



shire of  
**meekatharra**  
*a golden prospect*

*SHIRE*

*of*

**MEEKATHARRA**

MINUTES

of

COUNCIL MEETING

held

AT THE COUNCIL CHAMBERS, MEEKATHARRA

on

SATURDAY 16 OCTOBER 2021

COMMENCED AT 9:34AM

Confirmed

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**1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

**1.1. DECLARATION OF OPENING**

**The Shire President Cr HJ Nichols declared the meeting open at 9.34am**

**1.2. DISCLAIMER READING**

*No responsibility whatsoever is implied or accepted by the Shire of Meekatharra for any act, omission or statement or intimation occurring during this Meeting.*

*It is strongly advised that persons do not act on what is heard at this Meeting and should only rely on written confirmation of council's decision, which will be provided within fourteen (14) days of this Meeting.*

**The Shire President Cr HJ Nichols read the disclaimer out loud.**

**2. RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OR ABSENCE**

**Members**

**Cr HJ Nichols  
Cr PS Clancy  
Cr DK Hodder  
Cr PS Moses  
Cr MR Hall  
Cr MJ Smith**

**Shire President  
Deputy Shire President**

**Staff**

**Roy McClymont  
Svenja Clare  
Tralee Cable**

**Chief Executive Officer  
Acting Deputy Chief Executive Officer  
Community & Development Services Manager**

**Apologies**

**Nil**

**Approved Leave of Absence**

**Nil**

**Observers**

**Nil**

**3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

**Nil**

**4. PUBLIC QUESTION TIME**

**Nil**

**5. APPLICATION FOR LEAVE OF ABSENCE**

**Nil**

## 6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

### 6.1. ORDINARY COUNCIL MEETING HELD 18 SEPTEMBER 2021

**Council Resolution:**

Moved: Cr MR Hall  
Seconded: Cr PS Clancy

That the minutes from the Ordinary Council Meeting held Saturday 18 September 2021 be confirmed.

CARRIED 6/0

### 6.2. HEALTH, BUILDING & TOWN PLANNING COMMITTEE MEETING HELD 18 SEPTEMBER 2021

**Council Resolution:**

Moved: Cr MJ Smith  
Seconded: Cr DK Hodder

That the minutes from Health Building Town Planning Meeting held Saturday 18 September 2021 be received.

CARRIED 6/0

## 7. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

## 8. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

- The CEO, Mr Roy McClymont attended the Main Roads Technical Working Group meeting in Geraldton, his last one before he leaves the Shire of Meekatharra.
- The CEO, Mr Roy McClymont and the ADCEO, Mrs Svenja Clare attended the first Mid-West Branch of Local Government Professionals WA meeting held in Meekatharra on the 24 September 2021.
- A very successful Festival and Race weekend was held on 25 and 26 September 2021. The changes in timing and the locations of events seem to work very well. Thanks to Community & Development Services Manager Tralee Cable and Community Development Officer Amy Thomas for a top job in organising the weekend. Well done too to Cr Phil Moses and his committee and helpers for organising a great race day.
- The CEO, Mr Roy McClymont and the Deputy Shire President, Cr PS Clancy attended the Police Remembrance Day ceremony at the Police Station on 29 September 2021.
- The CEO, Mr Roy McClymont and I attended the Murchison Regional Road Sub Group meeting and also met with board members from the Jidi Jidi Aboriginal Corporation on 30 September 2021.
- The CEO, Mr Roy McClymont also met with Newcam Minerals (Mt Gould) on 30 September 2021.
- Nominations closed for the extraordinary election on 14 October 2021 – no nominations were received.

- **Today is Cr Clancy's last council meeting. I thank Peter for his 12 years of exceptional service to the Shire and the Meekatharra Community. I also thank our Chief Executive Officer Mr Roy McClymont for his service and time in the position as this is also his last meeting before retirement.**

Confirmed

## 9. REPORTS OF COMMITTEES AND OFFICERS

### 9.1. OFFICERS MONTHLY REPORTS

#### 9.1.1. WORKS & SERVICES MANAGER'S REPORT – SEPTEMBER 2021

##### Construction Crew

- **LR66 – LRCIP Funded – Landor Road – SLK 36.89 TO SLK 42.54**

- Survey Ascon 24/06/21
- Start 1<sup>st</sup> July 2021
- Survey setouts 8<sup>th</sup> July 2021
- Sub- Base (grade) tests passed above 96% - 103 % (Blacktop Materials)
- Gravel base started importing mid-August
- Form / Resheet and Bitumen seal sections SLK 36.89 TO SLK 42.54 (Hope Downs River)
- RFQ 21/22-4; Landor Road – Culverts x 2 (Sent out 1<sup>st</sup> October 2021- Closing date 12<sup>th</sup> October 2021 @ 3.00pm)

##### Contract Maintenance Grading

- NGE Contracting
  - M67 – Ashburton Downs – Meekatharra Road – Start April (With Flood Damage)
  - M68 – Meekatharra – Sandstone Road – Complete - June
  - M32 – Gabanintha – Nanine Road – Complete – June
  - M121 – Bryah Homestead – Grid install Complete – June
  - M41 – Mingah Springs Road – Boundary Fence – Grid install Complete – June
  - M5 – Wiluna North Road – Complete – Early July
  - M69 – Pingandy Road – Complete – August
  - M67 – Ashburton Downs – Meekatharra Road – (Top end) – Complete September

##### Flood Damage

- 2019/20 DRFAWA Eligible Disaster Proclamation Notification 'Tropical Cyclone Damien and Associated Flooding (4-9 February 2020)' AGRN 899
  - Greenfield Technical Services have finalised document reports waiting for approval under the Flood Damage Preliminary Notification for Flood Damage within the Shire of Meekatharra on all roads for review.
  - 19<sup>th</sup> August 2020 – DFES approval to MRD - \$17.9 million
  - 8<sup>th</sup> September 2020 – Bernie Millar provided comments to Greenfield of changes to AGRN 899 – SMK Flood Damage Project under Number; Project # P0083 – reduce and amend 3% changes to Flood Damage costs – Minus - \$600 K
  - Greenfield Technical Services appointed Under WALGA preferred Contractor by Shire Of Meekatharra to provide administration and evidence services associated with AGRN 888/899 for all related works under Flood Damage works.
  - Greenfield provided RFT 20/21 – 01 New Tender; Supply of Hired Road Construction Plant with Operators for Upgraded Works for closing date Tender submission – Date – 1<sup>st</sup> September 2020 @ 2pm

- **Contractors Schedule for Flood Damage**

##### NGE Contractor

- FDC 65 - Jigalong Community Road - Completed
- FDC 18 - Weelarrana West Road - Completed
- FDC 4 - Bulloo Downs Road - Completed
- FDC 20 - Turee Creek Road – Completed

- FDC 19 - Sylvania Road – Completed
- FDC 33 - Marymia Road – Completed
- FDC 5 - Wiluna North Road – Completed
- FDC 2 - Peak Hill - Three Rivers Road – Completed
- FDC 67 – Ashburton Downs – Meekatharra Road – April start (Still continuing)
- FDC 41 – Mingah Springs Road – Completed – August

**Majority of works continue on Ashburton Downs Road – Two crews**

**MTF Services Contractor:**

- FDC 66 - Landor Road – Completed April
- FDC 30 – Murchison Downs Road – Completed June
- FDC 80 - Hillview – Murchison Downs Road – Completed – July
- FDC 22 – Youno Downs Road – August – Completed – September
- FDC 68 – Meekatharra – Sandstone Road – Start – September continue
- FDC 28 – Mt Augustus – Woodlands Road – Start – late September
- FDC 26 - Milgun – Yarlalweelor Road – Follow on

**MTF Services Contractor**

- **BB66 – BBRF Funded Project Stage 2; SLK 159.52 to SLK 169.52**

- Final survey Ascon booked mid – September

**MTF Services Completed BB66 works and follow on to Flood Damage Program to end of financial year**

**All Council and Contract works in line of COVID – 19 Guidelines.**

**Town Maintenance - Monthly Report Finishing 8<sup>th</sup> October 2021**

- Smashed glass strewn across roadways, graffiti to town signs, buildings, lamp posts, roads and footpaths has continued and is taking up a considerable amount of time to remove.
- Sweeper current under repairs so alternative cleaning methods employed
- Mowing has taken place and vegetation trimmed on Boardwalk, laneways, Kids Zone, Shire housing, Walkway and Youth Centre and long grass along creek bed
- Verges are being maintained and weeds removed
- Rubbish removed from Lookout and Peace Gorge
- Regular maintenances to plant used by town crew
- Maintenance carried out at cemetery
- Removed rubbish small wheel park
- Laneways are being tidied
- Maintenance performed on Landor Road
- Help with festival chores

**Plant Report**

**P458 1990 BOOTH SEMI TRAILER – SKELETAL YELLOW FUEL TANKER**

Repair compressor engines fuel return line – Trenfield Motors

**P523 2019 HAKO CITY MASTER 1600 ROAD SWEEPER**

Machine inspected parts ordered – T-Quip

Parts installed to solve dry suction and blockage problems – Shire staff

**P518 2019 TOYOTA LC70 WORKMATE**

Removed and installed new pump on bulk fuel tank replaced burnt out wiring – Trenfield Motors



**P512 2018 BAILEY TRI AXLE WATER TANKER TRAILER**

Replaced single acting scotch yoke pneumatic actuators on water tanker – Trenfield Motors

**P367 2003 TRAILER (WITH SYKES PUMP ONBOARD ASSET 1135)**

Replaced plug and wiring on trailer – Trenfield Motors

**P480 2007 MACK SUPERLINER**

Replaced leaking radiator hoses and tighten belts – Trenfield Motors

**P497 2014 336D2L HYDRAULIC EXCAVATOR**

Replaced broken H frame and pins - Westrac

**Officers Recommendation / Council Resolution:**

Moved: Cr PS Clancy  
Seconded: Cr DK Hodder

That the Works and Services Manager's report for September 2021 be received.

**CARRIED 6/0**

Confirmed

**9.1.2. AIRPORT MANAGER'S REPORT- SEPTEMBER 2021*****Aircraft Movements and Statistics***

Aircraft movements for General Aviation, Charter & RPT increased compared to September 2020. Increases in GA aircraft can be attributed to the increase in mining activity through the region as well as small WA Aero Clubs transiting through Meekatharra on tours. AVGAS drum sales to the pastoral industry account for 33% of the AVGAS fuel sales this month.

The figures below reflect the differences between September 2020 and September 2021.

	<b>September 20</b>	<b>September 21</b>	<b>Variance</b>
<b>General Aircraft Landed:</b>	105	144	<b>+37%</b>
<b>RFDS Landed</b>	94	69	<b>-26%</b>
<b>Avgas</b>	11836	16512	<b>+39%</b>
<b>Jet A1</b>	50812	57336	<b>+13%</b>
<b>Total Fuel Sold</b>	<b>62648</b>	<b>73848</b>	<b>+18%</b>

	<b>YTD 2020</b>	<b>YTD 2021</b>	<b>Variance</b>
<b>General Aircraft Landed:</b>	746	968	<b>+30%</b>
<b>RFDS Landed</b>	708	614	<b>-13%</b>
<b>Avgas</b>	79599	98057	<b>+23%</b>
<b>Jet A1</b>	362703	790728	<b>+35%</b>
<b>Total Fuel Sold</b>	<b>442302</b>	<b>588785</b>	<b>+33%</b>

***Aerodrome Works:***

Aerodrome works for the month include:

- General maintenance and upkeep of facilities and equipment.
- Lawns / gardens and terminal plants upkeep.
- Ongoing weed spraying and chipping occurring airside along runway strips to keep weed growth to a minimum and restrict grass height.
- Removal of small stone (25mm) from runway strip surfaces
- Sweeping of Apron, Taxiway, Sealed Runway (09/27) & Turning Nodes Sealed Runway (09/27)

Aerodrome Maintenance Requiring Completion:

- Crack Patching to runway and apron surfaces.
- Runway surface & Runway End Stopping Area (RESA) Bitumen fog spray.
- Gravel Runway re-sheeting surface.

***Aerodrome Security:***

Nil to report.

***Safety Management System:***

Nil to report.

***Budget items completed:***

Nil pending.

***Airport Emergency:***

Nil emergencies to report.

***Bird/Animal Activity:***

Bird & animal activity around the Meekatharra aerodrome has remained a low risk.

***General:***

COVID-19 cleaning and sanitizing of public areas continues to be undertaken on an increased schedule to ensure a safe environment for users of the airport facilities.

Compulsory wearing of face masks at the airport continues as per government directions.

CASA approval of the aerodrome manual review is currently pending notification.

Mike Cuthbertson

Airport Manager

0 1/10/2021

**Officers Recommendation / Council Resolution:**

**Moved:** Cr MJ Smith

**Seconded:** Cr PS Clancy

**That the Airport Manager's report for September 2021 be received.**

**CARRIED 6/0**

**9.1.3. YOUTH AND RECREATION SERVICES REPORT – SEPTEMBER 2021**

Activity	Girls		Boys		Activity Total	No. of Sessions	Average Attendance
	6-12	12-18	6-12	12-18			
Sport at Youth Centre / Indoor Centre	53	50	102	67	272	10	27
Yarn Night / Trivia Night / Music / Board Games	10	75	21	78	184	8	23
Movie Night / afternoon	43	45	36	54	178	6	29
ART	56	46	37	39	178	6	29
Country Week Basketball Training	9	36	16	40	101	4	25
All ages Basketball	54	56	63	93	266	4	66
Kidzone	36 under 9's		24 under 9's		60	6	10

September was a fantastic month for the youth of Meekatharra with engagement in our activities staying strong and improving in age brackets we have been focusing on such as our 13 to 16 year old members of our community. The month featured numerous events for our youth which were incredibly well received such as this years Meeka Festival with many members of extended families returning to the town for the weekend and then choosing to stay for the holidays after seeing their kids participating in and enjoying our robust holiday time table.

The first week of the school holidays we hosted both Storm Co and Fair Game and the kids were able to take part in the many activities our team and the visiting teams collaborated on such as arts and craft, music lessons, lots of fun games and healthy cooking classes. We are grateful that year after year these NGO's choose to return to Meeka to work with our team and community. It was also a month of even more achievements for our youth as we partnered with the Stephen Michael foundation to successfully host Mt Magnet for our annual Footy Finals match. It was a fantastic night at the oval with over 100 people in attendance watching our team achieve a great win against a strong team from our rivals.

Another success our youth achieved in September was the performance of the Meeka team sent to this year's Country Week Sports competition in Perth. Andrew Binsiar Jnr and the team worked with the Meekatharra District High School in preparing this year's team for the tournament in Perth and we are proud to report that our team made it all the way to the A Grade Mixed Grand Final where only just beaten in a tight affair. It was an incredible turnaround from the year before where we didn't make the finals at all.

Next month we will be looking forward to the Pool reopening and the recommencement of our water based program as well our regular school term schedule.

**Officers Recommendation / Council Resolution:**

**Moved:** Cr MJ Smith  
**Seconded:** Cr PS Moses

**That the Youth Sport and Recreation Services Officer's report for September 2021 be received.**

**CARRIED 6/0**

Confirmed

**9.1.4. RANGERS REPORT – SEPTEMBER 2021**

Prepared by P Smith, Canine Control  
Date OCTOBER 2021

**8 SEPTEMBER – 10 SEPTEMBER 2021**

**COMPLAINTS RECEIVED:**

No new complaints were received.

**ANIMALS TRAPPED:**

Trapping cages were set at various locations around town and around the surrounding areas including residential and commercial buildings. As a result, five feral cats were caught. A further three feral cats were caught at private residences. Two dogs that were caught roaming were impounded.

**ANIMALS DESTROYED:**

One unwanted dog was surrendered and destroyed. Eight feral cats were destroyed.

**FURTHER PATROLS:**

Patrols were conducted at Peace Gorge. Patrols were conducted at the racecourse, airport, cemetery, golf club and several other locations around town. No dogs were sighted, and all appeared correct. Regular patrols and security checks were conducted around the townsite.

**20 SEPTEMBER – 22 SEPTEMBER 2021**

**COMPLAINTS RECEIVED:**

No complaints had been received since the last visit.

**ANIMALS TRAPPED:**

Trapping cages were set at various locations around town and around the surrounding areas including residential and commercial buildings. As a result, six feral cats were caught. Two small dogs were caught near the pensioner flats. We made enquiries at the flats and the owners were identified. The owners said they were cheeky dogs and that they didn't want them anymore. The dogs were rehomed.

**ANIMALS DESTROYED:**

Six feral cats were destroyed.

**FURTHER PATROLS:**

Patrols were conducted at Peace Gorge. Patrols were conducted at the racecourse, airport, cemetery, golf club and several other locations around town. Two dogs were sighted, but fled into the bush when approached by the vehicle. Regular patrols and security checks were conducted around the townsite.

**Officers Recommendation / Council Resolution:**

Moved: Cr MR Hall  
Seconded: Cr MJ Smith

**That the Ranger's Report for October 2021 be received.**

**CARRIED 6/0**

Confirmed

**9.1.5. STATUS REPORTS**

## Council Decisions – Status Report

Note: This report lists only those Council decisions which require a specific, non-repetitive action.

Meeting Date	Item No	Title and Resolution Summary	Resp	Action	Status
15.07.06	9.3.6	Meekatharra Heritage and Canyon Trails Project	CEO/ CONS	Not proceeding with Canyon Trail until approvals are presented to Council Advise Agencies that provided grants about halt and ask if funds can be transferred to other sections of project. Take steps to secure tenure over historic sites connected to Meeka Heritage Trails Project Determine status of all reserves, vesting orders and roads within the shire.	Complete Complete In Progress
21.11.09	9.3.4	Cornish Lift	PO	Quote approved 23.11.09. Letter of advice and order sent 23.11.09 Contractor to build	Complete In Progress
17.09.11	10.2	School Oval Facility – Agreement	CDSM	New report to Council required upon response from DoE Waiting on Reserve boundaries to be changed by DoE 03.10.19 Survey, legal and planning application currently being undertaken by DoE. Proposed new boundaries presented to OCM meeting 19 October 2019 for endorsement 19.10.19 Boundaries being adjusted Emailed 23/11/20 Proceeding as per original project	Complete Complete In Progress
20.12.13	9.3.4	Meetings with Ministers – Local Issues	CEO	No further action required Create Position Statement on public housing in Meeka	Complete In Progress



12.04.14	9.6.1	Gabanintha – Nannine Rd Realignment	CEO	Letter to Jim Lacy 16.04.14 Email to DoL 17.04.14 Mapping to be done	In Progress
21.02.15	9.3.7	Building Assets – Review	CEO	Council Resolution sent to Darren Long for implementation in the Buildings Asset Management Plan and Long Term Financial Plan. Check and present to Council.	In Progress
20.02.16	9.5.3	Local Planning Strategy and Local Planning Scheme No 4	CDSM	Documents Sent Waiting for final approval from Dept Emailed Paul Bashall 30.06.20 Review presented to Council in January 2021 Council working group to be convened Presented at the April 2021 HBTP meeting	Complete Progressing Complete Complete Complete
16.07.16	9.4.5	Old Power Station	CDSM	Horizon Power advised 16.07.16. Contamination clearance in process. 03.10.19 Contaminated soil now excavated and in the process of reinstatement. Contractors onsite in mid-November to complete the remediation. 10.02.20 Remediation continues	In Progress
21.11.20	9.3.1	Murchison Regional Vermin Council Ongoing Contributions	CEO	Letter to MRVC 25/11/20 Emailed Lawyer 30/11/20 New Deed to MRVC 10/12/20 MRVC Returned & signed deed 11/01/21 Awaiting advice from Department of Local Government	Complete Complete Complete Complete In Progress
14.12.18	10.2	Heritage Agreement Jidi Jidi	CEO	Jidi Jidi Lawyer emailed 20.12.18 Further response to draft deed emailed 04.06.19	In Progress
21.09.19	9.4.2	Lighting at Skate Park	CDSM	Researching funding	In Progress
19.10.19	10.1	Ashburton Downs Road- Heavy Haulage	CEO	Emailed ABRA 30.10.19	In Progress
27.06.20	9.5.3	Mission Australia Short Term Accommodation Proposal	CDO/CDSM	Mission and Housing contacted Dept of Housing working on asset disposal process	Complete Complete

				Valuation being sought	In Progress
22.09.20	10.2	Murchison Georegion Project – Phase 2	CDSM	Advertised 2 Expressions of Interest Received	Complete On Hold
17.10.20	9.6.1	Gabanintha – Nannine Road – Heavy Haulage	CEO	Emailed MSP Engineering Pty Ltd 20/10/2020 <input type="checkbox"/> Formalise Agreement <input type="checkbox"/> Bond Received	In Progress
17.10.20	10.3	New Meekatharra Hospital – Lobbying	CEO	Email Consultant 20/10/20 Actively lobbying	Complete In Progress
16.01.21	9.6.1	Local Roads & Community Infrastructure Program – Phase 2	CEO	Present at next works group meeting	In Progress
20.02.21	9.3.1	Bridge over Luke’s Pit – Project Feasibility Budget	PO	Email sent and acknowledged on 02/03/2021 to Westgold outlining project, awaiting response	In Progress
15.05.21	9.7.2	CRC Management & Tenancy Lloyds Outback Plaza	CEO/CDSM	Letter to CRC 18/5/21 Short Term Arrangements Longer Term Arrangements	Complete Complete In Progress
15.05.21	10.1	Transfer of Pivotel Lease to Globalstar	CDSM	Legal Advice Pending	In Progress
26.06.21	9.3.1	Local Laws Review 2021	CEO	Changes “carried” through Sept OCM	Complete
18.09.21	9.2.4	2021/2022 Sept Budget Review	DCEO	System & Budget docs amended	Complete
18.09.21	9.3.1	Local Government Extraordinary Election 2021	CEO	Election in Progress	In Progress
18.09.21	9.3.2	Local Laws Review 2021	CEO	Gazetted 12/10/2021	Complete
18.09.21	9.4.1	Extension to Boundaries of Reserve 45111	CDSM	Progressing	In Progress
18.09.21	9.4.2	Objection to P51/3249	CDSM	Notified Warden	Complete
18.09.21	9.7.1	Request for A6076 Rates Write-off	DCEO	Processed	Complete
18.09.21	9.7.2	Tender – Pavement Works at the Airport	CDSM	Progressing	In Progress
18.09.21	10.1	Ashburton Downs & Tangadee Roads – RAV Network Amendment Request	CEO	Main Roads has been advised 24/09/2021	Complete

**Officers Recommendation / Council Resolution:**

**Moved:** Cr DK Hodder



**Seconded:** Cr PS Moses

**That the Status report be received.**

**CARRIED 6/0**

Confirmed

**9.2. FINANCE**

<b>Title/Subject:</b>	<b>MONTHLY FINANCIAL REPORT PERIOD ENDED SEPTEMBER 2021</b>	
<b>Agenda/Minute Number:</b>	9.2.1	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM 171	
<b>Date of Report:</b>	30 September 2021	
<b>Disclosure of Interest:</b>	Nil	
<b>Author:</b>	Krys East Deputy Chief Executive Officer	 Signature of Author
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 Signature Senior Officer

**Summary:**

Monthly Financial Report

**Background:**

*Financial Activity Statement Report – s.6.4*

- (1A) *In this regulation — committed assets means revenue unspent but set aside under the annual budget for a specific purpose.*
- (1) *A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —*
- (a) *annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
  - (b) *budget estimates to the end of the month to which the statement relates; and*
  - (c) *actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
  - (d) *material variances between the comparable amounts referred to in paragraphs (b) and (c); and*
  - (e) *the net current assets at the end of the month to which the statement relates.*
- (2) *Each statement of financial activity is to be accompanied by documents containing —*
- (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and*
  - (b) *an explanation of each of the material variances referred to in sub-regulation (1)(d); and*
  - (c) *such other supporting information as is considered relevant by the local government.*
- (3) *The information in a statement of financial activity may be shown —*
- (a) *according to nature and type classification; or*
  - (b) *by program; or*
  - (c) *by business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in sub-regulation (2), are to be —*
- (a) *presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and*
  - (b) *recorded in the minutes of the meeting at which it is presented.*

- (5) *Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.*

Confirmed

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*[Regulation 34 inserted in Gazette 31 Mar 2005 p. 1049-50; amended in Gazette 20 Jun 2008 p. 2724.]*

*[35. Deleted in Gazette 31 Mar 2005 p. 1050.]*

**Comment:**

A monthly financial report is to be presented to Council at the next ordinary meeting following the end of the reporting period.

**Consultation:**

Megan Shirt – Local Government Consultant

**Statutory Environment:**

Local Government Act 1995 Section 6.4 Financial Report  
Financial Management Regulations 34

**Policy Implications:**

Nil

**Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation / Council Resolution:**

Moved: Cr PS Clancy  
Seconded: Cr DK Hodder

That the financial report for the period ending 30 September 2021 be received.

**CARRIED 6/0**

Confirmed

**SHIRE OF MEEKATHARRA**  
**MONTHLY FINANCIAL REPORT**  
**For the Period Ended 30 September 2021**  
**LOCAL GOVERNMENT ACT 1995**  
**LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996**

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**Report Purpose**

This report is prepared to meet the requirements of *Local Government (Financial Management) Regulations 1996, Regulation 34*.

\* Indicates Statutory Report

**Statement of Financial Activity**

Is presented on page 2 and 3 and shows a surplus as at 30 September 2021 of \$10,687,548.

Note: The Statements and accompanying notes are prepared based on all transactions recorded at the time of preparation, and may vary with the completion of Year end processes.



SHIRE OF MEEKATHARRA  
STATEMENT OF FINANCIAL ACTIVITY  
(Statutory Reporting Program)  
For the Period Ended 30 September 2021

Note	Amended Annual Budget	Amended YTD Budget	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
	\$	\$	\$	\$	%	
<b>Operating Revenues</b>						
* Includes Non- Operating Grants						
Governance	80	0	0	0		
General Purpose Funding - Rates	4,752,175	4,751,424	4,772,571	21,147	0.45%	
General Purpose Funding - Other	1,970,063	491,319	485,771	(5,548)	(1.13%)	
Law, Order and Public Safety	16,220	3,302	5,251	1,949	59.02%	
Health	6,104	1,445	5,892	4,447	307.74%	
Education and Welfare	151,110	53,148	50,399	(2,749)	(5.17%)	
Housing	29,500	6,807	9,190	2,383	35.01%	
Community Amenities	144,426	112,163	105,976	(6,187)	(5.52%)	
Recreation and Culture	790,763	36,150	10,278	(25,872)	(71.57%)	▼
Transport	14,405,103	954,449	984,121	29,672	3.11%	
Economic Services	171,120	10,523	16,164	5,641	53.60%	
Other Property and Services	124,659	25,602	10,051	(15,551)	(60.74%)	▼
<b>Total Operating Revenue</b>	<b>22,561,323</b>	<b>6,446,332</b>	<b>6,455,664</b>	<b>9,332</b>		
<b>Operating Expense</b>						
Governance	(731,275)	(167,857)	(139,235)	(28,622)	(17.05%)	▼
General Purpose Funding	(233,176)	(55,805)	(46,564)	(9,241)	(16.56%)	
Law, Order and Public Safety	(203,537)	(58,189)	(49,215)	(8,974)	(15.42%)	
Health	(152,473)	(40,815)	(35,814)	(5,001)	(12.25%)	
Education and Welfare	(826,523)	(193,510)	(163,704)	(29,806)	(15.40%)	▼
Housing	(29,500)	(44,712)	(22,084)	(22,628)	(50.61%)	▼
Community Amenities	(702,681)	(142,932)	(99,604)	(43,328)	(30.31%)	▼
Recreation and Culture	(1,765,344)	(425,677)	(387,825)	(37,852)	(8.89%)	
Transport	(8,523,213)	(2,051,642)	(1,980,564)	(71,078)	(3.46%)	
Economic Services	(617,129)	(187,242)	(205,023)	17,781	9.50%	
Other Property and Services	(248,330)	(66,967)	(16,018)	(50,949)	(76.08%)	▼
<b>Total Operating Expenditure</b>	<b>(14,033,181)</b>	<b>(3,435,348)</b>	<b>(3,145,650)</b>	<b>(289,698)</b>		
<b>Funding Balance Adjustments</b>						
Add back Depreciation	7,532,730	1,883,905	1,895,612	11,707	0.62%	
Adjust (Profit)/Loss on Asset Disposal	101,431	0	0	0		
Adjust Provisions	0	0	0	0		
Less Unspent Grants, Subsidies and Contributions	0	0	(56,000)	(56,000)		
<b>Net Cash from Operations</b>	<b>16,162,303</b>	<b>4,894,889</b>	<b>5,149,625</b>	<b>(324,659)</b>		
<b>Non-Operating Revenues</b>						
Proceeds from Disposal of Assets	882,800	0	0	0		
<b>Total Capital Revenues</b>	<b>882,800</b>	<b>0</b>	<b>0</b>	<b>0</b>		
<b>Non-Operating Expenses</b>						
Land and Buildings	(1,690,905)	(316,105)	(90,991)	(225,114)	(71.21%)	▼
Furniture and Equipment	(112,000)	(54,000)	(10,947)	(43,053)	(79.73%)	▼
Plant and Equipment	(2,508,900)	0	0	0	0.00%	
Infrastructure - Roads	(17,570,122)	(4,673,916)	(3,243,212)	(1,430,704)	(30.61%)	▼
Infrastructure - Airports	(175,000)	(6,000)	(6,000)	0	0.00%	
Infrastructure - Other	(1,166,203)	(10,000)	(359)	(9,641)	(96.41%)	
<b>Total Capital Expenditure</b>	<b>(23,373,130)</b>	<b>(5,060,021)</b>	<b>(3,351,509)</b>	<b>(1,708,511)</b>		
<b>Net Cash from Capital Activities</b>	<b>(22,490,330)</b>	<b>(5,060,021)</b>	<b>(3,351,509)</b>	<b>(1,708,511)</b>		
<b>Net Cash from Financing Activities</b>						
Transfer to Reserves	(1,959,690)	0	0	0		
Transfer from Reserves	450,000	0	0	0		
<b>Net Cash from Financing Activities</b>	<b>(1,509,690)</b>	<b>0</b>	<b>0</b>	<b>0</b>		
<b>Net Operations, Capital and Financing</b>	<b>(7,837,717)</b>	<b>(165,132)</b>	<b>1,798,116</b>	<b>(2,033,170)</b>		
<b>Opening Funding Surplus(Deficit)</b>	<b>8,833,788</b>	<b>8,833,788</b>	<b>8,889,432</b>	<b>55,644</b>	<b>0.63%</b>	
<b>Closing Funding Surplus(Deficit)</b>	<b>996,070</b>	<b>8,668,656</b>	<b>10,687,548</b>	<b>(1,977,525)</b>		

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold. Refer to Note 1 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 MERRIMA  
STATEMENT OF FINANCIAL ACTIVITY  
(By Nature or Type)  
For the Period Ended 30 September 2021

Note	Original Annual Budget	Amended Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)
	\$		\$	\$	\$	%
Operating Revenues						
Rates	4,752,175	4,752,175	4,751,424	4,772,571	21,147	0.45%
Operating Grants, Subsidies and Contributions	2,125,021	2,354,879	826,622	829,219	2,597	0.31%
Fees and Charges	1,505,450	1,505,450	411,005	409,934	(1,069)	(0.26%)
Interest Earnings	132,808	132,808	25,282	18,153	(7,129)	(28.20%)
Other Revenue	344,521	344,521	67,001	55,809	(11,191)	(16.70%)
Profit on Disposal of Assets	10,884	10,884	0	0	0	0
<b>Total Operating Revenue</b>	<b>8,670,854</b>	<b>8,900,712</b>	<b>6,081,332</b>	<b>6,085,685</b>	<b>4,354</b>	
Operating Expense						
Employee Costs	(2,036,571)	(2,036,571)	(429,084)	(347,734)	(81,350)	(18.96%)
Materials and Contracts	(3,452,325)	(3,462,325)	(765,049)	(502,734)	(262,315)	(34.29%)
Utility Charges	(379,411)	(379,411)	(94,812)	(74,466)	(20,346)	(21.46%)
Depreciation on Non-Current Assets	(7,532,730)	(7,532,730)	(1,883,905)	(1,895,612)	11,707	0.62%
Insurance Expenses	(227,158)	(227,158)	(227,158)	(280,043)	52,885	23.28%
Other Expenditure	(282,671)	(282,671)	(35,340)	(45,061)	9,721	27.51%
Loss on Disposal of Assets	(112,315)	(112,315)	0	0	0	0
<b>Total Operating Expenditure</b>	<b>(14,023,181)</b>	<b>(14,033,181)</b>	<b>(3,435,348)</b>	<b>(3,145,650)</b>	<b>(289,698)</b>	
Non-Operating Revenues						
Non-Operating Grants & Contributions	13,654,391	13,660,610	365,000	369,978	4,978	1.36%
Less Unspent Grants	0	0	0	(56,000)	(56,000)	
<b>Net Non-Operating Grants</b>	<b>13,654,391</b>	<b>13,660,610</b>	<b>365,000</b>	<b>313,978</b>	<b>(51,022)</b>	
<b>Total Comprehensive Income</b>	<b>8,302,064</b>	<b>8,528,141</b>	<b>3,010,984</b>	<b>3,254,013</b>	<b>(33,636)</b>	
Funding Balance Adjustments						
Add back Depreciation	7,532,730	7,532,730	1,883,905	1,895,612	11,707	0.62%
Adjust (Profit)/Loss on Asset Disposal	101,431	101,431	0	0	0	0
Adjust Provisions	0	0	0	0	0	0
<b>Net Cash from Operations</b>	<b>15,936,225</b>	<b>16,162,302</b>	<b>4,894,889</b>	<b>5,149,625</b>	<b>(324,658)</b>	
Proceeds from Disposal of Assets	882,800	882,800	0	0	0	0
<b>Total Capital Revenues</b>	<b>882,800</b>	<b>882,800</b>	<b>0</b>	<b>0</b>	<b>0</b>	
Non-Operating Expenses						
Land and Buildings	(1,615,905)	(1,690,905)	(316,105)	(90,991)	(225,114)	(71.21%)
Furniture and Equipment	(112,000)	(112,000)	(54,000)	(10,947)	(43,053)	(79.73%)
Plant and Equipment	(2,508,900)	(2,508,900)	0	0	0	0.00%
Infrastructure - Roads	(19,012,191)	(17,570,122)	(4,673,916)	(3,243,212)	(1,430,704)	(30.61%)
Infrastructure - Footpaths	(150,000)	(150,000)	0	0	0	0.00%
Infrastructure - Airports	(175,000)	(175,000)	(6,000)	(6,000)	0	0.00%
Infrastructure - Other	(1,166,203)	(1,166,203)	(10,000)	(359)	(9,641)	(96.41%)
<b>Total Capital Expenditure</b>	<b>(24,740,199)</b>	<b>(23,373,130)</b>	<b>(5,060,021)</b>	<b>(3,351,509)</b>	<b>(1,708,511)</b>	
<b>Net Cash from Capital Activities</b>	<b>(23,857,399)</b>	<b>(22,490,330)</b>	<b>(5,060,021)</b>	<b>(3,351,509)</b>	<b>(1,708,511)</b>	
Financing						
Transfer to Reserves	(1,959,690)	(1,959,690)	0	0	0	0
Transfer from Reserves	450,000	450,000	0	0	0	0
<b>Net Cash from Financing Activities</b>	<b>(1,509,690)</b>	<b>(1,509,690)</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Net Operations, Capital and Financing</b>	<b>(9,430,864)</b>	<b>(7,837,718)</b>	<b>(165,132)</b>	<b>1,798,116</b>	<b>(2,033,169)</b>	
Opening Funding Surplus(Deficit)	9,430,864	8,833,788	8,833,788	8,889,432	55,644	0.63%
<b>Closing Funding Surplus(Deficit)</b>	<b>0</b>	<b>996,070</b>	<b>8,668,656</b>	<b>10,687,548</b>	<b>(1,977,525)</b>	

Indicate 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 MEEKATHARRA  
STATEMENT OF BUDGET AMENDMENTS  
(Statutory Reporting Program)  
For the Period Ended 30 September 2021

	Adopted Budget		Amended Annual Budget	Amended YTD Budget (e)
	Adopted Budget	Amendments (Note 4)		
<b>Operating Revenues</b>	\$	\$	\$	\$
Governance	80	0	80	0
General Purpose Funding - Rates	4,752,175	0	4,752,175	4,751,424
General Purpose Funding - Other	1,740,205	229,858	1,970,063	491,319
Law, Order and Public Safety	16,220	0	16,220	3,302
Health	6,104	0	6,104	1,445
Education and Welfare	151,110	0	151,110	53,148
Housing	29,500	0	29,500	6,807
Community Amenities	144,426	0	144,426	112,163
Recreation and Culture	790,763	0	790,763	36,150
Transport	14,398,885	6,220	14,405,105	954,449
Economic Services	171,120	0	171,120	10,523
Other Property and Services	124,659	0	124,659	25,602
<b>Total Operating Revenue</b>	<b>22,325,245</b>	<b>236,078</b>	<b>22,561,323</b>	<b>6,446,332</b>
<b>Operating Expense</b>				
Governance	(731,275)	0	(731,275)	(167,857)
General Purpose Funding	(233,176)	0	(233,176)	(55,805)
Law, Order and Public Safety	(208,537)	0	(208,537)	(58,189)
Health	(152,473)	0	(152,473)	(40,815)
Education and Welfare	(826,523)	0	(826,523)	(193,510)
Housing	(29,500)	0	(29,500)	(44,712)
Community Amenities	(702,681)	0	(702,681)	(142,932)
Recreation and Culture	(1,765,344)	0	(1,765,344)	(425,677)
Transport	(8,523,213)	0	(8,523,213)	(2,051,642)
Economic Services	(617,129)	0	(617,129)	(187,242)
Other Property and Services	(238,330)	(10,000)	(248,330)	(66,967)
<b>Total Operating Expenditure</b>	<b>(14,023,181)</b>	<b>(10,000)</b>	<b>(14,033,181)</b>	<b>(3,435,349)</b>
<b>Funding Balance Adjustments</b>				
Add back Depreciation	7,532,730	0	7,532,730	1,883,905
Adjust (Profit)/Loss on Asset Disposal	101,431	0	101,431	0
Adjust Provisions and Accruals	0	0	0	0
<b>Net Cash from Operations</b>	<b>15,936,225</b>	<b>226,078</b>	<b>16,162,303</b>	<b>4,894,888</b>
<b>Capital Revenues</b>				
Proceeds from Disposal of Assets	882,800	0	882,800	0
<b>Total Capital Revenues</b>	<b>882,800</b>	<b>0</b>	<b>882,800</b>	<b>0</b>
<b>Capital Expenses</b>				
Land and Buildings	(1,615,905)	(75,000)	(1,690,905)	(316,105)
Furniture and Equipment	(112,000)	0	(112,000)	(54,000)
Plant and Equipment	(2,508,900)	0	(2,508,900)	0
Infrastructure - Roads	(19,012,191)	1,442,069	(17,570,122)	(4,673,916)
Infrastructure - Footpaths	(150,000)	0	(150,000)	0
Infrastructure - Airports	(175,000)	0	(175,000)	(6,000)
Infrastructure - Other	(1,166,203)	0	(1,166,203)	(10,000)
<b>Total Capital Expenditure</b>	<b>(24,740,199)</b>	<b>1,367,069</b>	<b>(23,373,130)</b>	<b>(5,060,021)</b>
<b>Net Cash from Capital Activities</b>	<b>(23,857,399)</b>	<b>1,367,069</b>	<b>(22,490,330)</b>	<b>(5,060,021)</b>
<b>Financing</b>				
Transfer to Reserves	(1,959,690)	0	(1,959,690)	0
Transfer from Reserves	450,000	0	450,000	0
<b>Net Cash from Financing Activities</b>	<b>(1,509,690)</b>	<b>0</b>	<b>(1,509,690)</b>	<b>0</b>
<b>Net Operations, Capital and Financing</b>	<b>(9,430,864)</b>	<b>1,593,147</b>	<b>(7,837,717)</b>	<b>(165,133)</b>
<b>Opening Funding Surplus(Deficit)</b>	<b>9,430,864</b>	<b>(597,076)</b>	<b>8,833,788</b>	<b>8,833,788</b>
<b>Closing Funding Surplus(Deficit)</b>	<b>0</b>	<b>996,070</b>	<b>996,070</b>	<b>8,668,656</b>

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.

SHIRE OF MEEKATHARRA  
STATEMENT OF FINANCIAL ACTIVITY  
(By Program)  
For the Period Ended 30 September 2021

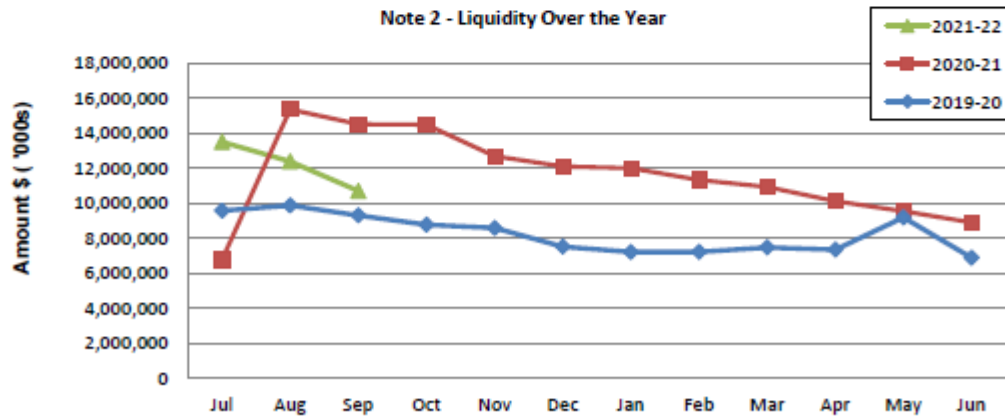
**Note 1: EXPLANATION OF MATERIAL VARIANCES**

BY Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
<b>Operating Revenues</b>	\$	%			
Governance	0				Under variance reporting threshold
General Purpose Funding - Rates	21,147	0.45%			Under variance reporting threshold
General Purpose Funding - Other	(5,548)	(1.13%)			Under variance reporting threshold
Law, Order and Public Safety	1,949	59.02%			Under variance reporting threshold
Health	4,447	307.74%			Under variance reporting threshold
Education and Welfare	(2,749)	(5.17%)			Under variance reporting threshold
Housing	2,383	35.01%			Under variance reporting threshold
Community Amenities	(6,187)	(5.52%)			Under variance reporting threshold
Recreation and Culture	(25,872)	(71.57%)	q	Timing	School oval contribution \$15k and Lloyds revenue \$9k lower than YTD budgets. This is a timing variance with invoices not issued to date.
Transport	29,672	3.11%			Under variance reporting threshold
Economic Services	5,641	53.60%			Under variance reporting threshold
Other Property and Services	(15,551)	(60.74%)	q	Timing	Diesel fuel rebate is \$11.5k lower than YTD budget. This is expected to even out as claims are made.
<b>Operating Expense</b>					
Governance	(28,622)	(17.05%)	q	Timing	Administration allocations are \$15k lower than YTD budget. General members expenses are \$13k lower. These are likely to even out during the year.
General Purpose Funding	(9,241)	(16.56%)			Under variance reporting threshold
Law, Order and Public Safety	(8,974)	(15.42%)			Under variance reporting threshold
Health	(5,001)	(12.25%)			Under variance reporting threshold
Education and Welfare	(29,806)	(15.40%)	q	Timing	Youth centre expenses are \$26k lower than YTD budget, these may even out during the year.
Housing	(22,628)	(50.61%)	q	Timing	Housing recoveries are \$27k higher than YTD budget. Housing expenses are \$4k higher than YTD budget. This is likely to even out over the year.
Community Amenities	(43,328)	(30.31%)	q	Timing	Sanitation incl. waste collection expenses are \$32k lower than YTD budget due to timing of receipt of invoices for the prior month. Other Community amenities expenditure relating to the cemetery and public toilets and facilities is \$10k lower than YTD budget. These may even out during the year.
Recreation and Culture	(37,852)	(8.89%)			Under variance reporting threshold
Transport	(71,078)	(3.46%)			Under variance reporting threshold
Economic Services	17,781	9.50%			Under variance reporting threshold
Other Property and Services	(50,949)	(76.08%)	q	Timing	Minor Plant running costs \$11k lower than YTD budget, Plant and PWO allocations are over recovered \$60k to YTD budget. These variances are likely timing, as the costs are budgeted to be recovered evenly over 12 months.
<b>Funding Balance Adjustments</b>					
Add back Depreciation	11,707	0.62%			Under variance reporting threshold
Adjust (Profit)/Loss on Asset Dispo	0				Under variance reporting threshold
<b>Capital Revenues</b>					
* Refer Statement by Nature or Type - Non- Operating Grants and Contributions	4,978	1.36%			Under variance reporting threshold
Proceeds from Disposal of Assets	0	0.00%			Under variance reporting threshold
<b>Capital Expenses</b>					
Land and Buildings	(225,114)	(71.21%)	q	Timing	Refer to Note 8 for Capital Expenditure detail
Furniture and Equipment	(43,053)	(79.73%)	q	Timing	Refer to Note 8 for Capital Expenditure detail
Plant and Equipment	0	0.00%			Under variance reporting threshold
Infrastructure - Roads	(1,430,704)	(30.61%)	q	Timing	Refer to Note 8A for Capital Expenditure detail
Infrastructure - Footpaths	0	0.00%			Under variance reporting threshold
Infrastructure - Airports	0	0.00%			Under variance reporting threshold
Infrastructure - Other	(9,641)	(96.41%)			Under variance reporting threshold
<b>Opening Funding Surplus(Deficit)</b>	55,644	0.63%			Subject to finalisation of the Annual Report

SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

**Note 2: NET CURRENT FUNDING POSITION**

		Positive=Surplus (Negative=Deficit)		
Note	YTD 30 Sep 2021	Previous Month	YTD 30 Sep 2020	
	\$	\$	\$	
<b>Current Assets</b>				
Cash Unrestricted	8,842,882	9,781,668	12,078,221	
Cash Restricted Reserves	21,136,920	21,136,920	21,282,405	
Cash Restricted - Bonds to be allocated	0	0	2,056	
Receivables - Rates and Rubbish	1,800,977	2,074,175	2,377,521	
Receivables -Other	155,779	490,140	160,385	
Provision for Doubtful debts	(93,876)	(93,876)	(167,097)	
Interest / ATO Receivable/Trust	161,597	189,185	87,874	
Inventories	110,441	185,663	127,095	
	<b>32,114,720</b>	<b>33,763,875</b>	<b>35,948,461</b>	
<b>Less: Current Liabilities</b>				
Payables	(140,217)	(103,683)	(74,797)	
Bonds Held	(94,034)	(93,874)	(94,472)	
Provisions	(369,103)	(369,103)	(354,285)	
Unspent Grants ( Contract Liabilities)	(56,000)	(56,000)	0	
	<b>(659,355)</b>	<b>(622,660)</b>	<b>(523,554)</b>	
<b>Net Current Assets</b>	<b>31,455,365</b>	<b>33,141,215</b>	<b>35,424,907</b>	
Less: Cash Reserves	(21,136,920)	(21,136,920)	(21,282,405)	
Plus Provisions	369,103	369,103	354,285	
<b>Net Current Funding Position</b>	<b>10,687,548</b>	<b>12,373,398</b>	<b>14,496,787</b>	



Comments - Net Current Funding Position

**SHIRE OF MEEKATHARRA**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**For the Period Ended 30 September 2021**

**Note 3: CASH AND INVESTMENTS**

	<b>Interest Rate</b>	<b>Unrestricted \$</b>	<b>Restricted \$</b>	<b>Bonds \$</b>	<b>Balance of Account \$</b>	<b>Institution</b>	<b>Maturity Date</b>
<b>(a) Cash Deposits</b>							
Municipal Bank Account	Variable	829,756		0	829,756	Westpac	At Call
Air BP	Variable	62,083		0	62,083	Westpac	At Call
Maxi Account	Variable	8,604,257		94,034	8,698,291	Westpac	At Call
<b>(b) Term Deposits</b>							
549463	0.39%		21,136,920		21,136,920	Westpac	30-Jun-22
<b>Total</b>		<b>9,496,096</b>	<b>21,136,920</b>	<b>94,034</b>	<b>30,727,050</b>		

**Comments/Notes - Investments**

- \* This note reflects the Actual Bank Balances as per the Shire Bank Statements.
- \* Any difference between the amounts shown at this note compared to Note 2 will be due to undeposited funds and unrepresented payments.
- \* The Auditor General recommended that Local Government should recognise Bonds and funds controlled as Municipal funds, as opposed to previously being recognised as Trust Funds. The Trust fund should only hold funds not controlled by the Shire.

SHIRE OF MEEKATHARRA  
Budget Amendments  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY

Note 4: Adopted Budget Amendments to date

GL Account Code	Increase/Decrease to Budget	Description	Council Resolution	Classification	Adopted Budget	Amended Budget	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
		Adopted Budget		Adopted Budget Closing Surplus/(Deficit)	9,430,864	8833788	\$	\$	\$	\$
<b>Revenue</b>										
0181	↑	Financial Assistance Grant		Operating Revenue	1,106,522	1,187,154		80,632	0	(516,444)
0211	↑	Local Road Grant		Operating Revenue	482,189	631,415		149,226	0	(367,218)
<b>Non- Operating Revenue</b>										
4601	↓	FESA - Natural Disaster		Capital Revenue	10,080,269	9,938,039		0	(142,230)	(509,448)
5183	↑	Aerodrome Grant Income		Capital Revenue	0	148,449		148,449	0	(360,999)
								0	0	
<b>Operating Expenditure</b>										
8022	↓	Engineering Office & Other Exp		Operating Expenses	2,000	12,000		0	(10,000)	(370,999)
<b>Non- Operating Expenditure</b>										
0979	↑	Lot 204 Hill Street - Replace ATU /Septics		Capital Expenses	0	10,000		0	(10,000)	(380,999)
0980	↑	Lot 927 McCleary St - Renovate kitchen, bathroom and ensuite		Capital Expenses	50,000	115,000		0	(65,000)	(445,999)
FDC00	↓	AGRN: 899 Various Roads		Capital Expenses	12,216,768	10,774,699		1,442,069	0	996,070
							0	1,820,376	(227,230)	

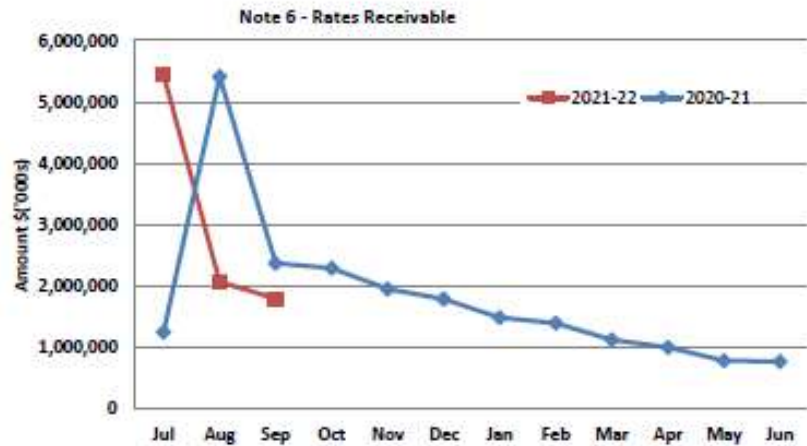
SHIRE OF MEEKATHARRA  
 NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
 For the Period Ended 30 September 2021

**Note 5: RECEIVABLES**

Receivables - Rates and Rubbish Receivable

	YTD 30 Sep 2021 \$	30/06/2021 \$
Opening Arrears Previous Years	779,447	
Levied this year	4,875,734	
Less Collections to date	(3,854,204)	
Equals Current Outstanding	1,800,977	
Net Rates and Rubbish Collectable % Collected	1,800,977 68.15%	779,447

Note 2



**Comments/Notes - Receivables Rates**

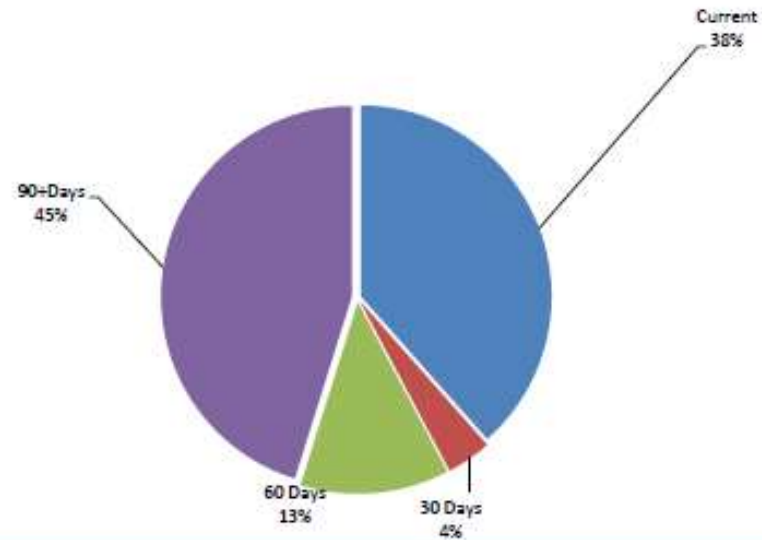
Rates were levied on	21-Jul-21
Full Payment or Instalment 1 due	25-Aug-21
Instalment 2 due	29-Oct-21
Instalment 3 due	4-Jan-22
Instalment 4 due	9-Mar-22

Receivables - General

	Current \$	30 Days \$	60 Days \$	90+Days \$
Receivables - Sundry Debtors	59,919	5,898	19,617	70,345
<b>Total Sundry Debtors</b>				<b>155,779</b>

Amounts shown above include GST (where applicable)

Note 6 - Accounts Receivable (non-rates)



**Comments/Notes - Receivables General**



SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

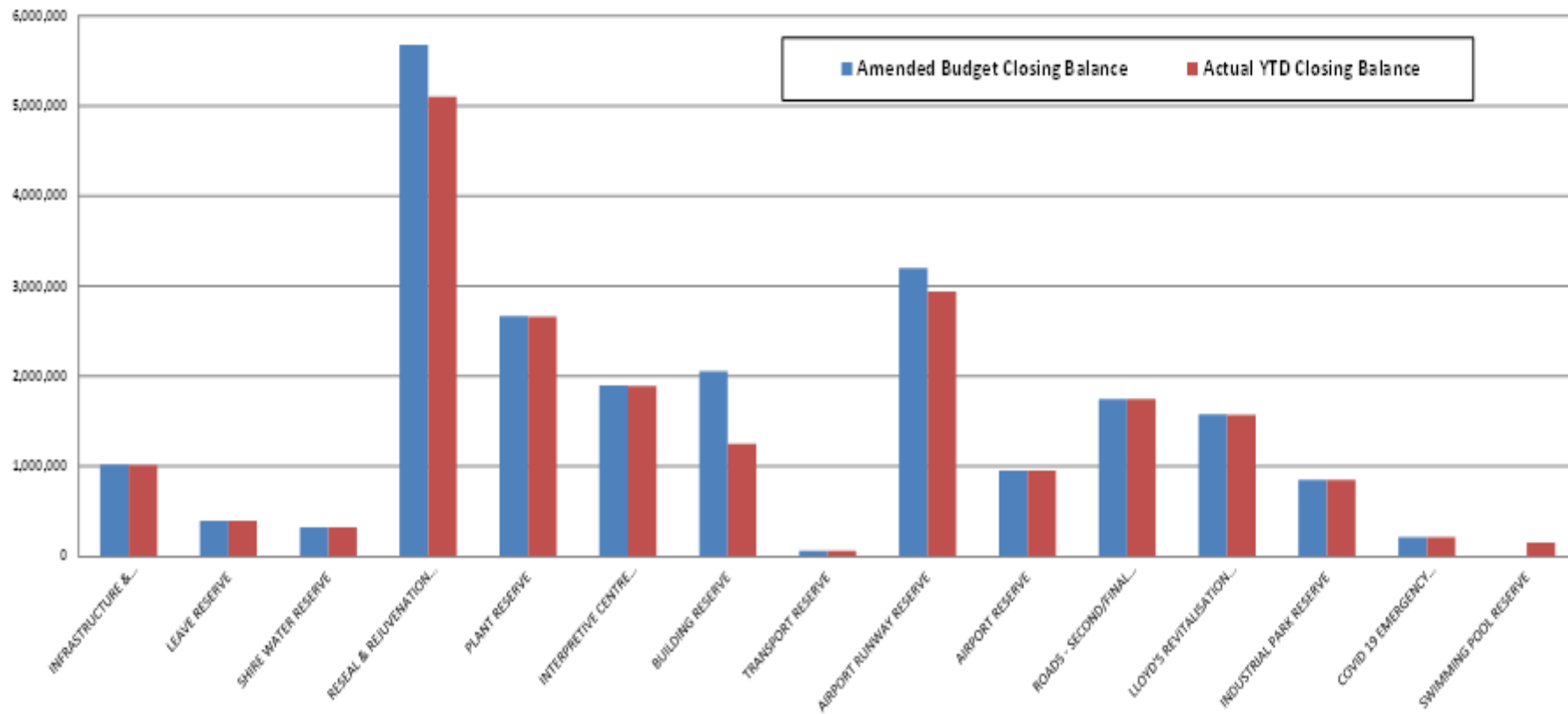
**Note 6: Cash Backed Reserves**

Name	Actual	Original Budget Interest Earned	Amended Budget Interest Earned	Actual Interest Earned	Original Budget		Original Budget		Amended Budget		Actual Transfers Out (-)	Amended Budget Closing Balance	Actual YTD Closing Balance
	Opening Balance				Transfers In (+)	Actual Transfers In (+)	Transfers Out (-)	Transfers Out (-)	Transfers Out (-)				
	\$	\$		\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
INFRASTRUCTURE & ECONOMIC DEVELOPMENT RESERVE	1,017,378	1,846	1,846	0	0	0	0	0	0	0	1,019,224	1,017,378	
LEAVE RESERVE	398,160	963	963	0	0	0	0	0	0	0	399,123	398,160	
SHIRE WATER RESERVE	322,648	729	729	0	0	0	0	0	0	0	323,377	322,648	
RESEAL & REJUVENATION RESERVE	5,105,618	11,530	11,530	0	559,680	0	0	0	0	0	5,676,828	5,105,618	
PLANT RESERVE	2,660,383	6,008	6,008	0	0	0	0	0	0	0	2,666,391	2,660,383	
INTERPRETIVE CENTRE RESERVE	1,891,233	4,271	4,271	0	0	0	0	0	0	0	1,895,504	1,891,233	
BUILDING RESERVE	1,251,218	3,277	3,277	0	900,000	0	(100,000)	(100,000)	0	0	2,054,495	1,251,218	
TRANSPORT RESERVE	61,207	138	138	0	0	0	0	0	0	0	61,345	61,207	
AIRPORT RUNWAY RESERVE	2,943,192	6,647	6,647	0	451,747	0	(200,000)	(200,000)	0	0	3,201,586	2,943,192	
AIRPORT RESERVE	953,396	2,153	2,153	0	0	0	0	0	0	0	955,549	953,396	
ROADS - SECOND/FINAL SEALS RESERVE	1,744,753	3,940	3,940	0	0	0	0	0	0	0	1,748,693	1,744,753	
LLOYD'S REVITALISATION RESERVE	1,571,704	4,014	4,014	0	0	0	0	0	0	0	1,575,718	1,571,704	
INDUSTRIAL PARK RESERVE	849,846	1,919	1,919	0	0	0	0	0	0	0	851,765	849,846	
COVID 19 EMERGENCY RESPONSE/CASHFLOW SUPPLEMENT RESERVE	214,000	483	483	0	0	0	0	0	0	0	214,483	214,000	
SWIMMING POOL RESERVE	152,184	345	345	0	0	0	(150,000)	(150,000)	0	0	2,529	152,184	
	<b>21,136,920</b>	<b>48,263</b>	<b>48,263</b>	<b>0</b>	<b>1,911,427</b>	<b>0</b>	<b>(450,000)</b>	<b>(450,000)</b>	<b>0</b>	<b>0</b>	<b>22,646,610</b>	<b>21,136,920</b>	

SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

Note 6: Cash Backed Reserves cont'd

Year To Date Reserve Balance to End of Year Estimate



SHIRE OF MEEKATHARRA  
 NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
 For the Period Ended 30 September 2021

Note 7a: UNTIED GRANTS

	2021-22	Variations	2021-22	Operating	Non- Operating	Recoup Status	
	Original Budget	Additions (Deletions)	Amended Budget			Funds Received	Balance to be received
	\$	\$		\$	\$	\$	\$
<b>General Purpose Funding</b>							
Financial Assistance Grant	1,106,522	80,632	1,187,154	1,187,154	0	296,789	890,366
Local Road Grant	482,189	149,226	631,415	631,415	0	157,854	473,561
<b>Law, Order and Public Safety</b>							
D.F.E.S. Operating Grant	6,920	0	6,920	6,920	0	893	6,027
S.E.S. Operating Grant	5,180	0	5,180	5,180	0	4,008	1,172
<b>Education and Welfare</b>							
Misc Youth - Grants Other	10,000	0	10,000	10,000	0	0	10,000
Youth Grant - O.S.H.C. Program	26,168	0	26,168	26,168	0	26,168	0
Youth Services Grant - D.C.P. - W.A.	85,642	0	85,642	85,642	0	22,132	63,510
<b>Community Amenities</b>							
<b>Recreation and Culture</b>							
Miscellaneous Grants - Rec Off	10,000	0	10,000	10,000	0	0	10,000
Recreation Grants	60,000	0	60,000	60,000	0	0	60,000
<b>Transport</b>							
Mrd - Direct Grant	321,376	0	321,376	321,376	0	321,376	0
Street - Lighting - Operating Grant	5,024	0	5,024	5,024	0	0	5,024
<b>Economic Services</b>							
Fundraising Misc Income	6,000	0	6,000	6,000	0	0	6,000
	2,125,021	229,858	2,354,879	2,354,879	0	829,219	1,525,660

Note7b: TIED GRANTS where liability arises when funds are received but not spent to date.

	2021-22	Variations	2021-22	Operating	Non- Operating	Recoup Status		Expenditure relating to Grant funds	
	Original Budget	Additions (Deletions)	Amended Budget			Funds Received	Balance to be received	Amount Spent	Unspent Grant
	\$	\$		\$	\$	\$	\$	\$	\$
Recreation and Culture									
Misc Grants	572,908	0	572,908	0	572,908	0	572,908	90,391	0
Transport									
Local Roads & Community Infrastructure Program	574,130	0	574,130	0	574,130	0	574,130	0	0
Building Better Regions Fund Grant	1,431,465	0	1,431,465	0	1,431,465	0	1,431,465	753,667	0
Wandrra - Natural Disaster	10,080,269	(142,230)	9,938,039	0	9,938,039	313,978	9,624,061	1,914,666	0
R2R Grant	785,619	0	785,619	0	785,619	0	785,619	700	0
Mrd Road Project Grant	140,000	0	140,000	0	140,000	56,000	84,000	0	56,000
Aerodrome Grant Income	0	148,449	148,449	0	148,449	0	148,449	0	0
Economic Services									
Toilets at Peace Gorge	70,000	0	70,000	0	70,000	0	70,000	0	0
	13,654,391	6,219	13,660,610	0	13,660,610	369,978	13,290,632	2,759,424	56,000



SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

Note 8a: CAPITAL EXPENDITURE

Assets	GL Account	Job	Original Annual Budget	Budget Changes	Amended Annual Budget	Amended YTD Budget	YTD Actual	Variance (Under)/Over	Comments
<b>Buildings</b>									
ADMIN BUILDING CAPITAL - PLANNING AND STAGE 1 OF OFFICE RECON	1328	AC13	140,000	0	140,000	0	0	0	
ADMIN BUILDING CAPITAL - REPLACE ALL WINDOWS WITH DOUBLE GLAZ	1328	AC15	60,000	0	60,000	0	600	600	
YC - SPLIT SYSTEM AIRCONDITIONER IN TV ROOM	1328	YCC11	3,500	0	3,500	0	0	0	
DOMESTIC VIOLENCE BUILDING PURCHASE	2533		200,000	0	200,000	0	0	0	
LOT 303 CAPITAL IMPROVEMENTS	1328	0921	80,000	0	80,000	0	0	0	
LOT 220 CAPITAL IMPROVEMENTS	1328	0923	31,857	0	31,857	31,857	0	(31,857)	
LOT 87 CAPITAL IMPROVEMENTS	1328	0926	8,000	0	8,000	0	0	0	
LOT 408 HILL ST - CAPITAL IMPROVEMENTS	2437	0927	47,250	0	47,250	0	0	0	
HOUSING - CAPITAL IMPROVEMENTS	2704	0930	10,000	0	10,000	0	0	0	
LOT 205 HILL ST - CAPITAL IMPROVEMENTS	2704	0932	5,000	0	5,000	0	0	0	
LOT 207 HILL ST - CAPITAL IMPROVEMENTS	2704	0933	5,000	0	5,000	0	0	0	
AIRPORT RESIDENCE - CAPITAL IMPROVEMENTS	2704	0934	23,100	0	23,100	0	0	0	
1/16 REGAN ST - CAPITAL IMPROVEMENTS	2704	0935	10,000	0	10,000	0	0	0	
4/16 REGAN ST - CAPITAL IMPROVEMENTS	2704	0938	5,000	0	5,000	0	0	0	
LOT 17 MAIN ST - CAPITAL IMPROVEMENTS	2704	0939	5,000	0	5,000	0	0	0	
LOT 204 HILL ST - CAPITAL IMPROVEMENTS	2704	0979	16,000	10,000	26,000	0	0	0	
LOT 927 MCCLEARY ST - CAPITAL IMPROVEMENTS	2704	0980	50,000	65,000	115,000	0	0	0	
LOT 294 HILL ST - CAPITAL IMPROVEMENTS	2704	0981	13,500	0	13,500	0	0	0	
NEW STAFF HOUSING	2715		115,000	0	115,000	0	0	0	
HALL - REPLACE EVAP WITH OTHER COOLING/HEATING SYSTEM & ASSOC	2704	HC03	100,000	0	100,000	100,000	0	(100,000)	
PUBLIC TOILETS CAPITAL EXPENDITURE	3094	HC09	12,000	0	12,000	0	0	0	
CEMETERY CAPITAL EXPENDITURE - BUILDINGS	3292	HC14	9,000	0	9,000	9,000	0	(9,000)	
POOL - BUILDINGS	3666		15,082	0	15,082	15,082	0	(15,082)	
OSR - PICTURE GARDENS - UPGRADE TOILETS	3094	SR22	90,450	0	90,450	0	0	0	
UPGRADE MAIN BUILDING , INC AIR CON, HWS, LIGHTING AND CIRCUIT	3094	SR23	9,550	0	9,550	9,550	0	(9,550)	
INDOOR CRICKET CENTRE	4036		100,000	0	100,000	0	0	0	
MASONIC LODGE - CAPITAL	4171		11,000	0	11,000	0	0	0	
STAGE 1 - LLOYDS RENOVATIONS	4191		193,616	0	193,616	143,616	90,391	(53,225)	
DEPOT CAPITAL - RELACE FRONT DOORS ON TOWN GARDENERS SHED		DC15	3,500	0	3,500	3,500	0	(3,500)	
DEPOT CAPITAL - RENOVATION OF OFFICE		DC16	90,000	0	90,000	0	0	0	
DEPOT CAPITAL - RENOVATE ABLUTIONS		DC17	20,000	0	20,000	0	0	0	
AIRPORT - PAINT STORE BUILDING	5344		3,500	0	3,500	3,500	0	(3,500)	
RED SANDBOX - REPLACE SHADE STRUCTURE		EC05	10,000	0	10,000	0	0	0	
COMMUNITY RESOURCE CENTRE - BUILDING	9681		120,000	0	120,000	0	0	0	
<b>Buildings Total</b>			<b>1,615,905</b>	<b>75,000</b>	<b>1,690,905</b>	<b>316,105</b>	<b>90,991</b>	<b>(225,114)</b>	

SHIRE OF MEEKATHARRA NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY For the Period Ended 30 September 2021									
Note 8a: CAPITAL EXPENDITURE									
Assets	GL Account	Job	Original Annual Budget	Budget Changes	Amended Annual Budget	Amended YTD Budget	YTD Actual	Variance (Under)/Over	Comments
Furniture & Office Equip.									
COUNCIL CHAMBERS - FURNITURE AND EQUIPMENT	0254		32,000	0	32,000	0	0	0	
COMPUTER EQUIPMENT	1244		10,000	0	10,000	10,000	0	(10,000)	
ADMIN OFFICE EQUIPMENT	1324		20,000	0	20,000	0	0	0	
KZ - REPLACE GAS STOVE WITH NEW		KZC01	2,000	0	2,000	0	0	0	
KZ - WATER FOUNTAIN		KZC06	5,000	0	5,000	5,000	0	(5,000)	
KZ - OUTDOOR SETTING FOR UNDER VERANDAH		KZC09	1,500	0	1,500	0	0	0	
YC - REPLACEMENT COUCHES		YCC12	5,000	0	5,000	5,000	4,815	(185)	
YC - OFFICE FURNITURE AND CHAIRS		YCC13	7,000	0	7,000	7,000	0	(7,000)	
YC - COMMERCIAL FRIDGE		YCC14	2,500	0	2,500	0	0	0	
HALL - PROJECTOR AND SCREEN		HC06	6,000	0	6,000	6,000	0	(6,000)	
HALL - 3 DOOR GLASS FRIDGES		HC13	10,000	0	10,000	10,000	6,132	(3,868)	
HALL - REPLACEMENT OVEN		HC15	8,000	0	8,000	8,000	0	(8,000)	
OSR - PICTURE GARDENS - ARTIFICIAL TURF		SR11	3,000	0	3,000	3,000	0	(3,000)	
<b>Furniture &amp; Office Equip. Total</b>			<b>112,000</b>	<b>0</b>	<b>112,000</b>	<b>54,000</b>	<b>10,947</b>	<b>-43,053</b>	
Plant , Equip. & Vehicles									
CEO VEHICLE	1224		64,000	0	64,000	0	0	0	
PROJECT OFFICERS VEHICLE	1332		60,000	0	60,000	0	0	0	
DCEO VEHICLE	1355		60,000	0	60,000	0	0	0	
MOSQUITO FOGGER	2374		8,000	0	8,000	0	0	0	
YOUTH CENTRE VEHICLE	2448		40,000	0	40,000	0	0	0	
COMMUNITY BUS	3880		120,000	0	120,000	0	0	0	
WATER TRAILER	5005		30,000	0	30,000	0	0	0	
MISC PLANT (SMALL EQUIPMENT > \$5000 EX GST)	5014		10,000	0	10,000	0	0	0	
CARAVANS & EQUIPMENT	5034		500,000	0	500,000	0	0	0	
DOWN HOLE BORE PUMPS AND TRAILERS	5064		110,000	0	110,000	0	0	0	
VARIOUS UTILITIES	5084		128,000	0	128,000	0	0	0	
SWEEPER	5094		361,000	0	361,000	0	0	0	
TRUCK	5124		350,000	0	350,000	0	0	0	
WORKS MANAGER VEHICLE	5144		64,000	0	64,000	0	0	0	
ENGINES & PUMPS (> \$5,000 OTHERWISE USE GL4810)	5154		20,000	0	20,000	0	0	0	
TRAILER	5264		20,000	0	20,000	0	0	0	
MULTITYRE RUBBER WHEEL ROLLER	5294		185,900	0	185,900	0	0	0	
EXCAVATOR	5331		30,000	0	30,000	0	0	0	
LOADER	5334		348,000	0	348,000	0	0	0	
<b>Plant , Equip. &amp; Vehicles Total</b>			<b>2,508,900</b>	<b>0</b>	<b>2,508,900</b>	<b>0</b>	<b>0</b>	<b>0</b>	
Roads Infrastructure									
ROAD CONSTRUCTION VARIOUS	4200		19,012,191	(1,442,069)	17,570,122	4,673,916	3,243,212	(1,430,704)	See Note 8b for Road project details
<b>Roads Infrastructure Total</b>			<b>19,012,191</b>	<b>-1,442,069</b>	<b>17,570,122</b>	<b>4,673,916</b>	<b>3,243,212</b>	<b>-1,430,704</b>	
Footpath Infrastructure									
FOOTPATHS - NEW AND RENEWAL	5046		150,000	0	150,000	0	0	0	
<b>Footpath Infrastructure Total</b>			<b>150,000</b>	<b>0</b>	<b>150,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	

SHIRE OF MEEKATHARRA									
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY									
For the Period Ended 30 September 2021									
Note 8a: CAPITAL EXPENDITURE									
Assets	GL Account	Job	Original Annual Budget	Budget Changes	Amended Annual Budget	Amended YTD Budget	YTD Actual	Variance (Under)/Over	Comments
<b>Airport Infrastructure</b>									
RUNWAY CONSTRUCTION		1210	30,000	0	30,000	0	0	0	
AIRPORT APRON & PARKING AREAS		1215	37,000	0	37,000	0	0	0	
FOG SEAL & CRACK SEALING		1218	30,000	0	30,000	0	0	0	
AERODROME - LINE MARKING		1220	78,000	0	78,000	6,000	6,000	0	
<b>Airport Infrastructure Total</b>			<b>175,000</b>	<b>0</b>	<b>175,000</b>	<b>6,000</b>	<b>6,000</b>	<b>0</b>	
<b>Other Infrastructure</b>									
YC - UPGRADE TO ENTRY GARDEN	2436	YCC04	3,000	0	3,000	0	0	0	
YC - WATER FOUNTAIN (OF TOILET BLOCK)	2436	YCC07	5,000	0	5,000	5,000	0	(5,000)	
YC - LANDSCAPING	2436	YCC09	10,000	0	10,000	0	0	0	
YC - RACKS FOR SPORTING EQUIPMENT	2436	YCC10	2,000	0	2,000	0	0	0	
KZ - PAVING OF COURTYARD (APPROX 15X 6M)	2436	KZC07	6,000	0	6,000	0	0	0	
KZ - RETICULATION AND RESEEDING OF LAWN	2440	KZC08	5,000	0	5,000	5,000	0	(5,000)	
KZ - SHADE OVER PLAYGROUND	2824	KZC10	40,000	0	40,000	0	0	0	
REFUSE SITE - CONSTRUCTION OF TYRE DISPOSAL AREA	2824		52,500	0	52,500	0	0	0	
CEMETERY - OTHER INFRASTRUCTURE	3274		0	0	0	0	359	359	
TOWN DRINKING FOUNTAIN	3286		5,000	0	5,000	0	0	0	
CORNISH LIFT	3624		35,000	0	35,000	0	0	0	
POOL - MAIN POOL, WADING POOL & OTHER INFRASTRUCTURE	3694		215,000	0	215,000	0	0	0	
LUKES PIT WATER SCHEME	3944		30,000	0	30,000	0	0	0	
LIONS PARK - LANDSCAPING (INCLUDES REMOVAL OF BMX TRACK)	3994	SR13	12,000	0	12,000	0	0	0	
LIONS PARK - SEATING AND TABLES	4015	SR14	5,000	0	5,000	0	0	0	
LIONS PARK - BBQ	4015	SR15	15,000	0	15,000	0	0	0	
PLAYGROUND - RETICULATION	4015	SR16	5,000	0	5,000	0	0	0	
PLAYGROUND - TREES AND TREE GUARDS	4015	SR17	5,000	0	5,000	0	0	0	
SPEEDWAY/HOTROD/GOKART CAPITAL EXPENSE	4066	SR18	10,000	0	10,000	0	0	0	
PLAYGROUND - SEATS	4076	SR19	2,000	0	2,000	0	0	0	
PLAYGROUND - SHADE STRUCTURES	4076	SR20	20,000	0	20,000	0	0	0	
PLAYGROUND - LANDSCAPING	4076	SR21	10,000	0	10,000	0	0	0	
CANINE ENRICHMENT COMPOUND	4086		5,000	0	5,000	0	0	0	
MAINSTREET SCAPING - STREET SCULPTURES	4884	MS03	15,000	0	15,000	0	0	0	
MEEKA BICYCLE TRAIL	5378		50,000	0	50,000	0	0	0	
PEACE GORGE	5380		140,000	0	140,000	0	0	0	
MEEKA NORTH DRIVE - HERITAGE	5387		90,302	0	90,302	0	0	0	
MEEKA SOUTH DRIVE - HERITAGE	5388		120,016	0	120,016	0	0	0	
MEEKA TOWN WALK - HERITAGE	5389		16,500	0	16,500	0	0	0	
CANYON TRAIL & BRIDGE - INC. RESEARCH & PLANNING	5390		70,000	0	70,000	0	0	0	
MEEKA TOWN DRIVE - HERITAGE	5394		70,885	0	70,885	0	0	0	
WELCOME PARK & INFORMATION BAY CAPITAL EXPENDITURE	5399		66,000	0	66,000	0	0	0	
ENTRY STATEMENT & SIGNS	5424		30,000	0	30,000	0	0	0	
<b>Other Infrastructure Total</b>			<b>1,166,203</b>	<b>0</b>	<b>1,166,203</b>	<b>10,000</b>	<b>359</b>	<b>(9,641)</b>	
<b>Capital Expenditure Total</b>			<b>24,740,199</b>	<b>(1,367,069)</b>	<b>23,373,130</b>	<b>5,060,021</b>	<b>3,351,509</b>	<b>(1,708,511)</b>	

SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

## Note 8b: CAPITAL EXPENDITURE - Roads Infrastructure Detail

Assets	Job	Original Annual Budget	Amended Annual Budget	Amended YTD Budget	YTD Actual	Variance (Under)/Over	Comments
Grids Installation	1262	100,000	100,000	0	0	0	Council Funded
Grids Construction	1266	150,000	150,000	0	0	0	Council Funded
Road Construction Misc	1267	600,000	600,000	150,000	33,660	(116,340)	Council Funded
Water Bores	1268	60,000	60,000	0	0	0	Council Funded
Cut Off Walls And Drainage General	1269	200,000	200,000	0	0	0	Council Funded
Ashburton Downs Rd - Roads To Recovery Funded	A67	1,100,000	1,100,000	0	700	700	R2R & Council Funded
Landor Road - Bbrf Funded Business Case	BB66	1,915,163	1,915,163	1,239,664	753,667	(485,997)	BBRF & Council Funded
Mt Clere Rd - Construction	C1	110,000	110,000	0	0	0	Council Funded
Laneway Between Main Street & Hill Street	C134	0	0	0	2,485	2,485	Council Funded
Alternate Heavy Haulage Road - Council Funded	C135	25,000	25,000	0	0	0	Council Funded
High Street - Construction	C43	80,000	80,000	0	0	0	Council Funded
Savage Street - Construction	C44	85,000	85,000	0	0	0	Council Funded
Landor Rd - Council Funding	C66	350,000	350,000	0	700	700	Council Funded
Ashburton Downs-Meekatharra Rd - Construction	C67	325,000	325,000	0	194	194	Council Funded
Landor Road - Council Funded - Second Coat Seal	CB66	337,000	337,000	0	0	0	Council Funded
Agrn: 899 (Feb 2020) General Expense	FDC00	12,216,768	10,774,699	2,694,751	27,785	(2,666,966)	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Youno Downs Road	FDC22	0	0	0	220,941	220,941	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Mingah Springs Road	FDC41	0	0	0	481,483	481,483	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Ashburton Downs Meekatharra Road	FDC67	0	0	0	1,131,008	1,131,008	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Meekatharra Sandstone Road	FDC68	0	0	0	100	100	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Pingandy Road	FDC69	0	0	0	39,854	39,854	WANDRRA
Agrn: 899 (Feb 2020) Flood Damage - Hillview - Murchison Downs Road	FDC80	0	0	0	13,494	13,494	WANDRRA
Landor Road - Local Roads & Community Infrastructure Program	LR66	1,148,260	1,148,260	537,001	537,141	140	LR CIP
Ashburton Rd - Regional Road Group Funding	RR67	210,000	210,000	52,500	0	(52,500)	RRG
<b>Roads Infrastructure Total</b>		<b>19,012,191</b>	<b>17,570,122</b>	<b>4,673,916</b>	<b>3,243,212</b>	<b>(1,430,704)</b>	

Comments



SHIRE OF MEEKATHARRA  
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY  
For the Period Ended 30 September 2021

Note 9: CAPITAL DISPOSALS

Original Budget Profit/(Loss) of Asset Disposal			Asset Description	Actual YTD			Comments
Net Book Value	Proceeds	Profit (Loss)		Net Book Value	Proceeds	Profit (Loss)	
\$	\$	\$					
			<b>Education and Welfare</b>				
28,868	15,000	(13,868)	2010 Hiace 3.0L T/D C/Bus M/T - Youth Centre				
			<b>Recreation and Culture</b>				
17,856	18,000	144	2014 Mitsubishi Mn Triton 4X4 Glx 2.5 Ltr 4 Cyl - Ysro				
			<b>Other Sport &amp; Rec</b>				
31,000	13,500	(17,500)	2005 Toyota Coaster Bus				
			<b>Transport</b>				
1,467	1,400	(67)	1981 Arrow 4 Wheel Caravan				
3,048	3,000	(48)	1984 Dolly And Turntable				
128,557	128,000	(557)	1994 Caterpillar 613C Scraper				
1,467	1,400	(67)	1972 Coromal Caravan (Ex M.R.D.)				
44,900	45,000	100	1999 Traxcavator - Caterpillar 939C				
86,401	86,000	(401)	2005 12H Westrac Motor Grader (1CBU997)				
49,327	25,000	(24,327)	2005 Nissan UD Prime Mover (1CBX525)				
11,205	5,000	(6,205)	1992 Mercedes Benz Garbage Truck				
5,000	2,000	(3,000)	1995 Arrow Kerbing Machine				
17,000	17,000	0	1981 910 Caterpillar Loader (M6124)				
10,200	10,000	(200)	2003 Elross Construction Caravan				
9,420	9,500	80	2001 Scout 3500 Cement Truck				
29,829	29,500	(329)	1995 Maintenance Caravan On Drop Deck Low Loader				
68,546	30,000	(38,546)	2008 Nissan Prime Mover (1CZT537)				
213,553	213,500	(53)	2000 Cat 623F Scraper				
5,333	5,500	167	1988 Caravan - Exploration (Ex Mrd)				
26,792	20,000	(6,792)	1997 Isuzu Fts750 4X4 Service Truck				
			2019 Toyota Lc70 Workmate - Construction Crew (Previous				
51,133	54,500	3,367	Leading Hand'S Vehicle)				
53,733	60,000	6,267	2018 Toyota Dual Cab Workmate - Leading Hand				
			<b>Other Properties and Services</b>				
43,355	43,000	(355)	2017 Toyota Prado Automatic Gxl - Ceo				
46,241	47,000	759	2018 Ford Ranger Wildtrak - Dceo				
<b>984,231</b>	<b>882,800</b>	<b>(101,431)</b>		<b>0</b>	<b>0</b>	<b>0</b>	

Comments

There have been no disposals processed to date.



***ACTIONS TAKEN UNDER DELEGATED POWER REQUIRING NOTIFICATION TO COUNCIL***



Write Offs

There were no actions taken under delegated powers in accordance with Delegation 05 – Power to Waive or Write off Debts in September 2021 that require reporting to Council.

Purchase Orders

There were no purchase orders to be presented to Council as per resolution 9.7.1 from the Ordinary Council Meeting held 18 February 2017.

Confirmed

<b>Title/Subject:</b>	<b>OUTSTANDING DEBTORS</b>	
<b>Agenda/Minute Number:</b>	9.2.2	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM 171	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	7 October 2021	
<b>Author:</b>	Krys East Deputy Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

**Summary:**

Attached is a copy of the detailed outstanding Sundry Debtors.

**Background:**

At the end of every month an aged detailed trial balance is performed.

The following applies to all outstanding debtors –

- >30 day – Outstanding debtors with an account older than 30 days are sent a statement
- >60 day – Outstanding debtors with an account older than 60 days or more are sent a reminder letter and are followed up with a phone call and/or email if possible
- >90 day – Outstanding debtors with an account older than 90 days will be sent to a debt collection agent.

**Comment:**

Council policy 4.11 stipulates sundry debt collection. Some matters with particular circumstances may be referred to Council for consideration.

**Consultation:**

Roy McClymont – Chief Executive Officer

**Statutory Environment:**

Nil

**Policy Implications:**

4.11 Sundry Debt Collection

**Financial Implications:**

Loss of revenue

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation / Council Resolution:**

**Moved:** Cr PS Clancy

**Seconded:** Cr DK Hodder

**That Council receives the outstanding monthly Debtor Trial Balance for September 2021.**

**CARRIED 6/0**

Confirmed

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON SATURDAY 16 OCTOBER 2021

Printed on : 07.10.21 at 13:52

\*\*\* SHIRE OF MEEKATHARRA \*\*\*

Debtors Trial Balance

Debtor #	Name	Credit Limit	As at 30.09.2021		31.08.2021 GT 30 days	30.09.2021 Current	Total	Notes for debts >90 days old	
			02.07.2021 GT 90 days	Age Of Oldest Invoice (90Days)					01.08.2021 GT 60 days
B043	ADRIAN BAUMGARTEN		0.00	0	0.00	0.00	11.91	11.91	
A118	AVIAIR PTY LTD		0.00	0	0.00	0.00	40.41	40.41	
D087	AVIATION UTILITIES PTY LTD		0.00	0	0.00	0.00	37.13	37.13	
B134	BINSIAR, ANDREW (JNR)		0.00	0	0.00	0.00	622.01	622.01	
B2	BP AUSTRALIA PTY LTD		0.00	0	0.00	0.00	465.52	465.52	
C113	COBHAM AVIATION		0.00	0	0.00	0.00	41741.58	41741.58	
C023	COLLINS, HAYDN		0.00	0	28.45	0.00	0.00	28.45	
C011	COMMERCIAL HOTEL		0.00	0	0.00	0.00	74.05	74.05	
C021	COMPLETE AVIATION SERVICES		0.00	0	0.00	0.00	467.80	467.80	
C033	CURTIN FLYING CLUB INC		0.00	0	0.00	0.00	0.00	-22.00	
D1	DEPARTMENT OF EDUCATION		67181.52	498	19313.79	0.00	0.00	86495.31	in negotiation
H007	DEPARTMENT OF HOUSING		0.00	0	0.00	0.00	0.00	-320.20	
D119	DESROSNIERS, NICOLE		550.00	154	0.00	0.00	0.00	550.00	following up
E041	ENERGISE CAFE		0.00	0	0.00	1970.00	0.00	1970.00	
E035	EUREKA OPERATIONS PTY LTD		176.00	94	0.00	0.00	0.00	176.00	following up
F065	FLIGHT STANDARDS PTY LTD		79.34	113	198.35	119.01	0.00	396.70	following up
F049	FORTESCUE HELICOPTERS PTY		0.00	0	0.00	0.00	22.00	22.00	
F047	FRONTIER HELICOPTERS PTY L		0.00	0	0.00	0.00	0.00	-25.06	
G115	GIBSON, GAVIN WILLIAM		0.00	0	0.00	0.00	28.43	28.43	
N025	GIOVANNA NOBBLETT		0.00	0	0.00	0.00	22.00	22.00	
G108	GIULIANO, JOE TREVOR JOHN		0.00	0	0.00	0.00	819.78	819.78	
G080	GRBIC, RICKY		573.99	617	0.00	0.00	0.00	573.99	paying off
G052	GROUNDWATER CONSULTING SER		0.00	0	0.00	0.00	0.00	-22.08	
H032	HELI-MUSTER PTY LTD		0.00	0	0.00	0.00	37.13	37.13	
H014	HELIBITS PTY LTD (HELIWEST		0.00	0	0.00	0.00	57.57	57.57	
H150	HELICOPTER LOGISTICS PTY L		29.93	113	59.86	0.00	0.00	89.79	following up
J018	JANDAKOT FLIGHT CENTRE		0.00	0	0.00	121.23	190.07	311.30	
K004	KILLARA STATION		0.00	0	0.00	2058.96	2038.88	4097.84	
K027	KYANGA, ROBERT		0.00	0	0.00	0.00	159.99	159.99	
L015	LACY CONTRACTING SERVICES		0.00	0	0.00	1310.61	0.00	1310.61	
V026	MALCOLM VIVIAN		0.00	0	0.00	0.00	22.00	22.00	
M123	MARGARET RIVER AEROPLANE C		0.00	0	0.00	0.00	28.43	28.43	
M198	MARIE MURRAY		0.00	0	0.00	0.00	22.08	22.08	
S134	MARK STURGEON		0.00	0	0.00	0.00	225.93	225.93	
M148	MELISSA PRICE MP		0.00	0	0.00	0.00	0.00	-34.40	



MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON SATURDAY 16 OCTOBER 2021

Printed on : 07.10.21 at 13:52

\*\*\* SHIRE OF MEEKATHARRA \*\*\*

Debtors Trial Balance

Debtor #	Name	Credit Limit	02.07.2021		01.08.2021	31.08.2021	30.09.2021	Total	
			GT 90 days	Age	GT 60 days	GT 30 days	Current		
				Of Oldest Invoice (90Days)					
N029	NATIONAL JET EXPRESS PTY L		0.00	0	0.00	0.00	2105.63	2105.63	
O041	ORRMAN, IAN EDWARD		0.00	0	0.00	44.00	0.00	44.00	
Y1	PAUL YATES		0.00	0	0.00	0.00	50.88	50.88	
P106	PEGASUS AIR PTY LTD		0.00	0	0.00	0.00	78.21	78.21	
R061	PEL-AIR AVIATION PTY LTD (		0.00	0	0.00	0.00	578.82	578.82	
P109	PENJET PTY LTD		0.00	0	0.00	0.00	889.09	889.09	
P058	POLICE AIR WING SUPPORT UN		0.00	0	0.00	0.00	148.50	148.50	
R100	RIBAN PTY LTD		26.93	113	0.00	0.00	0.00	26.93	following up
R071	ROADSTONE WEST PTY LTD		0.00	0	0.00	0.00	26.93	26.93	
R009	ROYAL AERO CLUB OF WA		0.00	0	0.00	0.00	98.42	98.42	
R013	ROYAL ANTEDILUVIAN ORDER O		0.00	0	0.00	0.00	272.84	272.84	
R005	ROYAL FLYING DOCTOR SERVIC		0.00	0	0.00	0.00	4019.27	4019.27	
S096	S&K ELECTRICAL CONTRACTING		0.00	0	0.00	74.05	43.10	117.15	
S153	SERVICES AUSTRALIA - UM CA		0.00	0	16.50	0.00	0.00	16.50	
S055	SHINE AVIATION SERVICES		0.00	0	0.00	0.00	549.61	549.61	
W045	SIMON WILDING		0.00	0	0.00	0.00	0.00	-50.10	
S007	SKIPPERS AVIATION		0.00	0	0.00	0.00	3555.00	3555.00	
S078	STAR AVIATION PTY LTD		0.00	0	0.00	93.56	187.12	280.68	
S066	SUKARJEN HOLDINGS PTY LTD		0.00	0	0.00	54.62	0.00	54.62	
T077	TASFAST AIR FREIGHT PTY. L		0.00	0	0.00	52.39	0.00	52.39	
W6	W.A. AEROMEDICAL PTY LTD		0.00	0	0.00	0.00	26.94	26.94	
W112	WALTER WHIP & THE FLAMES		655.00	1051	0.00	0.00	0.00	655.00	paying off
W118	WARINGA FARMING PTY LTD		0.00	0	0.00	0.00	50.19	50.19	
W075	WESTCOAST SEAPLANES PTY LT		0.00	0	0.00	0.00	0.00	-129.40	
Y023	YOUTH FOCUS		0.00	0	0.00	0.00	11.50	11.50	
Y015	YUGUNGA-NYA PEOPLE'S TRUST		1072.50	470	0.00	0.00	0.00	1072.50	pending information
Y018	YULELLA INCORPORATED		0.00	0	0.00	0.00	695.09	695.09	
Totals --- Credit Balances:		-603.24	70345.21		19616.95	5898.43	60521.84	155779.19	

<b>Title/Subject:</b>	<b>LIST OF ACCOUNTS ENDED 30 SEPTEMBER 2021</b>	
<b>Agenda/Minute Number:</b>	9.2.3	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM 171	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	7 October 2021	
<b>Author:</b>	Krys East Deputy Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature of Author</i>

**Summary:**

Accounts are to be presented to council for payments.

**Background:**

List of accounts

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing each account paid since the last such list was prepared -
  - (a) the payee's name;
  - (b) the amount of the payment;
  - (c) the date of the payment; and
  - (d) sufficient information to identify the transaction.
- (2) A list of accounts for approval to be paid is to be prepared each month showing -
  - (a) each account which requires council authorization in that month -
    - (i) the payee's name
    - (ii) the amount of the payment; and
    - (iii) sufficient information to identify the transaction; and
  - (b) the date of the meeting of the council to which the list is to be presented.
- (3) A list prepared under sub-regulation (1) or (2) is to be -
  - (a) presented to the council at the next ordinary meeting of council after the list is prepared; and recorded in the minutes of that meeting.

**Comment:**

Each month the accounts are presented to council for payment;

Municipal	\$ 1,740,698.51
Air BP	\$12,413.40
Trust	\$ 0.00
<b>Total</b>	<b>\$ 1,753,111.91</b>

**Consultation:**

Roy McClymont – Chief Executive Officer

**Statutory Environment:**

Local Government (Financial Management) Regulations 1996 S.6.10.13 List of Accounts.

**Policy Implications:**

Nil

**Financial Implications:**

Accounts to be paid

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation / Council Resolution:**

Moved: Cr PS Moses

Seconded: Cr DK Hodder

That Council receives the attached list of creditor accounts paid under delegated power.  
CARRIED 6/0

Confirmed



MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON SATURDAY 16 OCTOBER 2021

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SHIRE OF MEEKATHARRA

Accounts Due and Paid under Delegated Authority and Submitted to Council on the  
16-Oct-21

Chq/EFT	Date	Name	Description	Amount	AIR BP
EFT18367	16/09/2021	ATYEO'S ENVIRONMENTAL HEALTH SERVICES PL	EHO DUTIES 16/08 - 03/09/21	-6297.20	
EFT18368	16/09/2021	AUSTRALIA POST	POSTAGE 01/08/21 - 31/08/21	-138.88	
EFT18369	16/09/2021	AUSTRALIS ADVISORY GROUP PTY LTD	VALUATION OF AIRPORT INFRASTRUCTURE & OTHER INFRASTRUCTURE ASSETS - 30% FOR DRAFT REPORTS	-5610.00	
EFT18370	16/09/2021	BIG SKY ENTERTAINMENT WA PTY LTD	FESTIVAL 2021 AIDAN BAYLISS - CIRCUS PERFORMER INC FLIGHTS, ACCOM AND MEALS	-4379.10	
EFT18371	16/09/2021	BLACKTOP MATERIALS ENGINEERING PTY LTD	BB66 - ONSITE CONCRETE SLUMP TEST SLK 168.54 TO SLK 169.00 FOR CUT OFF WALLS IN GROUND AND BASE COURSE TESTS 12 X NDM , 12 X MMDD SLK 159.52 TO SLK 169.5	-8085.00	
EFT18372	16/09/2021	BOC GASES	INDUSTRIAL GAS CYLINDER RENT OXY, ARGO & ACETYLENE	-50.90	
EFT18373	16/09/2021	BRANDCONNECT WA	GEOREGION LOGO - MARKETING ITEMS 25X COOLER BAG, 50X BEANIE, 50X CAPS, 50 DRINK BOTTLE, 50 VACUUM MUG	-5391.70	
EFT18374	16/09/2021	BRAT ENDEAVOURS PTY LTD	SUPERVISION OF CONTRACTORS- AGRN 899 YOUNO DOWNS RD - 7030022 - 12/08/21 - 25/08/21, MINGAH SPRINGS RD - 7030041 - 12/08/21 - 25/08/21, ASHBURTON DOWNS MEEKATHARRA RD - 7030067 - 12/08/21 - 25/08/21, BB66 - STAGE 2 - LANDOR ROAD, SUPERVISE VARIOUS TRAFFIC SIGN INSTALLS	-19946.08	
EFT18375	16/09/2021	BULLDOG CONTRACTING	BB66 - RFQ 21/22-03 - CUT OFF WALLS LANDOR ROAD & VARIATION/ADDITIONAL WORKS	-157850.00	
EFT18376	16/09/2021	BUNNINGS GROUP LIMITED	CHRISTMAS 2021 - TREE DECORATIONS 5X ALPINE 2400X1200X25MM STANDARD MDF PANEL	-476.95	
EFT18377	16/09/2021	C4 CLEANING	CLEANING AUGUST 2021 - OFFICE, GYM, CRICKET CENTRE, PUBLIC TOILETS, QUARTERS	-2777.50	
EFT18378	16/09/2021	CANINE CONTROL	RANGER SERVICES 24-26 AUGUST AND 9-10 SEPTEMBER2021	-7238.60	
EFT18379	16/09/2021	CHARLIE'S PIZZA	OUTBACK BALL 2021 - CATERING DEPOSIT (50%)	-2750.00	
EFT18381	16/09/2021	CONWAY ENTERTAINMENT	BAND FESTIVAL 2021 PEFORMANCES - OUTBACK BALL & SIDE SHOW - DEPOSIT	-1100.00	
EFT18382	16/09/2021	DELTAZONE NOMINEES (MIDWEST FIRE PROTECTION/EYE SPY SECURITY)	SECURITY MONITORING SANDBOX & KIDZONE, ANNUAL MONITORING TO 01/07/2021 TO 30/6/2022 - ALL SHIRE SITES	-9667.71	
EFT18383	16/09/2021	DEPARTMENT OF FIRE & EMERGENCY SERVICES (DFES)	ESL RETURN QUARTER 1 2021/22	-23036.92	
EFT18384	16/09/2021	DEPARTMENT OF HUMAN SERVICES - SERVICES AUSTRALIA - CENTREPAY	CENTREPAY TRANSACTION CHARGES FOR 01/07/21 - 31/08/21	-77.22	
EFT18385	16/09/2021	DORAY MINERALS LIMITED	RATES REFUND FOR ASSESSMENT A7094 LOT 1017B HIGH STREET MEEKATHARRA WA 6642	-88.00	
EFT18386	16/09/2021	DYENAMIC SUBLIMATION WA PTY LTD	60 X 2021 NAIDOC SHIRTS ASSORTED SIZES	-2310.00	
EFT18387	16/09/2021	EASIFLEET (EASI SALARY)	ADRIAN BAUMGARTEN NOVATED LEASE FORTNIGHT ENDING 01/09/2021	-854.61	
EFT18388	16/09/2021	ELITE ELECTRICAL CONTRACTING	ASSET 1130 - REPLACE 3 PHASE PLUG FROM GENERATOR TO 10 & 15 AMP SOCKET	-392.88	
EFT18389	16/09/2021	FUJIFILM BUSINESS INNOVATION AUSTRALIA PTY LTD	OFFICE PRINTING JUNE - DPP455, AP7C6688, APC5C6685 - ADMIN & DEPOT & ASSORTED ROLLS PAPER FOR NEW 36 WIDE EPSON ADMIN PRINTER	-1077.52	
EFT18390	16/09/2021	GERALDTON MOWER & REPAIR SPECIALISTS	PURCHASE NEW FS240 STIHL BUSHCUTTER, 2 X CHAMP 5 KITS	-1234.10	
EFT18391	16/09/2021	GHD PTY LTD	SITE INSPECTION,PREPARE QUOTATION FOR GEOTECHNICAL SURVEY OF PAVEMENT AT MEEKATHARRA AIRPORT 28/29 JULY SITE VISIT - VISUAL INSPECTION & REPORT RECOMMENDATIONS AND SCOPE FOR TEMP PAVEMENT	-12100.00	
EFT18392	16/09/2021	GREAT NORTHERN RURAL SERVICES (CRT)	20 X 20LT DRUMS ROUNDUP ULTRA MAX	-4470.40	
EFT18393	16/09/2021	GREENFIELD TECHNICAL SERVICES	PREP 2022/23 RPG FUNDING SUBMISSIONS, PREP 3 X PROPOSALS FOR ASHBURTON DOWNS MEEKA RD. AGRN 899 FLOOD DAMAGE - PROJ MANAGEMENT & ADMINISTRATION 01-30/07/21 - SITE INSPECTION PHOTOS. PROVIDE EVIDENCE & APPLICATION FOR RRG SUBMISSION TO RRG FUND & INSTALL TRAFFIC COUNTERS	-28446.44	
EFT18394	16/09/2021	HARVEY JAMES NICHOLS	PRESIDENTS ALLOWANCE 01/07/21 - 15/08/21	-2500.00	
EFT18395	16/09/2021	HOLESLOT LINEBORING AND FABRICATION	P497 - PROVIDE LINEBORE FOR STICK AND HITCH FRAME DUE TO WEAR IN EXISTING FRAME, INC TRAVEL	-11352.00	
EFT18396	16/09/2021	JAYBRO CIVIL & SAFETY PRODUCTS (HJD INDUSTRIES)	1000 X .6MM STRT EDGE GUIDE POST 1350MM W/200X50 DELINEATORS + FREIGHT TO MEEKATHARRA	-24968.90	
EFT18397	16/09/2021	LANDGATE	TITLE SEARCH X 1	-27.20	
EFT18398	16/09/2021	LEIGHTON'S CAFE	14 X PLATTERS & 4 X \$50 VOUCHER PRIZES FOR QUIZ NIGHT 2021	-950.00	
EFT18399	16/09/2021	LEYVA MENDOZA, CAMILA GABRIELA	REIMBURSEMENT D CANALES & C MENDOZA - FESTIVAL POLICE CLEARANCE / WORKING WITH CHILDREN	-289.20	
EFT18400	16/09/2021	MARK SMITH PTY LTD	REMOVAL SEPTIC TANK & DRAINS, SUPPLY & COMPACT BACKFILL REAR COURTYARD	-6183.60	
EFT18401	16/09/2021	MARKETFORCE PTY LTD	ADVERT IN WEST AUSTRALIAN NEWSPAPER WED 28/7/2021 - LOCAL LAWS ADVERTISING + EARLY SETTLEMENT DISCOUNTS INV#38550, 38856, 38857	-321.07	
EFT18402	16/09/2021	MOORARIE PASTORAL & CONTRACTING PTY LTD (JJ & JC MAHONY)	M66 - LANDOR - MEEKATHARRA ROAD SLK158 - ACCOM AND MEALS SUPPLIED FOR 2 STAFF X TWO NIGHTS - MOORARIE STATION	-660.00	
EFT18403	16/09/2021	MTF SERVICES	AGRN 899 YOUNO DOWNS RD - CYCLE 24 - 12/08/21 - 25/08/21 - EQUIPMENT HIRE	-77642.40	
EFT18404	16/09/2021	NODE1 PTY LTD	N1 BUSINESS 100MB INTERNET - OCTOBER - ADMIN, YC, DEPOT, 137 DARLOT. SET UP NODE1 AT 137 DARLOT ST (CEO RESIDENCE)	-2252.32	

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Chq/EFT	Date	Name	Description	Amount	AIR BP
EFT18405	16/09/2021	NORTHERN GOLDFIELDS EARTHMOVING PTY LTD (NGE)	FLOOD WORKS EQUIPMENT & LABOUR - AGRN 899: MINGAH SPRINGS ROAD - 7030041 - 30/7/21/21 - 11/08/21& 12/8/21/21 - 25/08/21 & ASHBURTON DOWNS MEEKATHARRA ROAD - 7030067 -12/08/21 - 25/08/21. MAINTENANCE GRADE M68 SANDSTONE ROAD , M32 GABININTHA NANINE ROAD, M5 WILUNA NORTH ROAD, M69 PINGANDY RD	-481904.50	
EFT18406	16/09/2021	PETER SHANE CLANCY	DEPUTY PRESIDENTS ALLOWANCE 01/07/21 - 15/08/21	-625.00	
EFT18407	16/09/2021	ROYAL FLYING DOCTOR SERVICE	LANDING FEE CONTRIBUTION JUNE 2021	-5403.90	
EFT18408	16/09/2021	SGARLATO, MARCO	REIMBURSEMENT M SGARLATO - FESTIVAL POLICE CLEARANCE / WORKING WITH CHILDREN	-144.60	
EFT18409	16/09/2021	SHIRE OF MOUNT MAGNET	GEO REGION CONTRIBUTION 2021/2022	-21350.00	
EFT18410	16/09/2021	SKIPPERS AVIATION PTY LTD	5 X FLIGHTS PER-MKR-PER - OUTBACK FESTIVAL BAND 24TH & 27TH OF SEP 2021	-2703.00	
EFT18411	16/09/2021	SNAP JOODALUP	500 FULL COLOUR BROCHURES FOR OUTBACK FETSIVAL 2021	-328.06	
EFT18412	16/09/2021	STONE ENGRAVING	4 X SINGLE NAME PAVERS	-72.00	
EFT18413	16/09/2021	TELSTRA CORPORATION LIMITED	SEPTEMBER 2021 LANDLINE CHARGES - ALL	-2291.99	
EFT18414	16/09/2021	TOLL TRANSPORT PTY LTD	VARIOUS FREIGHT - BUNNINGS MELVILLE, TRUCKLINE WELSHPOOL, TOTAL EDEN MIDVALE, HERSEY DWELLINGUP, CORSIGN GNANGARA, SNAP JOONDALUP, JAYBRO WELSHPOOL, HYDRATRANS KELMSCOTT - TO MKR. DISPUTED CHARGE CREDIT (C/N 2401003037820 INV 0492-5710420) -\$25.02	-2394.41	
EFT18415	16/09/2021	TRALEE CABLE	REIMBURSE T CABLE - 3 X DOOR HANDLES LLOYDS BUILDING MAINTENANCE	-65.50	
EFT18416	16/09/2021	VISAGE PRODUCTIONS	50 % FINAL PAYMENT - ONE MAN AND A BIKE TV EPISODE. MEEKATHARRA CONTRIBUTION TO THE MURCHISON GEOREGION DESIGNATED EPISODE	-4675.00	
EFT18417	16/09/2021	WESTERN AUSTRALIA SHOWBAG SERVICES P/L	SHOW BAGS FOR MEEKATHARRA OUTBACK FESTIVAL 2021 100X BERTIE BEETLES	-3310.00	
EFT18418	16/09/2021	WINC AUSTRALIA PTY LTD (STAPLES)	ASSORTED ADMIN OFFICE STATIONERY INCLUDING DIVIDERS, TAPE, PENS, FLOURO MARKERS, NAME CARD SOFT PLASTIC POUCHES	-211.16	
EFT18419	30/09/2021	ARCUS AUSTRALIA PTY LTD	THREE DOOR GLASS FRIDGE FOR SHIRE HALL	-6534.00	
EFT18420	30/09/2021	AUSTRALIAN INSTITUTE OF MANAGEMENT (AIM WA)	STAFF TRAINING - THINK ON YOUR FEET 11 & 12 MAY 2021	-5162.88	
EFT18421	30/09/2021	AUSTRALIS ADVISORY GROUP PTY LTD	VALUATION OF AIRPORT INFRASTRUCTURE & OTHER INFRASTRUCTURE ASSETS	-1870.00	
EFT18422	30/09/2021	B & E TRENFIELD	PARKS & GARDENS MAINTENANCE SEPTEMBER 2021	-12440.89	
EFT18423	30/09/2021	BATAVIA FURNITURE & BEDDING (COMFORT STYLE)	1 X LONGREACH RECTANGLE HALL TABLE - ADMIN OFFICE FOYER	-249.00	
EFT18424	30/09/2021	BRAT ENDEAVOURS PTY LTD	SUPERVISION OF CONTRACTORS - AGRN 899 ASHBURTON DOWNS MEEKATHARRA RD - 7030067 - 26/08/21 - 08/09/21, YUONO DOWNS RD - 7030022 - 26/08/21 - 08/09/21, PINGANDY RD - 7030069 - 26/08/21 - 08/09/21	-12624.92	
EFT18425	30/09/2021	BUNNINGS GROUP LIMITED	3 X BOXES OF 6 CR2 BATTERIES, 4 X 2PKT LITHIUM BATTERIES	-187.04	
EFT18426	30/09/2021	CANINE CONTROL	RANGER SERVICES 20-21 SEPTEMBER 2021	-3619.30	
EFT18427	30/09/2021	CHARLIE'S PIZZA	OUTBACK BALL 2021 - CATERING FINAL PAYMENT (50%)	-2750.00	
EFT18428	30/09/2021	CLOUD PAYMENT GROUP (CLOUD COLLECTIONS P/LTD)	DEBT COLLECTION - RATES & DEBTORS	-1912.61	
EFT18429	30/09/2021	COMMERCIAL HOTEL	LUNCH & REFRESHMENTS FOR COUNCILLORS & STAFF AFTER OCM 18/09/21. FESTIVAL ACCOMMODATION FOR SIDESHOW STAFF& FIREWORKS CREW	-1193.00	
EFT18430	30/09/2021	CONWAY ENTERTAINMENT	FESTIVAL 2021 BAND PEFORMANCES - OUTBACK BALL & SIDE SHOW - FINAL PAYMENT	-4950.00	
EFT18431	30/09/2021	CORSIGN WA PTY LTD	20 X TRAFFIC CONE ORANGE 710MM WITH WHITE REFLECTIVE SLEEVE	-319.00	
EFT18432	30/09/2021	DAVID KENNETH HODDER	OCM FEE & HBTP FEE 18 SEPTEMBER 2021	-550.00	
EFT18433	30/09/2021	DELTAZONE NOMINEES PTY LTD (MIDWEST FIRE PROTECTION / EYE SPY SECURITY)	ADD PUBLIC TOILETS CCTV TO DCEO PC, INSTALL PRINTER PORT FOR NEW EPSON PRINTER	-573.10	
EFT18434	30/09/2021	EASIFLEET (EASI SALARY)	ADRIAN BAUMGARTEN NOVATED LEASE FORTNIGHT ENDING 15/09/2021 & 29/09/2021	-1709.22	
EFT18435	30/09/2021	FARMER JACKS	DROPPERS FOR SURVEYS, P407 1 LTR BRAKE FLUID, DOG FOOD, P464 TWO WAY ANTENNA AND BASE, 16 LTRS WEED AND FEED, KIDS ZONE/YOUTH SUPPLIES & FOOD FOR ACTIVITIES, 16 LTRS OF KEROSENE, P426 & P518 CLEANING PRODUCTS, CONSUMABLES FOR THE ADMIN OFFICE, 1 X MOBILE PH FOR OPERATIONS MANAGER, SHOWER HEAD FOR 205 HILL, 2 X TWO STROKE OIL,, 8 X BAGS - RAPID SET CEMENT, TARP FOR PROTECTION OF GRAVES	-1110.85	
EFT18436	30/09/2021	FINISHING WA (PRITCHARD BOOKBINDERS)	4 X RATE BOOK BINDING 1995/96 - 1998/99	-430.65	
EFT18437	30/09/2021	FRONTIER SERVICES (UNITING CHURCH)	REIMBURSE M FIALKOWSKI FOR TYRE DAMAGED BY SPIKE AT CEMETERY 23/07/21	-374.00	
EFT18438	30/09/2021	GERALDTON FLORAL STUDIO	FRESH FLOWER ARRANGEMENTS FOR MEEKATHARRA OUTBACK BALL 2021	-650.00	
EFT18439	30/09/2021	GREAT BOULDER RESOURCES LTD	RATES REFUND FOR ASSESSMENT A8255 E51/1905 NANNINE GOLD FIELD MEEKATHARRA WA 6642	-3318.03	
EFT18440	30/09/2021	HARVEY JAMES NICHOLS	OCM FEE & HBTP FEE 18 SEPTEMBER 2021	-700.00	
EFT18441	30/09/2021	JB HI-FI GROUP PTY LTD	YOUTH CENTRE - XBOX SERIES S 512GB CONSOLE & 2 X CONTROLLERS	-677.00	
EFT18442	30/09/2021	KAREN CLARE	REIMBURSE K. CLARE - RECEPTION DISPLAY TV & WALL MOUNT, CONSULTANT QUARTERS LINEN, ADMIN OFFICE VACUUM STAND	-833.00	

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EFT18443	30/09/2021	KIDDLY-WINKS CHILDRENS ENTERTAINMENT PTY LTD	FESTIVAL 2021 - SIDE SHOW STAFF/ACTIVITIES - BALLOONS, GLITTER TATTOOS, FACE PAINTING	-3625.00	
EFT18444	30/09/2021	LO-GO APPOINTMENTS	RECRUITMENT OF CHIEF EXECUTIVE OFFICER - 50% FINAL PAYMENT	-3025.00	
EFT18445	30/09/2021	MARK SMITH	OCM FEE & HBTP FEE 18 SEPTEMBER 2021	-550.00	
EFT18446	30/09/2021	MATRIX PRODUCTIONS AUSTRALIA PTY LTD	MEEKATHARRA OUTBACK FESTIVAL 2021 - BAND CREW AND SOUND & LIGHT EQUIPMENT	-11300.00	
EFT18447	30/09/2021	MEEKATHARRA CORNER STORE	FUEL FOR YOUTH CENTRE TRITON, FUEL FOR DEPOT SMALL PLANT	-133.31	
EFT18448	30/09/2021	MITCHELL & BROWN	ASSORTED NETWORK CABLES FOR OFFICE 3 X 10M CAT6 2 X 5M CAT6 3 X 2M CAT6 2 X 2M DISPLAY PORT TO HDMI CABLES	-135.00	
EFT18449	30/09/2021	MODERN TEACHING AIDS PTY LTD (MTA)	YOUTH CENTRE ACTIVITIES CONSUMABLES - DROPPER BOTTLES 30ML 12P NK50806	-17.49	
EFT18450	30/09/2021	MTF SERVICES	AGRN 899 YOUNO DOWNS RD - CYCLE 26 - 26/08/21 - 08/09/21 - LABOUR & EQUIPMENT HIRE	-96440.30	
EFT18451	30/09/2021	MURCHISON RUBBISH SERVICES	RUBBISH CONTRACT FOR SEPTEMBER 2021	-21036.62	
EFT18452	30/09/2021	NEUK PORT AD-HAIR	AERODROME MANAGEMENT CONTRACT FOR MONTH OF SEPTEMBER 2021	-22622.60	
EFT18453	30/09/2021	NORTHERN GOLDFIELDS EARTHMOVING PTY LTD (NGE)	LABOUR & EQUIPMENT AGRN 899 ASHBURTON DOWNS MEEKATHARRA ROAD - 7030067 -26/08/21 - 08/09/21, PINGANDY ROAD - 7030069 - 26/08/21 - 08/09/21, MINGAH SPRINGS ROAD - 7030041 - 26/8/21/21 - 08/09/21. 1267 - C41 - MINGAH SPRINGS ROAD & C2 - PEAK HILL - THREE RIVERS ROAD- ERECT SIGNS AND GUIDE POSTS IN VARIOUS SECTIONS . M67 ASHBURTON DOWNS MEEKATHARRA RD MAINTENANCE GRADE - DAILY DOCKET 24568 24569 24570 - 05/07/21 - 05/08/21	-450290.50	
EFT18454	30/09/2021	OLD MACDONALDS TRAVELLING FARMS	MEEKATHARRA OUTBACK FESTIVAL 2021- PETTING ZOO	-2640.00	
EFT18455	30/09/2021	PETER SHANE CLANCY	OCM FEE & HBTP FEE 18 SEPTEMBER 2021	-550.00	
EFT18456	30/09/2021	REFUEL AUSTRALIA (GERALDTON FUEL COMPANY)	FUEL CARD PURCHASES AUGUST 21 - 4400 LTRS DELIVERED MKR AIRPORT 02 AUGUST 2021	-9699.21	
EFT18457	30/09/2021	SKIPPERS AVIATION PTY LTD	2 X RETURN FLIGHTS - (18/10/21 & 22/10/21 AUDITORS FOR FINAL AUDIT 2020/21 FINANCIAL YEAR MS KUAN YIN LAU & MR FAZAAL FUAD)	-1412.00	
EFT18458	30/09/2021	STATE LIBRARY OF WA	BETTER BEGINNINGS 2021-22	-88.00	
EFT18459	30/09/2021	SVENJA CLARE PHOTOGRAPHY	MEEKATHARRA OUTBACK FESTIVAL 2021 - PHOTOGRAPHER, DRONE AND PHOTOS	-1450.00	
EFT18460	30/09/2021	THOMAS, AMY	REIMBURSEMENT - A THOMAS - BALL DECORATIONS AND ICE	-139.91	
EFT18461	30/09/2021	TOLL TRANSPORT PTY LTD	VARIOUS FREIGHT - ARCUS MALAGA TO MRK - HALL FRIDGE	-318.21	
EFT18462	30/09/2021	TOTALLY WORKWEAR - BELMONT (TWW)	STAFF UNIFORMS - H CLANCY, K CLARE, K EAST	-834.48	
EFT18463	30/09/2021	TOTALLY WORKWEAR GERALDTON (TWW)	STAFF UNIFORMS - K EAST	-244.55	
EFT18464	30/09/2021	TRENFIELD MOTORS	TYRES AUGUST 2021 - P481 , P482 , P481 , P407 , P512 , P498 , P492 , P517 , P480 , P362 P498 REPLACE/REPAIR BUSHES/BRAKES/BEARINGS/CAM ARMS/SLACK ADJUSTERS WHEEL SEALS, 2 X 5KW DOWN HOLE PUMPS FOR BORES, P480 REPLACE LEAKING SEALS REAR DIFF, P518 WINDSCREEN REPLACEMENT, P479 ADJUST CLUTCH/SERVICE BRAKES, 20 LTR DEGREASER, P480 REPLACE IDLE PULLEY / BEARING AND BELT, P497 205L HYDRO 68 HYDRAULIC OIL, P480 REPLACE PTO PUMP AND CLEAN.	-21402.97	
EFT18465	30/09/2021	WESTERN INDEPENDENT FOODS	VARIOUS FREIGHT - GREAT NORTHERN GERALDTON TO MKR, PALLET OF ROUND UP + BLOWER	-165.40	
EFT18466	30/09/2021	WESTRAC EQUIPMENT	P114 TRANSMISSION CHECK & GEAR FAULT. P513 OVERHEATING ISSUE. P484 SWITCH A BSC PART	-6501.53	
EFT18467	30/09/2021	YULELLA ABORIGINAL CORPORATION	INSTALL BABY CHANGE TABLE, INC ALI PLATE REINFORCEMENT TO WALL	-1006.50	
25840	30/09/2021	HALL, RAELENE	PAYMENT FOR BOOK SALE RECEIPTED AS EFT IN ERROR 28/09/21 (R#63881)	-15.00	
25841	30/09/2021	PIVOTEL SATELLITE PTY LTD - GLOBAL STAR	SATELLITE PHONE - SEPTEMBER 2021	-290.00	
DD13825.1	01/09/2021	AWARE SUPER	PAYROLL DEDUCTIONS	-5626.84	
DD13825.2	01/09/2021	AUSTRALIAN ETHICAL SUPER	SUPERANNUATION CONTRIBUTIONS	-687.87	
DD13825.3	01/09/2021	MLC SUPER FUND	SUPERANNUATION CONTRIBUTIONS	-1241.88	
DD13825.4	01/09/2021	CBUS ADMINISTRATION	SUPERANNUATION CONTRIBUTIONS	-900.00	
DD13825.5	01/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-1408.26	
DD13825.6	01/09/2021	HOSTPLUS	SUPERANNUATION CONTRIBUTIONS	-625.80	
DD13825.7	01/09/2021	RETAIL EMPLOYEES SUPERANNUATION TRUST (REST)	SUPERANNUATION CONTRIBUTIONS	-186.94	
DD13828.1	01/09/2021	HORIZON POWER	ELECTRICITY CHARGES - 16/06/21 - 13/08/21 - PICTURE GARDENS	-440.60	
DD13829.1	01/09/2021	HORIZON POWER	ELECTRICITY CHARGES - 16/06/21 - 13/08/21 - VARIOUS	-22528.93	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	BELAIR GARDENS CARAVAN PARK GERALDTON - 1 NIGHT ACCOM CEO - MAIN ROADS TWG MEETING	120.00	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	SNAP PRINTING - CREDIT FOR CHANGES TO ORDER PO70219 FESTIVAL POSTERS & BROCHURES	-13.95	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	DEPT MINES - CAVEAT ON A7610 RESOURCEFUL MINING GROUP	139.00	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	DEPT OF TRANSPORT - IR505 & IR506 SHORT TRIPLE ROAD TRAIN PERMIT 36 MONTH RENEWAL 5877043 & 5877044	100.00	

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DD13834.1	15/09/2021	WESTPAC CREDIT CARD	BANNER BUZZ - FESTIVAL 2021, RED CARPET, BANNERS AND TIE UP CORDS	737.09	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	BANNER BUZZ - FESTIVAL 2021, RED CARPET, BANNERS AND TIE UP CORDS - DUPLICATE PAYMENT, REFUND ON NEXT	737.09	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	WEDDING SUPERSTORE - 10X DRY BAR COVERS	148.81	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	LIFE SIZE CUTOUTS - DECORATIONS FOR 2021 FESTIVAL BALL	1405.10	
DD13834.1	15/09/2021	WESTPAC CREDIT CARD	ZURICH AUSTRALIA - INSURANCE EXCESS HAIL DAMAGE CLAIM MK004 #6061682	300.00	
DD13839.1	15/09/2021	AWARE SUPER	PAYROLL DEDUCTIONS	-5644.26	
DD13839.2	15/09/2021	AUSTRALIAN ETHICAL SUPER	SUPERANNUATION CONTRIBUTIONS	-683.84	
DD13839.3	15/09/2021	MLC SUPER FUND	SUPERANNUATION CONTRIBUTIONS	-961.53	
DD13839.4	15/09/2021	CBUS ADMINISTRATION	SUPERANNUATION CONTRIBUTIONS	-1000.00	
DD13839.5	15/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-1359.48	
DD13839.6	15/09/2021	HOSTPLUS	SUPERANNUATION CONTRIBUTIONS	-563.20	
DD13839.7	15/09/2021	AMP SUPERLEADER SUPER DIRECTIONS FUND	SUPERANNUATION CONTRIBUTIONS	-122.50	
DD13839.8	15/09/2021	RETAIL EMPLOYEES SUPERANNUATION TRUST (REST)	SUPERANNUATION CONTRIBUTIONS	-186.94	
DD13845.1	20/09/2021	HORIZON POWER	ELECTRICITY CHARGES 03/08/21 - 31/08/21 - AIRPORT	-1930.55	
DD13847.1	22/09/2021	HORIZON POWER	ELECTRICITY CHARGES 01/08/21 - 31/08/21 - STREETLIGHTS	-5403.26	
DD13847.2	23/09/2021	HORIZON POWER	ELECTRICITY CHARGES 07/07/21 - 06/09/21 - SPORTS COMPLEX	-2643.62	
DD13849.1	21/09/2021	BP OIL (AIR BP)	AUGUST 2021 AVGAS PURCHASES (DUE 21/09/21)		-12413.40
DD13855.1	29/09/2021	AWARE SUPER	PAYROLL DEDUCTIONS	-5952.44	
DD13855.2	29/09/2021	AUSTRALIAN ETHICAL SUPER	SUPERANNUATION CONTRIBUTIONS	-819.08	
DD13855.3	29/09/2021	MLC SUPER FUND	SUPERANNUATION CONTRIBUTIONS	-961.55	
DD13855.4	29/09/2021	CBUS ADMINISTRATION	SUPERANNUATION CONTRIBUTIONS	-1000.00	
DD13855.5	29/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-1394.75	
DD13855.6	29/09/2021	HOSTPLUS	SUPERANNUATION CONTRIBUTIONS	-580.53	
DD13855.7	29/09/2021	RETAIL EMPLOYEES SUPERANNUATION TRUST (REST)	SUPERANNUATION CONTRIBUTIONS	-233.35	
DD13855.8	29/09/2021	SUN SUPER	SUPERANNUATION CONTRIBUTIONS	-138.06	

THIS SCHEDULE OF ACCOUNTS PAID UNDER DELEGATED AUTHORITY COVERS:



MUNI BANK	-\$ 1,740,698.51	
AIR BP ACCOUNT		-12,413.40

TOTALLING -\$1,753,111.91 AND WAS SUBMITTED TO EACH MEMBER OF COUNCIL ON Saturday, 16 October 2021  
AND WHICH HAVE BEEN DULY CERTIFIED AS TO THE RECEIPT OF GOODS AND THE RETENTION OF SERVICES AS TO THE COSTING AND ARE AMOUNTS PAID.

ROY McCLYMONT  
CHIEF EXECUTIVE OFFICER



### 9.3. ADMINISTRATION

<b>Title/Subject:</b>	<b>LOCAL LAWS REVIEW 2021</b>	
<b>Agenda/Minute Number:</b>	9.3.1	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM 298	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	8 October 2021	
<b>Author:</b>	Roy McClymont Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

#### **Summary/Matter for Consideration:**

Council may consider the review of proposed Local Laws; the Health Local Law 2021 and the Local Government Property and Public Places Local Law 2021.

#### **Attachments:**

Attachment 1 – proposed Health Local Law 2021

Attachment 2 – proposed Local Government Property and Public Places Local Law 2021

Councillors were provided with a copy of the proposed Local Laws on 5 October 2021.

#### **Background:**

Under section 3.16 of the Local Government Act 1995, Council is required to review its local laws every 8 years. Council has recently reviewed and adopted the Dogs, Cemeteries and Bush Fire Brigades Repeal Local Laws. Review of the Health and Property and Public Places Laws will complete the review of the Shires six local laws which were commenced in 2007 and 2008.

#### **Comment:**

Staff have completed a detailed review of the two local laws attached.

The Local Government Property and Public Places Local Law 2021 includes provisions that were previously covered by two laws; the Local Government Property Local Law 2007 and the Activities in Thoroughfares and Public Places and Trading Local Law 2007.

Thanks to Tralee Cable, Bill Atyeo and Darrell Forrest for spending significant time in developing a Health Local Law that is suited to Meekatharra.

#### **Purpose and Effect of the proposed local laws:**

##### **Health Local Law 2021**

The **purpose** of this local law is to provide for the regulation, control and management of day to day health matters within the district.

The **effect** of this local law is to establish various health standards and requirements which people living and working within the district must observe.

## **Local Government Property and Public Places Local Law 2021**

The **purpose** of this local law is to provide for the regulation, control and management of activities and facilities on local government property and in public places within the district.

The **effect** of this local law is to establish the requirements with which any persons using or being on local government property, and in public places within the district, must comply.

### **Consultation:**

Darrell Forrest, Local Government Consultant  
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### **Statutory Environment:**

Local Government Act 1995 section 3.12 - Procedure for making local laws  
Local Government (Functions and General) Regulations 1996 Regulation 3 – Prescribed manner of giving notice of purpose and effect of proposed local law (Act s. 3.12(2))

### **Policy Implications:**

Nil

### **Budget/Financial Implications:**

Nil

### **Strategic Implications:**

Nil

### **Voting Requirements:**

Simple Majority

### **Officers Recommendation / Council Resolution:**

#### **PART A – HEALTH LOCAL LAW 2021**

**Moved:** Cr DK Hodder

**Seconded:** Cr PS Clancy

**That Council:**

- 1. GIVES local public notice that Council proposes to make a new local law, the Shire of Meekatharra Health Local Law 2021 (Attachment 1) and**
- 2. NOTES that:**
  - a. The purpose of this local law is to provide for the regulation, control and management of day to day health matters within the district, and**

- b. The effect of this local law is to establish various health standards and requirements which people living and working within the district must observe.

**CARRIED 6/0**

**Officers Recommendation / Council Resolution:**

**PART B – LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES LOCAL LAW 2021**

**Moved: Cr DK Hodder**

**Seconded: Cr MJ Smith**

**That Council:**

1. **GIVES local public notice that Council proposes to make a new local law, the Shire of Meekatharra Local Government Property and Public Places Local Law 2021 (Attachment 2) and**
2. **NOTES that:**
  - a. **The purpose of this local law is to provide for the regulation, control and management of activities and facilities on local government property and in public places within the district, and**
  - b. **The effect of this local law is to establish the requirements with which any persons using or being on local government property, and in public places within the district, must comply.**

**CARRIED 6/0**

**HEALTH (MISCELLANEOUS PROVISIONS) ACT  
1911**

**LOCAL GOVERNMENT ACT 1995**

SHIRE OF MEEKATHARRA

**HEALTH LOCAL LAW 2021**

**Final Draft (October 2021)**





# LOCAL GOVERNMENT ACT 1995

## SHIRE OF MEEKATHARRA

### HEALTH LOCAL LAW 2021

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Confirmed

*Local Government Act 1995*

Shire of Meekatharra

**HEALTH LOCAL LAW 2021**

Under the powers conferred by the *Local Government Act 1995* and under all powers enabling it, the Council of the Shire of Meekatharra resolved on **2021** to make the following local law.

**PART 1—PRELIMINARY**

**1.1 Title**

This local law may be cited as the *Shire of Meekatharra Health Local Law 2021*.

**1.2 Commencement**

This local law commences 14 days after the day on which it is published in the *Government Gazette*.

**1.3 Application**

This local law applies throughout the entire district.

**1.4 Repeal**

This local law repeals the Shire of Meekatharra Health Local Laws 2008 as published in the *Government Gazette* on 23 December 2008.

**1.5 Interpretation**

In this local law, unless the context otherwise requires—

**Act** means the Health (Miscellaneous Provisions) Act 1911;

**adequate** means satisfactory or fit for purpose or, if there is any doubt, at the discretion of an Authorised Officer;

**adequate supply of water** means a flow of water of not less than 5 litres per minute;

**approved** means approved by the local government;

**AS or AS/NZS** means an Australian Standard or Australian/New Zealand Standard published by Standards Australia, as amended from time to time;



**AS 3786** means Australian Standard for Smoke alarms using scattered light, transmitted light or ionization;

**AS 2293.1** means Australian Standard for Emergency escape lighting and exit signs for buildings – System design, installation and operation;

**AS 1530.2** means Australian Standard for Methods for fire tests on building materials, components and structures - Test for flammability of materials;

**AS 1530.3** means Australian Standard for Methods for fire tests on building materials, components and structures – Simultaneous determination of ignitability, flame propagation, heat release and smoke release;

**AS 4282** means Australian Standard for Control of obtrusive effects of outdoor lighting;

**Authorised Officer** means a person appointed under

- (a) the provisions of the *Public Health Act 2016*; or
- (b) the *Local Government Act 1995*; and
- (c) includes officers employed or contracted by the local government as an Environmental Health Officer, Acting Environmental Health Officer, Assistant Environmental Health Officer, Community and Development Services Manger and Principal Environmental Health Officer;

**bed** means a piece of furniture on which to sleep;

**bedding** includes beds, mattresses, pillows and bed heads as well as bed linen;

**bed linen** includes sheets, blankets, pillow cases, quilt and doona covers and mattress covers;

**Building Code** means the latest edition of the Building Code of Australia published from time to time by or on behalf of the Australian Building Codes Board, as amended from time to time, but not including explanatory information published with that Code;

**Chief Executive Officer** means the Chief Executive Officer of the local government;

**Chief Health Officer** means a person appointed to this position under the provisions of the *Public Health Act 2016*;

**Council** means the Council of the local government;

**district** means—

- (a) the district of the local government under the *Local Government Act 1995*;
- (b) any area placed under the jurisdiction of the local government under section 22 of the Act; and
- (c) any river, or other water deemed to be within the district of the local government under section 25 of the Act;

**drinking water** means drinking water as defined in the *Australian Drinking Water Guidelines* developed by the National Health and Medical Research Council;

**dwelling house** means a place of residence containing at least one sleeping room and includes a room or outbuilding separate from, but ancillary to, the building in which the sleeping room is located;

**habitable room** means a room used for normal domestic activities, and—

- (a) includes a bedroom, living room, lounge room, music room, television room, kitchen, dining room, sewing room, study, play-room, family room and sun-room or the like; but

- (b) excludes a bathroom, laundry, toilet, pantry, walk-in wardrobe, corridor, lobby, photographic dark room, clothes-drying room, and other spaces of a specialised nature occupied neither frequently nor for extended periods;

**hot water** means water at a temperature of at least 65 degrees Celsius;

**local government** means the Shire of Meekatharra;

**Medical Officer** means the Medical Officer appointed by the local government under the Act and includes an Acting Medical Officer so appointed;

**morgue** means a place for the temporary reception and keeping of the bodies of the dead awaiting burial or cremation;

**nuisance** has the meaning given to it in section 182 of the Act;

**public place** includes every place to which the public ordinarily have access, whether by payment of a fee or not;

**sanitary convenience** includes urinals, toilets, sinks, baths, wash troughs, apparatus for the treatment of sewage, or other receptacle for the deposit of faecal matter, or refuse, and all similar conveniences;

**Schedule** means a Schedule to this local law;

**sewage** means any kind of sewage, faecal matter or urine, and any waste composed wholly or in part of liquid;

**sewer** includes sewers and drains of every description, except drains to which the word "drain" as defined in the Act applies, also water channels constructed of stone, brick, concrete, or any other material, including the property of the local government;

**street** includes any highway, and any public bridge, and any road, lane, footway, square, court, alley or passage, whether a thoroughfare or not;

**toilet** means a toilet bowl, or urinal and includes a room or cubicle in which one or more of these are located;

**townsite** means the townsites within the district which are constituted under section 26(2) of the *Land Administration Act 1997* or referred to in clause 37 of the Schedule 9.3 of the *Local Government Act 1995*; and

**urinal** may be—

- (a) an individual stall or wall-hung urinal;
- (b) each 600 millimetres length of a continuous urinal trough; or
- (c) a toilet bowl used in place of a urinal.

1. Where in this local law, a duty or liability is imposed on an "owner or occupier" the duty or liability shall be deemed to be imposed jointly and severally on each of the owner or occupier.
2. Where under this local law an act is required to be done or forbidden to be done in relation to any premises, the owner or occupier of those premises has, unless the contrary intention appears, the duty of causing to be done the act so required to be done, or of preventing from being done the act so forbidden to be done, as the case may be.

## PART 2 – SANITATION

## Division 1 – Sanitary Conveniences

### 2.1 Interpretation

In this Part, unless the context otherwise requires—

**apparatus for the treatment of sewage** has the same meaning as in section 3 of the Act;

**event** includes a fair, function or festival;

**low lying land** means land that has a height no more than 2 metres above Australian height datum;

**organiser** means a person—

- (a) to whom approval has been granted by the local government to conduct the event; or
- (b) responsible for the conduct of the event;

**public sanitary convenience** means a sanitary convenience to which the public ordinarily have access;

**receptacle for drainage** has the same meaning as in the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974* and includes the irrigation effluent disposal area of an aerobic treatment system; and

**temporary sanitary convenience** means a sanitary convenience, temporarily placed for use by—

- (a) patrons in conjunction with an event; or
- (b) employees at construction sites or the like.

### 2.2 Dwelling house

1. A person shall not use or occupy, or permit to be used or occupied, a dwelling house unless it has at least one toilet.
2. A room in which a toilet is located shall have adequate electrical lighting.

### 2.3 Premises other than a dwelling house

1. The owner of premises other than a dwelling house shall not use or occupy, or permit to be used or occupied, premises other than a dwelling house unless—
  - (a) the premises have sanitary conveniences in accordance with the Building Code and this Part;
  - (b) the toilets required by this clause are situated within a reasonable distance and are easily accessible to the persons for whom they are provided; and
  - (c) the premises have hand wash basins—
    - (i) in accordance with the Building Code;
    - (ii) for the use of persons employed or engaged on the premises;
    - (iii) provided with an adequate supply of water supplied by taps located over each hand wash basin;
    - (iv) separate from any trough, sink or hand wash basin used in connection with any process carried out on the premises; and
    - (v) situated within a reasonable distance of the sanitary conveniences and easily accessible to the person for whom they are provided.
2. The occupier of the premises other than a dwelling house shall ensure that—

- (a) clean toilet paper is available at all times in each cubicle;
- (b) a sanitary napkin disposal facility is provided in each toilet set aside for the use of females; and
- (c) each hand wash basin is provided with—
  - (i) an adequate supply of soap or other hand cleaning substances; and
  - (ii) hand drying facilities, situated adjacent to and visible from the hand wash basin.

## **2.4 Events**

The organiser of an outdoor event must provide sanitary conveniences in accordance with the recommendations contained within the Department of Health's "Guidelines for concerts, events and organised gatherings".

## **2.5 Maintenance of sanitary conveniences and fittings**

The occupier of premises shall—

- (a) keep clean, in good condition and repair; and
- (b) whenever required by an Authorised Officer, effectively disinfect and clean; all sanitary conveniences including sanitary fittings in or on the premises.

The owner of premises shall—

- (a) keep or cause to be kept in good repair; and
- (b) maintain an adequate supply of water to; all sanitary conveniences including sanitary fittings in or on the premises.

## **2.6 Public sanitary conveniences**

1. A person shall not foul, damage or vandalise or write on or otherwise deface a public sanitary convenience or sanitary fixtures or fittings or the premises in or on which the sanitary convenience is located.
2. A person shall not live or sleep in or on the premises in which a public sanitary convenience is located or use it for a purpose other than that for which it was intended.

## **2.7 Lighting**

The owner and occupier of premises in which a sanitary convenience or a public sanitary convenience is located shall provide and maintain adequate electric lighting for persons using the convenience.

### *Division 2 – Bathrooms, Laundries and Kitchens*

## **2.8 Bathrooms**

1. A person shall not use or occupy, or permit to be used or occupied, a dwelling house without a bathroom that is equipped with—
  - (a) a hand wash basin; and
  - (b) either a shower in a shower recess or a bath.

2. All baths, showers, hand wash basins and similar fittings shall be provided with an adequate supply of hot and cold water.
3. The floor of the bathroom must be properly surfaced, with an even fall to a floor waste unless otherwise approved, suitably trapped and discharging to –
  - (a) the sewer of a licensed water service operator; or
  - (b) an apparatus for the treatment of sewage approved by the local government.

## 2.9 Laundries

1. Where, in any building, a laundry is situated adjacent to a kitchen or a room where food is stored or consumed, the laundry shall be separated from the kitchen by a wall extending from the floor to the roof or ceiling, unless otherwise approved.
2. Where there is an opening between a laundry and a kitchen or other room where food is stored or consumed, the opening shall—
  - (a) not be more than 1,220 millimetres wide; and
  - (b) have a door which when closed shall completely fill the opening.
3. A person shall not use or occupy, or permit to be used or occupied, a dwelling house without a laundry that—
  - (a) is properly enclosed and roofed;
  - (b) is adequately lined with an impervious material;
  - (c) has a floor of concrete or other approved impervious material of an approved thickness;
  - (d) is properly surfaced, with an even fall to a floor waste unless otherwise approved, suitably trapped and discharging to –
    - (i) the sewer of a licensed water service operator; or
    - (ii) an on-site waste water disposal system of a type approved as approved by the local government; and
  - (e) is provided with adequate ventilation.
4. The laundry referred to in subclause (1) must conform to the provisions of the Building Code and the *Health Act (Laundries and Bathrooms) Regulations*.
5. In the case of a single occupancy dwelling, the laundry referred to in subclause (1) shall have—
  - (a) either—
    - (i) two wash troughs;
    - (ii) a washing machine and either a wash trough or a sink; and
  - (b) clothes drying facility comprising either a mechanical clothes dryer or not less than 20 metres of clothes line erected externally.
6. All wash troughs, sinks and washing machines shall be—
  - (a) in a laundry and connected to an adequate supply of hot and cold water; and
  - (b) installed to manufacturer's specifications, and;
  - (c) all wash troughs shall have a capacity of at least 36 litres.
7. Sole or multiple occupancy units, each being a separate dwelling, shall have—
  - (a) laundry facilities, in accordance with the Building Code, for the exclusive use of the occupants of each unit; or



- (b) a separate laundry, with communal laundry facilities in accordance with the Building Code, for up to 4 sole occupancy units that do not have their own laundry facilities.

## **2.10 Washing or keeping of clothes in kitchens**

A person shall not in any kitchen or other place where food is kept—

- (a) wash or permit to be washed any clothing or bed linen; or
- (b) keep or permit to be kept any soiled clothing or bed linen.

## **2.11 Kitchens**

1. A person shall not use or occupy, or permit to be used or occupied, a dwelling house without a kitchen which complies with the requirements of the Building Code and which is equipped with—
  - (a) a cooking facility which is adequate in the opinion of an Authorised Officer; and
  - (b) a sink which is adequate in the opinion of an Authorised Officer and which has an adequate supply of hot and cold water.
2. The occupier of a dwelling house shall ensure that the stove, oven and sink are kept clean, in good order and repair and fit for use.
3. A cooking facility shall—
  - (a) be installed in accordance with the requirements of the Department of Mines, Industry Regulation and Safety, and the manufacturer's specifications; and
  - (b) not be installed or used in any room other than a kitchen.
4. Mechanical extraction shall be provided in a kitchen and the exhaust air shall be—
  - (a) carried to the outside air as directly as practicable; and
  - (b) boxed throughout.
5. In this clause, a **cooking facility** includes a stove, oven, facility or appliance used for or in connection with the cooking of food.

# **PART 3 – HOUSING AND GENERAL**

## *Division 1 – Maintenance of Dwelling Houses*

### **3.1 Dwelling house maintenance**

The owner or occupier of a dwelling house and any appurtenant buildings shall maintain the dwelling house and appurtenant buildings in sound condition and fit for use and, in particular, shall—

- (a) maintain all roofs in sound weatherproof condition;
- (b) maintain any footings, foundations and walls, either external or internal, in a sound condition;

- (c) replace any missing, broken, decayed or termite-eaten timber or other deteriorated material in any veranda, roof, walls, steps, handrails, floors or their supports with material of sound quality;
- (d) comply with the directions of an Authorised Officer to treat the premises for the purpose of destroying any termites;
- (e) maintain any brick, stone, mortar or cement work in a sound condition;
- (f) maintain, repair or replace any flashings or ant caps which are missing or defective;
- (g) maintain all floors even in surface and free from cracks;
- (h) maintain all ceilings, internal wall finishes, skirting boards, architraves and other fixtures and fittings complete and with smooth unbroken surfaces;
- (i) maintain all doors and windows in good working order and weatherproof condition;
- (j) retain all-natural lighting free from any obstruction which would reduce the natural lighting, below the ratio of 10% of the floor area;
- (k) maintain all pipes, fittings and fixtures connected with water supply, drainage or sewerage so that they comply in all respects with the provisions of the *Water Services Act 2012*, the Plumbing Code of Australia and relevant associated standards, and any other legal requirements to which they are subject;
- (l) maintain all electric wiring, gas services and fittings to comply with the requirements of all relevant public authorities; and
- (m) maintain all ventilators in good order and repair.



### **3.2 Guttering and downpipes**

The owner or occupier of a dwelling house which has guttering and downpipes shall—

- (a) maintain all guttering, downpipes and drains on the premises in a good state of repair, clean and free from obstruction; and
- (b) not permit any rainwater from the premises to discharge from the guttering onto or over a footpath, street or other property.

#### *Division 2 – Ventilation of Houses*

### **3.3 Exemption for short term hostels and recreational campsites**

This division shall not apply to short term hostels and recreational campsites referred to in Division 2 of Part 8.

### **3.4 Overcrowding**

The owner or occupier of a house shall not permit—

- (a) a room in the house that is not a habitable room to be used for sleeping purposes;
- (b) a habitable room in the house to be used for sleeping purposes unless—
  - (i) for every person over the age of 10 years using the room there is at least 14 cubic metres of air space per person; and

- (ii) for every person between the ages of 1 and 10 years there is at least 8 cubic metres of air space per person; or
- (c) any garage, shed or area under a veranda or patio to be used for sleeping purposes.

### **3.5 Calculated sufficient space**

For the purpose of clause 3.4, in calculating the space required for each person—

- (a) each room shall be considered separately and sufficient space shall be allowed in each room for the number of persons present in the room at any one time; and
- (b) deduction shall be made for the space occupied by furniture, beds, equipment, fittings and projections of the walls into a room.

#### *Division 3 – Water Supply*

### **3.6 Water supply**

1. The owner of every house shall provide a continuous supply of drinking water, reticulated for use and obtained from—
  - (a) a licensed water service operator;
  - (b) an underground bore; or
  - (c) a rainwater storage system with a minimum capacity of 120,000 litres.
2. The water supply shall at all times deliver an adequate supply of drinking water to each tap in the house.
3. The water supply to toilets or for garden use may be from an alternative source that is not necessarily drinking water but must comply with the requirements of relevant legislation, codes of practice or guidelines where applicable.

### **3.7 Rainwater tanks**

The owner or occupier of a house for which the water supply is drawn from a rainwater tank shall ensure that it is managed and maintained so as to meet the relevant standards in the Australian Drinking Water Guidelines developed by the National Health and Medical Research Council and in particular —

- (a) maintain in a clean condition—
  - (iii) the roof forming the catchment for the tank; and
  - (iv) the guttering and downpipes appurtenant to the roof;
- (b) ensure that each rainwater tank is fitted with a tight-fitting mosquito proof cover which shall not be removed at any time except for the purpose of inspecting, cleaning, repairing or maintaining the tank;
- (c) if the tank water is breeding mosquitoes, eliminate the point of entry and treat with a small quantity of liquid paraffin at a rate of not more than 5 millilitres per square meter of surface area so as to form a thin even film over the whole surface or otherwise as advised by an Authorised Officer;
- (d) inspect the rainwater tank and associated components at least every 6 months including gutters, catchment roof, tank inlet, debris traps, mosquito cowls, inside of the tank, tank roof and connecting pipework and remove any



- accumulated debris, leaf material or other contaminants evident and repair any damaged components;
- (e) at least once every two years, inspect the bottom and walls of the tank for accumulated sediments, sludge and slime and where necessary thoroughly clean any tank which contains water used for human consumption;
  - (f) when directed by an Authorised Officer, empty, clean and disinfect any tank upon the premises which contains water used for human consumption; and
  - (g) dispose of any organic material and water from cleaning and desludging operations around the garden or yard ensuring that it is retained on site and does not cause a health nuisance.

### **3.8 Pollution**

A person shall not deposit on or under any land, any sewage, offensive matter or any other thing which may pollute or render unfit for human consumption, water from a well or other underground source.

#### *Division 4 – Morgues*

### **3.9 Licensing of morgues**

1. All non-government morgues shall be licensed pursuant to the provisions of this clause.
2. An application for licence of a morgue shall be in a form as determined by the local government from time to time and shall be—
  - (a) made by the applicant;
  - (b) forwarded to the Chief Executive Officer with the fee as fixed by the local government from time to time under Sections 6.16 to 6.19 of the *Local Government Act 1995*.
3. A Certificate of Licence of a Morgue shall –
  - (a) be in a form as determined by the local government from time to time; and
  - (b) expire on 30 June next after the date of its issue.
4. A Certificate of Licence of a Morgue shall not be granted in respect of any premises unless—
  - (a) provision has been made for the keeping of the bodies of the dead at a temperature not exceeding zero degrees Celsius;
  - (b) the walls are constructed of stone or brickwork or other approved material;
  - (c) the interior surface of all walls is covered with glazed tiles or is rendered impervious so as to be non-absorbent and washable;
  - (d) all floors are constructed of some impervious material, having a fall to an outlet discharging over a trapped gully; and
  - (e) the premises are adequately ventilated by direct communication with the outside air.

## **PART 4 –LIQUID REFUSE AND LIQUID WASTE**



#### 4.1 Interpretation

In this division, unless the context otherwise requires—

**apparatus for the treatment of sewage** has the same meaning as in section 3 of the Health (Miscellaneous Provisions) Act 1911;

**liquid refuse** includes all washing from the commercial cleaning of vehicles, overflow, bleed off, condensate and drainage from air conditioning equipment including cooling towers and evaporative coolers and other liquid used for cooling purposes and swimming pool discharges;

**liquid waste** means wastewater or any other liquid waste from domestic, industrial or commercial activities, other than effluent; and includes bathroom, kitchen, scullery and laundry wastes, all washings from animal and poultry pens and any other domestic or trade wastes that are discharged by means of a drain to a receptacle for drainage;

**receptacle for drainage** has the same meaning as in the Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974.

#### 4.2 Deposit of liquid refuse

A person shall not deposit or cause or permit to be deposited liquid refuse—

- (a) on a street;
- (b) in a storm water disposal system; or
- (c) on any land or place other than a place or depot duly authorised for that purpose.

The owner or occupier of land on which a swimming pool is constructed shall ensure that all backwash is not permitted to discharge onto or run-off onto adjacent land so as to cause a nuisance, or cause damage to any structures situated on adjacent land. Subclause (2) shall not prevent the discharge of swimming pool backwash from a lot into a local government approved stormwater drain or road by a method approved by an authorised officer.

#### 4.3 Disposal of liquid waste

The owner or occupier of premises shall:

- (a) provide, by one of the methods prescribed in this clause, for the disposal of all liquid waste produced on the premises; and
- (b) at all times maintain in good working order and condition any apparatus used for the disposal of liquid waste.

Liquid waste shall be disposed of by one of the following methods—

- (a) discharging it into the sewage system of a licensed water service operator in a manner approved by the licensed water service operator;
- (b) discharging it into an apparatus for the treatment of sewage approved by the Chief Health Officer or the local government; or
- (c) collection and disposal at an approved liquid waste disposal site in a manner approved by the local government.



## PART 5 – NUISANCES AND GENERAL

### Division 1 – Nuisances

#### 5.1 Interpretation

In this division, unless the context otherwise requires –

**car park** means premises, or any part of premises, set aside for parking of 3 or more motor vehicles;

**dust** means any visible granular or particulate material which has or has the potential to become airborne and includes organic and non-organic matter and sand, but does not include smoke;

**fertiliser** includes manure;

**liquid waste** means waste from any process or activity, whether useful or useless, that is in liquid form and includes paint, fuel, grease, fat, oil, degreaser, solvent, detergent, chemical, animal waste, food waste, effluent and all discharges of liquid to land, air or water that are not otherwise authorised by a written law but does not include uncontaminated stormwater;

**occupier** means any person who is in control of any land or part of any land or authorised by the owner, lessee, licensee or any other person empowered to exercise control in relation to land to perform any work in relation to any land and without limiting the generality of the foregoing and for the avoidance of doubt includes a builder or contractor; and

**public vehicle** includes bus, tram, taxi or any other public transport.

#### 5.2 Escape of smoke etc.

1. An owner or occupier of premises shall take reasonable measures to prevent the escape of smoke, dust, fumes, offensive or foul odours, liquid waste or liquid refuse from the premises in such quantity or of such a nature as to cause or to be a nuisance.
2. A person shall not on any land of an area 0.4 hectares or less, set fire to rubbish, refuse or other materials on rural residential zoned property unless—
  - (a) written approval has first been obtained from the local government;
  - (b) the person demonstrates to the satisfaction of the local government that reasonable alternatives for the disposal of the rubbish, refuse or other material do not exist and the potential for pollution is low;
  - (c) the material does not include any plastic, rubber, food scraps, green garden materials or other material likely to cause the generation of smoke or odour in such quantity as to cause a nuisance to other persons;
  - (d) a haze alert has not been issued by the Bureau of Meteorology for the period during which burning is to take place; and
  - (e) the burning complies with the *Bush Fires Act 1954*, any annual fire hazard reduction notice issued by the local government under that Act and any conditions of approval as determined by the local government.
3. Subclause (2) shall not apply to any barbeque, solid fuel water heater, space heater or ovens fired with dry paper, dry wood, synthetic char or charcoal type fuel.

4. Subclause (2) is subject to any fire danger rating as determined by the Bureau of Meteorology.

### **5.3 Public vehicles to be kept clean**

The owner or person in control of a public vehicle shall take reasonable measures to maintain the vehicle at all times—

- (a) in a clean condition;
- (b) free from vectors of disease; and
- (c) whenever directed to do so by an Authorised Officer, thoroughly clean and disinfect the vehicle.

### **5.4 Prohibition against spitting**

A person shall not spit on a footpath, street or within or on, any public place, building or facility accessible to the public which is within the local government's jurisdiction.

### **5.5 Dust management**

1. If an owner or occupier of land intends to undertake any work involving the clearing of land, from which any sand or dust is likely to be released whether by means of wind, water or any other cause, the owner or occupier shall—
  - (a) submit to an authorised officer a Dust Management Plan in accordance with "A guideline for managing the impacts of dust and associated contaminants from land development sites, remediation and other related activities (2011)" as produced by the Department of Water and Environmental Regulation, and amended from time to time; and
  - (b) obtain written approval of the Dust Management Plan from an authorised officer before commencement of any work.
2. An owner and or occupier of land must take effective measures to –
  - (a) stabilise dust on the land;
  - (b) contain all liquid waste on the land;
  - (c) ensure no dust or liquid waste is released or escapes from the land whether by means of wind, water or any other cause; and
  - (d) notify the owners or occupiers of adjoining land in writing 48 hours prior to the commencement of any activity that has the potential to cause the release or escape from the land of dust or liquid waste giving details of;
    - (v) the nature of the activity;
    - (vi) the proposed commencement time, frequency, duration time and location of the activity; and
    - (vii) the name of the person responsible for carrying out the activity and how and where that person may be contacted.
3. The local government may serve on the owner and or occupier a notice requiring the owner or occupier to undertake one or more of the following –
  - (a) comply with subclause (2)(a) or (2)(b);
  - (b) clean up and properly dispose of any released or escaped dust or liquid waste;

- (c) clean up and make good any damage resulting from the released or escaped dust or liquid waste; and
  - (d) take effective measures to stop any further release or escape of dust or liquid waste.
- 4. The requirements set out in a notice issued under subclause (3) must be complied with –
  - (a) within 48 hours of service of the notice where no other time is specified;
  - (b) within such other period as is specified in the notice; or
  - (c) immediately, if the notice so specifies.
- 5. Where the local government forms the opinion that dust or liquid waste has escaped or has been released from an activity undertaken on land or as a consequence of the use of equipment on land, the local government may serve a notice on the owner and or occupier of the land and or the operator of the equipment, as the case may be, requiring that the activity or use of the equipment on the land be ceased immediately, for such period as is specified in such notice.
- 6. Where the local government is of the opinion that dust or liquid waste may be released or escape as a result of an activity which is likely to be carried on from any land, the local government may give to the owner and or occupier a notice providing that the activity may only be carried on subject to conditions specified in the notice.

#### **5.6 Emission or reflection of light**

- 1. Where artificial light is emitted or reflected from anything on a lot so as to contravene the requirements of Australian Standard AS 4282, then every owner and occupier of the lot commits an offence.
- 2. Where natural light is reflected from anything on a lot so as to create or be a nuisance to any –
  - (a) owner or occupier of land; or
  - (b) person using a thoroughfare as a thoroughfare, then every owner and occupier of the lot commits an offence.
- 3. All lighting installations as defined within the Australian Standard AS 4282 must be maintained in good working order and repair at all times.
- 4. An owner and or occupier of a lot on which floodlights, lighting installations or other exterior lights are erected or used shall not allow the floodlights or other exterior lights to shine directly onto an adjoining lot.
- 5. The local government may give a notice to the owner and or occupier of a lot –
  - (a) requiring that any reflective surfaces creating a nuisance within clause 5.6(1) be painted or otherwise treated so as to abate the nuisance; and
  - (b) on which floodlights, lighting installations or other exterior lights are erected, requiring –
    - (i) the hours of use of the lighting to be limited to the hours specified in the notice; or
    - (ii) the direction in which the lights are shining to be altered as specified in the notice.

#### **5.7 Use or storage of fertiliser**

An owner or occupier of premises shall not use or keep for the purpose of use, as fertiliser any –

- (a) pig manure;
- (b) human faeces; or
- (c) urine.

#### *Division 2 – Keeping of Animals*

### **5.8 Cleanliness**

An owner or occupier of premises in or on which a dog, cat or other animal or bird is kept shall—

- (a) keep the premises free from excrement, filth, food waste and all other matters which is or is likely to become offensive or injurious to health or to attract rats or other vermin and vectors of disease;
- (b) when so directed by an Authorised Officer, clean and disinfect the premises; and
- (c) keep the premises, so far as possible, free from flies or other vermin and vectors of disease by spraying with a residual insecticide or other effective means.

### **5.9 Animal enclosures**

1. A person shall not keep or cause or permit to be kept any animals or birds on premises which are not effectively drained or of which the drainage flows to the walls or foundations of any building.
2. The owner or occupier of premises where animals or birds are kept shall, when directed by an Authorised Officer, pave, grade and drain floors of all structures and the surface of the ground of all enclosures used for the keeping of animals or birds.
3. The owner or occupier of premises where an animal is kept must ensure that each animal is kept in a suitable enclosure that effectively prevents it from escaping.
4. The owner or person in charge of livestock shall not permit livestock to stray or to be at large in a street, public place or upon private property without the consent of the property owner.

### **5.10 Disposal of dead animals**

1. An owner or occupier of premises on which there is a dead animal shall immediately remove the carcass and arrange for its disposal at an approved disposal site.
2. An owner, or a person having the care of any animal that dies or is killed in a public or private place, shall immediately remove the carcass and arrange for its disposal at an approved disposal site.

3. The requirements of subclauses (1) and (2) shall not apply to farmers, pastoralists and the like who dispose of carcasses on rural land in a manner that is not likely to pollute or be dangerous or injurious to health.
4. An owner or operator of a veterinary practice where dead animals are kept for more than 12 hours shall refrigerate the carcass prior to its removal and disposal, at an approved disposal site.

### *Division 3 – Keeping of Approved Animals*

#### **5.11 Interpretation**

In this division, unless the context otherwise requires—

**approved animal** includes a horse, cow, pig, sheep, camel, alpaca, llama, deer, goat or other large animal;

**cow** includes an ox, calf or bull;

**horse** includes an ass, mule, donkey or pony; and

**natural shelter** means a mature tree or belt of trees.

#### **5.12 Keeping of approved animals and provision of stables**

1. An owner or occupier of premises shall not keep an approved animal within a shed with the requirements of the Building Code, and which—
  - (a) is not situated within 15 metres of a house;
  - (b) has exclusive space for each animal of 0.2 hectares;
  - (c) is constructed of weatherproof materials and of a design which provides adequate protection from the elements;
  - (d) provides adequate natural ventilation;
  - (e) prevents the animal from escaping; and
  - (f) subject to subclauses (6) and (8), has a floor, which —
    - (i) is constructed of a material approved by an Authorised Officer; and
    - (ii) has a fall which effectively drains liquid wastes into a trapped gully situated outside the stable and discharged in a manner approved by an Authorised Officer.
2. An application for approval to keep an approved animal shall include the following information—
  - (a) a plan of the property, at a scale not less than 1:200, with dimensions clearly marked, showing where it is proposed that the animal is to be kept and the distance of that location from any residential building on another lot, or commercial premises;
  - (b) a sketch plan, at a scale of 1:100, indicating the nature of the shelter or housing to be provided for the animal; and
  - (c) a detailed written plan for the management of manure which addresses—
    - (i) control of flies and other vermin;
    - (ii) disease prevention; and
    - (iii) prevention of nuisance odours.
3. The local government may vary the conditions of approval after it has been issued, and shall give notice of such variation to the owner or occupier within 14 days of such variation.

4. The local government may cancel its approval in the event that the owner or occupier —
  - (a) fails to comply with any condition of the approval; or
  - (b) breaches this clause.
5. The owner or occupier of premises on which a stable is located shall—
  - (a) maintain the stable in a clean and hygienic condition at all times;
  - (b) keep all parts of the stable so far as possible free from flies, vermin or other vectors of disease; by spraying with an approved residual insecticide or other effective means; and
  - (c) comply with the relevant requirements of the *Biosecurity and Agriculture Management Act 2007* and the *Biosecurity and Agriculture Management (Stable Fly) Management Plan 2019* (as amended from time to time by the Department of Primary Industries and Regional Development).
6. The owner or occupier of a stable shall comply with any direction or notice of an Authorised Officer in relation to its state of repair, cleanliness, hygiene, control of pests or any other matter which is considered necessary to prevent health nuisances or maintain a satisfactory standard for the keeping of animals therein.
7. The owner or occupier of premises that contains a stable is to ensure a stable shall—
  - (a) have a proper separate stall for each horse or cow;  
and
    - (i) with walls measuring not less than 3 metres, both horizontally and vertically, unless it has a sand floor provided in accordance with subclause (8)(f); and
    - (ii) with a floor area of not less than 11 square metres, unless it has a sand floor provided in accordance with subclause (8)(f);
  - (d) have each wall and roof constructed of an approved impervious material;
  - (e) have a roof that covers the entire floor area of the stall;
  - (f) have on all sides of the building between the wall and the roof a clear opening of at least 150 millimetres in height;
  - (g) subject to subclause (8)(f), have a floor, the upper surface of which shall—
    - (i) be at least 75 millimetres above the surface of the ground;
    - (ii) be constructed of cement, concrete or other similar impervious materials; and
    - (iii) have a fall ratio of 1:100 to a drain, which shall empty, into a trapped gully situated outside the stable and shall discharge in a manner approved by the local government; or
  - (h) have a sand floor, if permitted by the local government, subject to the following—
    - (i) the site must be well drained with the highest known water table at least 0.6 metres below the sand floor level, which may be achieved artificially;
    - (ii) a 300 millimetres thick bed of aggregate approved by an authorised officer shall be laid under the sand of the stable;
    - (iii) sand, whether natural or imported, must be clean, coarse and free from dust;
    - (iv) footings to each stable shall be a minimum of 450 millimetres below ground level;





- (v) the stable design must allow for the access of small earth moving machinery, such as a skid steer loader, into each individual stall, to maintain the correct floor height;
  - (vi) the minimum floor area of each stall shall be not less than 28 square metres and walls shall not be less than 3 metres vertically or 4 metres horizontally; and
  - (vii) the roofed area of each stall shall not be less than 50 percent of the floor area of the stall.
- (i) Where an owner had lawful authority to keep an approved animal on their premises prior to this local law coming into operation, they are not required to obtain approval under this clause; however they will not substitute or replace any approved animal once that animal –
- (i) dies; or
  - (ii) is permanently removed from the premises.

### 5.13 Proximity of approved animals to a dwelling house

An owner or occupier of premises shall not permit an approved animal to approach within 30 metres of a dwelling house.

### 5.14 Manure receptacles

An owner or occupier of premises on which a stable is constructed shall—

- (a) provide in a position convenient to the stable a receptacle for manure, constructed of smooth, impervious, durable material that is easily cleanable and provided with a tight fitting hinged cover, and with no part of the floor lower than the surface of the adjoining ground;
- (b) keep the lid of the receptacle closed except when manure is being deposited or removed;
- (c) cause the receptacle to be emptied at least once a week and as often as may be necessary to prevent it coming offensive or a breeding place for flies or other vectors of disease;
- (d) keep the receptacle so far as possible free from flies or other vectors of disease by spraying with a residual insecticide or other effective means; and
- (e) cause all manure produced on the premises to be collected daily and placed in the receptacle, or comply with such other arrangements as approved by an Authorised Officer.

#### *Division 4 – Keeping of Poultry and Pigeons*

### 5.15 Interpretation

In this division, unless the context otherwise requires—

**poultry** includes fowls, peafowls, turkeys, geese, ducks, chickens, bantams and other domestic fowls;

**pigeons** are birds that are classified within the family Columbidae and includes doves; and



*miscellaneous birds* include all birds other than poultry and pigeons.

1. This division applies to the keeping of poultry on residential properties for domestic purposes and not to commercial poultry establishments such as broiler, breeder or egg producing farms.
2. Commercial poultry establishments mentioned in subclause (2) are to manage operations in accordance with the *Environmental Code of Practice for Poultry Farms in Western Australia 2004* produced by the Western Australian Broilers Growers Association and Poultry Farmers Association of Western Australia, in conjunction with state and local authorities to control environmental and health nuisances.

#### **5.16 Limitation on numbers of pigeons, poultry and miscellaneous birds**

1. An owner or occupier of premises in a townsite shall not keep a combined total of more than 12 poultry and 12 pigeons on any one lot of land, unless approved by an Authorised Officer.
2. An Authorised Officer may issue a written notice to the owner or occupier of land, whether in a townsite or not, where poultry or pigeons are kept for the number of poultry and pigeons to be reduced to ensure that a health nuisance does not exist.
3. An Authorised Officer may increase the number of poultry or pigeons kept on any one lot of land if satisfied that a health nuisance does not exist.
4. An owner or occupier shall not keep more than 20 miscellaneous birds on any premises within the district unless otherwise approved.
5. An owner or occupier shall not keep pigeons, poultry or miscellaneous birds so as to create a nuisance.
6. An Authorised Officer may apply relevant conditions, or require a reduction of the approved number of poultry, pigeons, or miscellaneous birds on any premises within the district, or alternatively prohibit the keeping of poultry, pigeons, or miscellaneous birds on a particular premises, if the conditions of this Division are not complied with or if unreasonable noise or a nuisance is being caused.
7. An owner or occupier shall comply with a direction of an authorised officer under this clause.
8. Subclause (4) does not apply to premises used for veterinary purposes or as a pet shop.

#### **5.17 Conditions of keeping poultry**

1. A person who keeps poultry or permits poultry to be kept shall ensure that—
  - (a) all poultry is kept in a properly constructed and securely fastened structure or enclosure;
  - (b) the structure or enclosure is in a yard having an otherwise unobstructed area of at least 30 square metres; and
  - (c) no poultry is able to approach within 15 metres of a street other than a right of way unless, in the case of land at the junction of two or more streets, an Authorised Officer has approved a lesser distance.

2. A person who keeps poultry or permits poultry to be kept shall ensure no poultry is able to encroach within 9 metres of a dwelling house, public building, or premises where people are employed or premises where food is stored, prepared manufactured or sold.

#### **5.18 Roosters, Geese, Turkeys, Peafowl and Gamebirds**

1. An owner or occupier of premises shall not within a townsite or on properties with an area of 2 hectares or less, keep or permit to be kept on those premises, any one or more of the following birds without the written approval of the local government—
  - (a) a rooster;
  - (b) a goose or gander;
  - (c) a turkey;
  - (d) a peacock or peahen; and
  - (e) a gamebird (includes emus and ostriches).
2. An Authorised Officer may, upon written application, grant approval with or without conditions to the owner or occupier of premises to keep on the premises a specified number of birds under this clause.
3. An Authorised Officer may rescind approval for the keeping of birds under this clause if they cause a nuisance.

#### **5.19 Conditions of keeping pigeons**

A person who keeps, or permits to be kept, pigeons shall ensure that—

- (a) none is able to approach within 9 metres of a dwelling, public building or premises where people are employed or where food is stored, prepared, manufactured or sold; and
- (b) except where homing pigeons are freed for exercise, the pigeons are kept in a properly constructed pigeon loft that is in a yard having an otherwise unobstructed area of at least 30 square metres.

#### **5.20 Removal of nonconforming structures or enclosures**

If a structure or enclosure is used for the keeping of poultry or pigeons contrary to the provisions of clauses 5.17 or 5.19, as applicable, an Authorised Officer may direct the owner or occupier to amend it or remove it.

#### **5.21 Restrictions on pigeon nesting or perching**

An Authorised Officer may order an owner or occupier of a house or other structure in or on which pigeons are, or are in the habit of, nesting or perching so as to create a health nuisance to take adequate steps to prevent them continuing to do so.

#### **5.22 Restrictions on feeding wild birds**

1. A person shall not feed a pigeon, dove, seagull, ibis, raven or other wild bird—
  - (a) so as to cause a nuisance or be injurious or dangerous to health; or

- (b) with a food or substance that is not a natural food of a bird.
2. Where an authorised officer forms the opinion that a person has not complied with subclause (1) the authorised officer may serve the person a notice requiring the person to clean up and properly dispose of any feed or waste products specified in the notice.

#### *Division 5 – Feedlots*

##### **5.23 Interpretation**

In this division, unless the context otherwise requires—

**feedlot** means a confined area with watering and feeding facilities where animals are held and fed for the purpose of weight gain;

**animal** includes cattle, sheep, goats, deer and the like; and

**sensitive land use** means land use sensitive to emissions from industry and infrastructure, and includes land uses of residential developments, hospitals, hotels, motels, hostels, caravan parks, schools, nursing homes, child care facilities, shopping centres, playgrounds, public buildings, commercial and industrial land uses which require a high level of amenity or are sensitive to particular emissions.

##### **5.24 Premises to be approved**

1. No premises shall be used as a feedlot unless approved by the local government.
2. Notwithstanding subclause (1), cattle feedlots with more than 500 animals are to be licensed under Schedule 1 (Category 1) of the *Environmental Protection Regulations 1987*.

##### **5.25 Management of beef cattle feedlots**

Beef cattle feedlots are to be operated and managed in accordance with the *National Guidelines for Beef Cattle Feedlots in Australia (2012)*.

##### **5.26 Compliance with direction or notice of an Authorised Officer**

The owner or occupier of a feedlot shall comply with any direction or notice of an Authorised Officer in relation to its state of repair, cleanliness, hygiene, control of pests or any other matter which is considered necessary to prevent health nuisances or maintain a satisfactory standard for the keeping of animals therein.

## **PART 6 – PEST CONTROL**

### *Division 1 – Flies*

##### **6.1 Interpretation**

In this division, unless the context otherwise requires, flies means any of the two-winged insects constituting the order *Diptera* commonly known as flies.

## **6.2 Control of flies**

Owners and occupiers of any land within the district that is breeding flies, or that is likely to breed flies, are to comply with the requirements of the Fly Eradication Regulations.

### *Division 2 – Mosquitoes*

## **6.3 Interpretation**

In this division, unless the context otherwise requires *mosquitoes* means any of the two-winged insects constituting the family *Diptera Clicidae* commonly known as mosquitoes.

## **6.4 Measures to be taken to prevent mosquito breeding**

An owner or occupier of premises shall ensure that the premises are kept free from possible mosquito breeding sites and shall—

- (a) follow any direction or notice of an Authorised Officer for the purpose of—
  - (i) controlling the prevalence of mosquitoes;
  - (ii) eradication of mosquitoes; and
  - (iii) effectively preventing the breeding of mosquitoes; and
- (b) assist an Authorised Officer to locate any possible mosquito breeding sites that may be present in or about the premises.

## **6.5 Measures to be taken by occupier**

An occupier of premises where water is kept in a horse trough, poultry drinking vessel or other receptacle shall—

- (a) frequently change the water; and
- (b) keep the water clean and free from vegetable matter and slime. Where it appears to the authorised officer that there is, on any premises, undergrowth or vegetation likely to harbour mosquitoes, the authorised officer may direct the owner or occupier of the premises to cut down and remove within a specified time the undergrowth or vegetation.

## **6.6 Removal of undergrowth or vegetation**

Where it appears to an Authorised Officer that there is, on any premises, undergrowth or vegetation likely to harbour mosquitoes, the officer may direct, orally or in writing, the owner or occupier of the premises to cut down and remove within a specified time the undergrowth or vegetation.

## **6.7 Filling in excavations etc.**

A person who undertakes any activity on any land which creates an excavation likely to hold water and cause mosquito breeding shall as soon as practicable following the

completion of the activity, and taking into consideration the purpose of the excavation, ensure that the excavation is filled in with clean material and made level with the surrounding surface or alternatively treated with an approved pesticide to control mosquito breeding.

### **6.8 Drains, channels and septic tanks**

An owner or occupier of land shall—

- (a) cause all drains and channels in or on the land to be kept in good order and free from obstruction; and
- (b) where a septic tank is installed on the land—
  - (i) apply an approved larvicide according to the direction on the container, into the septic tank system, whenever directed to do so by an Authorised Officer; and
  - (ii) provide, and keep in sound condition at all times, wire mesh having openings no larger than 1.2 millimetres covering any inlet vent to the tank.

### **6.9 Drainage of land**

An owner or occupier of land upon which there is water liable to become a breeding place for mosquitoes shall, when required by the local government, effectively drain the land and, for that purpose, shall—

- (a) make or provide drains on the land;
- (b) remove all irregularities in the surface of the land; and
- (c) if necessary, adjust the surface of the land or raise the level of the surface in such a manner that—
  - (i) the water on the land may flow into the drains without obstruction;
  - (ii) no water shall remain on any portion of the land other than the drains; and
  - (iii) keep all drains in good order and free from obstruction.

#### *Division 3 – Rodents*

### **6.10 Interpretation**

In this division **rodents** means those animals belonging to the order Rodentia and includes rats and mice but does not include native rodents, laboratory bred rats and mice or animals (other than rats) kept as pets in an enclosure designed for the purpose of keeping as pets animals of that kind.

### **6.11 Measures to be taken to eradicate rodents**

- (a) An owner or occupier of premises shall at all times take effective measures to eradicate any rodents in or on the premises.
- (b) A person must not store, or allow to be stored, on any premises, any food, refuse or other waste matter unless it is contained in a rodent proof receptacle or compartment.

- (c) An Authorised Officer may direct, orally or in writing, an owner or occupier of premises to take whatever action, in the opinion of the Authorised Officer, is necessary to prevent the presence of rodents in or on the premises.

*Division 4 – Cockroaches*

**6.12 Interpretation**

This this division **cockroach** means any of the various orthopterous insects commonly known as cockroaches.

**6.13 Measures to be taken to eradicate cockroaches**

1. An owner or occupier of premises shall take effective measures to eradicate any cockroaches in or on the premises.
2. An Authorised Officer may direct, orally or in writing, an owner or occupier of premises to take whatever action is necessary to prevent or deter the presence of cockroaches in or about the premises.
3. An owner or occupier shall within the time specified comply with any direction given by an Authorised Officer.

*Division 5 – Argentine Ants*

**6.14 Interpretation**

In this division Argentine ant means an ant belonging to the species *Linepithema humile* (formerly *Irdomyrmex humilis*).

**6.15 Measures to be taken to keep premises free from Argentine ants**

An owner or occupier of premises shall comply with the requirements of an Authorised Officer if an infestation of Argentine ants are found on their premises.

*Division 6 – European Wasps*

**6.16 Interpretation**

In this division **European wasp** means a wasp belonging to the species *Vespula germanica*.

**6.17 Measures to be taken to keep premises free from European wasp nest**

An owner or occupier of premises shall ensure that the premises are kept free from European wasp nests and shall—

- (a) immediately notify the local government of any wasp nest in, on or about the premises that is suspected to be a European wasp nest;

- (b) follow any direction of an Authorised Officer for the purpose of destroying the wasps and their nest; and
- (c) assist an Authorised Officer, of his or her representative, to trace any nest that may be present in, on or about the premises.

*Division 7 – Bee Keeping*

**6.18 Interpretation**

In this division—

**bee** means an insect belonging to any of the various *hymenopterous* insects of the super family *Apoidea* and commonly known as bee; and

**hive** means a moveable or fixed structure, container or object in which a colony of bees is kept.

**6.19 Limitation on numbers of hives**

1. A person shall not keep or permit the keeping of bees anywhere within the district unless approval to do so has been given by an Authorised Officer.
2. Subject to subclauses (3) and (4), a person shall not keep or permit the keeping of bees in more than 2 hives on a lot.
3. An Authorised Officer may, upon written application, consent, with or without conditions, to a person keeping bees in more than 2 hives on a lot.
4. A person shall comply with any conditions imposed by an Authorised Officer under subclause (3).

**6.20 Restrictions on keeping of bees in hives**

A person shall not keep or permit the keeping of bees in a hive on a lot unless, at all times—

- (a) an adequate and permanent supply of water is provided on the lot which is readily accessible to bees;
- (b) no more than 2 hives are kept on land of less than 2,000 square metres in area unless otherwise approved;
- (c) the hive is kept—
  - (i) outside, and at least 10 metres from, any building other than a fence;
  - (ii) at least 10 metres from any footpath, street, private street or public place; and
  - (iii) at least 5 metres from the boundary of the lot;
- (d) the hive is enclosed on all sides by a fence, wall or other enclosure to encourage bees to fly at a height over the property boundary; and
- (e) the person is registered as a beekeeper if required by the *Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013*.

**6.21 Bees which cause a nuisance not to be kept**



1. A person shall not keep, or permit the keeping of, bees which cause a nuisance.
2. An Authorised Officer may direct any person to remove any bees or beehives which in the opinion of the Authorised Officer are causing a nuisance.

*Division 8 – Arthropod Vectors of Disease*

**6.22 Interpretation**

In this division *arthropod vectors of disease* includes—

- (a) fleas (*Siphonaptera*);
- (b) bedbugs (*Cimex lectularious*);
- (c) crab lice (*Phthirus pubis*);
- (d) body lice (*Pediculus humanus var. corporis*); and
- (e) head lice (*Pediculus humanus var. capitis*).

**6.23 Responsibility of the owner or occupier**

The owner or occupier of the premises shall—

- (a) keep the premises and any person residing in or on the premises free from any arthropod vectors of disease; and
- (b) comply with the direction of an Authorised Officer to treat the premises, or anything on the premises, for the purpose of destroying any vectors of disease.

**6.24 Local government may execute work and recover costs**

Where—

- (a) a person is required under this part or directed by a notice given under this part to execute any work; and
  - (b) that person fails or neglects to comply with the requirement, the local government may execute the work and recover from that person the cost of executing the work, in addition to any penalty for which that person may be liable.
1. The costs and expenses incurred by the local government in the execution of a power under subclause (1) may be recovered in a court of competent jurisdiction from that person.
  2. The local government is not liable to pay compensation or damages of any kind to the person referred to in subclause (1) in relation to any action taken by the local government under this clause, other than compensation or damages for loss or damage suffered because the local government acted negligently or in breach of duty.

## **PART 7 – INFECTIOUS DISEASES**

### *Division 1 – General Provisions*

#### **7.1 Purpose of exercise of powers**

The powers under this Part are to be exercised for the purpose of preventing or controlling the spread of an infectious disease

#### **7.2 Authorised Officer may visit, inspect and report**

An Authorised Officer may visit and inspect any house, its occupants, fixtures and fittings, outbuildings, yards, drains and sewers connected with any house where an infectious disease has been identified or where an infectious disease is suspected in order to check or prevent the spread of any infectious disease.

#### **7.3 Requirements on owner or occupier to clean, disinfect and disinfest**

An Authorised Officer may, by notice in writing, direct an owner or occupier of premises, within the time and in the manner specified in the notice, to clean, disinfect and disinfest—

- (a) the premises; or
- (b) such things in or on the premises as are specified in the notice; or both, to the satisfaction of an Authorised Officer.

#### **7.4 Authorised Officer may disinfect or disinfest the premises**

1. Where the local government or the Medical Officer is satisfied that any case of infectious disease has occurred on any premises, the local government or the Medical Officer may direct an Authorised Officer, other local government officer or other person to disinfect and disinfest the premises or any part of the premises and anything in or on the premises.
2. An owner or occupier of premises shall permit, and provide access to enable, an Authorised Officer, other local government officer or other person to carry out the direction given under subclause (1).
3. The local government may recover the cost of carrying out the work under this clause from the owner or occupier of the premises in or on which the work was carried out.
4. The local government is not liable to pay compensation or damages of any kind to the owner or occupier of premises in relation to any action taken by the local government of any of its staff under this clause, other than compensation or damages for loss or damage suffered because the local government or any of its staff acted negligently or in breach of duty.

### **7.5 Insanitary houses, premises and things**

1. An owner or occupier of any house or premises shall maintain the house or premises free from any insanitary condition or thing.
2. Where the local government considers that a house is insanitary, it may, by notice in writing, direct an owner of the house, within the time and in the manner specified in the notice, to destroy or amend the house.
3. Where an Authorised Officer considers that—
  - (a) a house or premises is not being maintained in a sanitary condition; or
  - (b) anything is insanitary, the officer may, by notice in writing, direct, as the case may be—
    - (i) the owner or occupier of the house or premises to amend any insanitary condition; or
    - (ii) the owner or occupier of the thing to destroy or amend it, within the time and in the manner specified in the notice.
4. A person who is given notice under subclauses (2) or (3) shall comply with the terms of the notice.

### **7.6 Medical Officer may authorise disinfecting**

Where the Medical Officer believes that a person is or may be infected by an infectious disease, the Medical Officer may direct the person to have his or her body, clothing and effects disinfected at a place and in a manner directed by the Medical Officer.

### **7.7 Persons in contact with an infectious disease sufferer**

If a person in any house is, or is suspected of, suffering from an infectious disease, any occupant of the house or any person who enters or leaves the house—

- (a) shall obey such instructions or directions as the local government or the Medical Officer may issue; and
- (b) may be removed, at the direction of the local government or the Medical Officer to isolation in an appropriate place to prevent or minimise the risk of the infection spreading and if so removed, shall remain in that place until the Medical Officer directs otherwise.

### **7.8 Declaration of infected house or premises**

1. To prevent or check the spread of infectious disease, the local government or the Medical Officer may from time to time declare any house or premises to be infected.
2. A person shall not enter or leave any house or premises declared to be infected without the written consent of the Medical Officer or an Authorised Officer.

### **7.9 Destruction of infected animals**

An Authorised Officer, upon being satisfied that an animal is or may be infected or is liable to be infected or to convey infection may, by notice of writing, direct that the animal be examined by a registered veterinary officer and all steps taken to enable the condition to be controlled or eradicated or the animal destroyed and disposed of—

- (a) in the manner and within the time specified in the notice; and
- (b) by the person in whose possession, or upon whose premises, the animal is located.

### **7.10 Disposal of a body**

1. An occupier of premises in or on which is located the body of a person who has died of an infectious disease shall, subject to subclause (2), cause the body to be buried or disposed of in such manner, within such time and with such precautions as may be directed by the Medical Officer.
2. A body shall not be removed from the premises where death occurred except to a cemetery or a morgue.

### **7.11 Local government may carry out work and recover costs**

1. Where—
  - (a) a person is required under this division or by a notice given under this division, to carry out any work; and
  - (b) that person fails or neglects to comply with the requirement, that person commits an offence and the local government may carry out the work or arrange for the work to be carried out by another.
2. The costs and expenses incurred by the local government in the execution of a power under this clause may be recovered from the person referred to in subclause (1).
3. The local government is not liable to pay compensation or damages of any kind to the person referred to in subclause (1) in relation to any action taken by the local government under this clause, other than compensation or damages for loss or damage suffered because the local government acted negligently or in breach of duty.

#### *Division 2 – Disposal of Used Condoms and Needles*

### **7.12 Disposal of used condoms**

1. An occupier of premises on or from which used condoms are produced shall ensure that the condoms are—
  - (a) placed in a sealed impervious container and disposed of in a sanitary manner; or
  - (b) disposed of in such a manner as may be directed by an Authorised Officer.

2. A person shall not dispose of a used condom in a public place except in accordance with subclause (1).

### 7.13 Disposal of used needles

A person shall not dispose of a used hypodermic syringe or needle in a public place unless it is placed in an impenetrable, leak proof container and deposited in a refuse receptacle.

## PART 8 – LODGING HOUSES

### Division 1 – Registration

#### 8.1 Interpretation

In this part—

**accommodation** means one or more buildings used for boarding purposes referred to in this part;

**bed** means a sleeping berth consisting of—

- (a) a single berth; or
- (b) a double berth provided for the use of couples, which shall have the same floor space requirements as two single beds;

**bunk** means a sleeping berth comprising one of two beds arranged vertically;

**dormitory** means a building or room utilised for sleeping purposes at a short term hostel or recreational campsite;

**Food Standards Code** means the Australia New Zealand Food Standards Code as defined in the Commonwealth *Food Standards Australia New Zealand Act 1991*;

**keeper** means a person whose name appears on the register of keepers, in respect of accommodation, as the keeper of that accommodation;

**laundry unit** means a facility consisting of—

- (a) a washing machine with a capacity of not less than 4 kilograms of dry clothing;
- (b) either an electric drying cabinet or not less than 30 metres of clothes line;
- (c) one wash trough of not less than 45 litres capacity, connected to both hot and cold water; and
- (d) A hot water system that—
  - (i) is capable of delivering an adequate supply of water at a temperature of at least 65 degrees Celsius for each washing machine and wash trough provided with the communal facilities; and
  - (ii) has a delivery rate of not less than 5 litres per minute for each washing machine or a higher delivery rate according to the manufacturer's specifications;

**lodger** means a person who obtains, for hire or reward, board or lodging in accommodation;



**lodging house** includes a recreational campsite, a serviced apartment and a short-term hostel and has the same meaning as defined in Section 3 of the *Health (Miscellaneous Provisions) Act 1911*;

**manager** means a person duly appointed by the keeper in accordance with this division to reside in, and have the care and management of, accommodation;

**manufacturer's specifications** means a data sheet describing the technical characteristics of a product which is published by a manufacturer to help consumers use the product;

**recreational campsite** means a lodging house –

- (a) situated on a campsite principally used for –
  - (i) recreational, sporting, religious, ethnic or educational pursuits, or
  - (ii) conferences or conventions; and
- (b) where the period of occupancy of any lodger is not more than 14 consecutive days, and includes youth camps, youth education camps, church camps and riding schools;
- (c) but does not include a camp or caravan within the meaning of the *Caravan Parks and Camping Grounds Act 1995*;

**register of lodgers** means the register kept in accordance with this Part;

**register of keepers** means a register by the local government in which is registered the names and residences of the keepers of all accommodation within its district and the situation of every such accommodation and the number of persons authorised by the local government to be resident therein;

**resident** means a person, other than a lodger, who resides in accommodation;

**serviced apartment** means a lodging house in which each sleeping apartment, or group of sleeping apartments in common occupancy, is provided with its own sanitary conveniences and may have its own cooking facilities;

**short term hostel** means a lodging house where the period of occupancy of any lodger is not more than 14 consecutive days and shall include youth hostels and backpacker hostels;

**sleeping apartment** means a room used for lodgers to sleep in; and

**vector of disease** means an arthropod or rodent that transmits, by biological or mechanical means, an infectious agent from a source or reservoir to a person, and includes fleas, bedbugs, crab lice and head lice.

## 8.2 Accommodation not to be kept unless registered

A person shall not keep or cause, suffer or permit to be kept accommodation unless—

- (a) the accommodation is constructed in accordance with the requirements of this Part;
- (b) the accommodation is registered by the local government under clause 8.4; and
- (c) the name of the person keeping the accommodation is entered in the register of keepers.

## 8.3 Application for registration

An application for registration of accommodation shall be—

- (a) in the form as determined by the local government from time to time;
- (b) duly completed and signed by the proposed keeper; and
- (c) accompanied by—
  - (i) the fee as fixed from time to time by the local government under Sections 6.16 to 6.19 of the Local Government Act 1995; and
  - (ii) detailed plans and specifications of the accommodation.

#### **8.4 Certificate of Registration of accommodation**

The local government may approve, with or without conditions, an application under clause 8.3 by issuing to the applicant a Certificate of Registration of accommodation in a form as determined by the local government from time to time.

#### **8.5 Renewal of registration**

A person who keeps accommodation which is registered under this Part shall—

- (a) during the month of June in each year apply to the local government for the renewal of the registration of the accommodation; and
- (b) pay the fee as fixed from time to time by the local government under Sections 6.16 to 6.19 of the *Local Government Act 1995* at the time of making each application for renewal.

#### **8.6 Notification upon sale or transfer**

If the owner of accommodation house sells or transfers or agrees to sell or transfer the accommodation to another person, he or she shall, within 14 days of the date of sale, transfer or agreement, give to the Chief Executive Officer, in a form as determined by the local government from time to time, written notice of the full name, address and occupation of the person to whom the lodging house has been, or is to be, sold or transferred.

#### **8.7 Revocation of registration**

1. Subject to subclause (3), the local government may, at any time, revoke the registration of accommodation for any reason which, in the opinion of the local government, justifies the revocation.
2. Without limiting the generality of subclause (1), the local government may revoke a registration upon any one or more of the following grounds—
  - (a) that the accommodation has not, to the satisfaction of an Authorised Officer, been kept free from vectors of disease or in a clean, wholesome and sanitary condition;
  - (b) that the keeper has—
    - (i) been convicted of an offence against these local laws in respect of the lodging house; or
    - (ii) not complied with a requirement of this Part; or
    - (iii) not complied with a condition of registration;

- (c) that the local government, having regard to a report from the Police Service, is satisfied that the keeper or manager is not a fit and proper person; and
  - (d) that, by reason of alterations or additions or neglect to repair or renovate, the condition of the accommodation is such as to render it, in the opinion of an Authorised Officer, unfit to remain registered.
3. Before revoking the registration of accommodation under this clause, the local government shall give notice to the keeper requiring him or her, within a time specified in the notice, to show cause why the registration should not be revoked.
  4. Whenever the local government revokes the registration of accommodation, it shall give the keeper notice of the revocation and the registration shall be revoked as from the date on which the notice is served on the keeper.

*Division 2 – Construction and use requirements*

**8.8 General construction requirements**

The general construction requirements of accommodation shall comply with the Building Code.

**8.9 Insect screening**

The keeper shall provide and maintain in good working order and condition on the premises windows and external doors that are screened with mesh having openings no larger than 1.2 millimetres.

**8.10 Sanitary conveniences**

1. A keeper shall maintain in good working order and condition and in convenient positions on the premises—
  - (a) toilets; and
  - (b) bathrooms, each fitted with a shower or bath (or both) and hand wash basin, in accordance with the requirements of the Building Code.
2. A bathroom or toilet which is used as a private bathroom or toilet to the exclusion of other lodgers or residents shall not be counted for the purposes of subclause (1).
3. Each bath, shower and hand wash basin shall be provided with an adequate supply of hot and cold water.
4. The walls of each shower and bath shall be of an impervious material to minimum height of 1.8 metres above the floor level.
5. Each toilet and bathroom in a lodging house shall—
  - (a) be so situated, separated and screened so as to ensure privacy; and
  - (b) be provided with adequate electric lighting.

**8.11 Laundry unit**

1. A keeper of a lodging house shall subject to subclause (2) –



- (a) provide on the premises a laundry unit for each 15 lodgers;
  - (b) at all times maintain each laundry unit in a proper sanitary condition and in good repair;
  - (c) provide an adequate supply of hot and cold water to each wash trough, sink and washing machine; and
  - (d) ensure that the floor area of each laundry unit is properly surfaced with an even fall to a floor waste.
2. An Authorised Officer may approve the provision of a reduced number of laundry facilities if suitable equipment of a commercial type is installed.

#### **8.12 Kitchen**

The keeper of a lodging house shall provide in that lodging house a kitchen which complies with the relevant requirements of the Food Act 2008, Food Regulations 2009 and Standards 3.1.1, 3.2.2, and 3.2.3 of the Food Standards Code as determined by an Authorised Officer.

#### **8.13 Cooking facilities**

The keeper of accommodation where meals are prepared shall provide a kitchen with cooking appliances of a number and type approved by an Authorised Officer.

#### **8.14 Dining room**

The keeper of a lodging house shall provide in that lodging house a dining room located in close proximity to, or combined with, the kitchen—

- (a) the floor area of which shall be not less than the greater of—
  - (i) 0.5 square metres per person; or
  - (ii) 10 square metres; and
- (b) which shall be—
  - (iii) adequately furnished to accommodate, at any one time, half of the number of lodgers; and
  - (iv) provided with a suitable floor covering.

#### **8.15 Lounge room**

The keeper of a lodging house shall provide in that lodging house a lounge room—

- (a) with a floor area of—
  - (i) where the lounge is not combined with the dining room – not less than 0.6 square metres per person; or
  - (ii) where the lounge room is combined with a dining room – not less than 1.2 square metres per person;
  - (iii) but in either case having a minimum of 13 square metres; and
  - (iv) which shall be adequately furnished to accommodate, at any one time, half the number of lodgers and provided with a suitable floor covering.

#### **8.16 Fire prevention and control**

1. A keeper shall—
  - (a) ensure smoke alarms complying with *AS 3786* are installed on or near the ceiling in every bedroom and in every corridor or hallway associated with a bedroom, or if there is no corridor or hallway, in an area between the bedrooms and the remainder of the building as required by the Building Code;
  - (b) ensure that there is installed in each passage or corridor in the lodging house a smoke alarm incorporating evacuation lighting which is activated by the smoke alarm as required by the Building Code;
  - (c) provide evacuation lighting if required by the Building Code to be kept separate from the general lighting system and kept illuminated during the hours of darkness;
  - (d) provide an approved fire blanket positioned within 2 metres of the cooking area in each kitchen;
  - (e) ensure if required by the Building Code that illuminated exit signs are installed above exit doorways which comply with *AS 2293.1* and which are maintained in good working order at all times; and
  - (f) provide firefighting equipment in accordance with the requirements of the Building Code and ensure that the equipment is clearly visible, accessible and maintained in good working order at all times.
2. No person shall smoke in any dormitory, kitchen or dining room or other enclosed public place within a lodging house.
3. A keeper shall ensure that any items which are likely to cause a fire hazard are not located within bedrooms or dormitories of a lodging house.
4. The keeper of a lodging house which is a recreational campsite or short term hostel, but not a serviced apartment, shall ensure that materials used in bedrooms and dormitory area comply with *AS 1530.2* and *AS 1530.3* as updated from time to time.

#### **8.17 Obstruction of passages and stairways**

A keeper shall not cause, suffer or permit furniture, fittings or other things to be placed either temporarily or permanently in or on—

- (a) a stairway, stair landing, fire escape, window or common passageway; or
- (b) part of the lodging house in common use or intended or adapted for common use, in such a manner as to form an obstruction to the free passage of lodgers, residents or persons in or occupying the lodging house.

#### **8.18 Fitting of locks**

A person shall not fit, or cause or permit to be fitted, to an exit door a lock or other device that prevents the door being opened from within a lodging house.

### **8.19 Restriction on use of rooms for sleeping**

1. Subject to subclause (3), a keeper shall not use or permit to be used as a sleeping apartment a room in a lodging house—
  - (a) which contains food;
  - (b) which contains or is fitted with a cooking appliance or kitchen sink;
  - (c) which is used as a kitchen, scullery, store room, dining room, general sitting room or lounge room or for the preparation or storage of food;
  - (d) which is not reasonably accessible without passing through a sleeping or other room in the private occupation of another person;
  - (e) which, except in the case of a short-term hostel or a recreational campsite, contains less than 5 square metres of clear space for each lodger occupying the room;
  - (f) which is not naturally illuminated in accordance with the requirements of the Building Code;
  - (g) which is not ventilated in accordance with the requirements of the Building Code;
  - (h) in which the lighting or ventilation referred to in paragraphs (f) and (g) is obstructed or is not in good and efficient order;
  - (i) which is not free from internal dampness;
  - (j) of which any part of the floor is below the level of the adjoining ground; or
  - (k) the floor of which is not fitted with an approved carpet or vinyl floor covering or other floor treatment approved by an Authorised Officer.
2. For the purposes of this clause, two children under the age of 10 years shall be counted as one lodger.
3. Paragraphs (a), (b) and (c) of subclause (1) shall not apply to a serviced apartment.

### **8.20 Sleeping accommodation short term hostels and recreational campsites**

1. A keeper of a short-term hostel or recreational campsite shall provide clear floor space of not less than—
  - (a) 4 square metres per person in each dormitory utilising beds; or
  - (b) 2.5 square metres per person in dormitories utilising bunks.
2. The calculation of floor space in subclause (1) shall exclude the area occupied by any large items of furniture, such as wardrobes, but may include the area occupied by beds.
3. The minimum height of any ceiling in a short-term hostel or recreational campsite shall be 2.4 metres in any dormitory utilising beds and 2.7 metres in any dormitory utilising bunks.
4. The minimum floor area requirements in subclause (1) will only apply if there is ventilation, separation distances, fire egress and other safety requirements in accordance with the Building Code.
5. The keeper of any short-term hostel or recreational campsite shall provide—
  - (a) fixed outlet ventilation at a ratio of 0.15 square metre to each 10 square metres of floor area of the dormitories;

- (b) each dormitory with direct ventilation to the open air from a point within 230 millimetres of the ceiling level through a fixed open window or vents, carried as direct to the open air as is practicable; or
  - (c) mechanical ventilation in lieu of fixed ventilation.
6. The keeper of any short-term hostel or recreational campsite shall provide—
- (a) beds with a minimum size of—
    - (i) in short term hostels – 800 millimetres x 1.9 metres;
    - (ii) in recreational campsites – 750 millimetres x 1.85 metres; and
  - (b) storage space for personal effects, including backpacks, so that cleaning operations are not hindered and access spaces are not obstructed.
7. The keeper of any short-term hostel or recreational campsite shall—
- (a) ensure at all times there is a distance of 750 millimetres between beds and a distance of 900 millimetres between bunks;
  - (b) ensure that where bed or bunk heads are placed against the wall on either side of a dormitory, there is a passageway of at least 1.35 metres between each row of beds and a passageway of at least 2 metres between each row of bunks and the passageway is kept clear of obstruction at all times; and
  - (c) ensure all doors, windows and ventilators are kept free from obstruction.

### **8.21 Furnishing etc. of sleeping apartments**

A keeper of a lodging house shall, unless otherwise approved by the local government—

- (a) furnish each sleeping apartment with a sufficient number of beds and sufficient bed linen of good quality;
- (b) ensure that each bed—
  - (i) has a bed head, mattress and pillow;
  - (ii) is provided with a pillowcase, two sheets, a blanket or rug and, in cold weather, not less than one additional blanket or rug; and
  - (iii) has a mattress protector fitted;
- (c) furnish each bedroom so that there are adequate storage facilities for belongings within the room; and
- (d) not cause, suffer or permit any tiered beds or bunks to be used in a sleeping apartment other than in a lodging house used exclusively as a short-term hostel or recreational campsite.

### **8.22 Ventilation**

If, in the opinion of an Authorised Officer, a kitchen, bathroom, toilet, laundry or habitable room is not adequately or properly ventilated, he or she may direct the keeper to provide a different or additional method of ventilation.

### **8.23 Numbers to be placed on doors**

1. A keeper shall number each room available to a lodger in a lodging house or provide an alternative means of identification approved by an Authorised Officer.
2. The numbering system or alternative means of room identification is to be legible and easily identified.

#### *Division 3 – Management and Care*

### **8.24 Keeper or manager to reside in the lodging house**

Whenever there are one or more lodgers in a lodging house, a keeper or manager shall—

- (a) reside continuously in the lodging house; and
- (b) not be absent from the lodging house unless he or she arranges for a reputable person to have the care and management of the lodging house.

### **8.25 Register of lodgers**

1. A keeper shall keep a register of lodgers in a form as determined by the local government from time to time.
2. The register of lodgers shall be—
  - (a) kept in the accommodation; and
  - (b) available for inspection at any time on demand by any member of the Police Service or by an Authorised Officer.

### **8.26 Keeper report**

A keeper shall, whenever required by the local government, provide, in a form as determined by the local government from time to time, the name of each lodger who lodges in the accommodation during the preceding day or night.

### **8.27 Certificate of Sleeping Accommodation**

1. An Authorised Officer may issue to a keeper a Certificate of Sleeping Accommodation, in respect of each room, which shall be in a form as determined by the local government from time to time, or, for lodging houses with more than 20 sleeping apartments, a Certificate of Sleeping Accommodation for a Lodging House with more than 20 Sleeping Apartments, which shall be in a form as determined by the local government from time to time.
2. The certificate issued under subclause (1) shall specify the maximum number of persons who shall be permitted to occupy each room as a sleeping apartment at any one time.
3. When required by an Authorised Officer, a keeper shall exhibit the certificate issued under this clause in a conspicuous place in the room to which the certificate refers.

4. A person shall not allow a greater number of persons than is specified on a certificate issued under this clause to occupy the room to which it refers.

#### **8.28 Duplicate keys and inspection**

Each keeper and manager of accommodation shall—

- (a) retain possession of a duplicate key to the door of each room; and
- (b) when required by an Authorised Officer, open the door of any room for the purpose of inspection by the Authorised Officer.

#### **8.29 Room occupancy**

1. A keeper shall not—
  - (a) allow more than the maximum number of persons permitted by the Certificate of Registration of accommodation to be lodged at any one time in the accommodation;
  - (b) allow to be placed or kept in any sleeping apartments—
    - (i) a larger number of beds; or
    - (ii) a larger quantity of bed linen than is required to accommodate and provide for the maximum number of persons permitted to occupy the sleeping apartment at any one time; and
  - (c) allow to be used for sleeping purposes, a room that—
    - (i) has not been certified for that purpose; and
    - (ii) the local government or the Medical Officer has forbidden to be used as a sleeping apartment.
2. For the purpose of this clause, two children under 10 years of age shall be counted as one lodger.

#### **8.30 Infectious disease**

A keeper shall immediately after becoming aware that a lodger or resident is suffering from a notifiable infectious disease notify an Authorised Officer.

#### **8.31 Maintenance of a room by a lodger or resident**

1. A keeper may permit, or contract with, a lodger or resident to service, clean or maintain the room or rooms occupied by the lodger or resident.
2. Where permission is given or a contract entered into under subclause (1), the keeper shall—
  - (a) inspect each room the subject of the permission or agreement at least once a week; and
  - (b) ensure that each room is being maintained in a clean condition.
3. A lodger or resident who contracts with a keeper to service, clean or maintain a room occupied by him or her, shall maintain the room in a clean condition.

#### **8.32 Cleaning and maintenance requirements**

A keeper of accommodation shall—

- (a) maintain in a clean, sound and undamaged condition—
  - (i) the floor, walls, ceilings, woodwork and painted surfaces;
  - (ii) the floor coverings and window treatments; and
  - (iii) the toilets, including toilet seats, cisterns and associated plumbing; and
- (b) maintain in a clean and in good working order—
  - (i) all fixtures and fittings; and
  - (ii) all windows, doors and door furniture;
- (c) ensure that the internal walls of each bathroom and toilet have a smooth, impervious washable surface;
- (d) ensure that all floors are kept clean at all times;
- (e) ensure that—
  - (i) all bed linen, towels, and house linen in use is washed at least once a week;
  - (ii) within a reasonable time of a bed having been vacated by a lodger or resident, the bed linen is removed and washed;
  - (iii) a person does not occupy a bed which has been used by another person unless the bed has been provided with clean bed linen;
  - (iv) all beds, bedsteads, blankets, rugs, covers, bed linen, towels and house linen are kept clean, in good repair and free from vectors of disease;
  - (v) when any vectors of disease are found in a bed, furniture, room or sleeping apartment, immediate effective action is taken to eradicate the vectors of disease; and
  - (vi) a room which is not free from vectors of disease is not used as a sleeping apartment;
- (f) when so directed by an Authorised Officer, ensure that—
  - (i) a room, together with its contents, and any other part of the lodging house, is cleaned and disinfected; and
  - (ii) a bed, or other article of furniture that is infested is removed from the lodging house and properly disposed of;
- (g) ensure that the yard is kept clean at all times;
- (h) provide all bedrooms, passages, common areas, toilets, bathrooms and laundries with adequate lighting; and
- (i) comply with any direction, whether orally or in writing, given by an Authorised Officer.

### **8.33 Responsibilities of lodgers and residents**

A lodger or resident shall not—

- (a) use any room available to lodgers—
  - (i) as a shop, store or factory; or
  - (ii) for manufacturing or trading services;
- (b) keep or store in or on the lodging house any goods or materials which are inflammable or offensive;
- (c) use a bath or hand wash basin other than for ablutionary purposes;
- (d) use a bathroom facility or fitting for laundry purposes;

- (e) use a sink installed in a kitchen or scullery for any purpose other than the washing and cleaning of cooking and eating utensils, other kitchenware or culinary purposes;
- (f) deposit rubbish or waste food other than into a proper rubbish receptacle;
- (g) in a kitchen or other place where food is kept—
  - (i) wash or permit the washing of clothing or bed linen; or
  - (ii) keep or permit to be kept any soiled clothing or bed linen;
- (h) subject to clause 8.34—
  - (i) keep, store, prepare or cook food in any sleeping apartment; or
  - (ii) unless sick or invalid and unable to leave a sleeping apartment for that reason, use a sleeping apartment for dining purposes;
- (i) place or keep, in any part of a lodging house, any luggage, clothing, bedding, bed linen or furniture, that is infested with vermin or vectors of disease;
- (j) store or keep such a quantity of furniture, material or goods within the lodging house—
  - (i) in any kitchen, living or sleeping apartment so as to prevent the cleaning of the floors, walls, fittings or fixtures; or
  - (ii) in a sleeping apartment so as to decrease the air space to less than the minimum required by this Part;
- (k) obstruct or prevent the keeper or manager from inspecting or examining the room or rooms occupied by the lodger or resident; and
- (l) fix any fastener or change any lock to a door or room without the written approval of the keeper.

## PART 9 – OFFENSIVE TRADES

### *Division 1 – General*

#### 9.1 Interpretation

In this part—

***Certificate of Registration of Premises for Offensive Trade*** means a certificate issued under clause 9.5 in a form as determined by the local government from time to time;

***occupier*** in relation to premises includes the person registered as the occupier of the premises in a form as determined by the local government from time to time;

***offensive trade*** means any of the trades listed in Schedule 1; and

***premises*** includes houses.

#### 9.2 Consent to establish an offensive trade

1. A person seeking the consent of the local government under section 187 of the Act to establish an offensive trade shall—
  - (a) advertise notice of his intention to apply for consent in accordance with clause 9.3; and



- (b) lodge with the Chief Executive Officer an application in a form as determined by the local government from time to time.
- 2. A person who makes a false statement in an application under this clause shall be guilty of an offence.

### **9.3 Notice of application**

A notice required under subclause 9.2(1) (a) shall—

- (a) contain the name and address of the person who intends to make the application;
- (b) contain a description of the nature of the offensive trade;
- (c) contain details of the premises in or upon which it is proposed to carry on the proposed trade; and
- (d) published in accordance with regulation 3A (2) (c) of the *Local Government (Administration) Regulations 1996* at least two weeks but not more than one month before the application under clause 9.2 (1) (b) is lodged with the Chief Executive Officer.

### **9.4 Registration of premises**

An application for the registration of premises pursuant to section 191 of the Act shall be—

- (a) in a form as determined by the local government from time to time;
- (b) accompanied by—
  - (i) the fee prescribed in the *Health (Offensive Trades Fees) Regulations 1976* as amended from time to time; and
  - (ii) a comprehensive management plan; and
- (c) lodged with the Chief Executive Officer.

### **9.5 Certificate of Registration of Premises for Offensive Trade**

Upon the registration of premises for the carrying on of an offensive trade, the local government shall issue to the applicant a Certificate of Registration of Premises for Offensive Trade in a form as determined by the local government from time to time.

### **9.6 Change of occupier**

Where there is a change of occupier of the premises registered pursuant to this Division, the new occupier shall forthwith notify the Chief Executive Officer in writing of such change.

### **9.7 Alterations to premises**

While any premises remain registered under this Division, a person shall not, without the written permission of the local government, make or permit any change or alteration to the premises other than minor repairs, installations or interior refurbishment.

### **9.8 Interpretation**

In this Division—

**occupier** means the occupier, or where there is more than one occupier, each of the occupiers of the premises in or upon which an offensive trade is carried on; and  
**premises** means those premises in or upon which an offensive trade is carried on.

### **9.9 Cleanliness**

The occupier shall—

- (a) keep or cause to be kept in a clean and sanitary condition and in a state of good repair the floors, walls and ceilings and all other portions of the premises;
- (b) keep or cause to be kept in a clean and sanitary condition and in a state of good repair all fittings, fixtures, appliances, machinery, implements, shelves, counters, tables, benches, bins, cabinets, sinks, drain boards, drains, grease traps, tubs, vessels and other things used on or in connection with the premises;
- (c) keep the premises free from any unwholesome or offensive odour arising from the premises;
- (d) keep in a clean and tidy condition all yards, footpaths, passage ways, paved areas, stores or outbuildings used in connection with the premises; and
- (e) clean daily and at all times keep and maintain all sanitary conveniences and all sanitary fittings and grease traps on the premises in a clean and sanitary condition.

### **9.10 Rats and other vectors of disease**

The occupier shall—

- (a) ensure that the premises are kept free from vermin, rodents, cockroaches, flies and other vectors of disease; and
- (b) provide in and on the premises effective means and methods for the eradication and prevention of vermin, rodents, cockroaches, flies and other vectors of disease.

### **9.11 Sanitary conveniences and hand wash basins**

The occupier shall provide on the premises in an approved position sufficient sanitary conveniences and hand wash basins, each with an adequate supply of hot and cold water for use by employees and by all other persons lawfully upon the premises.

### **9.12 Painting of walls etc.**

The occupier shall cause the internal surface of every wall, the underside of every ceiling or roof and all fittings as may be directed in and on the premises to be cleaned and painted when instructed by an Authorised Officer.

#### **9.13 Effluvia, vapours or gases**

The occupier shall provide, use and maintain in a state of good repair and working order, appliances capable of effectively destroying or of rendering harmless all offensive effluvia, vapours or gases arising in any process of his or her business or from any material, residue or other substance which may be kept or stored upon the premises.

#### **9.14 Offensive material**

The occupier shall—

- (a) provide on the premises impervious receptacles of sufficient capacity to receive all offensive material and trade refuse produced upon the premises in any one day;
- (b) keep airtight covers on the receptacles, except when it is necessary to place something in or remove something from them;
- (c) cause all offensive material and trade refuse to be placed immediately in the receptacles;
- (d) cause the contents of the receptacles to be removed from the premises at least once in every working day or other interval as may be directed by an Authorised Officer; and
- (e) cause all receptacles after being emptied to be cleaned immediately with an efficient disinfectant.

#### **9.15 Storage of materials**

The occupier shall cause all material on the premises to be stored so as not to be offensive or injurious to health whether by inhalation or otherwise and so as to prevent the creation of a nuisance.

#### **9.16 Directions**

An Authorised Officer may give to the occupier directions to prevent or diminish the offensiveness of a trade or to safeguard the public health.



### *Division 3 – Fat Rendering Establishments*

#### **9.17 Interpretation**

In this Division—

***fat rendering establishments*** means a premises where edible fats including suet, dripping or premier jus are rendered down by any heat processing method; and

***occupier*** means the occupier of any premises on which the trade of fat rendering is carried on.

#### **9.18 Ventilation**

The occupier shall provide and maintain—

- (a) a hood which shall—
  - (i) be of an approved design and construction;
  - (ii) be situated so as to arrest all effluvia, odours and smoke from the process of fat rendering; and
  - (iii) extend a minimum of 150 millimetres beyond the length of each appliance; and
- (b) an exhaust ventilation system—
  - (i) the point of discharge of which shall be at least 1 metre above the ridge of a pitched roof or 3 metres above a flat roof and shall not be located within 6 metres of an adjoining property or any fresh air intake; and
  - (ii) which shall discharge in such manner and in such a position that no nuisance is created.

#### **9.19 Covering of apparatus**

External parts of the fat rendering apparatus shall be constructed or covered with smooth, non- corrosive and impervious material, devoid of holes, cracks and crevices.

#### **9.20 Rendering of walls**

The occupier shall cause each wall within a radius of 3 metres of the rendering apparatus or machinery to be rendered with a cement plaster with a steel float finish or other approved finish to a height of 2 metres, devoid of holes, cracks and crevices.

### *Division 4 – Laundries, Dry Cleaning Establishments and Dye Works*

#### **9.21 Interpretation**

In this Division—

***dry cleaning establishment—***

- (a) means premises where clothes or other articles are cleaned by use of solvents without using water; but
- (b) does not include premises in which perchlorethylene or arklone is used as dry-cleaning fluid in a machine operating on a full cycle and fully enclosed basis;

**dye works** means a place where articles are commercially dyed, but does not include dye works in which provision is made for the discharge of all liquid waste therefrom into a public sewer;

**exempt laundromat** means a premises in which—

- (a) laundering is carried out by members of the public using, on payment of a fee, machines or equipment provided by the owners or occupiers of those establishments;
- (b) laundering is not carried out by those owners or occupiers for or on behalf of other persons; and
- (c) provision is made for the discharge of all liquid waste therefrom into a public sewer;

**laundromat** means a public place with coin or card operated washing machines, spin dryers or dry-cleaning machines; and

**laundry** means any place where articles are laundered by commercial grade machinery but does not include an exempt laundromat.

#### 9.22 Receiving depot

An owner or occupier of premises shall not use or permit the premises to be used as a receiving depot for a laundry, dry cleaning establishment or dye works except with the written permission of the local government, which may at any time by written notice withdraw such permission.

#### 9.23 Reception room

1. The occupier of a laundry, dry cleaning establishment or dye works shall—
  - (a) provide a reception room in which all articles brought to the premises for treatment shall be received and shall not receive or permit to be received any such articles except in that room; and
  - (b) cause such articles as may be directed by an Authorised Officer to be thoroughly disinfected.
2. A person shall not bring or permit food to be brought into the reception room referred to in this clause.

#### 9.24 Walls and floors

The occupier of a laundry, dry cleaning establishment or dye works shall cause—

- (a) the internal surfaces of all walls to be rendered with a cement plaster with a steel float finish or other approved material to a height of 2 metres and to be devoid of holes, cracks and crevices;
- (b) the floor to be impervious, constructed of concrete or other material approved by an Authorised Officer and finished to a smooth surface; and



- (c) every floor and wall of any building on the premises to be kept at all times in good order and repair, so as to prevent the absorption of any liquid which may be splashed or spilled or may fall and be deposited on it.

#### **9.25 Laundry floor**

The occupier of a laundry shall provide in front of each washing machine a non-corrosive grating, with a width of at least 910 millimetres, so constructed as to prevent any person from standing in water on the floor.

#### **9.26 Escape of dust**

The occupier of a dry-cleaning establishment shall provide effective means to prevent the escape into the open air of all dust or other material from the premises.

#### **9.27 Precautions against combustion**

The occupier of a dry-cleaning establishment where volatile liquids are used shall take all proper precautions against combustion and shall comply with all directions given by an Authorised Officer for that purpose.

#### **9.28 Trolleys**

The occupier of a dry-cleaning establishment shall—

- (a) provide trolleys for the use of transporting dirty and clean linen; and
- (b) ensure that each trolley is—
  - (i) clearly designated to indicate the use for which it is intended;
  - (ii) lined internally with a smooth impervious non-absorbent material that is easily cleaned; and
  - (iii) thoroughly cleaned and disinfected on a regular basis.

#### **9.29 Sleeping on premises**

A person shall not use or permit any room in a laundry, dry cleaning establishment or dye works to be used for sleeping purposes.

### *Division 5 – Abattoirs*

#### **9.30 Construction**

An abattoir shall conform to relevant Standards as adopted under the *Food Act 2008* section 144 (6) and the requirements of Part 5 of the *Food Regulations 2009*.

## Division 6 – Piggeries

### 9.31 Interpretation

In this Division, unless the context otherwise requires—

**piggery** means any building, enclosure or yard, in which one or more pigs are kept, bred, reared or fattened, and shall include any portion of the premises to which pigs have access; and

**sensitive land use** means land use sensitive to emissions from industry and infrastructure. Sensitive land uses include residential developments, hospitals, hotels, motels, hostels, caravan parks, schools, nursing homes, child care facilities, shopping centres, playgrounds, public buildings, commercial and industrial land uses which require a high level of amenity or are sensitive to particular emissions.

### 9.32 Limitations to registration

Unless otherwise approved, no premises shall be registered as a piggery unless it has been granted approval under the Local Planning Scheme.

### 9.33 Conditions of registration

Any person intending to establish a piggery within the district shall ensure an application made in a form as determined by the local government from time to time, is accompanied by plans and specifications in duplicate of the proposed piggery including—

- (a) details of the approximate number of pigs to be kept;
- (b) details of the drainage and effluent disposal system to be installed; and
- (c) details of the method by which cleanliness of the piggery shall be maintained.

### 9.34 Sties, enclosures or sheds

1. The occupier of every piggery shall provide either—
  - (a) sties and enclosures;
  - (b) enclosures; or
  - (c) sheds; within which pigs shall be kept.
2. Where sties and enclosures are provided—
  - (a) the floor of every sty shall be properly paved with impervious materials, and every such floor shall have sufficient fall to a surface gutter, which shall—
    - (i) be constructed of similar materials;
    - (ii) be not less than 300 millimetres wide and 75 millimetres deep in the centre of its width;
    - (iii) extend the whole length of the sty; and
    - (iv) have sufficient fall so that it shall discharge all liquids falling upon the floor or upon the gutter into an impervious sump of sufficient capacity to receive at least one day's drainage; and

- (b) the area of every enclosure appurtenant to a sty or group of sties shall be not less than 3 times the area of the sty or group of sties to which it is appurtenant.
- 3. Where enclosures only are provided, then—
  - (a) the fences of such enclosures shall be movable; and
  - (b) the fences shall be moved and re-erected to enclose a new site whenever—
    - (i) the ground within a site is becoming offensive; or
    - (ii) the occupier is directed to do so by an Authorised Officer.
- 4. Where one or more sheds are provided, then—
  - (a) the floor of every shed shall comply with subclause 2(a);
  - (b) they shall be maintained in a structurally sound and clean condition free of infestation with flies and other vectors of disease; and
  - (c) they shall be effectively drained and effluent waste removed so as to prevent a nuisance occurring.

### **9.35 Slaughtering**

The occupier of any piggery shall not permit any slaughtering of animals on the premises.

### **9.36 Feed**

The occupier of any piggery shall—

- (a) not receive, or allow to be received on such premises, any carcass or part of a carcass of a diseased animal;
- (b) not feed the pigs upon the flesh or offal of diseased animals;
- (c) not receive or suffer or permit to be received on the premises, putrid matter for any purpose; and
- (d) not receive or suffer or permit to be received on the premises, any kitchen, slaughterhouse or butcher's wastes or other putrescible pig feed.

### **9.37 Fencing**

Every piggery occupier shall securely fence all the enclosures.

### **9.38 Water supply**

Every piggery occupier shall provide a sufficient and constant supply of clean water, which shall be properly protected against pollution and always available for cleansing purposes.

### **9.39 Feeding troughs**

- 1. Every such occupier shall—
  - (a) where sties and enclosures are provided under the provisions of clause 9.34(2), provide feeding troughs in every sty, situated near to the drainage



- gutter or positioned to be accessible to the pigs in two or more sties or enclosures;
- (b) where enclosures are provided under the provisions of clause 9.34(3), provide feeding troughs in every such enclosure;
  - (c) cause all feeding troughs, other than those provided in connection with movable enclosures, to be fixed upon a cement or concrete floor extending 1.2 metres in all directions from such trough, and designed to permit ready drainage; and
  - (d) not permit pigs to be fed other than at the feeding troughs provided in accordance with this clause.
2. Notwithstanding the provisions of subclause (1), where pigs are kept continually confined in fully enclosed pens, floor feeding with pellets or dry meal shall be permitted, in which case feeding troughs are not required to be provided.

## **PART 10 – OFFENCES AND PENALTIES**

### **10.1 Offences and penalties**

1. A person who—
  - (a) fails to do anything required or directed to be done under this local law; or
  - (b) fails to comply with the requirements of a notice issued under this local law by an authorised officer; or
  - (c) does anything which under this local law that person is prohibited from doing; commits an offence.
2. A person who commits an offence under subclause (1) is liable to—
  - (a) a penalty which is not more than \$5,000 and not less than—
    - (i) in the case of a first such offence, \$500; and
    - (ii) in the case of a second such offence, \$1000; and
    - (iii) in the case of a third or subsequent such offence, \$2,500 and
  - (b) if the offence is a continuing offence, a daily penalty which is not more than \$500 and not less than \$250.
3. An offence against a clause specified in Schedule 2 is a prescribed offence for the purposes of section 9.16(1) of the *Local Government Act 1995*.
4. The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in Schedule 2.

### **10.2 Form of infringement notices**

1. Where a vehicle is involved in the commission of an offence, the form of the notice referred to in section 9.13 of the *Local Government Act 1995* is that of Form 1 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*;
2. The form of the infringement notice referred to in section 9.16 of the *Local Government Act 1995* is that of Form 2 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*; and
3. The form of the infringement withdrawal given under section 9.20 of the *Local Government Act 1995* is that of Form 3 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

### **10.3 Other enforcement actions**

1. In addition to a penalty imposed under clause 10.1, any expense incurred by the local government in consequence of a breach or non-observance of this local law, in the execution of work directed to be executed by any person and not executed by him or her, must be paid by the person committing the breach for failing to execute the work.
2. On a breach, or successive breaches, by a licensee or a person registered under this local law, the local government may suspend or cancel the licence or registration as the case may be.

### **10.4 Power of entry into private property**

1. This local law is subject to sections 3.25, 3.27 and Schedules 3.1 and 3.2 of the *Local Government Act 1995* and any power of entry exercised by the local government under this local law is subject to Part 3, Division 3, Subdivision 3 of the Act.

## **PART 11 – OBJECTION AND APPEAL**

### **11.1 Objection and appeal rights**

Division 1 of Part 9 of the *Local Government Act 1995* applies to a decision under this local law to grant, renew, vary or cancel an approval.

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## Schedule 1 – Offensive Trades

[clause 9.1]

Offensive trades are any of the trades, businesses or occupations usually carried on, in or connected with the undermentioned works or establishments—

- Abattoirs or slaughter houses;
- Bone mills or bone manure depots;
- Bones, hides, hoofs or skins storing, drying, or preserving establishments;
- Cleaning establishments, dye works;
- Fat rendering establishments;
- Fellmongeries, tanneries;
- Flock factories;
- Gut scraping, preparation of sausage skins;
- Knackeries;
- Laundromats, dry cleaning establishments;
- Livestock saleyards;
- Manure works;
- Piggeries;
- Poultry processing establishments;
- Poultry farming employing caged poultry housing;
- Tripe-boiling establishments; and
- Works for boiling down meat, bones, blood, or offal.



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## Schedule 2 — Prescribed Offences

[Clause 10.1]

Item No.	Clause No.	Description	Modified Penalty \$
1.	4.2	Deposited or allowed to be deposited liquid refuse from land	\$250
2.	4.3	Released or allowed the escape of liquid waste from land	\$500
3.	5.2	Permitted the escape of smoke, fumes, odours and other emissions so as to cause a nuisance	\$200
4.	5.5(1)	Commenced works involving clearing of land without an approved Dust Management Plan	\$500
5.	5.6(2)	Emitted light so as to create or cause a nuisance	\$250
6.	5.6(4)	Erected or used lighting installations other than in accordance with this local law	\$500
7.	5.8(a)	Failed to keep premises free from matter likely to be offensive or injurious to health or attracts vermin or insects	\$500
8.	5.8(b)	Failed to keep premises clean and disinfected when directed by an Authorised Officer	\$500
9.	5.8(c)	Failed to keep premises free of flies, or when directed by an Authorised Officer, spray premises with means to kill or repel flies	\$500
10.	5.9(1)	Failed to keep enclosures effectively drained	\$200
11.	5.9(3)	Failed to keep property fenced in a manner capable of confining livestock	\$500
12.	5.9(4)	Permitted livestock to stray, or be at large in a street, public place or private property without consent	\$500
13.	5.12(1)	Kept an approved animal without approval	\$200
14.	5.12(6)	Failed to maintain stable	\$200
15.	5.16(1)	Failed to comply with limitations on number of birds	\$200
16.	5.16(5)	Kept birds so as to create a nuisance	\$250
17.	5.17	Kept, or permitted to be kept, any poultry, not in accordance with conditions of this local law	\$200
18.	5.18(1)	Kept, or suffered to remain in a townsite or lot of 2 hectares or less, a rooster, turkey, goose or geese, gamebird or peafowl	\$200
19.	5.21	Failed to prevent pigeons nesting or perching	\$200
20.	5.22(1)(a)	Fed a wild bird so as to create or cause a nuisance	\$200
21.	5.22(1)(b)	Fed a wild bird a food/substance that is not a natural food	\$200
22.	6.19(1)	Kept bees without approval	\$200
23.	6.19(4)	Failed to comply with a condition of approval to keep bees	\$200

24.	6.21(1)	Created a nuisance from keeping of bees or bee hives	\$200
25.	6.21(2)	Failed to comply with a notice to remove bees or bee hives for contravention of local law	\$200
26.	10.1(1)(b)	Failed to comply with notice	\$500
27.		All other offences not specified	\$250

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Dated ?????? 2021

The Common Seal of the Shire of Meekatharra was affixed by authority of a resolution of the Council in the presence of

Shire President

Chief Executive Officer

CONFIDENTIAL

**LOCAL GOVERNMENT ACT 1995**

**SHIRE OF MEEKATHARRA**

**LOCAL GOVERNMENT PROPERTY AND PUBLIC  
PLACES LOCAL LAW 2021**

**Final Draft (October 2021)**



**LOCAL GOVERNMENT ACT 1995**

**SHIRE OF MEEKATHARRA**

**LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES LOCAL LAW 2021**

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## LOCAL GOVERNMENT ACT 1995

### SHIRE OF MEEKATHARRA

#### LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES LOCAL LAW 2021

Under the power conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Meekatharra resolved on ??? to make the following local law.

#### PART 1—PRELIMINARY

##### 1.1 Citation

This local law may be cited as the *Shire of Meekatharra Local Government Property and Public Places Local Law 2021*.

##### 1.2 Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

##### 1.3 Application

This local law applies throughout the district.

##### 1.4 Repeal

This local law repeals the:-

- (1) *Shire of Meekatharra Local Government Property Local Law 2007* as published in the *Government Gazette* on 29 July 2008.
- (2) *Shire of Meekatharra Activities in Thoroughfares and Public Places Local Law 2007* as published in the *Government Gazette* on 29 July 2008.

##### 1.5 Definitions

In this local law, unless the context otherwise requires—

*Act* means the *Local Government Act 1995* (WA);

*animal* means any living thing that is not a human being, fly or plant;

*authorised person* means a person appointed by the local government under section 9.10 of the Act to perform any of the functions of an authorised person under this local law;

*attendant* means an employee of the local government with responsibility for the control and management of persons in a public swimming pool or recreation facility which is local government property;

*built-up area* has the meaning given to it in the *Road Traffic Code 2000*;

**camera device** means an apparatus for taking photographs or moving pictures and includes a mobile phone when used for this purpose;

**carriageway** has the meaning given to it in the *Road Traffic Code 2000*;

**change room** means a room designated for the changing of clothes and may include showers, toilets and hand washing basins;

**charitable organisation** means an institution, association, club, society or body whether incorporated or not, the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other similar nature and from which no member receives any pecuniary profit except where the member is an employee or the profit is an honorarium;

**CEO** means the Chief Executive Officer of the local government;

**closed thoroughfare** means a thoroughfare wholly or partially closed by the local government under sections 3.50 or 3.50A of the Act;

**commencement day** means the day on which this local law commences under clause 1.2;

**Council** means the council of the local government;

**determination** means a determination made under clause 2.1;

**detrimental to the property** includes—

- (a) removing anything from the local government property such as a rock, plant, fixture, fitting, chattel, equipment or furniture provided for the use, enjoyment or safety of any person;
- (b) destroying, defacing or damaging a building or anything on the local government property, such as a plant, fixture, chattel, equipment or furniture provided for the use, enjoyment or safety of any person; and
- (c) causing environmental harm or nuisance on the local government property;

**district** means the district of the local government;

**drunk** has the meaning provided in the *Liquor Control Act 1988*;

**fauna** means any animal indigenous to or which periodically migrates to any State or Territory of the Commonwealth or the territorial waters of the Commonwealth and includes, in relation to any such animal—

- (a) any class of animal or individual members;
- (b) the eggs or larvae; or
- (c) the carcass, skin, plumage or fur;

**footpath** has the meaning given in the *Road Traffic Code 2000* and includes a shared and dual use path;

**intersection** has the meaning given to it by the *Road Traffic Code 2000*;

**local government** means the Shire of Meekatharra;

**local government policy** means a policy or standard adopted by the local government;

**local government property** means anything except a thoroughfare which—

- (a) is owned by the local government;
- (b) is vested in the local government;
- (c) is otherwise under the care, control or management of the local government, including under the *Land Administration Act 1997 (WA)*; or
- (d) is an ‘otherwise unvested facility’ within the meaning of section 3.53 of the Act;

**local public notice** means notice given in accordance with the procedure set out in section 1.7 of the Act;

**manager** means the person for the time being employed, contracted or appointed by the local government to manage any swimming pool or recreation facility, and includes any assistant or deputy;



**nuisance** means—

- (a) an activity or condition which is harmful or annoying and which gives rise to legal liability in the tort of public or private nuisance at common law;
- (b) an unreasonable interference with the use and enjoyment of a person of his or her ownership or occupation of land; or
- (c) interference which causes material damage to land or other property on the land affected by the interference;

**occupier** has the meaning given to it by the Act, but does not include the local government;

**owner** has the meaning given to it by the Act;

**prohibited drug** has the meaning given to it in the *Misuse of Drugs Act 1981* (WA);

**public place** includes a thoroughfare or place which the public are allowed to use, whether or not the thoroughfare or place is on private property, but does not include—

- (a) premises on private property from which trading is lawfully conducted under a written law; or
- (b) local government property;

**Regulations** means the *Local Government (Functions and General) Regulations 1996* (WA);

**street market** means a collection of stalls, stands and displays on local government property or a public place for the purposes of selling goods, wares, merchandise, produce or services, or carrying out any other transaction;

**street numbering** means a number or numbers with or without an alphabetical suffix assigned to identify the street address of a property;

**thoroughfare** has the meaning given to it by the Act, but does not include a private thoroughfare which is not under the management or control of the local government;

**trader** means a person who carries on trading;

**trading** means—

- (a) the selling or hiring of, the offering for sale or hire of, or the soliciting of orders for, goods or services in a public place or on local government property;
- (b) displaying goods in a public place or local government property for the purpose of—
  - (i) offering them for sale or hire;
  - (ii) inviting offers for their sale or hire;
  - (iii) soliciting orders for them; or
  - (iv) carrying out any other transaction in relation to them,

and includes the setting up of a stall, or the conducting of a business at a stall;

**vehicle** includes—

- (a) every conveyance and every object capable of being propelled or towed on wheels, tracks or otherwise, including an off-road vehicle; and
- (b) an animal being ridden or driven;

but excludes—

- (c) a wheelchair or any device designed for use by physically impaired person on a footpath;
- (d) a pram, a stroller or a similar device;
- (e) a bicycle or wheeled recreational device; and
- (f) a shopping trolley;



## 1.6 Transitional

Any permit, licence, consent or authorisation issued in accordance with a local law listed in clause 1.4—

- (a) is taken to be as a consent or authorisation granted under this local law; and
- (b) is to be valid for the period specified on the permit, licence, consent or authorisation.

## 1.7 Application as to assistance animals

This local law is subject to any written law and any law of the Commonwealth about assistance animals as defined in the *Disability Discrimination Act 1992* (Cth).

# PART 2—DETERMINATIONS IN RESPECT OF LOCAL GOVERNMENT PROPERTY

## *Division 1—Determinations*

### 2.1 Determinations as to use of local government property

The local government may make a determination in accordance with clause 2.2—

- (a) permitting or prohibiting activities on specified local government property
- (b) as to any matter ancillary or necessary to give effect to a determination.

### 2.2 Procedure for making a determination

- (1) The local government is to give local public notice of its intention to make a determination.
- (2) The local public notice must state that—
  - (a) the local government intends to make a determination, the purpose and effect of which is summarised in the notice;
  - (b) a copy of the proposed determination may be inspected and obtained from the offices of the local government; and
  - (c) submissions in writing about the proposed determination may be lodged with the local government within 21 days after the date of publication.
- (3) If no submissions are received under clause 2.2(2)(c), the local government is to decide—
  - (a) to give local public notice that the proposed determination has effect as a determination on and from the date of publication;
  - (b) to amend the proposed determination, in which case clause 2.2(5) will apply; or
  - (c) not to continue with the proposed determination.
- (4) If submissions are received under clause 2.2(2)(c), the local government—
  - (a) is to consider those submissions; and
  - (b) is to decide—
    - (i) whether to amend the proposed determination; or
    - (ii) not to continue with the proposed determination.

- (5) If the local government decides to amend the proposed determination, it is to give local public notice—
  - (a) of the effects of the amendments; and
  - (b) that the proposed determination has effect as a determination on and from the date of publication.
- (6) If the local government decides not to amend the proposed determination, it is to give local public notice that the proposed determination has effect as a determination on and from the date of publication.
- (7) A proposed amendment is to have effect as a determination on and from the date of publication of the local public notice referred to in clauses 2.2(3), 2.2(5) and 2.2(6).
- (8) A decision under clauses 2.2(3) or 2.2(4) is not to be delegated by Council.

**2.3 Discretion to erect a sign**

The local government may erect a sign on local government property to give notice of the effect of a determination.

**2.4 Determination to be complied with**

A person must comply with a determination.

**2.5 Register of determinations**

- (1) The local government is to keep a register of determinations made under clause 2.1, and of any amendments to or revocations of determinations made under clause 2.6.
- (2) Sections 5.94 and 5.95 of the Act apply to the register referred to in clause 2.5(1) and for that purpose, the register is taken to be information within section 5.94(u)(i) of the Act.

**2.6 Amendment or revocation of a determination**

- (1) The local government may amend or revoke a determination.
- (2) The provisions of clause 2.2 are to apply to an amendment of a determination as if the amendment were a proposed determination.
- (3) If the local government revokes a determination, it must give local public notice of the revocation and the determination will cease to have effect on and from the date of publication.

*Division 2—Transitional*

**2.7 Existing signs to have effect as a determination**

- (1) Where a sign erected on local government property has been erected under a local law that is repealed by this local law, then it is to be taken to have effect as a determination under this local law on and from the commencement day, except to the extent that the sign is inconsistent with any provisions of this local law or any determination made under clause 2.1.
- (2) Clause 2.5 does not apply to a sign referred to in clause 2.7(1).

## **PART 3—BEHAVIOUR ON ALL LOCAL GOVERNMENT PROPERTY**

### *Division 1—Behaviour on and interference with local government property*

#### **3.1 Behaviour which interferes with others**

A person must not, in or on local government property, behave in a manner which—

- (a) is likely to or does interfere with, interrupt or disturb the enjoyment of a person who might use the property or who is using the property;
- (b) causes or is likely to cause a disturbance to nearby residents;
- (c) otherwise creates a nuisance; or
- (d) places the public at risk or interferes with the safety of others.

#### **3.2 Behaviour detrimental to property**

A person must not, in or on local government property, behave in a way which is or might be detrimental to the local government property

#### **3.3 Removing or injuring any fauna**

A person must not take, injure or kill, or attempt to take, injure or kill, any fauna which is on or above any local government property unless that person is authorised under a written law to do so.

#### **3.4 Drunk persons not to enter local government property**

A person must not enter or remain on local government property while drunk or under the influence of a prohibited drug.

#### **3.5 Prohibited drugs**

A person must not take a prohibited drug onto or consume or use a prohibited drug on local government property.

#### **3.6 Appropriate behaviour and adequate clothing**

- (1) A person over the age of 6 years shall not on or in any local government property—
  - (a) appear in public unless properly dressed in clothing which covers the body to prevent indecent exposure, except where the property is set aside for the wearing of no clothes under clause 2.1;
  - (b) loiter outside or act in an inappropriate manner in any portion of a toilet block or change room facility; or
  - (c) without the consent of the occupier, enter or attempt to enter any toilet or other compartment which is already occupied.
- (2) Where an authorised person, an attendant or a manager considers that the clothing of any person on local government property is not proper or adequate to cover the body so as to prevent indecent exposure, the authorised person may direct that



person to put on adequate clothing and that person shall comply with that direction immediately.

### **3.7 Refusal of entry to local government property**

- (1) Subject to clauses 4.3 and 4.4, an authorised person, manager or attendant may refuse to allow entry, or suspend admission, to any local government property to any person whom he or she reasonably suspects has behaved in a manner contrary to the provisions of this Part.
- (2) A refusal or suspension under subclause (1) can be for any period of up to 12 months as determined by an authorised person.
- (3) Subclause (1) does not apply to a venue where Council or Committee meetings are held.

#### *Division 2—Signs*

### **3.8 Signs**

- (1) The local government may erect a sign on local government property specifying any conditions of use which apply to that property.
- (2) A person must comply with a sign erected under clause 3.8(1).
- (3) A condition of use specified on a sign erected under clause 3.8(1) must not be inconsistent with any provision of this local law or any determination.

## **PART 4—SPECIFIC MATTERS RELATING TO TYPES OF LOCAL GOVERNMENT PROPERTY**

#### *Division 1—Public swimming pools and other recreation facilities*

### **4.1 General prohibitions**

A person shall not—

- (a) obstruct an authorised person, manager or attendant in carrying out his or her duties;
- (b) fail to comply with a direction given by an authorised person, manager or attendant—
  - (i) refusing admission to a person;
  - (ii) directing a person to leave the public swimming pool or recreational facility; or
  - (iii) directing a person in relation to his or her use of the public swimming pool or recreation facility;
- (c) fail to comply with a direction given by an authorised person or manager suspending admission to a person;
- (d) permit an animal to enter or remain in or about a public swimming pool or recreational facility where such entry is prohibited by a sign;
- (e) consume any food or drink in an area where consumption is prohibited by a sign; or
- (f) foul or pollute the water in a public swimming pool.

#### 4.2 Use of all or part of a public swimming pool or recreation facility

An authorised person, manager or attendant may—

- (a) direct that all or part of a public swimming pool or recreation facility is for the use of certain persons to the exclusion of others; and
- (b) direct a person as to that person's use of the public swimming pool or recreation facility.

#### 4.3 When entry and use may be refused

(1) An authorised person, manager or attendant may—

- (a) refuse admission to; or
- (b) direct to leave; or
- (c) cause to be removed from,

a public swimming pool, the water at a public swimming pool or recreation facility any person where any of the requirements set out in clause 4.3(2) are not being complied with or for any reason set out in clause 4.3(3).

(2) For the purposes of clause 4.3(1), the requirements are—

- (a) children under the age of 5 years must be accompanied into the public swimming pool or recreation facility by a responsible adult, and must be supervised by that responsible adult within arms' length at all times while within the public swimming pool or recreation facility;
- (b) a responsible adult can only be responsible for a maximum of 3 children under the age of 5 years at any one time; and
- (c) subject to clause 4.3(2)(a), children under the age of 12 years must be accompanied into the public swimming pool or recreation facility by a responsible adult of age, and must be supervised by that responsible adult within line of sight at all times while within the public swimming pool or recreation facility.

(3) For the purposes of clause 4.3(1), the reasons are—

- (a) where the authorised person, manager or attendant reasonably suspects the person is—
  - (i) suffering from any gastrointestinal disease, contagious, infectious or cutaneous disease or complaint or has unhealed wounds;
  - (ii) in an unclean condition;
  - (iii) wearing unclean clothes; or
  - (iv) under the influence of liquor and/or a prohibited drug; or
- (b) if in the opinion of the authorised person, manager or attendant—
  - (i) such action is necessary or desirable to prevent a contravention of this local law; or
  - (ii) the person is committing a breach of any provision of this local law;
- (c) by reason of his or her past or present conduct within or about the public swimming pool or recreation facility, has created or is creating a nuisance.

#### **4.4 Suspension of admission**

An authorised person or manager may suspend admission for a minimum period of one day to any person who has committed a breach of any provision of this local law in relation to the public swimming pool or recreation facility.

##### *Division 2—Fenced or closed property*

#### **4.5 No entry to fenced or closed local government property**

A person must not enter local government property which has been fenced off or closed to the public by a sign or otherwise unless authorised by the local government.

##### *Division 3—Toilet blocks and change rooms*

#### **4.6 No use of camera devices in toilet blocks or change rooms**

A person must not operate a camera device in any portion of a toilet block or change room to record or transmit an image.

### **PART 5—FEES FOR ENTRY ONTO LOCAL GOVERNMENT PROPERTY**

#### **5.1 Payment of applicable fees for entry or participation**

- (1) Subject to clause 5.1(2), where a fee is payable for entry to local government property or participation in an activity on or in any local government property, a person shall not enter that property or participate in the activity without first paying the applicable fee.
- (2) The local government may exempt a person from compliance with clause 5.1(1) on the application of that person.

### **PART 6—ACTIVITIES IN PUBLIC PLACES**

##### *Division 1—General*

#### **6.1 General prohibitions**

- (1) Subject to this local law, a person shall not—
  - (a) plant any plant on a thoroughfare—
    - (i) within the vicinity of an intersection that creates a sight line hazard in relation to pedestrians or drivers of vehicles using that intersection and which is not maintained at or below 0.5 metres in height; or
    - (ii) so that it is within 2 metres of a carriageway, except in the case of grass or a similar plant to grass;
  - (b) damage a lawn or garden on or in a public place or remove any plant or part of a plant from a lawn or garden on or in a public place unless—
    - (i) the person is the owner or occupier of the lot abutting that portion of the thoroughfare and the lawn, garden or the particular plant was installed or planted by that owner or occupier; or



- (ii) the person is acting under the authority of a written law;
- (c) on a verge, repair or service any vehicle;
- (d) place, allow to be placed or allow to remain on a thoroughfare or verge anything that results in a hazard for any person using the thoroughfare or verge;
- (e) cause or permit any water from a hose or sprinkler to interfere with the use of any street, way or footpath by pedestrians;
- (f) play or participate in any game or sport so as to—
  - (i) cause danger to any person on a thoroughfare; or
  - (ii) obstruct the movement of vehicles or persons on a thoroughfare;
- (g) within a mall, arcade or verandah of a shopping or service centre, ride any bicycle, wheeled recreational device or similar device; or
- (h) use anything or do anything so as to create a nuisance on or in a public place.

*Division 2—Driving on a closed thoroughfare*

**6.2 No driving on closed thoroughfare**

A person must not drive or take a vehicle on a closed thoroughfare unless—

- (a) it is in accordance with any limit or exception specified in the order made under section 3.50 of the Act; or
- (b) the person has first obtained the consent of the local government.

*Division 3—Property numbers*  
*Subdivision 1—Preliminary*

**6.3 Interpretation**

In this Division, unless the context requires otherwise—

**number** means a number of a lot with or without an alphabetical suffix indicating the address of the lot by reference to a thoroughfare.

*Subdivision 2—Assignment and marking of numbers*

**6.4 Assignment of number**

The local government may assign a number to a lot in the district and may assign another number to the lot instead of that previously assigned.

*Division 4—Signs erected by the local government*

**6.5 Signs**

- (1) The local government may erect a sign on a public place specifying any conditions of use which apply to that place.
- (2) A person must comply with a sign erected under clause 6.5(1).
- (3) A condition of use specified on a sign erected under clause 6.5(1) is to be for the purpose of giving notice of the effect of the provision of a local law.

## **6.6 Transitional**

Where a sign erected on a public place has been erected under a local law of the local government repealed by this local law, then on and from the commencement day, it is to be taken to be a sign erected under clause 6.6 if the sign is not inconsistent with any provisions of this local law.

## **PART 7—OBSTRUCTING ANIMALS OR VEHICLES ON OR IN LOCAL GOVERNMENT PROPERTY AND PUBLIC PLACES**

### *Division 1—Animals*

#### **7.1 Leaving an animal on local government property or in a public place**

A person must not leave an animal on local government property or a public place so that it obstructs the use of any part of that local government property or public place unless that person—

- (a) has first obtained permission from the local government; or
- (b) is authorised to do so under a written law or a determination made under this local law.

#### **7.2 Prohibitions relating to animals**

- (1) In this clause, **owner** in relation to an animal includes—
  - (a) the owner of the animal;
  - (b) a person who has the animal in his or her possession or under his or her control; or
  - (c) the occupier of any premises where the animal is ordinarily kept or ordinarily permitted to live.
- (2) An owner of an animal must not—
  - (a) allow the animal to enter or remain for any time on any thoroughfare except for the use of the thoroughfare and unless it is led, ridden or driven;
  - (b) allow an animal which has a contagious or infectious disease to be led, ridden or driven in or on local government or a public place;
  - (c) train or race the animal on a thoroughfare; or
  - (d) subject to clause 7.2(4), allow the animal to defecate on local government property or in a public place.
- (3) An owner of a horse must not lead, ride or drive the horse on a thoroughfare in a built-up area, unless the person does so with the permission of the local government or under the authority of a written law.
- (4) An owner of an animal does not commit an offence if the defecation is immediately removed.

#### **7.3 Removal of animals**

An authorised person may impound an animal left on or in local government property or a public place contrary to clause 7.2.

**7.4 Leaving a vehicle in a public place**

A person must not leave a vehicle, or any part of a vehicle, in a public place so that it obstructs the use of any part of that public place, unless that person has first obtained a permit from the local government or is authorised to do so under a written law.

**PART 8—TRADING IN PUBLIC PLACES AND LOCAL GOVERNMENT PROPERTY**

**8.1 Restrictions and requirement to obtain authorisation**

- (1) A person must not carry on trading on local government property or in a public place unless—
  - (a) subject to clause 8.1(2), that person is—
    - (i) the holder of written permission by the local government for that purpose; or
    - (ii) an assistant specified in the written permission for trading; and
  - (b) if required by the local government, public liability insurance in respect of the trading activity has been taken out by the relevant person; and
  - (c) if the person is trading in food, the place of trading must comply with the requirements of the local governments Health Local Laws including but not limited to access to a supply of potable water and/or the disposal of wastewater.
- (2) The local government may by written notice exempt a person or class of persons from the need to obtain a permit.
- (3) In determining whether to grant an exemption under clause 8.1(2), the local government may have regard to the matters set out in any local government policy.

**8.2 Exemptions from requirement to pay a fee**

- (1) The local government may waive any fee required to be paid for the purpose of trading on local government property if the trading is carried on—
  - (a) a portion of local government property or a public place adjoining the normal place of business of the applicant; or
  - (b) by a charitable organisation that—
    - (i) does not sublet space to commercial participants; or
    - (ii) does not involve commercial participants in the conduct of the stall or trading.
- (2) In this clause 8.1, **commercial participant** means any person who is involved in operating or in conducting any trading activity for personal gain or profit.

### **8.3 Insurance**

If required by the local government to hold public liability insurance in respect of the permit holder's trading activities, a permit holder must produce to an authorised person a current certificate of insurance upon the direction of that authorised person.

## **PART 9—OBJECTIONS AND APPEALS**

### **9.1 Objection and appeal rights**

Where the local government makes a decision as to whether it will—

- (a) grant a person consent; or
- (b) renew, vary or cancel that consent that a person has under this local law, the provisions of Division 1 of Part 9 of the Act and regulation 33 of the Regulations apply to that decision.

## **PART 10—MISCELLANEOUS**

### *Division 1—Authorised person*

### **10.1 Authorised person to be obeyed**

A person in or on local government property or a public place—

- (a) must obey any lawful direction of an authorised person; and
- (b) must not in any way obstruct or hinder an authorised person in the execution of his or her duties.

### **10.2 Persons may be directed to leave local government property or a public place**

An authorised person may direct a person to leave local government property or a public place where he or she reasonably suspects that the person has contravened a provision of this local law.

### *Division 2—Notices*

### **10.3 Liability for damage to local government property or a public place**

- (1) Where a person unlawfully damages local government property or a public place, the local government may by notice in writing to that person require that person within the time specified in the notice to, at the option of the local government, pay the costs of—
  - (a) reinstating the property to the state it was in prior to the occurrence of the damage; or
  - (b) replacing that property.
- (2) On a failure to comply with a notice issued under clause 10.3(1), the local government may recover the costs referred to in the notice as a debt due to it.

### **10.4 Notice to remove thing unlawfully placed on thoroughfare**

Where anything is placed on a thoroughfare contrary to this local law, the local government or an authorised person may give a notice to—

- (a) the owner or the occupier of the property which abuts that portion of the thoroughfare where the thing has been placed; or
- (b) such other person who may be responsible for the thing being so placed, requiring the relevant person to remove the thing.

#### **10.5 Notice to repair damage to thoroughfare**

Where any portion of a thoroughfare has been damaged, the local government or an authorised person may by notice to the person who caused the damage order the person to repair or replace that portion of the thoroughfare.

### **PART 11—ENFORCEMENT**

#### *Division 1—Notices given under this local law*

#### **11.1 Offence to fail to comply with a notice**

A person who fails to comply with a notice given to him or her under this local law commits an offence.

#### **11.2 Local government may undertake requirements of a notice**

If a person fails to comply with a notice given to him or her under this local law, the local government may do, or arrange to be done, the thing specified in the notice and recover from the person to whom the notice was given, as a debt, the costs incurred in doing so.

#### *Division 2—Offences and penalties*

#### **11.3 Offences and general penalty**

- (1) A person who—
  - (a) fails to do anything required or directed to be done under this local law; or
  - (b) does an act or omits to do an act contrary to this local law,commits an offence.
  
- (2) A person who commits an offence under this local law is liable, upon conviction to—
  - (a) a penalty not exceeding \$5,000; and
  - (b) if the offence is a continuing offence, an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.



#### 11.4 Prescribed offences

- (1) An offence against an item specified in Schedule 1 is a prescribed offence for the purposes of section 9.16 of the Act.
- (2) The amount of the modified penalty for a prescribed offence is that specified adjacent to the item in Schedule 1.

#### 11.5 Form of notices

- (1) For the purposes of this local law—
  - (a) where a vehicle is involved in the commission of an offence, the form of the notice referred to in section 9.13 of the Act is that of Form 1 in Schedule 1 of the Regulations;
  - (b) the form of the infringement notice given under section 9.16 of the Act is that of Form 2 in Schedule 1 of the Regulations; and
  - (c) the form of the notice referred to in section 9.20 of the Act is that of Form 3 in Schedule 1 of the Regulations.
- (2) Where an infringement notice is given under section 9.16 of the Act in respect of an alleged offence against clause 2.4, the notice is to contain a description of the alleged offence.

*Division 3—Person to give name and address on demand*

#### 11.6 Requirement to give name and address on demand

- (1) An authorised person may—
  - (a) upon finding a person committing or having committed; or
  - (b) on reasonable grounds suspecting a person of having committed, an offence against this local law, demand from the person the person's name, place of residence and date of birth.
- (2) A person from whom information is demanded in accordance with clause 14.6(1) commits an offence if the person—
  - (a) refuses without lawful excuse to give the information; or
  - (b) gives information that is false or misleading in any material particular.

**SCHEDULE 1—PRESCRIBED OFFENCES**

[Clause 11.4(1)]

<b>ITEM</b>	<b>CLAUSE</b>	<b>DESCRIPTION</b>	<b>MODIFIED PENALTY</b>
1.	2.4	Failure to comply with a determination	\$300
2.	3.1	Behaviour on local government property which interferes with others	\$300
3.	3.2	Behaviour on local government property detrimental to property	\$300
4.	3.3	Removing or injuring any fauna on local government property	\$300
5.	3.4	Entering or remaining on local government property while drunk or under the influence of a prohibited drug	\$300
6.	3.5	Taking or consuming a prohibited drug on local government property	\$300
7.	3.6(1)(a)	Failing to wear adequate clothing to prevent indecent exposure on local government property	\$300
8.	3.6(1)(b)	Loitering outside or acting in an inappropriate manner in a toilet block or change room facility on local government property	\$300
9.	3.6(1)(c)	Entering or attempting to enter an occupied toilet or other compartment without the consent of the occupier	\$300
10.	3.6(2)	Failing to comply with a direction to put on adequate clothing	\$300
11.	3.7	Unauthorised entry to local government property	\$300
12.	3.8(2)	Failure to comply with a sign on local government property regarding conditions of use	\$300
13.	4.1	Carrying out a prohibited activity at a public swimming pool or recreation facility	\$300
14.	4.5	Unauthorised entry to fenced off or closed local government property	\$300
15.	4.6	Using a camera device to record or transmit an image in a toilet, shower or change room	\$300
16.	5.1(1)	Entering local government property without paying the required fee	\$300
17.	6.1(a)	Planting a plant on a thoroughfare in a prohibited manner	\$300
18.	6.1(b)	Damaging a lawn or garden or removing any plant or part of a plant on or in a public place	\$300



19.	6.1(c)	Repairing or servicing any vehicle on a verge	\$300
20.	6.1(d)	Placing, allowing to be placed or allowing to remain on a thoroughfare or verge an obstructive or hazardous thing	\$300
21.	6.1(e)	Causing or permitting water from a hose or sprinkler to interfere with the use of any street, way or footpath by pedestrians	\$300
22.	6.1(f)	Playing games or sport in a prohibited manner on or in a thoroughfare	\$300
23.	6.1(g)	Riding a bicycle or wheeled recreational device within a mall, arcade or verandah of a shopping or service centre	\$300
24.	6.1(h)	Creating a nuisance on or in a public place	\$300
25.	6.2(b)	Driving or taking a vehicle on a closed thoroughfare without consent of the local government	\$500
26.	6.5(2)	Failure to comply with a sign on a public place	\$300
27.	7.1	Leaving an animal in a public place or local government property without permission from the local government	\$300
28.	7.2(2)(a)	Allowing an animal to enter or remain on a thoroughfare	\$300
29.	7.2(2)(b)	Allowing an animal with a contagious or infectious disease to enter local government property or a public place	\$300
30.	7.2(2)(c)	Training or racing an animal on a thoroughfare	\$300
31.	7.2(2)(d)	Allowing an animal to defecate on local government property or a thoroughfare and failing to remove defecation	\$300
32.	7.2(3)	Leading, riding or driving a horse on a thoroughfare in a built-up area without authorisation	\$300
33.	7.4	Leaving a vehicle in a public place which causes an obstruction without authorisation	\$300
34.	8.1	Carrying on trading in a restricted area without the express written consent of the local government	\$300
35.	8.1(1)	Carrying on trading in a public place or on local government property contrary to local law	\$300
36.	10.1(b)	Obstructing or hindering an authorised person in the execution of his or her duties	\$300
37.	11.1	Failure to comply with a notice	\$300
38.	11.6(2)(a)	Refusing to give name and address contrary to local law	\$300
39.	11.6(2)(b)	Giving false or misleading information regarding name and address etc.	\$300



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Dated: {Date}

The Common Seal of the Shire of Meekatharra was affixed by authority of a resolution of the Council in the presence of—

Shire President

Chief Executive Officer

<b>Title/Subject:</b>	<b>LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM – PHASE 3</b>	
<b>Agenda/Minute Number:</b>	9.3.2	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM 436	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	11 October 2021	
<b>Author:</b>	Roy McClymont Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

**Summary/Matter for Consideration:**

Council may consider the process to resolve a project for the LRCI Program – Phase 3.

**Attachments:**

Extracts from the LRCIP Guidelines (from Phase 2 – Phase 3 specific guidelines are not yet available but will likely be similar):

- 5.1 – Eligible grant activity
- 5.2 - Projects must be additional to existing work plans
- 5.4 – What the grant money cannot be used for

Copy of email from LRCI Program 19/5/2021 – Phase 3 allocation and timing

**Background:**

Council resolved to contribute \$623,535 towards Phase 1 of the LRCI Program with the grant allocation being \$822,435. The total project (\$1,445,970) was allocated towards the upgrade and sealing of a further 10 kms of Landor Road.

Council matched the LRCI funds for Phase 2 of the Program which provided an allocation of \$574,130 to Meekatharra with matching \$574,130 contributed by Council giving a project total of \$1,148,260 for further upgrade and sealing on Landor Road.

**Comment:**

Phase 3 of the program has allocated \$1,644,870 to Meekatharra. If Council were to continue to contribute to the program, the project or projects could total over \$2M (a Council contribution of \$355,130 would provide a project total of \$2M).

Construction activity on Eligible Projects must be undertaken between 1 January 2022 and **30 June 2023**. Therefore it seems logical to undertake the project/s in the 2022/2023 financial year. This allows a few months to decide on a project and undertake any required planning and design.

Council could resolve this project through the normal budget process (2022/23 Budget) providing the project is uncomplicated and “shovel ready” because it will have to be fully completed in the 2022/23 financial year.

**Consultation:**

Nil

**Statutory Environment:**

Nil

**Policy Implications:**

Nil

**Budget/Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation / Council Resolution:**

Moved: Cr PS Clancy  
Seconded: Cr DK Hodder

**That Council receives the information on the Local Roads and Community Infrastructure Program – Phase 3 and discusses potential projects for this program. Further discussions may be required at future Council meetings or Council could refer the matter to the Works Group and/or the Health, Building and Planning Committee.**

**CARRIED 6/0**

**The meeting informally agreed that the target of this funding should continue to be extending the seal on Landor Road with a focus for Phase 3 being to seal the three existing “gaps” in the sealed section (high cost flood sections approx. 72, 77 & 79 SLK). The remainder of the funding should be used to continue the extension of the seal on the next lowest risk section of road.**

## **Extract from Phase 2 Project Guidelines**

### **5. What the grant money can be used for**

Grant money can only be used on Eligible Projects, which are those that meet the requirements set out in section 5.1, 5.2 and 5.3 and deliver benefits to the community.

#### **5.1 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 can support 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 barbecue 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).

## **5.2 Projects must be additional to existing work plans**

To be considered an Eligible Project, projects need to be additional to an Eligible Funding Recipient's existing work plan. Projects that have been brought forward from post 2020-21 work plans will be considered additional. Projects will not be considered additional if Eligible Funding Recipients substitute LRCI Program funds for their own funding or other sources of funding. The purpose of the LRCI Program funding is to enable Eligible Funding Recipients to undertake infrastructure projects additional to what they had planned to undertake using their own funds, to stimulate local economies and employment opportunities.

## **5.4 What the grant money cannot be used for**

Eligible Funding Recipients cannot use grant money to pay for business as usual activities and costs, or any other activities and costs not associated with Eligible Projects. These are Ineligible Projects and Ineligible Expenditures.

The following are examples of Ineligible Projects and Ineligible Expenditures:

- costs incurred in the preparation of a Work Schedule or related documentation;
- general administrative overheads and staff salaries not connected with Eligible Projects funded under the Program;
- subsidy of general ongoing administration of an ~~organisation~~ such as electricity, phone and rent;
- projects that receive Australian, state or territory government funding for the same purpose, unless otherwise agreed by the Department;
- commencement ceremony, opening ceremony or any other event associated with Eligible Projects;
- transport planning studies;
- road rehabilitation studies (if not part of an Eligible Project);
- community/public art;
- road building plant or other capital equipment especially moveable equipment (e.g. graders);
- training (if not part of an Eligible Project);
- public liability insurance;
- fringe benefits tax;
- GST payable component of a supply;
- finance leases on equipment;
- depreciation, except for depreciation of plant and equipment directly attributable to a grant funded eligible project;
- stand-alone design and preliminary works;
- operating lease charges where the rental expense cannot be directly linked to the grant project (e.g. a grader may be hired for a period for a variety of tasks, only charges that specifically relate to the funded eligible project can be charged against the grant funds);
- overseas travel; and
- the covering of retrospective costs.



**Roy McClymont**

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**From:** Local Roads and Community Infrastructure Program  
<local.roads.and.community.infrastructure.program@notify.gov.au>  
**Sent:** Wednesday, 19 May 2021 2:44 PM  
**To:** Roy McClymont  
**Subject:** Local Roads and Community Infrastructure (LRCI) Program – Phase 3

✕ | Notify

## **Local Roads and Community Infrastructure (LRCI) Program – Phase 3**

We are writing to you following the 2021-22 Budget, where we have again demonstrated our commitment to local governments with a further \$1 billion provided through Phase 3 of the LRCI Program. This brings the total Australian Government commitment to \$2.5 billion. The LRCI Program continues to assist local governments in delivering priority projects and supporting jobs within the community.

As the closest tier of government to the people it serves, local governments remain an essential support for communities across Australia, helping them through this downturn and planning for the recovery.

Under Phases 1 and 2 of the LRCI Program, local government areas, such as yours, have identified more than 5,500 projects, providing opportunities and support for local jobs, firms and procurement in all areas of the nation.

Under Phase 3 of the LRCI Program, Shire of Meekatharra will receive an additional funding allocation of \$1,644,870. This funding will be available from 1 January 2022, with construction due to be completed by 30 June 2023.

Through providing a longer delivery timeframe, Phase 3 will provide local governments the time to consider broader scopes

and potentially take up larger, more complex builds. Phase 3 will continue to assist local governments to deliver local road and community infrastructure projects, as well as create local job opportunities particularly where employment in other sectors have been negatively impacted.

Given the longer construction period, we would strongly encourage you to identify priority projects that maximise the opportunity for a range of workers to be retained, redeployed and employed to deliver shovel ready projects that provide economic stimulus and benefits to communities.

Program Guidelines and Grant Agreements will be drafted by the Department over the coming months.

We look forward to continuing to work with you to deliver priority local road and community infrastructure projects.

Yours sincerely

THE HON MICHAEL MCCORMACK MP  
Deputy Prime Minister  
Minister for Infrastructure, Transport and Regional Development

THE HON MARK COULTON MP  
Minister for Regional Health, Regional Communications and Local Government

#### 9.4. COMMUNITY DEVELOPMENT

Nil

#### 9.5. HEALTH BUILDING AND TOWN PLANNING

Nil

#### 9.6. WORKS AND SERVICE

Nil

#### 9.7. CONFIDENTIAL ITEMS

Nil

### 10. NEW BUSINESS OF AN URGENT NATURE-INTRODUCED BY RESOLUTION OF THE MEETING

Moved: Cr MR Hall  
Seconded: Cr PS Clancy

That the urgent new business be discussed.

CARRIED 6/0

<b>Title/Subject:</b>	<b>APPOINTMENT OF PERSONS AS COUNCILLORS</b>
<b>Agenda/Minute Number:</b>	10.1
<b>Applicant:</b>	Nil
<b>File Ref:</b>	ADM 156
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	15 October 2021
<b>Author:</b>	Roy McClymont Chief Executive Officer
	<i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer
	<i>Signature Senior Officer</i>

#### **Summary/Matter for Consideration:**

As a result of no nominations being received for the Extraordinary Election, Council may now consider appropriate processes for appointing persons as councillors.

#### **Attachments:**

Nil

#### **Background:**

Two nominations were received for four positions at the recent ordinary council election.

Council resolved to conduct an extraordinary election to fill the two vacant positions. Nominations for the extraordinary election closed at 4.00pm on Thursday 14 October 2021. No nominations were received.

#### **Comment:**

In this circumstance, the Local Government Act 1995 (the Act) provides that council “may appoint to any unfilled office a person who would be eligible to be a candidate for election to office and who is willing to accept the appointment.”

Beyond this provision in the Act, staff can find no other references in legislation or other documents as to the requirements and processes to undertake such appointments.

On the face of it, it appears to be quite a simple provision, however interpretation of the detail that may be required appears to potentially be quite complicated and critical. Staff have contacted the Electoral Commission and the Department of Local Government for advice on the matter.

Council may however, today make some provisions as to the process – subject to further advice being received.

Interest was shown in nominating by some local residents – some of whom were found to not be on the current electoral roll. Section 3.57 (3) of the Act appears to allow that a person, who enrolls as an elector subsequent to the close of rolls and the close of nominations (past), may now be appointed by Council (providing they are on the electoral roll at the time of nomination).

Section 4.57 (3) of the Act is discretionary – this is; Council is not required to make any appointment (it can choose not to appoint anyone as Councillors). What happens thereafter is not clear in terms of the legislation (as far as can be found so far).

An added complication is the fact that we have two different terms vacant – one two year term and on four year term. The Act provides that, in the event of only two nominations being received (under the normal process), the CEO is to draw lots to determine the order of retirement. This would therefore seem to be a reasonable and fair method for Council to adopt under the current circumstances.

Should Council be interested in making appointments, there are some matters that Council may consider for this process;

Should the positions be advertised (and if so where)?

Should potential appointees be required to;

Complete a nomination form?

Complete the online Induction for Prospective Candidates?

Provide a Candidate Profile?

Provide a Resume or CV?

Be interviewed by Council?

The adoption of a transparent and clear process for these appointments will reduce the potential for conflict, complaints and negativity within the wider community.

**Consultation:**

Nil

## **Statutory Environment:**

### **Local Government Act 1995;**

#### **“4.57.      *Less candidates than vacancies***

- (1) *If, at the close of nominations, there are no candidates for the office or offices to be filled at the election, an extraordinary election is to be held to fill the office or offices as if it or they had become vacant on the day after the close of nominations.*
- (2) *If, at the close of nominations, the number of candidates is less than the number of offices to be filled at the election —*
  - (a) *the candidate or candidates is or are elected; and*
  - (b) *an extraordinary election is to be held to fill the remaining office or offices as if it or they had become vacant on the day after the close of nominations.*
- (3) *If, at the close of nominations for an extraordinary election required under subsection (1) or (2) there are no candidates or the number of candidates is less than the number of offices to be filled at the election, the council may appoint\* to any unfilled office a person who would be eligible to be a candidate for election to the office and who is willing to accept the appointment.*

*\* Absolute majority required.*
- (4) *A person appointed under subsection (3) is to be regarded as having been elected.*

#### **4.48.      *Candidate, eligibility of***

- (1) *If the election is to fill an office or offices of councillor, a person can only be a candidate if the person was an elector of the district who, as at the close of enrolments, was qualified under section 2.19 to be elected as a member of the council and, at the time of nomination —*
  - (a) *the person is qualified under section 2.19 to be elected as a member of the council; and*
  - (b) *the person is not a candidate in another election to fill an office or offices of councillor on the council; and*
  - (c) *the person is not the holder of an office of member of a council other than an office the term of which will end on, or before, election day; and*
  - (d) *the person has completed the course of induction prescribed for the purposes of this subsection.*
- (2) *If the election is to fill the office of elector mayor or president, a person can only be a candidate if —*
  - (a) *the person was an elector of the district who, as at the close of enrolments and at the time of nomination, was qualified under section 2.19 to be elected as a member of the council; and*
  - (b) *at the time of nomination, the person has completed the course of induction prescribed for the purposes of this subsection.*

#### **2.19.      *Qualifications for election to council***

- (1) *A person is qualified to be elected as a member of a council if the person —*
  - (a) *is of or over the age of 18 years; and*

*(b) is an elector of the district; and*

*[(c) deleted]*

*(d) is not disqualified for membership of the council under section 2.20, 2.21, 2.22, 2.23 or 2.24; and*

*(e) is not disqualified by an order under section 5.113, 5.117 or 5.119 from holding office as a member of a council.*

(2) A person is not qualified under subsection (1)(b) if he or she is only eligible for enrolment under section 4.30(1)(a) and (b) —

(a) as the nominee of a body corporate under section 4.31; or

(b) because of Schedule 9.3, clause 12(2).

(3) A person who is qualified under subsection (1) can be elected as a councillor for a ward whether or not he or she is an elector of that ward.

**Note:** *The interpretation of section 2.32 of the Act (How extraordinary vacancies occur in offices elected by electors) indicates the current two vacancies are not extraordinary vacancies under that clause. This appears to therefore negate all the other requirements that provide for dealing with extraordinary vacancies and extraordinary elections.”*

**Policy Implications:**

Nil

**Budget/Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommended Options:**

**Option A**

**That Council resolves, for the time being, not to make any appointments to Council (under section 3.57 (3) of the Local Government Act 1995) and requests that the CEO seek clarification on how this will affect Council and its operation into the future.**

**OR**

**Option B**

**That Council resolves to consider appointing two persons as Councillors at the November 2021 Council meeting. The process to achieve this is as follows;**

**The process is to be generally in accordance with the relevant provisions of the Local Government Act 1995 and the Local Government (Elections) Regulations 1997.**

**The CEO is to advertise the two positions on the Shires website, shire social media pages, shire and town notice boards and in “The Dust”.**

Potential candidates are to;

- complete the online Induction for Prospective Candidates,
- complete a Nomination Form (LG08),
- provide a compliant Candidate's Profile (s. 4.49(b) & Reg. 24)
- submit their nomination (as above) to the CEO by 4.00pm Thursday 11 November 2021.

In terms of enrollment, candidates are deemed eligible if they are on the state electoral roll or the owners and occupiers roll at the time of their nomination (subject to confirmed compliance with section 3.57 (3) of the Act).

The CEO is to provide to the November 2021 ordinary Council meeting each eligible candidates nomination form and profile. Council will then consider appointing two of the candidates as Councillors.

If two candidates are appointed by Council, the CEO/Returning Officer will then draw lots to determine the order of their retirement (two or four year term).

OR

Option C



That Council resolves to appoint two persons as Councillors at the November 2021 Council meeting. The process to achieve this is for Councillors to provide, in writing (email is OK), the names of persons they wish to nominate to Council (and who are willing to accept the appointment) to the CEO by 5.00pm on Thursday 11 November 2021. The list of names will then be presented to Council for consideration in an agenda report for the November 2021 ordinary council meeting. Council will then appoint two nominees as Councillors and will decide the order of retirement of the two appointed Councillors (that is; who will have a two year term and who will have a four year term).

Council Resolution:

Moved: Cr PS Clancy  
Seconded: Cr PS Moses

That Council adopt Option B as recommended.

CARRIED 6/0

<b>Title/Subject:</b>	<b>WALGA ZONE APPOINTMENTS (CUE PARLIAMENT)</b>	
<b>Agenda/Minute Number:</b>	10.2	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM287	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	15 October 2021	
<b>Author:</b>	Roy McClymont Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

**Summary/Matter for Consideration:**

Council may consider appointing representatives to the Murchison WA Local Government Association (WALGA) Zone.

**Background:**

Council usually makes its appointments to various committees and positions at the November meeting following elections. However the November 2021 WALGA Zone meeting (Cue Parliament) is on the Friday before the November Council meeting. Therefore Council may wish to make the appointments earlier on this occasion.

**Comment:**

The current Council appointed reps to the Murchison Zone of the WA Local Government Association are Cr Nichols and CEO Roy McClymont with Cr Clancy appointed as proxy.

Two representatives are required for this group.

**Statutory Environment:**

Nil

**Policy Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation / Council Resolution:**

**Moved:** Cr MJ Smith



**Seconded:** Cr MR Hall

**That Council appoint the Shire President (currently Cr Nichols) and the Chief Executive Officer as its representatives to the Murchison Zone of the WA Local Government Association and the Deputy President as proxy to the representatives.**

**CARRIED 6/0**



Cr PS Clancy left the meeting at 10.14am.

<b>Title/Subject:</b>	<b>POTENTIAL HOUSE FOR PURCHASE</b>	
<b>Agenda/Minute Number:</b>	10.3	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	A70	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	15 October 2021	
<b>Author:</b>	Roy McClymont Chief Executive Officer	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

**Summary/Matter for Consideration:**

Council may consider inspecting a house that has recently come on the market in town.

**Attachments:**

Nil

**Background:**

Nil

**Comment:**

Lot 113 (81) Darlot Street is in a very good location and is believed to be in good condition.

This 4 x 2 house has recently come on the market and may be suitable for Council to add to its housing stocks. Currently all Shire houses are tenanted and additional decent quality housing may assist in attracting and retaining employees. Demand for the shires various types of accommodation tends to ebb and flow somewhat depending on the employees of the time.

Council may wish to inspect this house. It is available for inspection after the Council meeting if required.

**Consultation:**

Nil

**Budget/Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority



**Officers Recommendation / Council Resolution:**

Moved: Cr DK Hodder  
Seconded: Cr PS Moses

That Council, as an initial step, inspect the house at 81 Darlot Street Meekatharra after todays Council meeting.

**CARRIED 5/0**

Cr PS Clancy returned to the meeting at 10.16am.

<b>Title/Subject:</b>	<b>2022 OUTBACK FESTIVAL</b>	
<b>Agenda/Minute Number:</b>	10.4	
<b>Applicant:</b>	Nil	
<b>File Ref:</b>	ADM199	
<b>Disclosure of Interest:</b>	Nil	
<b>Date of Report:</b>	15 October 2021	
<b>Author:</b>	Tralee Cable Community and Development Services Manager	 <i>Signature of Author</i>
<b>Senior Officer:</b>	Roy McClymont Chief Executive Officer	 <i>Signature Senior Officer</i>

**Summary/Matter for Consideration:**

Council may consider allocating funds for the early preparations for the 2022 Meekatharra Festival.

**Attachments:**

Nil

**Background:**

In the 2021/22 budget, Council allocated a budget of \$110,000 for the Meekatharra Outback Festival in September. This years Festival costs amounted to \$103,819. The festival was reported to be well received by community with appreciation shown for the attendance of the mechanical show rides again. The Ball attendance exceeded the previous two years, and has received good feedback as well.

The schedule of Friday night ball followed by Sunday sideshow seems to have been successful, though next year its recommended reduced hours of midday to 8pm rather than 10am to 8pm. This may have the added benefit of allowing the sideshows to set up on the Sunday rather than Saturday, with reduced costs to the Shire.

**Comment:**

Staff are ready to prepare for the 2022 event and looking to book attractions early. One reason the mechanical rides have not been able to be secured in the past is the Royal Show is on at the same time. By booking so far in advance, staff have been assured of availability again next year. Additionally, extra food trucks have demonstrated interest in attending with such early bookings, along with a greater selection of bands for the Ball.

Staff are requesting an early budget allowance be made to prepare for the next years festival of \$110,000 to plan a Festival of similar size as the 2021 event.

**Consultation:**

Roy McClymont – Chief Executive Officer

**Statutory Environment:**

Local Government Act 1995

**Policy Implications:**

Nil

**Budget/Financial Implications:**

Budget allowance of \$110,000 to be made in 2022/23 to allow early planning of Festival.

**Strategic Implications:**

Nil

**Voting Requirements:**

Absolute Majority

**Officers Recommendation / Council Resolution:**

Moved: Cr MR Hall  
Seconded: Cr DK Hodder

That Council authorise a 2022/23 budget of \$110,000 to CE1 – Meeka Festival to be used in the production of the Meekatharra Festival and Ball in 2022.

**CARRIED 6/0  
BY AN ABSOLUTE MAJORITY**

**11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**12. CLOSURE OF MEETING**

The Shire President Cr HJ Nichols declared the meeting closed at 10.20am.