation and Culture	(18,927)	(39%)		Timing	
Transport	89,884	213%		Timing	12211 - RRG inc - Recoup early - timing
Economic Services	23,117	101%		Timing	13202 - Caravan Park - Tourist season - timing
Other Property and Services	175,856	533%		Timing	
Operating Expense					
Governance	(2,817)	(2%)		Timing Timing	04105 - Insurance needs internal adjustment
General Purpose Funding	2,017	16%		Permanent	03107 - Various Property Adjustments
Law, Order and Public Safety	(4,236)	(11%)		Timing	05104 - Insurance slightly higher - Timing issue only
Health	3,446	31%		Timing	07601 - Medical rooms - Revamp - timing only
Education and Welfare	1,405	11%		Timing	08603 - Old School - Previous years funding
Housing	10,621	20%		Timing	
Community Amenities	12,637	28%		Timing	
Recreation and Culture	7,075	3%		Timing	11105 - Gym - New equipment - timing
	.,			Timing	
Transport	(29,789)	(6%)	•	Timing	12103 - RRG roads - timing
Economic Services	(35,581)	(30%)	•	Timing	13612 - Standpipes - increased prices - timing
Other Property and Services	(81,129)	(1436%)	•	Timing	14102 - P/works - LENDLEASE/Wks - timing
		()		0	14216 - Insurance - needs internal adjustment
					14303 - Fuels - increase price - timing (may change)
Capital Revenues					
Grants, Subsidies and Contributions	(70,020)	(22%)	•	Timing	
Proceeds from Disposal of Assets	139,000	. ,		Timing	
Capital Expenses					
Land and Buildings	8,352	62%		Timing	
Infrastructure - Roads	296,973	67%		Timing	
Infrastructure - Public Facilities	0			-	
Infrastructure - Footpaths	0				
Infrastructure - Drainage	0				
Heritage Assets	0				
Plant and Equipment	(56,844)	(69%)	▼	Timing	12302 - Plant - purchased early in year - timing
Furniture and Equipment	(118,157)	(325%)	▼	Timing	14514 - Furniture & Equip - Genset purch - timing
Financing					
Loan Principal	5,258	51%		Timing	
General Comments					ABC Costings, Depn & Oheads Allocations need raising

Positive=Surplus (Negative=Deficit)

Note 3: Net Current Funding Position

				,
		Last Years	This Time Last	Comment
		Closing	Year	Current
	Note	30 June 2020	01 Nov 2019	31 Oct 2020
		\$	\$	\$
Current Assets				
Cash Unrestricted	4	1,383,898	2,161,205	1,599,757
Cash Restricted - Conditions over Grants	11	0	0	0
Cash Restricted	4	2,795,172	885,803	2,795,172
Receivables - Rates	6	11,466	141,050	248,407
Receivables - Other	6	125,243	11,075	348,800
Interest / ATO Receivable/Trust		(2 <i>,</i> 453)	(978)	0
Inventories		7,884	7,944	139,424
		4,321,210	3,206,099	5,131,561
Less: Current Liabilities				
Payables		(7,923)	(7,923)	(7,923)
Provisions		(100,558)	(94,293)	(100,558)
		(108,481)	(102,216)	(108,481)
Less: Cash Reserves	7	(2,795,172)	(885,803)	(2,795,172)
Net Current Funding Position		1,417,557	2,218,080	2,227,907



Comments - Net Current Funding Position

Note 4: Cash and Investments

					Total		Interest	Maturity
		Unrestricted	Restricted	Trust	Amount	Institution	Rate	Date
		\$	\$	\$	\$			
(a)	Cash Deposits							
	Municipal Bank Account	1,599,757			1,599,757	BankWest	0.10%	At Call
	Trust Bank Account			63,502	63,502	BankWest	0.10%	At Call
	Cash On Hand				0	N/A	Nil	On Hand
(b)	Term Deposits							
	Municipal Gold		2,795,172		2,795,172	BankWest	3.00%	
	Total	1,599,757	2,795,172	63,502	4,458,432			

Corporate MasterCard

		Total		Interest	Reporting Period
	Transaction Summary	Amount	Institution	Rate	End Date
		\$			
Card # **** **** **** *270					
Criddle, Jameon C	Activ8me	469.50	Bankwest	17.99%	31-Oct-20
	Hart Sport - Table Tennis	2,831.30			
	Email Exchange & Office 365	211.86			
	Adobe Systems	899.71			
	Parking City of Vincent	102.90			
	Sebel Accomodation	881.31			
	Meals	222.12			
	Uniforms	150.90			
	Caravan Park Square Reader & Gardening	402.95			
	Royal life Saving - Ashton	21.87			
	Microwave Caravan Park	179.10			
	Admin - Pharmacy Direct	99.48			
	Vechicle Plate Change	42.59			
	Foreign Transaction Fee	0.53			
	Fuel	262.52			
Card # **** **** **** *693					
Price, Arthur W	Shade Solutions -Stadium	1,040.00	Bankwest	17.99%	31-Oct-20
	Main Roads Heavy Vehicle	50.00			
	Sippes Muka - CLR	16.93			
	Fuel - Prado	113.18			
	Shire of Westonia - Prado New Registration	361.85			
		8,360.60			

Note 5: Budget Amendments

Amendments to original budget since budget adoption. Surplus/(Deficit)

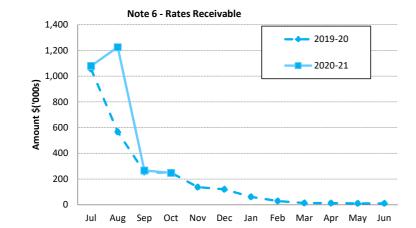
								Amended
					Non Cash	Increase in	Decrease in	Budget Running
GL Code		Description	Council Resolution	Classification	Adjustment	Available Cash	Available Cash	Balance
					\$	\$	\$	\$
	Budget Adoption		Ope	ning Surplus				0
	Permanent Changes							
								0
								0
								0
								0
								0
								0
								0 0
								0
								0
								Ŭ
					() 0	0	

Note 6: Receivables

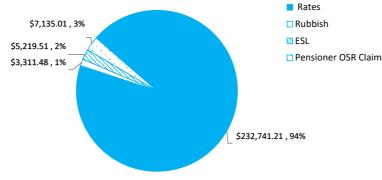
Receivables - Rates Receivable	31 Oct 2020	30 June 2020
	\$	\$
Opening Arrears Previous Years	11,466	13,046
Levied this year	1,067,757	1,042,818
Less Collections to date	(830,816)	(1,044,399)
Equals Current Outstanding	248,407	11,465
Net Rates Collectable	248,407	11,465
% Collected	76.98%	98.91%

Receivables - General	Current	30 Days	60 Days	90+Days
	\$	\$	\$	\$
Receivables - General	341,965	55	0	6,779
Balance per Trial Balance				
Sundry Debtors				348,800
Receivables - Other				
Total Receivables General Outstanding				348,800

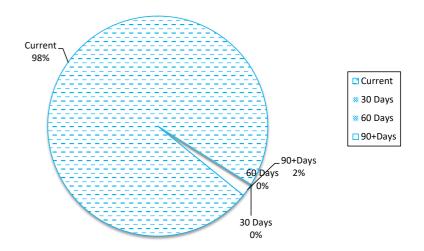
Amounts shown above include GST (where applicable)







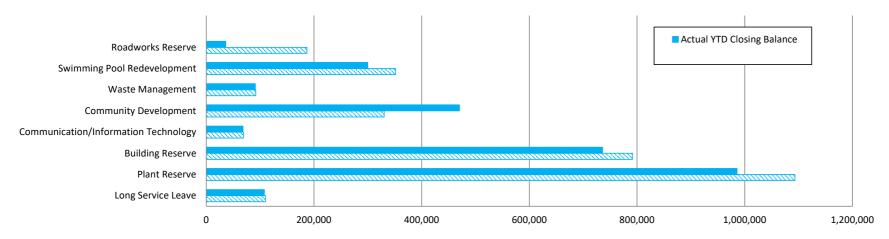




Note 7: Cash Backed Reserve

Name	Opening Balance	Amended Budget Interest Earned	Actual Interest Earned	Amended Budget Transfers In (+)	Actual Transfers In (+)	Amended Budget Transfers Out (-)	Actual Transfers Out (-)	Amended Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Long Service Leave	108,018	2,000	C	0	0	0	0	110,018	108,018
Plant Reserve	985,733	257,500	C	0	0	(150,000)	0	1,093,233	985,733
Building Reserve	736,006	55,500	C	0	0	0	0	791,506	736,006
Communication/Information Technology	68,147	1,000	C	0	0	0	0	69,147	68,147
Community Development	470,299	2,000	C	0	0	(142,000)	0	330,299	470,299
Waste Management	90,970	1,000	C	0 0	0	0	0	91,970	90,970
Swimming Pool Redevelopment	300,000	51,500	C	0 0	0	0	0	351,500	300,000
Roadworks Reserve	36,000	151,000	C	0 0	0	0	0	187,000	36,000
	2,795,172	521,500	C) 0	0	(292,000)	0	3,024,672	2,795,172





Note 8: Disposal of Assets

			YTD Ac	tual		Amended Budget					
Asset		Net Book				Net Book					
Number	Asset Description	Value	Proceeds	Profit	(Loss)	Value	Proceeds	Profit	(Loss)		
		\$	\$	\$	\$	\$	\$	\$	\$		
	Transport										
A509	Work Supervisors Vehicle	50,333	56,000	5,667		54,000	52,000		(2,000)		
	Work Supervisors Vehicle					54,000	52,000		(2,000)		
	Other Property & Services										
A508	Toyota Landcruiser GXL	62,513	83,000	20,487		69,000	68,000		(1,000)		
	Toyota Landcruiser GXL					69,000	68,000		(1,000)		
		112,846	139,000	26,154	0	246,000	240,000	0	(6,000)		

Note 9: Rating Information		Number			YTD Ac	utal			Amended	Budget			
		of	Rateable	Rate	Interim	Back	Total	Rate	Interim	Back	Total		
	Rate in	Properties	Value	Revenue	Rates	Rates	Revenue	Revenue	Rate	Rate	Revenue		
RATE TYPE	\$		\$	\$	\$	\$	\$	\$	\$	\$	\$		
Differential General Rate													
GRV	7.207300	49	619,955	44,682	0	0	44,683	44,682	0	(44,683		
GRV - Mining	20.495300	2	1,305,800	267,628	0	0	267,628	267,628	0	(267,628		
UV	1.592200	123	44,798,998	713,290	679	0	713,969	713,290	679	(713,969		
UV- Mining	1.592200	7	176,245	2,806	0	0	2,806	2,806	0	(2,806		
Sub-Totals		181	46,900,998	1,028,405	679	0	1,029,085	1,028,405	679	(1,029,085		
	Minimum												
Minimum Payment	\$												
GRV	355.00	16	23,722	5,680	0	0	5,680	5,680	0	(5,680		
UV	355.00	17	130,102	6,035	0	0	6,035	6,035	0	(6,035		
UV - Mining	200.00	11	38,485	2,200	0	0	2,200	2,200	0	(2,200		
Sub-Totals		44	192,309	13,915	0	0	13,915	13,915	0	(13,915		
	-	225	47,093,307	1,042,320	679	0	1,043,000	1,042,320	679	(1,043,000		
Concession							0				0		
Amount from General Rates							1,043,000				1,043,000		
Ex-Gratia Rates							4,650				4,650		
Specified Area Rates													
Totals							1,047,650				1,047,650		

Comments - Rating Information

Note 10: Information on Borrowings

(a) Debenture Repayments

			Prin Repay	cipal ments	Princ Outsta	•	Inte Repay	
		New		Amended		Amended		Amended
Particulars	01 Jul 2020	Loans	Actual	Budget	Actual	Budget	Actual	Budget
			\$	\$	\$	\$	\$	\$
Loan 6 - School Bus *	10,358		5,100	10,358	10,358	0	320	482
	10,358	0	5,100	10,358	10,358	0	320	482

All debenture repayments were financed by general purpose revenue.

(b) New Debentures

No new debentures were raised during the reporting period.

Note 11: Grants and Contributions

	Grant Provider	Туре	Opening Balance	Amended Operating	Budget Capital	YTD Budget	Annual Budget	Post Variations	Expected		Actual (Expended)	Unspent Grant
			(a)		4	•	(d)	(e)	(d)+(e)		(c)	(a)+(b)+(c)
General Purpose Funding				\$	\$	\$				\$	\$	Ş
Grants Commission - General	WALGGC	Operating - Tied	0	397.804	0	132,601	397,804		397,804	97,970) (97,970)	0
Grants Commission - Roads	WALGGC	Operating - Tied	0	235,213	0	78,404	235,213		235,213	58,045		
Law, Order and Public Safety	WALGOC	operating neu	0	255,215	0	70,404	255,215		255,215	50,045	(30,043)	Ū
FESA Grant - Operating Bush Fire Brigade	Dept. of Fire & Emergency Serv.	Operating - Tied	0	24,000	0	8,000	24,000		24,000	11,244	l (11,244)	0
Evolution MOU Emergency Services	Evolution Mining	Operating - Tied	0	13,500	0	4,500	13,500		13,500	3.409		
Recreation and Culture		operating nea	0	13,500	Ũ	4,500	13,500		13,500	3,403	(3,403)	Ŭ
Grant Funding	Ramelius Resources	Operating - Tied	0	92,000	0	30,667	92,000		92,000	() 0	0
Ramelius Common Management - Income	LotteryWest	Operating - Tied	0	10,000	0	3,333	10,000		10,000	10,000		
Transport	201101 / 11 201	operating neu	Ū	10,000	Ū	0,000	20,000		20,000	10,000	(10)000)	Ŭ
MRWA Direct	Main Roads WA	Operating - Tied	0	126,325	0	42,108	126,325		126,325	126,325	5 (126,325)	0
MRWA Specific	Main Roads WA	Non-operating	0	0	340,000	113,333	340,000		340,000	(. , ,	0
Roads To Recovery Grant - Cap	Roads to Recovery	Non-operating	0	0	324,415	108,138	324,415		324,415	90,000) (90,000)	0
Grant - MRWA Blackspot	Main Roads WA	Non-operating	0	0	40,000	13,333	40,000		40,000	(. , ,	0
Economic Services					,	,	,		,			
Evolution MOU 33%	Ramelius Resources	Operating - Tied	0	14,000	0	4,667	14,000		14,000	6,434	4 (6,434)	0
Evolution MOU WAP 67%	Ramelius Resources	Operating - Tied	0	28,000	0	9,333	28,000		28,000	13,063	3 (13,063)	0
Furniture & Equipment - Standpipes		Operating - Tied	0	0	0	0	0		0	. () 0	0
Museum - CAPITAL		Non-operating	0	0	27,000	9,000	27,000		27,000	() 0	0
Caravan Park - Capital Income		Non-operating	0	0	241,232	80,411	241,232		241,232	164,196	6 (164,196)	0
Govt. Grant Funding	NRM	Operating - Tied	0	20,000	0	6,667	20,000		20,000	() 0	0
TALS			0	960,842	972,647	644,496	1,933,489	0	1,933,489	580,686	6 (580,686)	0
IMMARY												
Operating	Operating Grants, Subsidies and	Contributions	0	0	0	0	0	0	0	() 0	0
Operating - Tied	Tied - Operating Grants, Subsidie		0	960,842	0	320,281	960,842	0	960,842	326,490		-
Non-operating	Non-operating Grants, Subsidies		0	0	970,792	324,216	972,647	0	970,770	254,196		
DTALS	, 811.,		0	960,842	970,792	644,496	1,933,489	0		580,686		

Note 12: Trust Fund

Funds held at balance date over which the Shire has no control and which are not included in this statement are as follows:

Description	Opening Balance 01 Jul 2020	Amount Received	Amount Paid	Closing Balance 31 Oct 2020
	\$	\$	\$	\$
Police Licensing	-4,877	34,079	-34,459	(5,256)
BCITF Training Levy - Now CTF Levy	381	0	0	381
BRB Building Levy - Now BSL Levy	5	0	0	5
Nomination Deposits	0	0	0	0
Bonds	2,141	0	0	2,141
George Rd Water Extensions	0	0	0	0
St John's Westonia	2,048	0	0	2,048
Westonia Sports Council	123	0	0	123
Westonia Progress Association	3,137	0	0	3,137
Accommodation Units	2,901	0	0	2,901
WEIRA - Booderockin Water Scheme	647	0	0	647
Warralakin Hall	1,700	0	0	1,700
Social Club	6,565	720	0	7,285
Walgoolan History Group	12,071	0	0	12,071
Community Project	1,001	0	0	1,001
Rural Youth	4,639	0	0	4,639
Westonia P & C	910	0	0	910
LGMA - Receipts	2,749	536	-113	3,172
Donations J Townrow	73	0	0	73
Rates Incentive Prize	3,654	0	-1,564	2,090
Rent Pre Payment	835	0	0	835
Westonia Historical Society	14,803	2,000	0	16,803
Cemetry Committee	6,405	2,000	0	8,405
	61,910	39,335	(36,135)	65,110

SHIRE OF WESTONIA NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY For the Period Ended 31 October 2020

Note 13: Capital Acquisitions

		YTD Actual			Amended Budget			
Assets	Account	New/Upgrade	Renewal	Total YTD	Annual Budget	YTD Budget	YTD Variance	Strategic Reference Comment
		\$	\$	\$	\$	\$	\$	
Level of completion indicator, please see table at the end of th	is note for further deta	il.						
Buildings								
Housing								
Land Development	14704	0	0	0	30,000	10,000	(10,000)	
Housing To		0	0	0	30,000	10,000		
Economic Services		-						
Principal Loan #6	16115	5,100	0	5,100	10,358	3,452	1,648	
Economic To	otal	5,100	0		10,358	3,452		
Buildings Total		5,100	0	5,100	40,358	13,452	(8,352)	
Furniture & Office Equip.								
Recreation & Culture								
Purchase Furniture & Equipment - Swimming Pools	11205	0	0	0	5,000	1,668	(1,668)	
Purchase Furniture & Equipment - Other Housing	9232	13,330	0	13,330	12,000	4,000		
Solar Panels 55 Wolfram & 42 Jasper	9128	0	0	0	9,000	0		
Old Club Hotel Museum	13216	0	0	0	22,500	0	0	
Caravan Park - Capital	13217	1,911	0	1,911	241,232	0	1,911	
Solar Panels	8203	0	0	0	10,000	0	0	
Standpipe Controllers	13606	110,654	0	110,654	127,000	0	110,654	
Purchase Furniture & Equipment - Other Culture	11603	28,599	0	28,599	92,000	30,668	(2,069)	
Governance To	otal	154,493	0	154,493	518,732	36,336	118,157	
Furniture & Office Equip. Total		154,493	0	154,493	518,732	36,336	118,157	
Plant , Equip. & Vehicles								
Governance								
CEO Vehicle Replacement	14520	0	78,998	78,998	138,000	46,000	32,998	
Governance To	otal	0	78,998	78,998	138,000	46,000		

SHIRE OF WESTONIA NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY For the Period Ended 31 October 2020

Note 13: Capital Acquisitions

			YTD Actual			Amended Budge	et	
					Annual			Strategic Reference /
Assets	Account	New/Upgrade	Renewal	Total YTD	Budget	YTD Budget	YTD Variance	Comment
		\$	\$	\$	\$	\$	\$	
Plant, Equip. & Vehicles Cont.								
Transport								
Works Supervisor Vehicle Replacement x2	14213	0	59,846	59,846	108,000	36,000	23,846	
Side Tipper - CAPITAL	12305	0	0	0	150,000	0		
Transport Total	12000	0	59,846	59,846	258,000	36,000		
Plant , Equip. & Vehicles Total		0	138,844	138,844	396,000	82,000	-	
Plant, Equip. & Venicles Total		0	150,044	150,044	590,000	82,000	50,044	
Roads (Council Funded)								
Transport								
4 Mile Gate Rd Floodway - CAPITAL	C0019	0	0	0	40,000	13,332	(13,332)	
Goldfields Road Floodway - CAPITAL	C0008	0	0	0	61,000	0	,	
Baladjie Track Formation & Gravel Sheet	C0083	0	0	0	21,000	0		
Echo Valley Road Gravel Resheet/Drainage	C0015	2,569	0	2,569	33,000	11,000	(8,431)	
English Road Gravel Resheet	C0048	62,624	0	62,624	60,000	20,000		
In Masefield Road Gravel Resheet	C0030	0	0	0	56,000	18,668	(18,668)	
📶 Cement Street Footpaths & Drainage	C0060	0	0	0	25,000	8,332	(8,332)	
📶 Boodarockin Road Floodway repair	C0007	5,124	0	5,124	30,000	10,000	(4,876)	
📶 George Road Gravel Resheet	C0018	0	0	0	86,000	28,668		
Capito Road Resheet	C0040	7,049	0	7,049	86,000	28,668		
📶 Boodarockin Rd - Ramelius Marda Dam	C0007R	0	0	0	25,000	8,332		
Transport Total		77,366	0	77,366	523,000	147,000	(69,634)	
noads (Council Funded) Total		77,366	0	77,366	523,000	147,000	(69,634)	
Roads (MRWA)								
Transport								
Koorda-Southern Cross Rd (M40) Reconstruction	RRG91C	7,977	0	7,977	477,000	159,000	(151,023)	
Koorda-Southern Cross Rd (M40) Reseals	RRG91R	0	0	0	178,500	135,000		
Warralakin Road Reconstruction	RRG84C	0	0	0	195,000	65,000		
Transport Total		7,977	0	7,977	850,500	224,000		
Roads (MRWA) Total		7,977	0	7,977	850,500	224,000		
		.,	Ū	.,	200,000	,000	(0,0_0)	

SHIRE OF WESTONIA NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY For the Period Ended 31 October 2020

Note 13: Capital Acquisitions

			YTD Actual			Amended Budg	et	
Assets	Account	New/Upgrade	Renewal	Total YTD	Annual Budget	YTD Budget	YTD Variance	Strategic Reference / Comment
		\$	\$	\$	\$	\$	\$	
Streetscapes								
Footpaths								
Pyrites Street Footpaths & Drainage	FP0056	0	0	0	27,000	0	0	
Scheelite Street Footpaths & Drainage	FP0093	0	0	0	10,000	0	0	
Gold Street Footpaths & Drainage	FP0059	0	0	0	3,000	0	0	
	Footpaths Total	0	0	0	40,000	0	0	
Footpaths Total		0	0	0	40,000	0	0	
Town (R2R)								
Transport								
Walgoolan South Road	R2R04	0	0	0	135,000	45,000	(45,000)	
Morrison Rd - R2R	R2R50	51,270	0	51,270	50,000	16,668	34,602	
📶 Rabbit Proof Fence Rd - R2R	R2R25	12,414	0	12,414	40,000	13,332	(918)	
Leach Road Shoulder Widening	R2R16	0	0	0	100,000	0	0	
	Transport Total	63,684	0	63,684	325,000	75,000	(11,316)	
Town (R2R) Total		63,684	0	63,684	325,000	75,000	(11,316)	
Capital Expenditure Total Level of Completion Indicators		308,620	138,844	447,464	2,693,590	577,788	(130,324)	



Percentage YTD Actual to Annual Budget Expenditure over budget highlighted in red.

9.1.3 GST RECONCILIATION REPORT – OCTOBER 2020

Respo	onsible Officer:	Jamie Criddle, CEC					
Autho	or:	Jasmine Geier, Manager of Corporate Services					
	eference:	F1.4.4 Audit Report					
	osure of Interest:	Nil					
	hments:	Attachment 9.1.3	GST Report				
Signa	ture:	Officer		CEO	/		
		A	i.		Jamo		
	Purpose of the Report						
	Executive Decision	\boxtimes	Legislative R	equirement			
	Background						
	conciled Balance of the GST L ncil on a monthly basis as a r						
	Comment						
The GS	T Reconciliation Report is at	tached for Councillo	r consideratior	۱.			
	Statutory Environment						
Nil							
	Policy Implications						
Counci	l does not have a policy in re	gard to Goods and S	Services Tax.				
	Strategic Implications						
Nil							
	Financial Implications						
	T reconciliation is presented impact on Council's cash-flo		ans of indicati	ng Council's cu	urrent GST liability, which		
	Voting Requirements						
\boxtimes	Simple Majority		Absolute Ma	jority			
OFFIC	CER RECOMMENDATIONS						

That the GST Reconciliation totaling\$11,796.00 for the period ending 31st October 2020 adopted.

Attachment 9.1.3

Shire of Westonia



GST Reconciliation Report

for period ending 31st October 2020

SHIRE OF WESTONIA BAS EXTRACT - 31 OCTOBER 2020

ABN:	87 507 505 958
Business Activity Statement:	Oct-20
Period/Year end:	2020/2021



Name	Jasmine Geier
Position	Manager of Coporate Services
Date	4/11/2020

	Α	В	С	D	E	F	G
		GST					
Month	On Sales (collected) *1405000	On Purchases (paid) *1304000	Nett GST Payable / (Receivable)	Fuel Tax Credit *1144040.170	PAYG *1406010	FBT Instalment *1142210 & 1145090	Nett Payment /(Refund)
Jul-20	2,711.00	20,221.00	(17,510.00)	(3,818.00)	20,846.00	0.00	(482.00)
Aug-20	3,279.00	11,400.00	(8,121.00)	(5,472.00)	27,210.00	0.00	13,617.00
Sep-20	18,769.00	14,124.00	4,645.00	(3,253.00)	17,867.00	5,259.00	24,518.00
Oct-20	19,106.00	20,164.00	(1,058.00)	(5,322.00)	18,176.00	0.00	11,796.00
Nov-20							
Dec-20							
Jan-21							
Feb-21							
Mar-21							
Apr-21							
May-21							
Jun-21							

	Total	43,865.00	65,909.00	(22,044.00)	(17,865.00)	84,099.00	5,259.00	49,449.00
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A - B = C (Net GST) C + D + E + F = G (Nett (Refund/Payment))

Responsible Officer:	Jamie Criddle, CEO		
Author:	Jamie Criddle, CEO		
ile Reference:			
Disclosure of Interest:	Nil		
Attachments:	Nil		
Signature:	Officer	CEO	Jamo
Purpose of the Repo	rt		
		Legislative Requ	iromont

Council is asked to consider making a submission to the Department of Local Government in relation to the CEO Standards and to provide comment on the WA Local Government Association's proposed submission on the document.

Legislative Requirement



Executive Decision

On 27 June 2019, the Local Government Legislation Amendment Act 2019 was passed in Parliament.

The Act includes a requirement for the introduction of a mandatory minimum standards covering the recruitment, selection, performance review and early termination of local government Chief Executive Officers (CEO Standards).

The Department of Local Government, Sport and Cultural Industries sought feedback on the initial proposed "CEO Standards" in October 2019 via online survey and open submission period. Council reviewed these documents at its October 2019 Council Meeting and made submissions on both proposed documents. In addition, Council supported WALGA's position on the sector's response.

On the 25th October 2020 the Department of Local Government issued two Local Government Alerts in relation to their consultation on the Draft Standards for CEO recruitment, performance and termination. A copy of these documents is provided as an attachment to this item.

The Department has advised that submissions are being called and close on 6th December 2020.

Subsequently WALGA has advised Councils of their proposed approach to responding to this draft legislation. Due to the tight timeframe and WALGA requiring sector feedback and voting at its Zone meetings responses from individual Local Governments was sought prior to the 13th November 2020.

The CEO has advised WALGA of Council's position and support in line with our previous submission in late 2019.



Comment

Whilst the WA Local Government Association will make this submission on behalf of the sector it is encouraged that Council also makes a submission to reinforce key points and highlight any concerns.

Individuals are also able and are encouraged to make their own submission and therefore Councillors may wish to also make their own submission to the Department of Local Government.

The Chief Executive Officer is reviewing the proposed documents and, in line with our submission and survey response to the Department of Local Government Survey in November 2019, is preparing a new submission on Council's behalf. Council's submission on the new draft documents will be presented for consideration at the November 2020 Ordinary Council Meeting for endorsement.

The main areas of concern are as follows;

Draft CEO Standards for recruitment, performance and termination

Requirement to re-advertise CEO position of 10 years of continuous service Section 5.39(2)(b) of the Local Government Act already limits CEO contracts to a maximum of 5 years and Councils have general competence powers to consider whether to renew the incumbent's contract or advertise the position. Suggesting that a Council must re-advertise the position of a CEO after 10 years is likely to prove unworkable or counterproductive in any case as:

- Councils conducting a selection process known to involve an incumbent CEO will risk allegations of noncompliance with Section 5.40 of the Local Government Act 'Principles affecting Local Government employees' due to actual or perceived bias, nepotism and lack of merit and equity in relation to other applicants;
- May result in CEOs actively seeking alternative employment as the 10 year horizon approaches, meaning that
 a CEO that has provided satisfactory or perhaps exemplary service will be unnecessarily lost to the local
 government;
- Where a CEO is re-employed as a consequence of re-advertising after the 10 year period, this process has
 incurred unnecessary costs and time wasting for the LG, distracting from achieving its strategic objectives and
 may further entrench perceptions that contracts are for life, thus negating the very purpose of this proposal.

Further, Division 3 of the Draft Regulations seeks to improve the capacity of local governments to effectively manage CEO employment. This is a far more appropriate and adapted mechanism to address a perceived issue of 'contracts for life', by ensuring that the performance of CEOs, whether long serving or newly appointed, is appropriately assessed and managed.

Whilst the 10 year readvertising requirement is the primary issues there are several other areas of concern, being; - Certain concerns around the independent person required in recruitment and performance reviews

- Transparency and procedural fairness Schedule 2
- Council decision-making authority

LG Professionals

Reasons for Opposing CEO Standards about Contract Readvertising

1. It diminishes Council's general competence powers

The proposal significantly diminishes the general competence powers of Councils in relation to critical decisions around ongoing relationships with an existing CEO.

2. No logical rationale presented for the change

A letter from the Department states that the recommendation is "intended to ensure local governments are testing the market". This makes no sense as a Council has the power to 'test the market' whenever a contract ends.

More tellingly, the letter also notes "it could also facilitate a mechanism for Councils not to renew contracts and ... avoid them having to make hard decisions. This won't necessarily apply in all circumstances; however, it could assist some Councils".

This appears to be the underlying rationale for the legislative proposal and it is a completely inappropriate response to an issue. If Councils are unwilling to fulfil their roles and make hard decisions, they should be given training and assisted to build capacity in decision making; not have the hard decision removed.

It should also be noted that quite a number of Councils have been willing to make hard decisions in relation to the continuing employment of CEOs over recent years.

The proposed legislation also highlights the problem of a 'one size fits all' approach, with all local governments affected significantly by provisions which "could assist some Councils".

3. It will significantly increase employments costs

The cost of an Executive search program could easily exceed \$30,000. This cost will be placed on local governments whose Councils are completely satisfied with their CEO's performance and want the person to continue.

4. It is discriminatory against local government

If requiring CEOs to reapply for their jobs after 10 years is considered appropriate, why does this policy not apply to all leaders in the State Government?

5. It will generate cynicism, allegations of patronage and potentially provide false optimism to non-incumbent candidates

There will be situations where a Council has a very good working relationship with the CEO, the CEO has been performing well and Council wants to offer the CEO a third term. In such situations, if the current CEO is offered a third term following advertising, unsuccessful applicants are likely to be cynical about the process and it could generate claims of patronage, particularly if unsuccessful applicants are more qualified and credentialed (although they would have less directly relevant experience). Local Government Professionals Australia WA Unit 21, 168 Guildford Road Maylands WA 6051 t (08) 9271 1136 f (08) 9271 1197 e admin@lgprofessionalswa.org.au w www.lgprofessionalswa.org.au ABN 91 208 607 072

Further, the most frequently asked questions by people considering applying for a position are - is someone currently acting in the position? And - how long have they been acting? Both of these questions demonstrate potential applicant concerns about 'wasting their time' in applying.

If a Council is completely satisfied with the performance of a current CEO and would like to reappoint the person, other applicants are likely to feel that their time has been wasted and that the legislative requirement has provided false optimism.

Under these circumstances, Councils will risk allegations of non-compliance with Section 5.40 of the Act which requires appointments to be based on merit and equity and which makes nepotism or patronage illegal.

6. It unnecessarily distracts local governments from their core function

The recruitment process not only involves dollar costs but a significant time commitment. Where a Council is completely satisfied with the performance of the CEO, the time commitment to undertake an 'unnecessary' selection process will distract a local government from its core function of serving the community.

7. It will have a disproportionately negative effect on regional local governments

CEOs working in regional local governments will generally move in from outside of the district with their families. These families integrate into the community. Reapplying for a job under such circumstances will not only create stress for the CEO but also for families and, in turn, the broader community into which they family is integrated.

8. It will impact negatively on Councils with a good relationship with their CEO

A rational or cautious CEO, coming towards the end of 10 years of service with a local government, would seek alternative employment rather than run the gauntlet of a recruitment process with their current Council which may, or may not, lead to continuing employment. If the CEO is unsuccessful in the selection process with their current Council, the CEO would become unemployed which, for most rational and cautious people, is not a desirable outcome.

This would have a disproportionate impact on regional local governments when a Council loses a CEO that they are completely satisfied with and subsequently finds it difficult to attract and retain a replacement.

9. It will cause unnecessary unrest for local government staff

CEOs set organisational culture and values. Uncertainty about who will be the future CEO as a CEO approaches 10 years with a local government will, inevitably, cause unrest and unease amongst the staff and distract from high quality work performance. Local Government Professionals Australia WA Unit 21, 168 Guildford Road Maylands WA 6051 t (08) 9271 1136 f (08) 9271 1197 e admin@lgprofessionalswa.org.au w www.lgprofessionalswa.org.au ABN 91 208 607 072

10. Local governments are unlikely to operate at maximum capacity as CEOs approach 10 years

CEOs will, almost certainly, become risk averse as they approach 10 years with a local government and know they have to contend with a full public selection process. This risk averse approach is broadly acknowledged as providing the best opportunity to become the successful candidate. However, the implications are that the whole local government will become more risk averse and less able to provide good governance to the people of the district.

- Council decision-making authority*LOCAL GOVERNMENT (ADMINISTRATION) AMENDMENT REGULATIONS (No.2)* 2020 – EXPLANATORY NOTES

These regulations will bring into effect **section 22** of the *Local Government Legislation Amendment Act* 2019.

In particular, the following will take effect: sections 5.39A, 5.39B & 5.39C.

Section in Amendment Act	Section in LG Act	Торіс
Section 22	5.39A 5.39B 5.39C	Model standards for CEO recruitment, performance and termination. Adoption of Model Standards Policy for temporary employment or appointment of CEO.
Regulation	Amends	Explanation
Regulation 18A – Vacancy in position of CEO or senior employee to be advertised (Act s.5.36(4) and 5.37(3))	18A Local Government (Administration) Regulations 1996	Regulation 18A(1) is being amended to align with the new State-wide public notice provisions. If the position of CEO, or of a senior employee, becomes vacant the local government must give State-wide public notice of the position in accordance with the requirements of the Local Government Act (sections 5.36(4) and 5.37(3)). Regulation18A(2)(da) provides that the State-wide
		public notice must include a website address where the job description form (JDF) for the position can be accessed.
Regulation 18C – Selection and appointment process for CEOs.	18C Local Government (Administration) Regulations 1996– Repealed	Regulation 18C is being repealed. The prescribed model standards for CEO recruitment and appointment outlined at Division 2 (Clauses 3-14) of the <i>Local Government (Administration) Amendment Regulations 2020</i> replace 18C.
		Local governments are required to determine the selection criteria for the position of CEO prior to a recruitment process being undertaken. The local government must approve by a resolution of an absolute majority of council, a job description form which sets out the duties and responsibilities of the position ($5(2)(a)$) and details the selection criteria ($5(2)(b)$.
		A position vacancy must be advertised in accordance with 5.36(4) of the <i>Local Government</i> <i>Act</i> and 18A of the <i>Local Government</i> <i>(Administration) Regulations 1996.</i> A JDF form must also be made available on the local government's official website.
		As part of the process of selection, a panel must be established to conduct the recruitment and selection process. The selection panel must be made up of council members and at least one independent person who is not a current councillor or employee of the local government. The independent person

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		should have experience in the recruitment and selection of CEO's and / or senior executives. It is the role of the selection panel to recommend one or more suitable applicants to the position of CEO based on the selection criteria outlined in the JDF. A final decision to make an offer of appointment to
		the position of CEO must be made by an absolute majority of council. The resolution must also approve the proposed terms of the contract.
		Appointment of the successful applicant to CEO must also be made by an absolute majority decision of council after negotiation of the final contract terms between the successful applicant and the local government and following the applicant's acceptance of the offer.
Regulation 18D – Performance review of CEO, local government's duties as to	Local Government (Administration) Regulations 1996 - 18D Repealed	Regulation 18D is being repealed. The prescribed model standards for performance review outlined at Division 3 of the of the <i>Local Government</i> <i>(Administration) Amendment Regulations 2020</i> (clauses 15-19) replace 18D.
		Local governments are required to review the performance of a CEO annually in accordance with section 5.38 of the Act. Division 3 sets out the process for performance review, including establishing the performance criteria upon which to base the review and the requirement to endorse the performance review by absolute majority on its completion.
		The CEO must be notified of the results of the performance review, including any issues identified in relation to the performance of the CEO, and how the local government proposes to address and manage those issues.
Regulation FA – Prescribed model standards for CEO recruitment, performance and termination (Act s.5.39A(1)).	Local Government (Administration) Regulations 1996 – 18FA is a new clause.	Regulation 18FA sets out the model standards for local governments in relation to the recruitment, performance review and termination of employment of a local government CEO.
Regulation 18FB – Certification of compliance with adopted standards for CEO recruitment (Act s.5.39B(7))	Local Government (Administration) Regulations 1996 – 18FB is a new clause.	Regulation 18FB requires local governments to certify that they have adopted the standards under section 5.39B of the Act. 18FB applies in relation to the recruitment and appointment of a local government CEO.
		A copy of the resolution to appoint the CEO in accordance with the adopted standards must be provided to the Department of Local Government, Sport and Cultural Industries within 14 days of the decision to appoint.

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Regulation 18FC – Certification of compliance with adopted standards for CEO termination (Act s.5.39B(7)).	Local Government (Administration) Regulations 1996 – 18FC is a new clause	Regulation FC requires a local government to certify that they have adopted the standards under section 5.39B of the Act. 18FC applies in relation to the termination of a CEO's employment contract. If a local government makes the decision to terminate the employment of the CEO, it must certify that the CEO's employment contract was terminated in accordance with the adopted standards for termination as outlined in regulations.
Division 2 – Standards for recruitment of CEOs Regulation 4 – Application of Division	Local Government (Administration) Regulations 1996 – Reg 4 replaces 18C.	Regulation 18C of the <i>Local Government</i> (<i>Administration</i>) <i>Regulations 1996</i> is repealed. Instead, Regulation 4 applies in relation to Division 2 - the recruitment and selection process of a local government CEO. Division 2 does not apply in the event that the position of CEO is to be filled by a person in a prescribed class or in relation to the renewal of the CEO's contract, unless the CEO has been employed for a period of 10 or more consecutive years and a period of 10 or more years has elapsed since a selection and recruitment process was carried out For the purposes of 5.36(5)(a), a person in a prescribed class includes a person who is and will continue to be employed by another local government and is contracted for a period of less than five years, or the person will be acting in the position of CEO for a period of less than one year.
Regulation 5 – Determination of selection criteria and approval of job description form.	Local Government (Administration) Regulations 1996 – Reg 5 is a new clause.	Regulation 5 deals with determining the selection criteria for the position of CEO. It is a requirement that the local government base the selection criteria on the necessary skills, knowledge, experience and qualifications necessary to effectively perform the role and responsibilities associated with the position. The local government must approve (by absolute majority) a job description form (JDF) that sets out the duties and responsibilities of the position and the selection criteria.
Regulation 6 – Advertising Requirements	Local Government (Administration) Regulations 1996 – Reg 6 is a new clause.	Regulation 6 deals with advertising the position of CEO where the position becomes vacant or the incumbent has held the position for 10 or more consecutive years. It is a requirement of the Local Government Act (s 5.36(4)) that upon the position of CEO becoming vacant, it must be advertised in a manner prescribed. Regulation 18A of the Local Government (Administration) Regulations 1996 sets out the requirements for State-wide advertising.

Regulation 7 – Job description form to be made available by local government.	Local Government (Administration) Regulations 1996 – Reg 7 is a new clause.	Regulation 7 requires a local government to provide a copy of the JDF to a person upon request. The local government must either provide the web address where the JDF can be downloaded or alternatively if the person is unable to access the website, email a copy, or send a hard copy in the post.
Regulation 8 – Establishment of selection panel for appointment of CEO.	Local Government (Administration) Regulations 1996 – Reg 8 is a new clause.	Regulation 8 requires a local government to establish a selection panel to conduct the selection and recruitment process for appointment of a person to the position of CEO. The selection panel must comprise of council members and at least one independent person who is not a councillor nor an employee of the local government. It is recommended that the independent person or persons have relevant experience in the recruitment and selection of CEO's and / or senior executives. It is the role of the selection panel to recommend one or more suitable applicants to the position of CEO based on the selection criteria outlined in the JDF. It is at the discretion of the local government to determine the number of people on the selection panel.
		panei.
Regulation 9 – Recommendation by selection panel.	Local Government (Administration) Regulations 1996 – Reg 9 is a new clause.	It is the role of the selection panel to recommend a preferred applicant or applicants for appointment to the position of CEO. Regulation 9 requires the selection panel to make an assessment of each applicant's ability to perform the role of CEO based on their knowledge, experience, qualifications and skills as measured against the selection criteria outlined in the JDF.
		If the selection panel considers none of the applicants suitable for appointment to the position, they must advise the local government of that fact.
		If the selection panel considers none of the applicants suitable for appointment to the position of CEO, they may recommend changes be made to the duties and responsibilities of the position or the selection criteria.
		The selection panel must act in an impartial and transparent manner and in accordance with the principles set out in section 5.40 of the Act.
		The selection panel is responsible for ensuring that any applicant or applicants they recommend for appointment have demonstrated they meet the selection criteria and have had their qualifications verified. The selection panel must exercise due diligence in verifying referees, work history, skills and any other claims made by the applicant.

Regulation 10 – New process to be commenced if no suitable applicants.	Local Government (Administration) Regulations 1996 – Reg 10 is a new clause.	If the selection panel finds that none of the applicants are suitable to be appointed to the position of CEO, they must advise the local government in accordance with 9(2)(b).
		Regulation 10 requires the recruitment and selection process to be undertaken again if the selection panel advises the local government it considers none of the applicants to be suitable for appointment to the position of CEO.
		Unless the selection panel recommends changes be made to the duties and responsibilities of the position or the selection criteria, clause 5 does not apply. In this instance, the original JDF previously approved by the local government (under clause 5) is the JDF form for the purposes of the new recruitment and selection process.
Regulation 11 – Offer of appointment to position of CEO.	Local Government (Administration) Regulations 1996 – Reg 11 is a new clause.	Regulation 11 requires the decision to make an offer of employment to an applicant to the position of CEO to be made by an absolute majority of council. The council must approve making the offer of employment to the preferred applicant and the proposed terms of the contract to be entered into.
Regulation 12 – Appointment to position of CEO	Local Government (Administration) Regulations 1996 – Reg 12 is a new clause.	Regulation 12 deals with the appointment of the successful applicant to the position of CEO subsequent to the offer of appointment having been made, the final terms of the contract agreed to and the applicant accepting the offer of employment. The appointment of the successful applicant to the position of CEO by the local government must be made by an absolute majority of council. Council must endorse the appointment and approve the terms of the negotiated contract.
Regulation 13 – Recruitment to be undertaken on expiry of certain CEO contracts.	Local Government (Administration) Regulations 1996 – Reg 13 is a new clause.	Regulation 13 applies if a local government CEO has held the position for a period of 10 or more consecutive years upon expiry of the CEO's contract. Regulation 13 also applies if a period of 10 or more consecutive years has elapsed since a recruitment and selection process for the position has occurred and the incumbent CEO has notified the local government that they wish to have their contract of employment renewed upon its expiry. Subclause 13(2)(a)(ii) is drafted to allow for the
		possibility that a CEO who has, for example, held office for 10 years and has their contract renewed

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Regulation 14 – Confidentiality of information	Local Government (Administration) Regulations 1996 – Reg 14 is a new clause.	for another 5-year term following the recruitment and selection process. In that case, clause 13(2)(a)(ii) will operate to ensure that another 10 years can pass before another recruitment process is required. In the absence of clause 13(2)(a)(ii), when the renewed term came to an end, the CEO would have held the position for 15 consecutive years and clause 13(2)(a)(i) would operate to require a process to be undertaken. The local government must carry out the recruitment and selection process before expiry of the incumbent CEO's contract. The incumbent CEO may have their contract of employment renewed upon expiry if they are selected in accordance with the recruitment and selection process at subclause (3). Regulation 14 requires confidentiality to be observed by the local government as part of the process of recruitment and selection. Information obtained as part of this process must only be used for, or in connection with, recruitment and selection.
Division 3 – Standards for review of performance of CEOs Regulation 15 sets out the standards to be observed by the local government in relation to the review of the performance of CEOs.	Local Government (Administration) Regulations 1996 – Reg 15 replaces regulation 18D which is repealed.	Regulation 18D is repealed. Division 3 effectively deals with the requirement to consider the performance review of the CEO in accordance with section 5.38 of the Act.
Regulation 16 – Performance review process to be agreed between local government and CEO.	Local Government (Administration) Regulations 1996 – Reg 16 is a new clause.	Regulation 16 requires the local government and the CEO to agree on the process for performance review and any performance criteria that are additional to those specified in the contract. For example, the local government and the CEO may wish to include additional performance criteria after 1 or 2 years into a contract term as circumstances and priorities change. The process for performance review must be consistent with clauses 17 (Carrying out a performance review), 18 (Endorsement of the performance review) and 19 (CEO to be notified of the results of the performance review). The process for performance review and the selection criteria upon which the review will be based must be set out in a written document.
Regulation 17 – Carrying out a performance review	Local Government (Administration) Regulations 1996 –	Regulation 17 deals with how a review of a CEO's performance must be carried out. A performance review must be carried out in an impartial and transparent manner. It must also be comprehensive,

19" November 2020		Page 22
	Reg 17 is a new clause	and evidence based. The CEO's performance must be measured against the performance criteria as specified in the CEO's contract and any other performance criteria as agreed and set out in the documented performance review process.
Regulation 18 – Endorsement of performance review by local government	Local Government (Administration) Regulations 1996 – Reg 18 is a new clause	Regulation 18 requires that a performance review is endorsed by an absolute majority of council upon completion.
Regulation 19 – CEO to be notified of results of performance review	Local Government (Administration) Regulations 1996 – Reg 19 is a new clause	Regulation 19(a) requires a local government to notify the CEO of the results of the performance review in writing. If the review identifies any performance issues, the local government must outline how it proposes to address and manage those issues. The local government must notify the CEO of the
		results of the performance review after it has been endorsed by an absolute majority of council.
Division 4 – Standards for termination of employment of CEOs.		
Regulation 20 – sets out the standards to be observed by the local government in relation to the termination of the employment of CEOs.	Local Government (Administration) Regulations 1996 – Reg 20 is a new clause	Regulation 20 provides an overview of Division 4 – Standards for termination of employment of CEOs.
Regulation 21 – General principles applying to any termination.	Local Government (Administration) Regulations 1996– Reg 21 is a new clause	Regulation 21 outlines the general principles that must apply to any termination of a CEO's employment contract. Decisions relating to termination of employment must be made in an impartial and transparent manner.
		 A CEO must be afforded procedural fairness in relation to the process for termination of employment. This includes: a) being informed of their rights, entitlements and responsibilities; b) notification of any allegations against the CEO; c) being given a reasonable opportunity to respond to the allegations; d) and genuinely considering any response provided by the CEO to the allegations.
Regulation 22 – Additional principles applying to termination	Local Government (Administration) Regulations 1996 –	Regulation 22(1) applies if the local government proposes to terminate the employment of a CEO based on the CEO's work-related performance.

for performance related reasons.	Reg 22 is a new clause	 Subclauses 22(2)(a)-(d) and 22(3) require that a CEO's employment must not be terminated unless the local government has: previously identified any issues with the CEO's performance as part of the performance review process; informed the CEO of the performance issues; given the CEO reasonable opportunity to address and implement a plan to remedy the performance issues; determined that the CEO has not remedied the performance issues to the satisfaction of the local government; and 22(3) reviewed the performance of the CEO within the preceding 12 months in accordance with 5.38(1) of the Local Government Act.
Regulation 23 – Decision to terminate.	Local Government (Administration) Regulations 1996 – Reg 23 is a new clause	Regulation 23 requires that a decision to terminate the employment of a CEO must be made by an absolute majority of council.
Regulation 24 – Notice of termination of employment.	Local Government (Administration) Regulations 1996 – Reg 24 is a new clause	Regulation 24 requires that a local government must provide notice in writing of the decision to terminate the employment of a CEO. Written notice must include the local government's reasons for termination.



Statutory Environment

Local Government Act 1995 – As the Review is reviewing the entire act. The act review with also impact on various regulations.



Policy Implications

Nil

Strategic Implications

Shire of Westonia Strategic Community Plan 2016-2026 - Civic Leadership -Dynamic and visionary leadership guiding our community into the future.



Absolute Majority

OFFICER RECOMMENDATIONS

That Council requests the Chief Executive Officer to prepare a submission in line with key concerns listed and including any additional points, in response to the Department of Local Government's proposed Standards and Guidelines for CEO Recruitment and Selection, Performance Review and Termination

Western Australia

Local Government (Model Code of Conduct) **Regulations 2020**

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Consultation Draft

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Local Government Act 1995

Local Government (Model Code of Conduct) Regulations 2020

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Local Government (Model Code of Conduct) Regulations 2020.*

2. Commencement

These regulations come into operation as follows -

- (a) Part 1 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day on which the *Local Government Legislation Amendment Act 2019* sections 48 to 51 come into operation.

Consultation Draft

r. 3

Part 2 — Model code of conduct

3. Model code of conduct (Act s. 5.103(1))

The model code of conduct for council members, committee members and candidates is set out in Schedule 1.

page 2

Part 3 — Repeal and consequential amendments

Division 1—**Repeal**

4. Local Government (Rules of Conduct) Regulations 2007 repealed

The Local Government (Rules of Conduct) Regulations 2007 are repealed.

Division 2— Other regulations amended

- 5. Local Government (Administration) Regulations 1996 amended
 - (1) This regulation amends the Local Government (Administration) Regulations 1996.
 - (2) Delete regulation 29(1)(baa).
 - (3) After regulation 34C insert:

Part 9A — Minor breaches by council members

- 34D. Contravention of local law as to conduct (Act s. 5.105(1)(b))
 - (1) In this regulation —

local law as to conduct means a local law relating to the conduct of people at council or committee meetings.

(2) The contravention of a local law as to conduct is a minor breach for the purposes of section 5.105(1)(b) of the Act.

Consultation Draft

6. Local Government (Audit) Regulations 1996 amended

- (1) This regulation amends the Local Government (Audit) Regulations 1996.
- (2) In regulation 13 in the Table:
 - (a) under the heading "*Local Government Act 1995*" delete "s. 5.103" and insert:

s. 5.104

(b) delete:

Local Government	(Rules of Conduct)	Regulations 2007
r. 11		

- 7. Local Government (Constitution) Regulations 1998 amended
 - (1) This regulation amends the Local Government (Constitution) Regulations 1998.
 - (2) In Schedule 1 Form 7 delete "Local Government (Rules of Conduct) Regulations 2007." and insert:

code of conduct adopted by the ³ under section 5.104 of the *Local Government Act 1995*.

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cl. 1

Schedule 1 — Model code of conduct

[r. 3]

Division 1—**Preliminary provisions**

1. Citation

This is the [insert name of local government] Code of Conduct for Council Members, Committee Members and Candidates.

2. Terms used

(1) In this code —

Act means the Local Government Act 1995;

candidate means a candidate for election as a council member;

publish includes to publish on a social media platform.

(2) Other terms used in this code that are also used in the Act have the same meaning as they have in the Act, unless the contrary intention appears.

Division 2 — General principles

3. Overview of Division

This Division sets out general principles to guide the behaviour of council members, committee members and candidates.

4. Personal integrity

- (1) A council member, committee member or candidate should
 - (a) act with reasonable care and diligence; and
 - (b) act with honesty and integrity; and
 - (c) act lawfully; and
 - (d) identify and appropriately manage any conflict of interest, including by the refusal of gifts that may give the appearance of a conflict of interest or an attempt to corruptly influence behaviour; and
 - (e) avoid damage to the reputation of the local government.

Consultation Draft

- (2) A council member or committee member should
 - (a) act in accordance with the trust placed in council members and committee members; and
 - (b) participate in decision-making in an honest, fair, impartial and timely manner; and
 - (c) actively seek out and engage in training and development opportunities to improve the performance of their role; and
 - (d) attend and participate in briefings, workshops and training sessions provided or arranged by the local government in relation to the performance of their role.

5. Relationships with others

- (1) A council member, committee member or candidate should -
 - (a) treat others with respect, courtesy and fairness; and
 - (b) respect and value diversity in the community.
- (2) A council member or committee member should maintain and contribute to a harmonious, safe and productive work environment.

6. Accountability

A council member or committee member should -

- (a) base decisions on relevant and factually correct information; and
- (b) make decisions on merit, in the public interest and in accordance with statutory obligations and principles of good governance and procedural fairness; and
- (c) read all agenda papers given to them in relation to council or committee meetings; and
- (d) be open and accountable to the public and represent all constituents.

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Division 3 — Behaviour

7. Overview of Division

This Division sets out —

- (a) requirements relating to the behaviour of council members, committee members and candidates; and
- (b) the mechanism for dealing with alleged breaches of those requirements.

8. Personal integrity

- (1) A council member, committee member or candidate
 - (a) must ensure that their use of social media and other forms of communication complies with this code; and
 - (b) must only publish material that is factually correct.
- (2) A council member or committee member
 - (a) must not be impaired by alcohol or drugs in the performance of their official duties; and
 - (b) must comply with all policies, procedures and resolutions of the local government.

9. Relationships with others

A council member, committee member or candidate ----

- (a) must not bully or harass another person in any way; and
- (b) must deal with the media in a positive, informative and appropriate manner and in accordance with any relevant policy of the local government; and
- (c) must not use offensive or derogatory language when referring to another person; and
- (d) must not disparage the character of another council member, committee member or candidate or a local government employee in connection with the performance of their official duties; and
- (e) must not impute dishonest or unethical motives to another council member, committee member or candidate or a local

Consultation Draft

		government employee in connection with the performance of their official duties; and		
	(f)	when attending a council or committee meeting —		
		(i) must not act in an abusive or threatening manner towards another person; and		
		 (ii) must not make a statement that the member or candidate knows, or could reasonably be expected to know, is false or misleading; and 		
		(iii) must not repeatedly disrupt the meeting; and		
		 (iv) must comply with any requirements of a local law of the local government relating to the procedures and conduct of council or committee meetings; and 		
		(v) must comply with any direction given by the person presiding at the meeting; and		
		 (vi) must immediately cease to engage in any conduct that has been ruled out of order by the person presiding at the meeting; 		
		and		
	(g)	must direct to the CEO any request for a query or complaint to be dealt with, or other work or action to be undertaken, by a local government employee.		
	Compl	aints about alleged breach		
(1)		on may make a complaint, in accordance with subclause (2), g a breach of a requirement set out in this Division.		

- (2) A complaint must be made
 - (a) in writing in the form approved by the local government; and
 - (b) to a person authorised under subclause (3); and
 - (c) within 1 month after the occurrence of the alleged breach.
- (3) The local government must, in writing, authorise 1 or more persons to receive complaints made under subclause (1).

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10.

11. Local government to deal with complaints

- (1) After considering a complaint, the local government must, unless it dismisses the complaint under subclause (2), make a finding as to whether the alleged breach the subject of the complaint has occurred.
- (2) The local government must dismiss the complaint if it is satisfied that
 - (a) the behaviour to which the complaint relates occurred at a council or committee meeting; and
 - (b) either
 - (i) the behaviour was dealt with by the person presiding at the meeting; or
 - (ii) the person responsible for the behaviour has taken remedial action in accordance with a local law of the local government that deals with meeting procedures.
- (3) Before making a finding in relation to the complaint, the local government must give the person to whom the complaint relates a reasonable opportunity to be heard.
- (4) A finding that the alleged breach has occurred must be based on evidence from which it may be concluded that it is more likely that the breach occurred than that it did not occur.
- (5) If the local government makes a finding that the alleged breach has occurred, the local government may
 - (a) decide to take no further action; or
 - (b) in consultation with the person to whom the complaint relates, develop and implement a plan to address the person's behaviour.
- (6) A plan under subclause (5)(b) may include requirements for the person to participate in training, mediation or counselling or to take any other action the local government considers appropriate.
- (7) The local government must give written notice to the complainant and to the person to whom the complaint relates of
 - (a) its finding in relation to the complaint under subclause (1) or its decision to dismiss the complaint under subclause (2); and
 - (b) its reasons for the finding or decision.

Consultation Draft

12. Other provisions about complaints

- (1) A complaint made under clause 10(1) about an alleged breach by a candidate cannot be dealt with by the local government unless the candidate has been elected as a council member.
- (2) The procedure for dealing with complaints made under clause 10(1) may be determined by the local government to the extent that it is not provided for in clause 11.

Division 4—**Rules of conduct**

13. Overview of Division

- (1) This Division sets out rules of conduct for council members and candidates.
- (2) A reference in this Division to a council member includes a council member when acting as a committee member.

14. Misuse of local government resources

(1) In this clause —

electoral purpose means the purpose of persuading electors to vote in a particular way at an election, referendum or other poll held under the Act, the *Electoral Act 1907* or the *Commonwealth Electoral Act 1918*;

resources of a local government includes -

- (a) local government property; and
- (b) services provided, or paid for, by a local government.
- (2) A council member must not, directly or indirectly, use the resources of a local government for an electoral purpose or other purpose unless authorised under the Act, or by the local government or the CEO, to use the resources for that purpose.

Securing personal advantage or disadvantaging others

- (1) A council member must not make improper use of their office
 - (a) to gain, directly or indirectly, an advantage for the council member or any other person; or

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15.

- (b) to cause detriment to the local government or any other person.
- (2) Subclause (1) does not apply to conduct that contravenes section 5.93 of the Act or *The Criminal Code* section 83.

16. Prohibition against involvement in administration

- (1) A council member must not undertake a task that contributes to the administration of the local government.
- (2) Subclause (1) does not apply to anything that a council member does as part of the deliberations at a council or committee meeting.

17. Relations with local government employees

(1) In this clause —

local government employee means a person -

- (a) employed by a local government under section 5.36(1) of the Act; or
- (b) engaged by a local government under a contract for services.
- (2) A council member or candidate must not
 - (a) direct or attempt to direct a local government employee to do or not to do anything in their capacity as a local government employee; or
 - (b) attempt to influence, by means of a threat or the promise of a reward, the conduct of a local government employee in their capacity as a local government employee; or
 - (c) act in an abusive or threatening manner towards a local government employee.
- (3) Subclause (2)(a) does not apply to anything that a council member does as part of the deliberations at a council or committee meeting.
- (4) If a council member or candidate, in their capacity as a council member or candidate, is attending a council or committee meeting or other organised event at which members of the public are present, the council member or candidate must not orally, in writing or by any other means —

Consultation Draft

- (a) make a statement that a local government employee is incompetent or dishonest; or
- (b) use an offensive or objectionable expression when referring to a local government employee.
- (5) Subclause (4)(a) does not apply to conduct that is unlawful under *The Criminal Code* Chapter XXXV.

18. Disclosure of information

(1) In this clause —

closed meeting means a council or committee meeting, or a part of a council or committee meeting, that is closed to members of the public under section 5.23(2) of the Act;

confidential document means a document marked by the CEO, or by a person authorised by the CEO, to clearly show that the information in the document is not to be disclosed;

document includes a part of a document;

non-confidential document means a document that is not a confidential document.

- (2) A council member must not disclose information that the council member
 - (a) derived from a confidential document; or
 - (b) acquired at a closed meeting other than information derived from a non-confidential document.
- (3) Subclause (2) does not prevent a council member from disclosing information
 - (a) at a closed meeting; or
 - (b) to the extent specified by the council and subject to such other conditions as the council determines; or
 - (c) that is already in the public domain; or
 - (d) to an officer of the Department; or
 - (e) to the Minister; or
 - (f) to a legal practitioner for the purpose of obtaining legal advice; or
 - (g) if the disclosure is required or permitted by law.

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19. Disclosure of interests

(1) In this clause —

interest means an interest that could, or could reasonably be perceived to, adversely affect the impartiality of the person having the interest and includes an interest arising from kinship, friendship or membership of an association.

- (2) A council member who has an interest in any matter to be discussed at a council or committee meeting attended by the council member must disclose the nature of the interest
 - (a) in a written notice given to the CEO before the meeting; or
 - (b) at the meeting immediately before the matter is discussed.
- (3) Subclause (2) does not apply to an interest referred to in section 5.60 of the Act.
- (4) Subclause (2) does not apply if a council member fails to disclose an interest because the council member did not know
 - (a) that they had an interest in the matter; or
 - (b) that the matter in which they had an interest would be discussed at the meeting and the council member disclosed the interest as soon as possible after the discussion began.
- (5) If, under subclause (2)(a), a council member discloses an interest in a written notice given to the CEO before a meeting, then
 - (a) before the meeting the CEO must cause the notice to be given to the person who is to preside at the meeting; and
 - (b) at the meeting the person presiding must bring the notice and its contents to the attention of the persons present immediately before any matter to which the disclosure relates is discussed.
- (6) Subclause (7) applies in relation to an interest if
 - (a) under subclause (2)(b) or (4)(b) the interest is disclosed at a meeting; or
 - (b) under subclause (5)(b) notice of the interest is brought to the attention of the persons present at a meeting.

Consultation Draft

(7) The nature of the interest must be recorded in the minutes of the meeting.

Clerk of the Executive Council

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Responsible Officer:	Jamie Criddle, CEO		
Author:	Jamie Criddle, CEO		
File Reference:			
Disclosure of Interest:	Nil		
Attachments:	Nil		
Signature:	Officer	CEO	Anno
			/

Executive Decision

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Legislative Requirement

To present to Council for comment on the Draft Local Government (Code of Conduct) Regulations 2020 – Mandatory Code of Conduct for council members, committee members and candidates.



On 27 June 2019, the Local Government Legislation Amendment Act 2019 was passed in Parliament. The Act includes a requirement for the introduction of a mandatory code of conduct for council members, committee members and candidates (Code of Conduct).

The Department of Local Government, Sport and Cultural Industries sought feedback on the initial proposed "Code of Conduct in October 2019 via online survey and open submission period. Council reviewed these documents at its October 2019 Council Meeting and made submissions on both proposed documents. In addition, Council supported WALGA's position on the sector's response.

On the 25th October 2020 the Department of Local Government issued a Local Government Alert in relation to their consultation on the Draft Code of Conduct for Council Members, Committee Members. A copy of these documents is provided as an attachment to this item.

The Department has advised that submissions are being called and close on 6th December 2020. Subsequently WALGA has advised Councils of their proposed approach to responding to this legislation. Due to the tight timeframe and WALGA requiring sector feedback and voting at its Zone meetings responses from individual Local Governments was sought prior to the 13th November 2020.

The CEO has advised WALGA of Council's position and support in line with our previous submission in late 2019.

At the WALGA State Council meeting held in December 2019, based on sector feedback, State Council resolved to request that the Working Group be reconvened to develop an endorsed mandatory Code of Conduct for further sector consultation. State Council also identified several concerns with the proposals in the Consultation Paper. Throughout 2020, WALGA sought advice from the Department on the progress of draft regulations and a sector consultation process. The Department has now released the Draft Local Government (Model Code of Conduct) Regulations 2020 (Draft Regulations), to prescribe the mandatory Code of Conduct, together with Explanatory Notes. Both documents are available via the Department's website.

Consultation will close on Sunday 6 December.

Comment

Whilst the WA Local Government Association will make this submission on behalf of the sector it is encouraged that Council also makes a submission to reinforce key points and highlight any concerns. Individuals are also able and are encouraged to make their own submission and therefore Councillors may wish to also make their own submission to the Department of Local Government.

The Chief Executive Officer is reviewing the proposed documents and, in line with our submission and survey response to the Department of Local Government Survey in November 2019, is preparing a new submission on

Council's behalf. Council's submission on the new draft documents will be presented for consideration at the November 2020 Ordinary Council Meeting for endorsement.

The main areas of concern are as follows;

Draft Code of Conduct for Council Members, Committees and Candidates

- Among concerns previously noted is the requirement for Local Governments to determine behavioural breach allegations specified in Division 3 of the Draft Regulations. The administrative process for dealing with breach allegations is unspecified and the option to use external consultants so that impartial and procedurally fair outcomes can be achieved will prove costly, particularly where numerous allegations arise. It is also open for 'any person' to make a complaint which may in extreme circumstances lead to a proliferation of complaints.
- In addition there is concern around the complaints process and the point that a CEO investigating a complaint could potentially be unfairly treated, e.g. if it is prior to performance review or contract review, because they are undertaking the investigation, or make a judgement against the Councillor.

LOCAL GOVERNMENT (MODEL CODE OF CONDUCT) REGULATIONS 2020 – EXPLANATORY NOTES These regulations will bring into effect sections 48 to 51 of the Local Government Legislation Amendment Act 2019.

In particular, the following will take effect: sections 5.102A, 5.103, 5.104 and 5.105.

	Regulation	Explanation			
3	Model Code of Conduct	These regulations provide for the model code of conduct for council members, committee members and candidates in Schedule 1.			
4	Local Government (Rules of Conduct) Regulation 2007 repealed.	The new Local Government (Model Code of Conduct) Regulations repeal the Rules of Conduct regulations as the rules now form part of the Model Code.			
		This clause amends Administration Regulation 29 (Information to be available for public inspection) to delete the requirement to keep a register maintained under regulation 12(5) of the Rules of Conduct. This regulation was deleted when the new gifts framework was introduced in 2019.			
5	Local Government (Administration) Regulations 1996 amended	This clause also inserts new Part 9A – Minor breaches by council members. It replaces regulation 4 of the existing Rules of Conduct Regulations (Contravention of certain local laws) and inserts it into the Administration Regulations.			
		It provides that a contravention of a local law that relates to the conduct of people at council or committee meetings is a minor breach for the purposes of section 5.105(1)(b) of the Act. This is not a rule of conduct, which is why it is separate to the provisions in the Model Code.			
6	Local Government (Audit) Regulations 1996 amended	This clause amends the statutory requirements for the compliance audit return to capture the adoption of the Model Code under section 5.104 and deletes the reference to the Rules of Conduct Regulations.			
7	Local Government (Constitution) Regulations 1998 amended	This clause amends Schedule 1 Form 7 (Declaration by elected member of council) of the Constitution Regulations, to reference the code of conduct adopted by the relevant local government, rather than Rules of Conduct Regulations.			
	Schedule 1 – Model code of conduct				
		New section 5.104 of the Local Government Act will require local governments to adopt the model code of conduct within three months of these Regulations coming into operation.			
		The Model Code, as drafted, provides a template for local governments to adopt the code as their own by inserting their local government name.			
1	Citation	In accordance with section 5.104(3), local governments can include additional behaviours under Division 3 that are not inconsistent with the Code, which may not currently be represented.			
		To adopt the code, a resolution needs to be passed by an absolute majority. Once the code is adopted, it must be published on the local government's website.			
2	Terms Used	This clause defines Act, candidate and publish. All other terms used that are also in the Act have the same meaning, unless the contrary intention appears.			

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	Division 2 – General principles						
		As per new section 5.103(2)(a), the Model Code is to contain general principles to guide behaviour. These are set out in Division 2.					
3	Overview of Division	Throughout the Model Code, where appropriate, the principles, behaviours and rules of conduct are separated into three categories; personal integrity, relationships with others and accountability.					
4	Personal Integrity	 This clause outlines specific personal integrity principles, including the need to: act with reasonable care, diligence, honesty and integrity act lawfully avoid damage to the reputation of the local government act in accordance with the trust placed in council members and committee members, and participate in decision-making in an honest, fair, impartial and timely manner. 					
5	Relationships with others	This clause outlines principles for relationships with others, including the need to treat others with respect and maintain and contribute to a harmonious, safe and productive work environment.					
6	Accountability	This clause outlines principles for accountability, including the need for decisions to be based on relevant and factually correct information, and to make decisions on merit.					
	Division 3 - Behaviour						
7	Overview of Division	As per new section 5.103(2)(b), the Model Code is to contain requirements relating to behaviour. This division sets the standards of behaviour which enable and empower council members to meeting the principles outlined in Division 2. Division 3 behaviour breaches are managed by local governments, and so the division also includes provisions about how to manage complaints. The emphasis should be on an educative role to establish sound working relationships and avoid repeated breaches, rather than punishment.					
8	Personal Integrity	This clause provides behaviours for council members, committee members and candidates, as well as behaviours specific to council and committee members. It includes a behaviour that the use of social media and other forms of communication complies with the code.					
9	Relationships with others	 This clause provides for behaviours related to relationships with others, including the requirement to: deal with the media in a positive, informative and appropriate manner not disparage the character of another council member, committee member, candidate or local government employee not impute dishonest or unethical motives to another council member, committee member, candidate of local government employee not make a statement that the member of candidate knows, or could reasonably be expected to know, is false or misleading. 					

Complaints about alleged breach	This clause provides that a person may make a complaint alleging a breach of Division 3 by submitting the complaint in writing (in a form approved by the local government) within one month of the alleged breach occurring. The local government is to authorise at least one person to accept the complaints.
	The process for consideration of a complaint is at the discretion of the local government, however, the Code requires that after considering the complaint, the local government must make a finding as to whether the breach occurred. A local government is also required to dismiss a complaint if it is satisfied that the complaint relates to behaviour which occurred at a council or committee meeting that has already been dealt with or the person responsible for the behaviour has taken remedial action in accordance with the meeting procedures local law.
Local government to deal with complaints	It is a requirement, in accordance with 11(3), that before making a finding, the person to whom the complaint relates, is given a reasonable opportunity to be heard. A finding about whether the breach has occurred should be based on whether it is more likely than not that the breach occurred. This is the same premise used by the Standards Panel in its decision making.
	After a finding has been made, written notice of the outcome should be given to the complaint and the person to whom the complaint relates. If a finding of breach is made, the local government can choose to take no further action or develop a plan to address the person's behaviour. This could include training, mediation,
Other provisions about complaints	counselling or any other action considered appropriate. Clause 12 provides that the procedure for dealing with complaints is a matter for the local government (to the extent it is not inconsistent with clause 11). If a complaint is made about a candidate, the alleged breach cannot be dealt with unless the candidate is elected as a council member.
Division 4 – Rules of conduct	
Overview of Division	As per section 5.103(2)(c), the Code contains specific rules of conduct. The rules of conduct are specific rules, for which alleged breaches are referred to the Standards Panel. A reference to a council member in this division includes a
Misuse of local government resources	council member acting as a committee member. This is based on current regulation 8 of the <i>Local Government</i> (<i>Rules of Conduct</i>) <i>Regulations 2007</i> , Misuse of local government resources.
Securing personal advantage or disadvantaging others	This is based on current regulation 7 of the <i>Local Government</i> (<i>Rules of Conduct</i>) <i>Regulations 2007</i> , Securing personal advantage or disadvantaging others.
Prohibition against involvement in administration	This is based on current regulation 9 of the <i>Local Government</i> (<i>Rules of Conduct</i>) <i>Regulations 2007</i> , Prohibition against involvement in administration.
	Local government to deal with complaints Other provisions about complaints Division 4 – Rules of conduct Overview of Division Misuse of local government resources Securing personal advantage or disadvantaging others Prohibition against involvement in

17	Relations with local government employees	This is based on current regulation 10 of the <i>Local</i> <i>Government (Rules of Conduct) Regulations 2007,</i> Relations with local government employees.
		This regulation also applies to candidates.
18	Disclosure of information	This is based on current regulation 6 of the <i>Local Government</i> (<i>Rules of Conduct</i>) <i>Regulations 2007,</i> Use of information.
19	Disclosure of interest	This is based on current regulation 11 of the <i>Local</i> <i>Government (Rules of Conduct) Regulations 2007,</i> Disclosure of interest.



Local Government Act 1995 – As the Review is reviewing the entire act. The act review with also impact on various regulations.

	Policy Implications		
Nil			
	Strategic Implication	S	
Shire o	f Westonia Strategic Co	ommunity Plan 20	16-2026 – Civic Leadership –
Dynam	ic and visionary leader	ship guiding our c	ommunity into the future.
Niil	Financial Implication	S	
Nil			
	Voting Requirements	5	
🛛 Sim	ple Majority		Absolute Majority
OFFIC	ER RECOMMENDATIO	NS	

That Council requests the Chief Executive Officer to prepare a submission in line with key concerns listed and including any additional points, in response to the Department of Local Government's proposed; - Mandatory Code of Conduct for Council Members, Committee Members and Candidates

Responsible Officer:	Jamie Criddle, CEO		
Author:	Jamie Criddle, CEO		
File Reference:	T.1.1.3		
Disclosure of Interest:	Nil		
Attachments:	Nil		
Signature:	Officer	CEO	Ь
Purpose of the Repor	t		
Executive Deci	sion	Legislative Requirement	

An application has been received from Central East Aged Care Alliance Incorporated (CEACA) to apply for a rates exemption under s.6.26(2)(g) of the Local Government Act for charitable land use, for the properties they own in Quartz Street, Westonia.

Council are asked to consider this application as the CEO does not have delegated authority to give an exemption under section 6.26 of the Local Government Act 1995.



CEACA was formed as an alliance between 11 shires including Bruce Rock, Kellerberrin, Koorda, Merredin, Mt Marshall, Mukinbudin, Nungarin, Trayning, Westonia, Wyalkatchem and Yilgarn with an aim of investigating need for suitable housing for the aged in the region and then securing funding to build aged care accommodation in the Region. An incorporated body was formed to apply for funding, manage the project and manage the tenancies and maintenance of the properties.

CEACA is a not for profit entity whose vision is;

"The Association and its constituent members recognise the need for affordable, suitable and sustainable housing that meets the needs of an ageing population in the Region."

One of its main objectives listed in its constitution at 1.3(d) is; *"providing and managing affordable housing, accommodation and services for the aged or individuals with disabilities in the Region;"*

It is a not-for-profit entity and this is evidenced by the following section also in its constitution at 4.(a);

"The property and income of the Association shall be applied solely towards promoting the objects or purposes of the Association and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to any Member, except in good faith in the promotion of those objects or purposes."

CEACA is also endorsed by the Australian Taxation Office (ATO) for charity tax concessions and has been registered with the Australian Charities and Not-for-profits Commission (ACNC).

Comment

WALGA have a very useful guide for assisting Councils in determining whether land can be classified as exempt from rates and much information has been taken from *"Rates and Charitable Land Use Exemption Applications; Best Practice Guideline"* which has assisted Officers in this matter.

Section 6.26(2)(g) of the Local Government Act provides a rates exemption for *"land used exclusively for charitable purposes."* However, claimants applying for an exemption under this section must provide necessary evidence so that Council can make an objective assessment as to their eligibility.

CEACA have submitted an application which included their constitution, certificate of incorporation, ATO Endorsement Charity Tax Concession, ACNC Certificate, a map of properties and a statutory declaration declaring that the CEACA Inc is for the purpose of affordable living for the aged, disabled and those on very low or low

incomes. The applications were received for the properties CEACA own and constructed housing on at 20 Quartz Street, Westonia.

"Charitable purposes" is not defined in the Local Government Act 1995 but the definition is largely based on the preamble to the Statute of Elizabeth I enacted by the English Parliament in 1601. The Western Australian case law has furthered this definition to include that for a purpose to be charitable;

(a) it must fall within the purposes set out in the Statue of Elizabeth I, or by Lord Macnaghten; and

(b) there must be a public benefit, being a benefit directed to the general community, or to a sufficient section of the community to amount to the public.

In the case of CEACA, it is an incorporated body which has also achieved charitable status with the ATO and also the ACNC. As per its constitution, one of its objectives is *"providing and managing affordable housing, accommodation and services for the aged or individuals with disabilities in the Region."*

A summary of State Administrative Tribunal (SAT) determinations are included in WALGA's Best Practice Guide. In making a determination on charitable purposes, SAT will generally ask similar questions;

1. Is the land used for exclusively charitable purposes?

2. A benefit to the public?

Therefore, in assessing the application from CEACA, these 2 questions can be applied.

1. Is the land used for exclusively charitable purposes?

CEACA has built housing for the aged, disabled and low income. There are no other operations being conducted by CEACA from these properties other than the provision of housing for the aged, disabled and low income.

2. A benefit to the public?

The housing is available to any person who is aged, disabled or of low income. An application form must be submitted to be considered for housing however this is not limited to specific persons and therefore available to a section of the community which would amount to the public.

Having considered all the evidence provided in the application from CEACA, Council would be confident in approving this application for a rates exemption under section6.26(2)(g), on the properties located at 20 Quartz Street, Westonia.

Council should also only provide this exemption for a period so that the charitable nature of CEACA can be reassessed to ensure that they maintain the use of the land for charitable purposes. A period of three years would see this exemption extend to 30 June 2024.

The exemption will only extend to the rates. Rubbish charges and the Emergency Services Levy will still be applied to the rates record. The rates raised this year were raised from 1st July 2020 and are as follows;

20 Quartz Street = \$1,518.90

CEACA's rates were raised as interim rates from 1 August 2020 and not included in the 2020-21 Rates Modelling or the Annual Budget.

Once the exemption has been granted, staff will contact Landgate and notify them of the approval as the roll will be updated with the properties removed from the rating roll (Roll 1 GRV) and placed on Roll 2 – Rates Exemptions.



Statutory Environment

Local Government Act 1995

6.26. Rateable land

(2) The following land is not rateable land —

(g) land used exclusively for charitable purposes; and

Policy Implications			
Nil Strategic Implications Nil			
Financial Implications No effect on the 2020-21 Budget, as	income v	vas not budgeted for.	
Voting Requirements			
□ Simple Majority	\boxtimes	Absolute Majority	
OFFICER RECOMMENDATIONS			
That Council;			

- grant CEACA an exemption for rates on the grounds that the land is used for charitable purposes in accordance with section 6.26(2)(g) of the Local Government Act 1995 for the properties located at 20 Quartz Street, Westonia; and
- 2. provide this exemption for the period 1 July 2020 to 30 June 2024.

At 4' Te	SHIRE OF WES SN: 87 507 505 958 Wolfram Street, Westonia WA 6423 lephone: (08) 9046 7063 Facsimile: ffice Hours: 8.30 am to 5.00pm		FINANCIAL Chief Execut		FICE
	From 01 July 2020 to 30	June 2021	ASSESSME	JAMIE CRIDD	LE
SHOULD THE NAME OR	Central East Aged Care Alliar		CONSISCON.		
ADDRESS SHOWN BE	PO BOX 6456 EAST PERTH WA 6892			09.12.2020	
PLEASE ADVISE COUNCIL IN WRITING.	LASTPERIN WA 6892		Date of Issue Ward Valuation Rating Categ Late Paymen	31.07.2020 Town ^{ory} \$26,000,00 - GI	₹₩
DESCRIPTION OF RATED	GOLD ST WESTONIA		Zoning Land Status Minimum Rat	5.0000 te HOUSES	
DETAILS	RATE I	N \$ or CHARGE / SERVI	CE CURRENT	ARREARS	TOTAL
TOTAL DUE \$1959.0			•		
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9.2 COMMUNITY AND REGULATORY SERVICE

9.2.1 LOCAL ROADS & COMMUNITY INFRASTRUCTURE PROGRAM EXTENSION

Respo	onsible Officer:	Jamie Criddle, CEO		
Author:		Jamie Criddle, CEO		
File R	eference:			
Disclosure of Interest:		Nil		
Attac	hments:	Nil		
Signa	ture:	Officer	CEO	
	Purpose of the Report			
\boxtimes	Executive Decision		Legislative Requirement	

To present to Council for comment on potential projects to utilise Phase 2 of the Local Roads & Community Infrastructure Program.

Background

The Shire is eligible for a grant of up to \$248,865 under the Local Roads & Community Infrastructure Program (LRCI) Program Extension. This funding will be available from 1 January 2021, with the Program being extended until the end of 2021.

Council was allocated \$321,232 in the initial Covid-19 Recovery LRCI program for projects that are additional to the budgeted capital and maintenance program. This includes projects that might be pulled forward from future financial years. This sum was included in the 2020/21 budget with the intent that projects consistent with the direction of the Shire to be set in conjunction with the recent community engagement would be identified and submitted for approval. These Projects included the Upgrades to the Westonia Caravan Park, Toilet & Shelter Upgrades at Baladjie and Elachbutting Rocks

Eligible grant activity

Eligible local road projects are projects that involve the construction or maintenance of roads managed by local governments. Local governments are encouraged to consider how works cansupport improved road safety outcomes. This could include projects involving any of the following associated with a road:

- traffic signs;
- traffic control equipment;
- street lighting equipment;
- a bridge or tunnel;
- a facility off the road used by heavy vehicles in connection with travel on the road (for example, a rest area or weigh station);
- facilities off the road that support the visitor economy; and
- road and sidewalk maintenance, where additional to normal capital works schedules.

Eligible community infrastructure projects are projects that involve the construction, maintenance and/or improvements to council-owned assets (including natural assets) that are generally accessible to the public. Projects that involve the construction, maintenance and/or improvements to state/territory and crown owned land/assets and Commonwealth owned land/assets, can also be eligible projects where the Council can confirm that they have the authority of the land or asset owner to undertake the project at the nominated site(s) and the sites are accessible to the public (including natural assets).

These projects must deliver benefits to the community, such as improved accessibility, visual amenity, and/or safety. Examples of eligible works include:

- Closed Circuit TV (CCTV);
- bicycle and walking paths;
- painting or improvements to community facilities;
- repairing and replacing fencing;
- improved accessibility of community facilities and areas;
- landscaping improvements, such as tree planting and beautification of roundabouts;

- picnic shelters or barbeque facilities at community parks;
- playgrounds and skate parks (including all ability playgrounds);
- noise and vibration mitigation measures; and
- off-road car parks (such as those at sporting grounds or parks).

This funding will be available from 1 January 2021, with the Program being extended until the end of 2021.

Comment

The Shire budget process has identified a number of potential projects and direction is being sought on those the Council wishes to submit for approval.

The following projects have been the subject of discussion by Management and Councillors and are now submitted for consideration and approval.

- i) Camp Westonia
 - Upgrade Sewerage, Power and Water supplies at school site. Purchase and install 8-16 unsuited rooms and surrounds

More details will be presented to the meeting.

	Statutory Environment			
Local G	overnment Act 1995			
Nil	Policy Implications			
Nil	Strategic Implications			
Nil	Financial Implications			
	Voting Requirements			
\boxtimes	Simple Majority		Absolute Majority	
OFFIC	ER RECOMMENDATIONS			

That Council agree on a suitable project that meets the criteria under the Local Roads & Community Infrastructure Program (LRCI) Program Extension totalling \$248,865.

9.2.2 CRISP WIRELESS	- TELECOMMUNICATIO	ONS PROJE	СТ	
Responsible Officer:	Jamie Criddle, Cl	EO		
Author:	Jamie Criddle, Cl	EO		
File Reference:				
Disclosure of Interest:	Nil			
Attachments:	Crisp Wireless In	Crisp Wireless Info Document		
	Letter of Suppor	t		
Signature:	Officer		CEO	Jamo
Purpose of the Repo	rt			
Executive Dec	ision		Legislative Re	equirement

Council to acknowledge support for the CRISP Wireless Telecommunications Project and consider a budget allocation in 2021/2022, pending the outcome of this project.



CRISP Wireless are regionally based in the Wheatbelt, in Narrogin and are very focussed and committed to providing faster internet and communications services to regional Western Australia. CRISP Wireless is delivering faster and reliable internet into 15 regional shires and across almost 35,000 square kilometres.

CRISP Wireless has a full telecommunications license and has been successfully operating delivering fast and reliable internet in regional WA since early 2017. CRISP are recognised amongst many neighbouring Local Government Authorities (LGA) as a supplier of superior business grade synchronous service, currently supplying 10 LGA's in the Wheatbelt in Western Australia.

The Federal Government has announced the 'Regional Connectivity Program" grant.

Crisp Wireless would like to expand their internet services into the Shire of Westonia and are seeking Councils inkind support with the waiving of planning fees and marketing support should they be successful with the grant. There my be the opportunity to contribute cash to the project down the track, but that work be required until at least the 2020/21 financial year.

The capital costs for the infrastructure such as the equipment, towers and also the servicing costs are borne by CRISP Wireless. Local government agencies have been very supportive by contributing cash and in-kind support. The way the CRISP Wireless pricing structure works is that consumers pay for internet use at a commercial (not inflated) rate, just like people in the city.



Comment

CRISP Wireless's systems deploy high quality point to point, fixed wireless systems and infrastructure which has been proven across Australia and in many countries globally.

Shires already using the system include the Shires of Murray, Waroona, Serpentine-Jarrahdale, Merredin, Mount Marshall, Mukinbudin, Trayning, Nungarin, Koorda, Kellerberrin and Wyalkatchem and recently included the shires of Merredin, Bruce Rock and Narembeen across an area of up to 35,000 square kilometres.

As a fully licensed provider of fast and reliable internet, CRISP Wireless complies with the relevant consumer protection and privacy obligations applying to all licensed Australian telecommunications providers.

CRISP Wireless has established itself as an innovator and key strategic supplier in the ISP sector consistently providing fast and reliable internet. CRISP are able to provide high quality business grade symmetrical service with low contention rates and low latency, plus they offer customised telecommunications solutions for local government, schools, health centres, community hubs, business and residential customers as well as solutions in agriculture cross the regions.

Enabling better access to more reliable broadband networks will increase the online presence of local business and the ability for businesses to overcome current challenges and embrace Ecommerce and web-based business activities. Through increased digitisation capability, Council envisage increased productivity and competitiveness in global markets leading to job creation and retention and attraction of younger people to the region. Improved technological infrastructure is necessary to support these networks.

All of the rural farm businesses who provided a letter in support for this project reported slow internet connectivity through their current service providers, many were having to rely on the 3G Telstra network which unless signal strength is good, data connectivity is also poor – note that there are many areas in our Shire where the Telstra 3G network connectivity is poor or non-existent. Many of the farming businesses identified their shift to cloud accounting and using apps such as Agworld and for these apps to be used, fast and reliable internet is required.

Representatives from the Shire met with CRISP Wireless a couple of months ago to discuss the project and the potential location of towers.



Local Government Act 1995



Strategic Implications

This project aligns with our Strategic Community Plan 2018 – 2028 as follows:

2.1 Our organisational model is responsive to economic conditions, the delivery of core services and infrastructure so too the successful pursuit of economic opportunities that benefit our community

Financial Implications

Nil impact to Council at this stage, small cost with planning and marketing support.

Voting Requirements	
⊠ Simple Majority	Absolute Majority
OFFICER RECOMMENDATIONS	

That Council:

Support the CRISP Wireless application for the Federal Regional Connectivity Program and offer in-kind support with the waiving of planning fees and marketing support should they be successful with the grant to help support the connectivity issue within our shire.

Instruct the CEO to work with CRISP Wireless on tower locations and how the Shire.





W: www.crispwireless.com.au E: sales@crispwireless.com.au T: (08) 6809 2100





IT'S NOT NBN AND IT'S NOT SATELLITE

CRISP Wireless is a leader in delivering fast and reliable internet deploying high quality point to point, fixed wireless systems and infrastructure which ,have been proven across Australia and in many countries globally. CRISP Wireless reaches across 12 local government areas in Western Australia, broadly speaking this equates to reaching across almost 27,000 square kilometres or 2.7 million hectares.

We reach into the shires of Narrogin, Murray, Waroona, Serpentine-Jarrahdale, Merredin, Mount Marshall, Mukinbudin, Trayning, Nungarin, Koorda, Wyalkatchem and Kellerberrin. Many of these shires are long term CRISP Wireless customers - which is a testament to the services provided. We aim to extend into the Bruce Rock and Narembeen shires by the end of 2020.

CRISP Wireless adheres to all of the necessary licensing, compliance and performance obligations that apply to all licensed telecommunications providers.

As a fully licensed provider, of fast and reliable internet, CRISP Wireless proudly complies with all of the relevant consumer protection and privacy obligations applying to all licensed Australian telecommunication providers.

Many of our customers have told us the CRISP Wireless fast and reliable internet service saves them time and money which translates into less frustration and even better, increased profits - some are enjoying up to 30 % increase in productivity and significantly reduced input costs.







WHO WE ARE

CRISP Wireless has established itself as an innovator and key strategic supplier in the ISP sector consistently providing fast and reliable internet to our happy customers.

All of our customers receive high quality business grade symmetrical service with low contention rates and low latency, plus we offer customised telecommunications solutions for specific local governments, health centres, community hubs, business and residential customers, plus bespoke solutions in agriculture and across regions.

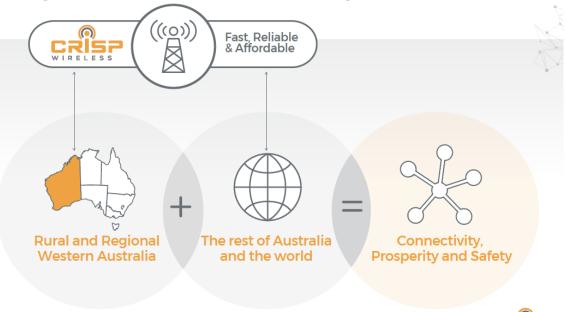
A clear leader, CRISP Wireless looks beyond the obvious, working on advances in technology, and offering transformational communication solutions to ensure social, economic and environmental sustainability.

BENEFITS OF WORKING WITH CRISP WIRELESS

- Customer Focused
- Cost Effective
- Flexibility in Design and Deployment
- Solutions Focused
- Environmentally Sustainable
- Extensive in-house expertise: Technical, Finance; Business; IoT
- Australian based Support Team

Our Key Goal

Building Connectivity, Prosperity & Safety accross Regional Western Australia





OUR POINT OF DIFFERENCE

CRISP Wireless operates as an independent supplier of fast and reliable internet.

Even in an emergency situation like a fire across an entire district, CRISP customers with their own UPS will be able to stay connected and access reliable internet for up to 72 hours.

Our Data Centres have private offgrid power with a dedicated UPS (uninterrupted power supply). The system acts as its own 'micro-web'.

CONTACT DETAILS T: (08) 6809 2100 W: www.crispwireless.com.au



Wolfram Street Westonia WA 6423 Telephone (08) 9046 7063 Facsimile (08) 9046 7001 Email: shire@westonia.wa.gov.au Website: www.westonia.wa.gov.au



Please address all correspondence to the Chief Executive Officer

CA4.2.1

Maree Gooch Chairman PO Box 1004, Narrogin WA 6312

Dear Maree,

RE: BETTER INTERNET CONNECTIVITY FOR THE SHIRE OF WESTONIA

The Federal Government has announced the 'Regional Connectivity Program" grant. We are most pleased to support the CRISP Wireless application for the grant to help support the connectivity issue within our shire.

The importance of businesses including primary producers, schools, health centres and residents having fast and secure internet connectivity has been magnified with the effects of COVID19 virus.

CRISP Wireless has a full telecommunications license and has been successfully operating delivering fast and reliable internet in regional WA since early 2017. CRISP are recognised amongst many neighbouring Local Government Authorities (LGA) as a supplier of superior business grade synchronous service, currently supplying 10 LGA's in the Wheatbelt in Western Australia.

CRISP Wireless are regionally based in the Wheatbelt, in Narrogin and are very focussed and committed to providing faster internet and communications services to regional Western Australia. CRISP Wireless is delivering faster and reliable internet into 12 regional shires and across almost 25,000 square kilometres.

The capital costs for the infrastructure such as the equipment, towers and also the servicing costs are borne by CRISP Wireless. Local government agencies have been very supportive by contributing cash and in-kind support. The way the CRISP Wireless pricing structure works is that consumers pay for internet use at a commercial (not inflated) rate, just like people in the city.

We would be able to support CRISP Wireless with in-kind support with the waiving of planning fees and marketing support should they be successful with the grant.

"A Golden Heart"

WHY better connectivity will be good for ratepayers and residents in the Shire of Westonia.

How better internet and connectivity with the outside world will improve social and economic outcomes in the shire.

We are pleased to offer this *Letter of Support*. We look forward to working with CRISP Wireless in the future should they be successful with the grant application.

Yours Sincerely

AMMO

JAMIE CRIDDLE CHIEF EXECUTIVE OFFICER

19TH November 2020

9.3 WORKS AND SERVICE

NIL

9.4 ENVIRONMENTAL HEALTH, PLANNING AND BUILDING SERVICES

9.4.1 APPLICATION FOR EXPLORATION LICENCE 77/2723

Responsible Officer:	Jamie Criddle, CEC)	
Author:	Jamie Criddle, CEC)	
File Reference:	Es1.6.1		
Disclosure of Interest:	Jamie Criddle		
Attachments:	Nil		
Signature:	Officer		CEO /
			1.
			4MMD
Purpose of the Report			
Pulpose of the Report			
_			
Executive Decision		\times	Legislative Requirement
Background			
Background			

The Shire has been advised of an application for an Exploration licence having been lodged by Duketon Consolidated Pty Ltd (E77/2723).

The application relates to land immediately north of the Westonia Townsite (roughly south of Settineri Road and between Begley and Warrachuppin Roads, Westonia. See Attached.

This application is over a live Tenement which is not uncommon.

Comment

Duketon Consolidated Pty Ltd is an active junior company active in mining and exploration throughout Western Australia with interests in Nickel in the greenstone belt north of the town of Laverton, Western Australia. Gold in the Yilgarn.

Previous exploration approvals have been granted with the following conditions:

- 1) That dust suppression is carried out so that others are not adversely affected;
- 2) That any saline ground water found is contained by pumping it into a water trailer and disposed of through normal mining practices under the terms of the company's mining conditions;
- Any ground water that escapes onto the ground around the drill site is to be bunded so that it does not spread;
- 4) All plastic bags used for soil samples are to be removed from the site and disposed of in a suitable manner;
- 5) All rubbish is to be disposed of at the local landfill site in the appropriate manner;
- 6) A firefighting unit is to be available at all times, and drilling is to cease if a total fire and harvest ban is called;
- 7) No drill holes are to extend under any public railway line or any roadways. Drilling being carried out is not to interfere with road drainage and must be beyond the batter line (this is to minimise damage to capped drill holes during maintenance grading) – refer to Typical Cross Section of Road Formation diagram;
- Safety signs are to be erected in accordance with Australian Standards to warn both mining staff, contractors, and the public/ visitors;
- 9) All drill holes are to be capped as soon as possible/practical after drilling;

- 10) If working within 100m from a residence, all noise generated is to be limited in accordance with the Environmental Protection (Noise) Regulations 1997, in particular when working between 7:00 p.m. and 7:00 a.m.;
- 11) That the proposed drilling work is advertised in the local newsletter "Westonian" prior to any work commencing to notify the general public of this work; and
- 12) That no drilling is to occur within any Shire gravel pits, and no drilling operation is to affect any part of the Rabbit Proof Fence in any way.

Statutory Environment

The Mining Act prevails in this matter.

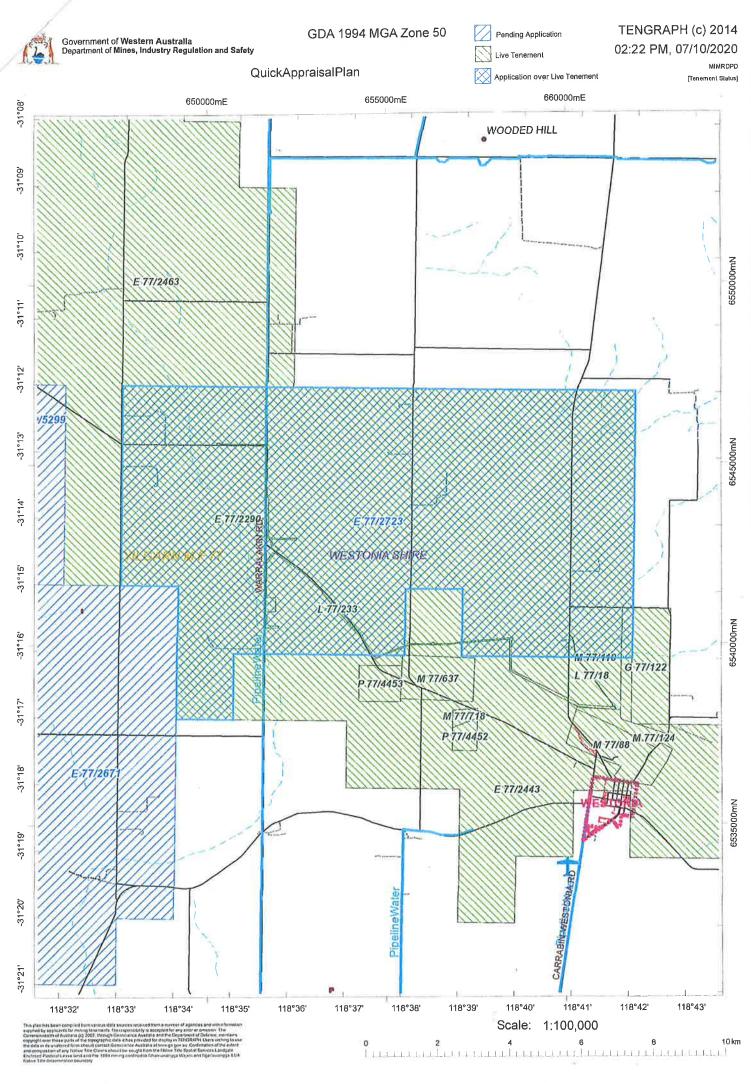
	Policy Implications		
Nil			
Nil.	Strategic Implications		
	Financial Implications		
Nil			
	Voting Requirements		
\boxtimes	Simple Majority	Absolute Majority	
OFFIC	ER RECOMMENDATIONS		

That Council

- That Council grants approval to Duketon Consolidated Pty Ltd (E77/2723) to carry out drilling along sections of Council controlled road reserves with these respective Exploration Leases as shown on the attached maps on the following conditions:-
- 1) That dust suppression is carried out so that others are not adversely affected;
- 2) That any saline ground water found is contained by pumping it into a water trailer and disposed of through normal mining practices under the terms of the company's mining conditions;
- 3) Any ground water that escapes onto the ground around the drill site is to be bunded so that it does not spread;
- 4) All plastic bags used for soil samples are to be removed from the site and disposed of in a suitable manner;
- 5) All rubbish is to be disposed of at the local landfill site in the appropriate manner;
- 6) A firefighting unit is to be available at all times, and drilling is to cease if a total fire and harvest ban is called;
- 7) No drill holes are to extend under any public railway line or any roadways. Drilling being carried out is not to interfere with road drainage and must be beyond the batter line (this is to minimise damage to capped drill holes during maintenance grading) – refer to Typical Cross Section of Road Formation diagram;
- 8) Safety signs are to be erected in accordance with Australian Standards to warn both mining staff, contractors, and the public/visitors;
- 9) All drill holes are to be capped as soon as possible/practical after drilling;

•

- 10) If working within 100m from a residence, all noise generated is to be limited in accordance with the Environmental Protection (Noise) Regulations 1997, in particular when working between 7:00 p.m. and 7:00 a.m.;
- 11)That the proposed drilling work is advertised in the local newsletter "Westonian" prior to any work commencing to notify the general public of this work; and
- 12) That no drilling is to occur within any Shire gravel pits, and no drilling operation is to affect any part of the Rabbit Proof Fence in any way.



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9.4.2 SALE OF LAND –	USE OF COMMON SEAL (P SMI	ітн)
Responsible Officer:	Jamie Criddle, CEO	
Author:	Jamie Criddle, CEO	
File Reference:	T.1.1.3	
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO
Purpose of the Repo	t	
Executive Deci	sion	Legislative Requirement

Background

The Chief Executive Officer recently met with Mr. Paul Smith to look into the possibility of purchasing a vacant block in the Westonia townsite. Mr Smith was keen on lot 335 (No 27) Pyrite Street, Westonia and have subsequently purchased the block and are ready to put a Kit Home on site.



Lot 335 Pyrites St Volume 2561, Folio 565.

In order to be eligible for the State and Federal Government building incentives, they require the block to be in their name. This is not the usual procedure as part of Councils "Conditional Land Release" which requires a suitable structure to be constructed to "lock up" stage within 12 months.

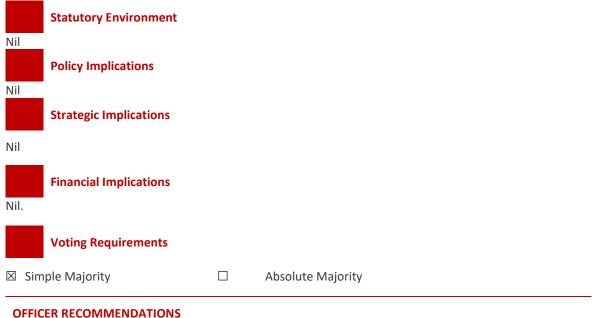
Subject to the Shire of Westonia being satisfied that a residence or suitable structure has been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the payment of the Purchase Price and otherwise having complied with the terms and conditions of the lease, the Shire of Westonia will transfer the fee simple interest in the land to the lessee. If a residence or suitable structure has not been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the lessee's lease interest, any improvements made on the land may be forfeited.



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The Chief Executive Officer does not have any problem with signing the Transfer of Land form and issuing the Certificate of Title as all parties have already placed orders for their houses and sheds and this is merely a formality.

The CEO and the President are now required to sign the Transfer of Land form and affixed the Common Seal. Council now needs to endorse the actions of the CEO and the President to use the common seal.



That Council endorse the actions of the CEO and President in affixing the common seal on the Transfer of Land Ownership form between Council and Paul Smith for the purchase of Lot 335 (No 27) Pyrite Street, Westonia.

9.4.3 SALE OF LAND –	USE OF COMMON SEAL (G &	D JONES)	
Responsible Officer:	Jamie Criddle, CEO		
Author:	Jamie Criddle, CEO		
File Reference:	T.1.1.3		
Disclosure of Interest:	Nil		
Attachments:	Nil		
Signature:	Officer	CEO	Anno
Purpose of the Repo	rt		~
Executive Dec	ision	Legislative R	equirement

Page | 44

Background

The Chief Executive Officer recently met with Graeme & Dianne Jones to look into the possibility of purchasing a vacant double block in the Westonia townsite. Mr & Mrs Jones were keen on lot 322 & 323 (No 30 & 32) Scheelite Street, Westonia and have subsequently purchased the block and are ready to put a transportable on site.



Lot 335 Pyrites St Volume 2561, Folio 565.

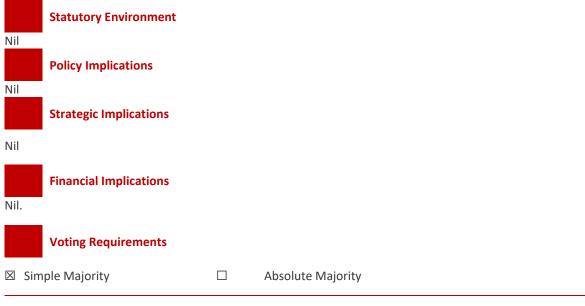
In order to be eligible for the State and Federal Government building incentives, they require the block to be in their name. This is not the usual procedure as part of Councils "Conditional Land Release" which requires a suitable structure to be constructed to "lock up" stage within 12 months.

Subject to the Shire of Westonia being satisfied that a residence or suitable structure has been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the payment of the Purchase Price and otherwise having complied with the terms and conditions of the lease, the Shire of Westonia will transfer the fee simple interest in the land to the lessee. If a residence or suitable structure has not been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the lessee's lease interest, any improvements made on the land may be forfeited.

Comment

The Chief Executive Officer does not have any problem with signing the Transfer of Land form and issuing the Certificate of Title as all parties have already placed orders for their houses and sheds and this is merely a formality.

The CEO and the President are now required to sign the Transfer of Land form and affixed the Common Seal. Council now needs to endorse the actions of the CEO and the President to use the common seal.



OFFICER RECOMMENDATIONS

That Council endorse the actions of the CEO and President in affixing the common seal on the Transfer of Land Ownership form between Council and Graeme & Dianne Jones for the purchase of Lot 322 & 323 Scheelite Street, Westonia.

9.4.4 SALE OF LAND – USE OF COMMON SEAL (F & A CORSINI)				
Responsible Officer:	Jamie Criddle, CEO			
Author:	Jamie Criddle, CEO			
File Reference:	T.1.1.3			
Disclosure of Interest:	Nil			
Attachments:	Nil			
Signature:	Officer	CEO	have	
			20000	
Purpose of the Repor	t			
Executive Deci	sion	Legislative R	equirement	

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Background

The Chief Executive Officer recently met with Frank & Amanda Corsini to look into the possibility of purchasing a vacant block in the Westonia townsite. Mr & Mrs Corsini were keen on lot 295 (No 5) Pyrite Street, Westonia and have subsequently purchased the block and are ready to put a transportable home on site.



Lot 335 Pyrites St Volume 2561, Folio 565.

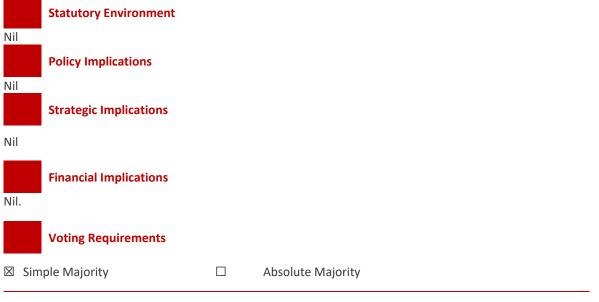
In order to be eligible for the State and Federal Government building incentives, they require the block to be in their name. This is not the usual procedure as part of Councils "Conditional Land Release" which requires a suitable structure to be constructed to "lock up" stage within 12 months.

Subject to the Shire of Westonia being satisfied that a residence or suitable structure has been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the payment of the Purchase Price and otherwise having complied with the terms and conditions of the lease, the Shire of Westonia will transfer the fee simple interest in the land to the lessee. If a residence or suitable structure has not been constructed to "lock up" stage (being not less than 50% completed) in accordance with paragraph 3 above, the lessee's lease interest, any improvements made on the land may be forfeited.

Comment

The Chief Executive Officer does not have any problem with signing the Transfer of Land form and issuing the Certificate of Title as all parties have already placed orders for their houses and sheds and this is merely a formality.

The CEO and the President are now required to sign the Transfer of Land form and affixed the Common Seal. Council now needs to endorse the actions of the CEO and the President to use the common seal.



OFFICER RECOMMENDATIONS

That Council endorse the actions of the CEO and President in affixing the common seal on the Transfer of Land Ownership form between Council and Frank & Amanda Corsini for the purchase 5) Pyrite Street, Westonia.

10 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A DECISION OF THE MEETING

12 DATE AND TIME OF NEXT MEETING

The next ordinary meeting of Council will be held on 17th December 2020 commencing at 3.30pm

13 MEETING CLOSURE

There being no further business the President, Cr Day declared the meeting closed at pm