



# INFORMATION BULLETIN

APRIL 2012

**Note: the Shire of Yalgoo Information Bulletin is posted the week before the Council Agenda**

*Refer Council Resolution C2011-0316*

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### WHITE PAGES

Information Bulletin

## 1. Councillor Calendar

Updated by: PA On: 10 May 2012

Day	Date/s	Event	Comment
Friday	<b>11 May 2012</b>	Murchison Country Zone Meeting of WALGA ("Cue Parliament" - President, Deputy & CEO)	Cue Shire Chambers
Monday	<b>21 May 2012</b> 11.00am	LEMC (Local Emergency Management Committee) Meeting	Railway Complex Yalgoo
Thursday	<b>24 May 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Paynes Find
Tuesday	<b>5 June 2012</b> 10:00am	Murchison Regional Vermin Council	Council Chambers @ Mt Magnet
Thursday	<b>21 June 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers
Thursday	<b>19 July 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers
Wednesday	<b>1 August 2012</b> 9.00am – 12.00pm	Special State & Local Government Forum (invitation only President and CEO)	Perth Convention Centre
Wednesday	<b>1 August 2012</b> 1.30pm	WALGA AGM	Perth Convention Centre
Thursday	<b>2 – 4 August 2012</b>	WALGA Annual Conference	Perth Convention Centre
Thursday	<b>23 August 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers
Thursday	<b>20 September 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Paynes Find
Tuesday	<b>25 September 2012</b> 11.00am	LEMC (Local Emergency Management Committee) Meeting	Railway Complex Yalgoo
Thursday	<b>18 October 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers
TBA	<b>November 2012</b>	Murchison Country Zone Meeting of WALGA - "Cue Parliament"	Shire of Murchison , Cue
Thursday	<b>22 November 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers
Thursday	<b>12 December 2012</b> 11.00am	<b>ORDINARY COUNCIL MEETING</b>	Yalgoo Council Chambers

## 2. Introduction

### **Information Bulletin** *(NB: refer white pages for index and documents)*

The Shire receives an extremely high volume of information every month.

This document contains information that is of relevance or interest to elected members but will not generally be presented for a council decision.

Local Governments are routinely invited to comment on state level legislative and policy matters. Given our small size and limited staff resources, the CEO will not always prepare a response and will base this decision on:

- Expertise – does the Shire have staff with relevant expertise on the matter?
- Time & quality – do staff have time to prepare a properly researched agenda paper and recommendation?
- Relevance – how relevant is the outcome of the matter to Shire operations?
- Impact – what is the likelihood that the time and effort required to prepare a submission will be rewarded by real impact on the decision making process?

If an elected member wishes Council to consider making a decision on a particular matter, the elected member should bring the matter to the attention of the CEO or President via a Councillor Information Request to enable the CEO to prepare an agenda item and recommendation for Council to consider.

Alternatively, the elected member may choose to raise the matter by giving notice of motion.

*You will find the Information Bulletin index and documents in the white page section.*

### **Executive Activity Reports**

Executive activity reports are prepared to inform elected members of progress on Council projects and activities.

Whilst operational matters should not be discussed at Council meetings, Councillors may wish to ask questions of clarification.

Councillors are encouraged to contact the CEO or relevant staff member to resolve queries before the Council meeting.

## Excerpts from Local Government Act - Roles of Elected Members and Staff

*Excerpts downloaded February 2011*

### 2.8. Role of mayor or president

- (1) The mayor or president —
  - (a) presides at meetings in accordance with this Act;
  - (b) provides leadership and guidance to the community in the district;
  - (c) carries out civic and ceremonial duties on behalf of the local government;
  - (d) speaks on behalf of the local government;
  - (e) performs such other functions as are given to the mayor or president by this Act or any other written law; and
  - (f) liaises with the CEO on the local government's affairs and the performance of its functions.

### 2.10. Role of councillors

- A councillor —
  - (a) represents the interests of electors, ratepayers and residents of the district;
  - (b) provides leadership and guidance to the community in the district;
  - (c) facilitates communication between the community and the council;
  - (d) participates in the local government's decision making processes at council and committee meetings; and
  - (e) performs such other functions as are given to a councillor by this Act or any other written law.

### 5.41. Functions of CEO

- The CEO's functions are to —
  - (a) advise the council in relation to the functions of a local government under this Act and other written laws;
  - (b) ensure that advice and information is available to the council so that informed decisions can be made;
  - (c) cause council decisions to be implemented;
  - (d) manage the day to day operations of the local government;
  - (e) liaise with the mayor or president on the local government's affairs and the performance of the local government's functions;
  - (f) speak on behalf of the local government if the mayor or president agrees;
  - (g) be responsible for the employment, management supervision, direction and dismissal of other employees (subject to section \*5.37(2) in relation to senior employees);
  - (h) ensure that records and documents of the local government are properly kept for the purposes of this Act and any other written law; and
  - (i) perform any other function specified or delegated by the local government or imposed under this Act or any other written law as a function to be performed by the CEO.

*\* 5.37 (2) requires the CEO to inform the Council of each proposal to employ or dismiss an employee filling a position that the Council has designated under 5.37 (1), currently DCEO, EHO and Works Foreman. This does not apply to a person acting in the position for less than a year, or employed in the position for less than 3 months in any 2 year period.*

### 3. Reports

#### Environmental Health and Building Services

#### Environmental Health, Building and Development Report April 2012

Prepared by William Atyeo, Environment Health and Building Officer

#### Activity Report

Item	Activity this Month	Planned for Next Month
Environmental Health	<ul style="list-style-type: none"> <li>Occupation of bus on mine-site adjacent to town site. A letter has been written to the owners of the land (Mining Lease M59/00266) indicating non-compliance with Town Planning Scheme, Caravan Parks and Camping Grounds legislation, and the Health Act. Seeking removal of bus until authorised to do so.</li> </ul>	<ul style="list-style-type: none"> <li>Follow-up</li> </ul>
Building Services	<ul style="list-style-type: none"> <li>All stats have been sent to the ABS on a monthly basis as required by law, and to other Departments as required.</li> <li>The New Building Act took effect on the 2<sup>nd</sup> April 2012, along with the new Building Regulations. I spent a lot of time off-site trying to implement the changes that need to occur in relation to administration and handling applications, along with the new fee structure.</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>
Development	<ul style="list-style-type: none"> <li>Referral of Gindalbie Metals Ltd – Shine Iron Ore Project and Syncline Track Haul Road. I have reported to the CEO on this matter.</li> <li>Preliminary assessment of compliance report for Extension Hill Camp. Camp is being relocated from BHP Mornington project to Extension Hill Camp.</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>
Town Planning	<ul style="list-style-type: none"> <li>I was approached for advice in regard to the establishment of a 160 man camp by Mutiny Gold by Sept this year at Gullewa. Application forms and information has been dispatch to them.</li> </ul>	<ul style="list-style-type: none"> <li></li> </ul>

#### Other Matters:

- **Water Feature Playground.** Didier has found problems with the system and I have suggested that the installer of the system attend the Shire with him to go through the whole process and remove defective infrastructure.
- **Stormwater Inundation – CEO Office.** I was requested to look at the possible cause of stormwater entering the CEO's Office when there is a downpour. I inspected the gutters in the area and the whole of the roof with the assistance of Didier. Didier has blown the leaves from the gutters which were responsible for holding back the water from draining correctly as this was considered responsible for water building up and flowing back under the roofing iron, into the eaves section and then this would pass through the ceiling in the office.

I also mentioned to Didier that the downpipes also need to be completely free of blockages and debris and he indicated that he would attend to this also.

If this happens again and the gutters are not blocked or holding back water, then the gutters are inadequate and should be removed and larger capacity gutters installed. Didier also fixed a section of guttering that was buckled on the south west side of the building which was allowing the water to disperse over the air conditioner, and the result has been the erosion of the sand around the footings. It is hoped that this situation has also been addressed.

## Corporate Administration

### Executive Report DCEO April 2012

Prepared by Heather Boyd, Deputy Chief Executive Officer

#### Status and Activity Report

Project/ Program	Status/ Comments	Activity this reporting period
Heritage – Anglican Church, Railway Station	<ul style="list-style-type: none"> <li>Requires funding to carry out stabilisation work</li> </ul>	<ul style="list-style-type: none"> <li>Deferred until next year due to workload</li> </ul>
Military History Review	<ul style="list-style-type: none"> <li>Requires extensive work from staff to collate information provided by heritage consultant</li> </ul>	<ul style="list-style-type: none"> <li>Deferred until next year due to workload</li> </ul>
Municipal Heritage Inventory Review	<ul style="list-style-type: none"> <li>Review is overdue. Project will be carried out when funds and staff resources available</li> </ul>	<ul style="list-style-type: none"> <li>Deferred until next year due to workload however Heritage are implementing a project for small local governments to load their heritage register online. This will assist with our review process in due course</li> </ul>

#### Capacity Building – Staff and Elected Members

Policy Schedule 3.2(b), Councillors, requires the CEO to advise Council when the Shire funds councillors to attend any conference or training. This item further informs Council of courses, conferences, training, workshops and other professional development that staff and elected members have undertaken during the reporting period to build capacity to achieve the Council's goals and responsibilities.

Type	Description	Provider	Location	Duration	Participants
Training	Safe Pool Operations	Royal Life Saving	Perth	2 days	<ul style="list-style-type: none"> <li>Didier Blanquart</li> <li>Craig Simpson</li> </ul>
Workshop	Indigenous Councillor Workshop	LGIS	Perth	3 days	<ul style="list-style-type: none"> <li>Laurence Hodder</li> <li>Thomas Hodder</li> </ul>
Training	Elected Members Professional Development Opportunities	Northern Country Zone of WALGA	Geraldton	1 day	<ul style="list-style-type: none"> <li>Neil Grinham</li> <li>Laurence Hodder</li> <li>Thomas Hodder</li> <li>Raul Valenzuela</li> </ul>
Training	Handle Dangerous Goods and Hazardous Substances	Chemsafe	Perth	Half day	<ul style="list-style-type: none"> <li>Didier Blanquart</li> </ul>
Workshop	Integrated Planning for Councillors	WALGA	Yalgoo	1 day	<ul style="list-style-type: none"> <li>Terry Iturbide</li> <li>Laurence Hodder</li> </ul>

#### Funding Applications

Following is a list of funding applications that have been submitted. Items are removed from the list after the Shire has been advised whether the application was successful or unsuccessful.

This list does not include the Shire's recurrent government funding.

Note that where funding has been approved, it does not necessarily mean that the Shire has received the money. After the application has been approved, the Shire must enter into a Funding Agreement with the

grant provider. Some programs remit funds when the agreement is signed but others do not remit until the Shire has completed the project, paid all the bills, prepared a claim, had an auditor audit the claim and then submitted the audited claim (the "acquittal") with an invoice to the grant provider.

Lodged	Amount	Funding Program	Purpose	Status
31/10/11	\$270,606 (or <b>\$405,908) ex GST</b>  Estimated total project cost is \$811,817 ex GST  Variety WA confirmed \$58,290 for playground infrastructure	*CSRFF – provides for funding of 1/3rd of project cost however Shire has also applied for development bonus which if approved, will give ½ of project cost.	Sporting components of Yalgoo Community Hub including Rage Cage, BMX track, Skate Park, refurbishment of tennis court and open sided cover.	Approved including development bonus \$405,908
06/02/11	\$120,000	Northern Planning – Expression of Interest (EOI).	Town Revitalisation <b>planning</b> component (ie: NOT construction) – drainage, sewerage, underground power, community consultation.	EOI lodged – we have been invited to apply for early funding on this to do plans 11/12 financial year.
14/12/11	\$421,211 or <b>\$285,908</b> (depending on CSRRF)	Mid West Investment Plan	Yalgoo Community Hub – sporting component.	Business Case lodged *Provisional approval – MWIP may partner fund IF the CSRRF is also approved and pending final approval by RDL.
14/12/11	\$663,000	Mid West Investment Plan	Town Revitalisation – draining & sewerage component.	Business Case lodged – further information required.

### Vandalism Report

Date	Details/ Action Taken
22/4/12	Break and entry into the railway station. Door between TAB and kitchen badly damaged. This has been reported to police however unlikely to identify offender. Damaged has been temporarily repaired until a replacement door can be sourced.

### Councillor Information Requests

Received From	Details	Status
Nil		■



**General/Other/Meetings**

Item	Comment

**Planned for Next Month**

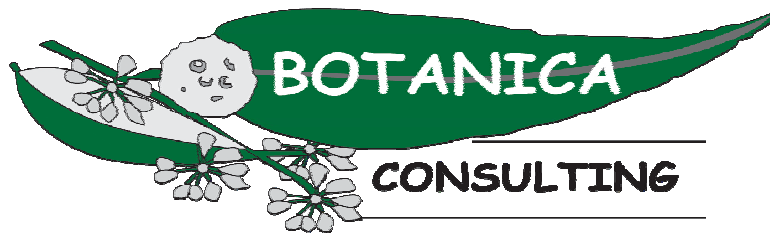
Item	Comment
Community Crime and Prevention	Amlec House have been engaged to do a full audit of Shire buildings with the report to include a review of security lighting, CCTV opportunities and requirements and a suggested alternative keying system. Amlec House are due in Yalgoo late May.
Budget review	This has been completed and will be included in the financial reports for April 2012.
Budget	Preparation for the budget for 2012/13 has been started.
Audit	End of financial year Interim Audit due May 15, 2012.
Fire Control Officers Training (FESA)	29/30 May 2012 Mt Magnet



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Phone: (08) 9093 0024  
Fax: (08) 9093 1381  
Mobile: 0419 916 034  
Email: [jim@botanicaconsulting.com.au](mailto:jim@botanicaconsulting.com.au)  
52 to 56 Oroya St, Boulder  
PO Box 2027 Boulder WA 6432  
ABN 47141175297

Attention: Environmental Health Officer  
Shire of Yalgoo  
Administration Centre  
37 Gibbons Street,  
Yalgoo WA 6635

21/02/2012

Botanica Consulting (BC) were commissioned by ABM Resources to complete a Mine Closure Plan for the Dalgara Mine site (tenement M59/106) located within DEC managed land (ex. Dalgara-former leasehold) approximately 72km north-west of Mt Magnet and 280km north-east of Geraldton.

On the 17<sup>th</sup> February 2012 BC conducted a site visit of the mine site to determine what rehabilitation is required and identify any environmental issues associated with closing the mine site. The mining operation is relatively small covering an area of approximately 55ha (Attachment 1). Rehabilitation requirements include removal of rubbish, dismantling/removal of infrastructure and earthworks such as spreading topsoil and scarifying. Natural seeding has occurred on the Tailings Storage Facility which has a capillary break and there is suitable topsoil stockpiled for further rehabilitation. There were no obvious signs of soil toxicity and the water table has not been penetrated/ disturbed by mining. Attachment 2 provides images of the site.

BC have identified with closure of the Dalgara mine the close proximity of the abandoned open pit to the Mt Farmer road. We are currently in discussions with the Department of Mines and Petroleum to determine the appropriate method for developing safety bunding around to open pit (to prevent access into the pit) without impacting this gazetted road.

As the Shire of Yalgoo is one of the key stakeholders we welcome discussions on any issues that you may have regarding closure of the Dalgara mine site, particularly regarding the Mt Farmer road. Jim and Andrea Williams (BC Directors) have been given the authority to act on behalf of ABM Resources in regards to all reporting related to tenement M59/106 (Attachment 3). Should you have any issues you wish to discuss that we will need to address in the Mine Closure Plan please don't hesitate to contact me.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Jim Williams', with a long horizontal line extending to the right.

Jim Williams  
Botanica Consulting  
Director

Attachment 1: Aerial map of the Dalgaranga mine site within tenement M59/106





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**Attachment 2: Images of the Dalgaranga mine site**

**View of Dalgaranga mine site and surrounding native vegetation within tenement M59/106**



**Area requiring earthworks**





**Area requiring earthworks**



**Areas requiring earthwork and rubbish removal**



**Areas requiring earthwork and rubbish removal**



**Areas requiring earthwork and rubbish removal**





**Infrastructure of the Dalgaranga mine site**



**Infrastructure of the ROM pad of the Dalgaranga mine site**





**South-eastern edge of abandoned open pit in close proximity to the Mt Farmer Road**



**Inside the abandoned open pit**





**Natural seeding of the north-western face of the Tailings Storage Facility**

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**Attachment 3: Authority to act letter from ABM Resources**

1 February 2012

Jim and Andrea Williams  
Botanica Consulting  
52-56 Oroya Street  
BOULDER WA 6432

Dear Jim and Andrea,

This is to advise you that ABM Resources NL authorises you to act on behalf of the company in regards to all reporting it is obligated to do for the tenement ML 59/106. This includes, but is not restricted to, all matters relating to the preparation of a Mine Closure Plan, Annual Environmental Report and Rehabilitation. This authority also extends to Mr Mick Pratt Director of Southland Agribusiness who is working with you on these matters.

If you, or any party to which you may find it necessary to approach, has any questions on this please contact me on 0401 034 541 or email [imantsk@abmresources.com.au](mailto:imantsk@abmresources.com.au).

Yours sincerely

A handwritten signature in dark ink, appearing to read "Imants Kins", written over a light background.

**Imants Kins**  
**Director**  
ABM Resources NL  
Level 1, 141 Broadway  
Nedlands WA 6009

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**ABM RESOURCES NL**

Level 1, 141 Broadway, Nedlands Western Australia 6009 . [www.abmresources.com.au](http://www.abmresources.com.au)  
Email: [admin@abmresources.com.au](mailto:admin@abmresources.com.au) . Tel: +61 8 9423 9777 . Fax: +61 8 9423 9733  
ABN: 58 009 127 020



AUSTRALIAN LOCAL  
GOVERNMENT ASSOCIATION

1 May 2012

Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

Date received 07/05/2012

Council Meeting	File Ref:
CLOSED	<input checked="" type="checkbox"/> SIDE
PUBLIC	<input checked="" type="checkbox"/> INFO letter
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
<input type="radio"/> COPY TO or <input type="radio"/> CIRCULATE:	
<input checked="" type="checkbox"/> CEO	EA/PA
DCEO	
Proj Exec	President
EHO	Councillors

the document  
then  
(F)  
ALGA

To the CEO,

**RE: ALGA BUDGET SUBMISSION 2012-13**

Please find enclosed ALGA's Budget Submission for 2012-13.

ALGA's submission acknowledges the challenging environment facing the Australian Government, given the commitment to return the Budget to surplus in 2012-13 and the impacts of the strong Australian dollar and the unstable global economic outlook.

In its submission, ALGA calls on the Federal Government to show commitment to key areas of concern for local government and to long-term funding of vital services.

ALGA calls for continued investment in local transport and community infrastructure, further investment to enable local communities to realise the benefits of broadband and additional investment in our capacity to adapt to climate change and to mitigate the impact of natural disasters.

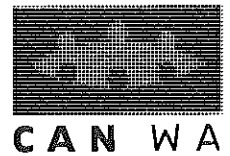
Reform must also continue in the area of Commonwealth-local government financial relations to ensure the long-term financial sustainability of local government and ALGA believes that such reforms must encompass:

- Increased Financial Assistance Grants and an improved growth/escalation methodology;
- Permanent funding for Roads to Recovery and additional funding to address the substantial and very real funding gap for local roads and bridges faced by councils;
- Prevention of cost and responsibility shifting onto local government by other levels of government, particularly the state and territories; and
- Continued progress on constitutional reform, culminating in a referendum on local government in 2013.

I commend this budget submission to you.

Yours sincerely,

Mayor Genia McCaffrey  
PRESIDENT



April 2012

Sharon Daishe  
CEO  
Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

Date received 07/05/12

On Posting	File Ref:
RECEIVED	✓ INFO
PUBLIC	11.1. Works
11.2. Dev	11.3. Finance
11.4. Admin	11.5. Other
COPY TO or CIRCULATE:	
✓ CEO	EA/PA
DCEO	
Proj Exec	President
EMO	Councillors

46-4 CDC tray

Dear Sharon,

**RE: Growing Communities: Arts and Culture in Local Government**

CAN WA is delighted to present you with a complimentary copy of *Growing Communities: Arts and Culture in Local Government*, a publication that celebrates community arts and cultural development taking place within local government in WA. The publication features ten unique community arts and cultural development projects that have occurred across the state and was launched by the Honourable John Day, Minister for Culture and The Arts on 23 March 2012.

The publication features an article 'Why This Work is Important' by Jon Hawkes, renowned cultural analyst and author of the ground breaking *The Fourth Pillar of Sustainability*, recognized around the world for its contribution to the understanding of cultural policies.

Through the ten 'showcase' articles, a *How To* section and a *Resources* section the publication provides assistance and advocacy to support local government cultural development workers and encourages the contribution that local government makes in growing communities through arts and culture.

We hope this publication, which celebrates community arts and cultural development, will inspire more of this important work in local government and the community. This publication will be available to be downloaded from [www.canwa.com.au](http://www.canwa.com.au) in May 2012.

Yours faithfully,

Pilar Kasat  
**Managing Director**



# can wa membership form

I'd like to ☐ **renew my membership** ☐ **become a member of CAN WA**

Membership contact (please include a nominated contact person for an organisational membership, and to be eligible for board nomination you must be an individual member)

mr/mrs/ms/dr name \_\_\_\_\_

organisation \_\_\_\_\_

address \_\_\_\_\_

phone (home) \_\_\_\_\_ (work) \_\_\_\_\_ (mob) \_\_\_\_\_ state \_\_\_\_\_ postcode \_\_\_\_\_

email \_\_\_\_\_

confirm email \_\_\_\_\_

select your membership level

☐ individual full membership \$40

☐ individual concessional membership \$20

(concession/pensioner/unwaged)

☐ organisation small (up to 20 staff) \$60

☐ organisation large (over 20 staff) \$200

☐ organisation not for profit \$60

Would you like to make a tax deductible donation? \$ \_\_\_\_\_

(Donations of \$2 or more paid separately to your membership are tax deductible)

payment details

total amount due: \$ \_\_\_\_\_ ☐ cheque ☐ direct bank deposit

debit my account ☐ visa ☐ mastercard

name on card \_\_\_\_\_

card number \_\_\_\_\_

signature \_\_\_\_\_

expiry date \_\_\_\_\_

declaration

I wish to become a member of Community Arts Network WA subject to Board approval and agree to be bound by the Constitution and by-laws of the organisation. I understand that if the company (CAN WA) dissolves while I'm still a member, or within one year after I cease to be a member, I may be required to contribute a sum total not exceeding \$1.00 (one dollar).

signature \_\_\_\_\_

date \_\_\_\_\_

post to: CAN WA, PO Box 7514, Cloisters Square WA 6850 | Fax 08 9226 2230

# membership benefits

Reap the rewards of being a CAN WA member with these special benefits and discounts!

- Access to artist's details on the CAN WA Community Artist Listing.
- Invitations to our events, launches, forums and networking sessions.
- Members discount on CAN WA Nationally Recognised Training Courses.
- Copies of our publications - including Annual Reports, bulletins, research reports.
- Around the Campfire e-newsletter delivered into your inbox monthly.
- Voting rights at the AGM and eligibility to nominate for the CAN WA Board of Directors.

## Discounts

- Subscribers discount at Luna Palace Cinemas.
- Discount of 15% at all Jackson's Drawing Supplies stores.
- Member's discount at Perth Institute of Contemporary Arts (PICA).

Become a member online and be part of our community artist database at

[www.canwa.com.au](http://www.canwa.com.au)

## Need a CAN WA membership tax invoice?

Contact CAN WA and we'll send you one via mail or email.



# community arts network wa membership



Community Arts Network WA Ltd.

CAN WA Perth - Head Office

King Street Arts Centre, Ground Floor  
357-365 Murray Street  
Perth WA 6000

PO Box 7514, Cloisters Square WA 6850

t | +61 (0) 8 9226 2422

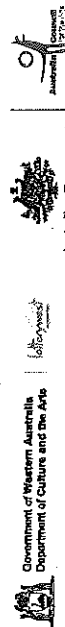
f | +61 (0) 8 9226 2230

e | [admin@canwa.com.au](mailto:admin@canwa.com.au)

abn | 72 106 364 407

To contact our regional offices in Kellerberrin and Narrogin, visit our website or call toll free.

tollfree | 1800 681 021



[www.canwa.com.au](http://www.canwa.com.au)

## about can wa

### Our vision

*A future where culture, creativity and the arts are experienced and known to be essential for community wellbeing and are at the core of a just, diverse and resilient society.*

### Community Arts Network WA (CAN WA) is

the peak body for community arts and cultural development in WA. We inspire and mobilise communities to explore and express their own unique culture through art production, cultural programs, skills development and funding opportunities.

### Our role

Inspire and mobilise Western Australian communities to explore, express and grow their unique and local culture.

Facilitate and promote participation and engagement in community arts and cultural development for community wellbeing.

Nurture artists and artworkers who practice in community arts and cultural development.

Actively engage in partnership development to implement community-determined arts and culture activities.

From: [Communications](#)  
 To: [undisclosed-recipients:](#)  
 Subject: Councillor Direct Issue # 13 28 March 2012  
 Date: Wednesday, 28 March 2012 4:27:31 PM



Issue # 13 28 March

#### This Week's Headlines

- Resolution Of Misconduct Complaints At The Local Level
- ABC Mornings Radio Interview With WALGA President
- Vacancies On Boards And Committees
- Professional Development Opportunities

#### View the current Issues Online

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For further information please contact the Chief Executive Officer, Ricky Burges on 9213 2025 or email [rburges@walga.asn.au](mailto:rburges@walga.asn.au)

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Welcome to WALGA's Councillor Direct Weekly Newsletter for Elected Members for Wednesday, 28 March. A weekly summary of the major business dealings and member benefits as well as links to current publications and items of interest for Councillors.

## RESOLUTION OF MISCONDUCT COMPLAINTS AT THE LOCAL LEVEL

The Minister for Local Government this week released for comment a Consultation Paper – *Resolution of Misconduct Complaints at the Local Level*. This Paper, an outcome of the review of the Local Government Standards Panel, proposes new provisions for handling low level misconduct at the local level by:

- Developing a Uniform Code of Conduct for Elected Members
- Providing for the Mayor or President to assess allegations of low level misconduct
- Establishing a Peer Review Panel
- Deeming whether a complaint is vexatious or frivolous and permitting the dismissal of such complaints

The Minister for Local Government has requested submissions from Local Governments by Friday, **11 May 2012**. The Minister has stated the extremely short consultation timeframe is regarded as necessary to permit Local Government Act amendments to be considered by Parliament this calendar year. A copy of the Consultation Paper can be found at the Department of Local Government's website at the following link –

<http://dlg.wa.gov.au/Content/Legislation/UnderReview/StandardsPanel/Default.aspx#OutcomeOfReview>

To facilitate a Local Government response, WALGA has forwarded an InfoPage and the Consultation Paper to all Councils. Individual Councils may respond directly to WALGA or via their WALGA Zone in the late April/early May round of meetings.

For further information on *Resolution of Misconduct Complaints at the Local Level*, contact Manager Governance, James McGovern on 9213 2093 or [jmcgovern@walga.asn.au](mailto:jmcgovern@walga.asn.au)

## ABC MORNING RADIO INTERVIEW WITH WALGA PRESIDENT

WALGA President Mayor Troy Pickard appeared on the ABC radio morning program on Wednesday, 14 March, speaking with Geoff Hutchison on the changing role of Local Government and responding to criticisms of the sector made by the Premier.

An audio file of the interview and talkback has been posted to the WALGA website homepage and is available at [www.walga.asn.au](http://www.walga.asn.au)

## VACANCIES ON BOARDS AND COMMITTEES

The Association is pleased to announce that nominations are now being sought for the following vacancies:

- Coastal Rock Fishing Safety Working Group (Readvertised)
- Edith Cowan University South West (Bunbury) Advisory Board
- Geographical Names Committee
- Trails Reference Group (Readvertised)

Nominees are required to submit a completed nomination form, statement addressing the selection criteria and short curriculum vitae (2 pages maximum) before the close of nominations which is **5:00pm Thursday 19 April 2012**

Nomination Forms are available from <http://walga.asn.au/MemberResources/GovernanceStrategy/CurrentCommitteeVacancies.aspx>

For more information contact Executive Officer Governance and Strategy, Janet Done, on (08) 9213 2013 or [jdne@walga.asn.au](mailto:jdne@walga.asn.au)

## PROFESSIONAL DEVELOPMENT OPPORTUNITIES

### Land Use Planning – Monday, 16 April

*Land Use Planning* is one of the most difficult areas for Elected Members to deal with – often involving complex issues with the potential for controversy. WALG has structured this course to assist Elected Members navigate the planning system in Western Australia.

It provides an understanding of the purpose of planning, strategic and statutory planning functions, along with the role of the Council and Government agencies. The course addresses contemporary land use planning concepts and decision-making, setting out how the process is managed to meet the expectations of the community.

To access a full course flyer just click the 'training' tab at the top of this flyer or contact [training@walga.asn.au](mailto:training@walga.asn.au)



From: [Communications](#)  
 To: [undisclosed-recipients:](#)  
 Subject: Councillor Direct Issue # 14 03 April 2012  
 Date: Tuesday, 3 April 2012 4:41:54 PM



Issue # 14 03 April

#### This Week's Headlines

- Easter
- 170 Railway Road
- Council Or Board?
- CEO On Long Service Leave
- Travel Responsibly On The Roads This Easter
- Professional Development Opportunities

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For further information please contact the Chief Executive Officer, Ricky Burges on 9213 2025 or email [rburges@walga.asn.au](mailto:rburges@walga.asn.au)

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#### WALGA EASTER MESSAGE

This morning WALGA participated in the Blessing of the Roads for Easter and those present stopped and reflected on how some people would not be here after Easter. They will be yet another statistic on our roads. When it is someone close that is injured or dies in a road accident it is crushing and families suffer forever.

The team working in Road Safety in WALGA take this personally and each and every one of them want you to be safe over this holiday period. One of our colleagues' young son was recently injured in a motorbike accident. He is currently recovering in Shenton Park Rehabilitation Hospital and his life and his parents lives are changed forever. We see the pain on their face.

So from all of them and the WALGA team we urge you to be safe on our roads over Easter.

#### 170 RAILWAY ROAD, LEEDERVILLE

Demolition of 168 and 170 Railway Road, Leederville begins this week to make ready for the new home for Local Government. Construction will begin later this year. WALGA Staff have had an opportunity to participate and contribute to activities related to the landscaping, office fit out, etc. Their contribution will inform the builders, architects and landscape architects who are finalising plans and ensure that the building reflects our sustainability values.

#### COUNCIL OR BOARD?

There is a lot of discussion in the Local Government reform debate about the idea that Councils should operate like Boards and Elected Members should behave more like board members. This is a classic case of a good concept being overtaken by a bad idea.

What is really being suggested in this debate is the proposition that Elected Members should be strategically focussed and not get dragged into operational issues in conflict with the Local Government's administration. This is often referred to as "board like behaviour" - the doctrine of "nose in; fingers out".

Local Governments are complex political and service delivery bodies. The citizens they serve are not as one dimensional as shareholders or as transactional as customers.

A board is not an appropriate structure for managing citizens. However, Elected Members can benefit from observing board like behaviour.

#### CEO ON LONG SERVICE LEAVE

On Thursday, 5 April, CEO Ricky Burges takes off for two months long service leave and Deputy CEO Wayne Scheggia will take over as CEO. Wayne's email is [wscheggia@walga.asn.au](mailto:wscheggia@walga.asn.au) and his telephone number is 9213 2024 and mobile 0407 087 150

#### TRAVEL RESPONSIBLY ON THE ROADS THIS EASTER

##### YOUR ROLE IN KEEPING THE ROADS SAFE THIS EASTER

With Easter being a time when many of us travel near and far to visit family and friends or go to a holiday destination, it is important that we all take care on the roads.

Even one death or serious injury on our roads over the long weekend is too many, with devastating effects impacting upon families, friends and whole communities. We all must make a conscious effort to be responsible road users over the Easter long weekend.

Plan ahead this Easter and remember to – take regular breaks if you are travelling long distances; if you plan to drink, plan not to drive; slow down; make sure you and your passengers wear a seat belt; and turn off your mobile phone to avoid being distracted whilst driving.

#### PROFESSIONAL DEVELOPMENT OPPORTUNITIES

Councillor Roles and Responsibilities – Thursday, 10 May

*Councillor Roles and Responsibilities* covers the behaviours and actions required of Elected Members in meeting their roles and responsibilities. Knowledge of the legislation and regulations within which councils must operate are essential in order for Elected Members to lead and support their communities. Topics covered within the course include the Local Government Act 1995, Local Laws, disclosure of financial interests, meetings and standing orders.

Ethics and Conduct of an Elected Member – Friday, 11 May

*Ethics and Conduct* introduces leadership concepts and the behaviours required of Elected Member in their role as leaders of Council and prominent leaders in the community. The course will provide Elected members with an understanding of current ethical issues and principles to ensure an appropriate, professional and positive ethical framework is maintained. Topics covered within the course include the Rules of Conduct 2007 legislation, good governance, code of conduct and ethical concepts in decision-making processes.

To access a full course flyer just click the 'training' tab at the top of this flyer or contact [training@walga.asn.au](mailto:training@walga.asn.au)

From: [Communications](#)  
 To: [undisclosed-recipients:](#)  
 Subject: Councillor Direct Issue # 15 11 April 2012  
 Date: Wednesday, 11 April 2012 3:23:38 PM



Issue # 15 11 April

#### This Week's Headlines

- Country Local Government Fund Review
- Reminder—Vacancies on Boards and Committees
- Professional Development Opportunities

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For further information please contact the Chief Executive Officer, Ricky Burges on 9213 2025 or email [rburges@walga.asn.au](mailto:rburges@walga.asn.au)

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Welcome to WALGA's Councillor Direct Weekly Newsletter for Elected Members for Wednesday, 11 April. A weekly summary of the major business dealings and member benefits as well as links to current publications and items of interest for Councillors.

## COUNTRY LOCAL GOVERNMENT FUND REVIEW

Regional Development Minister Brendon Grylls has released the Western Australian Regional Development Trust's Review of the Country Local Government Fund (CLGF).

The Trust has made 26 recommendations against the review's terms of reference, addressing:

- The purpose of the CLGF
- What should be funded under the CLGF
- How much should be available through the CLGF
- Who should receive CLGF funding
- Who makes the decision about successful CLGF projects
- What will deliver the best outcomes.
- Capacity Building in the Local Government sector.

Written submissions on the review report can be made. The Association will be preparing an InfoPage on the item requesting sector feedback by Thursday, **3 May** to enable a submission to be prepared by the closing date of Friday, **11 May**.

The report is available on the Department of Regional Development's website [www.rdl.wa.gov.au](http://www.rdl.wa.gov.au)

For more information please contact Executive Manager Governance and Strategy, Tony Brown, on (08) 9213 2051 or [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au) or Tim Lane, Governance and Strategy Facilitator, on (08) 9213 2029 or [tlane@walga.asn.au](mailto:tlane@walga.asn.au).

## REMINDER—VACANCIES ON BOARDS AND COMMITTEES

The Association is pleased to announce that nominations are now being sought for the following vacancies:

- Coastal Rock Fishing Safety Working Group (Readvertised)
- Edith Cowan University South West (Bunbury) Advisory Board
- Geographical Names Committee
- Trails Reference Group (Readvertised)

Nominees are required to submit a completed nomination form, statement addressing the selection criteria and short curriculum vitae (2 pages maximum) before the close of nominations at 5:00pm on Thursday, **19 April**

Nomination Forms are available from <http://walga.asn.au/MemberResources/GovernanceStrategy/CurrentCommitteeVacancies.aspx>

For more information contact Executive Officer Governance and Strategy, Janet Done on 9213 2013 or [jdane@walga.asn.au](mailto:jdane@walga.asn.au)

## PROFESSIONAL DEVELOPMENT OPPORTUNITIES

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Topics covered within the course include the *Local Government Act 1995*, Local Laws, disclosure of financial interests, meetings and standing orders.

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Topics covered within the course include the Rules of Conduct 2007 legislation, good governance, code of conduct and ethical concepts in decision-making processes.

To access a full course flyer just click the 'training' tab at the top of this flyer or contact [training@walga.asn.au](mailto:training@walga.asn.au)

From: [Communications](#)  
 To: [undisclosed-recipients:](#)  
 Subject: Councillor Direct Issue # 16 18 April 2012  
 Date: Wednesday, 18 April 2012 3:28:15 PM



Issue # 16 18 April

#### This Week's Headlines

- Financial Assistance Grants
- Transport And Roads Forum 2012
- Last Chance—Do You Have An Interest In The Following Boards And Committees
- Professional Development Opportunities

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For further information please contact the Chief Executive Officer, Ricky Burges on 9213 2025 or email [rburges@walga.asn.au](mailto:rburges@walga.asn.au)

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Welcome to WALGA's Councillor Direct Weekly Newsletter for Elected Members for Wednesday, 18 April. A weekly summary of the major business dealings and member benefits as well as links to current publications and items of interest for Councillors.

## FINANCIAL ASSISTANCE GRANTS

The WA Local Government Grants Commission has revised its distribution methodology for General Purpose Grants and will apply a revised formula for the next financial year. Road grants will still be calculated using the Asset Preservation model.

The existing methodology has been in place since 1994, and the Commission was of the view that it had become obsolete or inadequate due to a number of issues including changes in the availability of some data sets, the effects of growth and the evolving circumstances of many Local Governments.

Preliminary projections based on current data indicate that 61% (85) of Local Governments will receive an increase in their grant, 17% (23) will experience a reduction and 22% (30) will be on the minimum grant.

Financial Assistance Grants are an important source of funding for many Local Governments, particularly those not on the minimum grant, and it is important that your CEO is familiar with the changes that are likely to occur in the grant and the implications that will follow in terms of your future budgets.

## TRANSPORT AND ROADS FORUM 2012

The Local Government Transport and Roads Forum will be held on Friday, **4 May** at the Burswood Entertainment Complex in Perth. This free event provides an opportunity for Elected Members and senior staff with responsibilities for roads and transport to consider issues facing Local Governments over the next few years. An excellent line-up of speakers and panellists has been assembled who will address road investment decision-making, transport planning and sustainable funding. Providing for the growing freight transport task will be a key topic for discussion. Registration closes on Monday, **23 April**, with seats offered on a first come basis, as seating is limited. To register for this event, please complete the registration form available from the WALGA website ([www.walga.asn.au](http://www.walga.asn.au)) and return to Ulrike Wolter at [uwolter@walga.asn.au](mailto:uwolter@walga.asn.au).

## LAST CHANCE – DO YOU HAVE AN INTEREST IN THE FOLLOWING BOARDS AND COMMITTEES

The Association is seeking expressions of interest from Elected Members to represent Local Government on the following committees:

- Coastal Rock Fishing Safety Working Group (Readvertised)
- Edith Cowan University South West (Bunbury) Advisory Board
- Geographical Names Committee
- Trails Reference Group (Readvertised)

Nominees are required to submit a completed nomination form, statement addressing the selection criteria and short curriculum vitae (2 pages maximum) before the close of nominations at 5:00pm on Thursday, **19 April 2012**.

Nomination Forms are available from <http://walga.asn.au/MemberResources/GovernanceStrategy/CurrentCommitteeVacancies.aspx>

For more information contact Executive Officer Governance and Strategy, Janet Done, on (08) 9213 2013 or [jdane@walga.asn.au](mailto:jdane@walga.asn.au)

## PROFESSIONAL DEVELOPMENT OPPORTUNITIES

### NEW WORKSHOP – Professionally Speaking (or how to deal with communication minefields – everything from media interviews to public hostile meetings)

*Professionally Speaking* is an interactive workshop specifically designed to get participants 'battle-ready' and offers practical techniques for handling unfamiliar public speaking situations with confidence and aplomb. While the focus of the session is on demystifying the media and getting the best result from every media opportunity, these skills can also be effectively used in other business settings.

Presented by award winning TV journalist Andrea Burns.

**Date:** Monday, **14 May**

**Time:** 9.00am – 4.30pm

**Venue:** WALGA Boardroom

**Cost:** \$450 (plus GST)

To access a full course flyer just click the 'training' tab at the top of this flyer or contact [training@walga.asn.au](mailto:training@walga.asn.au)



## Minister for Sport and Recreation; Racing and Gaming

Our ref: 32-11701

Ms Sharon Daishe  
Chief Executive Officer  
Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

Dear Ms Daishe

### **COMMUNITY SPORTING AND RECREATION FACILITIES FUND (CSRFF) GRANT REFERENCE: MWEST C07697 / MW2011/79**

Thank you for your application for funding support through CSRFF to assist with the installation of a rage cage and covering structure, BMX track, skate park and resurfacing of a tennis court.

It is my pleasure to advise you that your application for funding from the CSRFF has been successful and I have approved a grant of up to \$405,908 to assist with this project to be claimed in the 2012/13 and 2013/14 financial years.

The Shire of Yalgoo is to be commended for its commitment to the provision of quality community leisure facilities.

The Department of Sport and Recreation will forward to you details regarding conditions and procedures for acceptance of this grant in the near future.

The State Government is pleased to contribute to the development of much needed facilities in your community. I wish you well for the completion of this project.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Terry Waldron'.

**HON TERRY WALDRON MLA  
MINISTER FOR SPORT AND RECREATION**

0.7 MAR 2012



Cnr Vimiera and Pembroke Roads, Marsfield NSW 2122  
PO Box 76, Epping NSW 1710, Australia  
T (02) 9372 4222 • ABN 41 687 119 230

27 March 2012

Mr Murray Brown  
EO  
Murchison Country Zone of the WA Local Government Association  
C/- 7 Dominican Close  
PORT DENISON WA 6225

Dear Mr Brown,

**RE: March 2012 Update – Activities at the Murchison Radio-astronomy Observatory (MRO)**

**Developments at the MRO**

Good weather has allowed us to catch-up on building activities at the MRO. As a result, we now have 28 antennas in various stages of completion. CETC54 (Chinese engineers) are confident of completing the installation of all 36 antennas by mid-2012. Once the ASKAP antennas have been installed and working, we will move into a phase of fitting the Phased Array Feed (PAF) receivers and complex digital systems. ASKAP will begin the long transition from a construction site to an operational observatory, as we start the commissioning work.

Here is a 'Snap Shot' of the status of the MRO:

- MRO internal roads completed;
- Fibre and power reticulation at the MRO completed;
- All 36 antenna foundations are completed and transformers installed;
- MRO runway refurbishment completed;
- Central Control Building is nearly complete;
- Geothermal cooling system for Central Control Building completed;
- Commissioning of building systems underway, leading to acceptance testing and eventual handover to CSIRO;
- 12 extra beds and expanded dining installed at the Boolardy accommodation facility.

**Central Control Building**

The MRO Control Building is physically finished, and systems testing and commissioning has begun, moving towards final acceptance and handover to CSIRO. At that point, we will begin the installation of internal fibre optic cabling, furniture, computing and network systems, laboratory equipment, etc.

The completed building will also house ASKAP's complex computing systems which form a key part of the telescope. Designed to stringent requirements, the Control Building is thermally efficient and will protect the telescope from radio interference (RFI) that could be generated by the computing systems housed within.

**Murchison Radioastronomy Observatory Support Facility (MSF) Geraldton**

The MSF is located at the Geraldton Universities Centre, Onslow Street Geraldton. When completed (December 2012), it will accommodate our Geraldton based staff, visiting radio astronomers and engineers.

The construction firm, EMCO, is making good progress, with the pouring of the concrete slab commencing on Tuesday 13 March.



### **SKA Site Bid**

There have been news reports concerning the recommendation of the SKA Site Advisory Committee. The recommendation was received 4 weeks ago and the negotiation process is strictly confidential. All we can say at the moment is the following:

- All parties to the SKA bid are bound by strict confidentiality;
- Australia and New Zealand are committed to hosting the SKA and are actively engaged in the current stage of Board deliberations. No vote for a decision on the site is currently scheduled;
- We believe we have a superior site in terms of the scientific, social and political measures being considered.

These news reports are not helpful as they detract from efforts to have meaningful and effective negotiations. We ask for your patience during this negotiation period. There is an SKA Board meeting on 4 April and a series of Member meetings, during which a process will be determined for the final Site Selection Decision.

### **Radio-Quiet Zone and the Murchison**

Please see the attached FAQ sheet on the Radio-Quiet Zone. Please don't hesitate to contact me if you have any questions.

### **Murchison Shire Council Meeting – Thursday 15 March 2012**

Barry Turner (MRO Site Manager) and I attended the Murchison Shire Council meeting on 15 March 2012 to provide an update on ASKAP and discuss issues of interests to both groups.

### **MRO ILUA (Indigenous Land Use Agreement) Liaison Committee Meeting**

I attended the Liaison Committee meeting in Geraldton on 23 February 2012 where members discussed the implementation of non-monetary benefits associated with the ILUA.

Liaison Committee members are Gavin Egan (Wajarri representative), Godfrey Simpson (Wajarri Yamaji Native Title Working Group), Robin Boddington (ASKAP Aboriginal Liaison Officer), Greg Davison (CSIRO Office of Indigenous Engagement) and Priscilla Clayton (CSIRO ASKAP). Guests at this meeting included Michael Raj (Yamatji Land & Sea Council), Rob Hollow (ASKAP Education Officer), Dr Kate Brooks (ASKAP Executive Officer) and I.

**Visitors at the MRO – March 2012**

Dr Lisa Harvey-Smith (SKA Project Scientist) and Barry Turner (MRO Site Manager) hosted journalists from Al Jazeera media English division who visited the MRO in March. Robin Boddington (ASKAP Aboriginal Liaison Officer) was on hand to provide the Wajarri Heritage Induction to our visitors. The resulting news item was very positive and can be viewed at:

<http://www.aljazeera.com/video/asia-pacific/2012/03/2012313102013419684.html>

Please do not hesitate to contact me on (02) 9372-4101 or [Antony.schinckel@csiro.au](mailto:Antony.schinckel@csiro.au), Priscilla Clayton (08) 9923-7755 or Barry Turner on (08) 9923-7750 or 0400 192 519 in Geraldton if you have any questions.

Yours Sincerely



Ant Schinckel  
ASKAP Theme Leader and Director  
CSIRO Astronomy & Space Science



# Mid West Radio-Quiet Zone

CSIRO Astronomy and Space Science

March 2012



This factsheet provides information for pastoralists and others about the radio-quiet zone around the Murchison Radio-astronomy Observatory (MRO) site in the Mid West of Western Australia.

## The Murchison Radio-astronomy Observatory

The Murchison Radio-astronomy Observatory (MRO) is a 126 km<sup>2</sup> area located within the boundaries of Boolardy Station, about 315 km north-east of Geraldton.

The MRO has been created for radio astronomy research and is Australia and New Zealand's nominated core site for the Square Kilometre Array (SKA).

As the site for world-leading telescopes including CSIRO's Australia Square Kilometre Array Pathfinder (ASKAP) and the Murchison Widefield Array (MWA), the MRO is an exciting location for global science.

## Radio frequency interference

Radio telescopes are designed to detect faint radio signals from space, but this also makes them very sensitive to the interference caused by other radio transmissions.

This radio frequency interference can be caused by radio transmissions from mobile phones, two-way radios and broadcasting towers, or by electrical equipment such as vehicles, appliances or electrical machinery.

## The Mid West Radio-Quiet Zone

The Mid West Radio-Quiet Zone (RQZ) is an area around the MRO within which radio frequency emissions need to be managed to ensure the proper functioning of the MRO's world-leading telescopes.

For the lowest frequency range, the RQZ extends to 260 km from the MRO.

The Australian Communications and Media Authority (ACMA) is a federal government authority responsible for regulation of broadcasting, the internet, radiocommunications, and telecommunications.

The ACMA has implemented regulations about the use of radio devices in the RQZ to enhance the national and international status of the area for radio astronomy, and assist in attracting further international investment to the region, including the SKA.

The ACMA has measures in place over the Mid West Radio-Quiet Zone that require people wishing to apply for a new apparatus licence for radio communication devices within this zone and within the frequency range

> The Murchison Radio-astronomy Observatory (grey) is located within the boundaries of Boolardy Station (green) in Western Australia. Credit: CSIRO.

70 MHz – 25 GHz to consult with CSIRO to determine whether the device will adversely affect radio astronomy.

The Mid West Radio-Quiet Zone controls are only as strong as they need to be and restrictions become less stringent further from the MRO and at the higher frequencies.

Under the ACMA measures, radio astronomy is the primary user of spectrum in the central part of the RQZ (within 70 km of the MRO).

Based on CSIRO's understanding of current pastoral activities on neighbouring properties to the MRO, the Mid West Radio-Quiet Zone should not have any significant impact on those activities.

More information on the Mid West Radio-Quiet Zone is available in the Frequently Asked Questions below, and by contacting Dr Michelle Storey, CSIRO SKA Executive Officer, or the ACMA.

## Frequently Asked Questions

### Can pastoralists in the area use CB/UHF/VHF/HF radio vehicle-to-vehicle and vehicle-to-base?

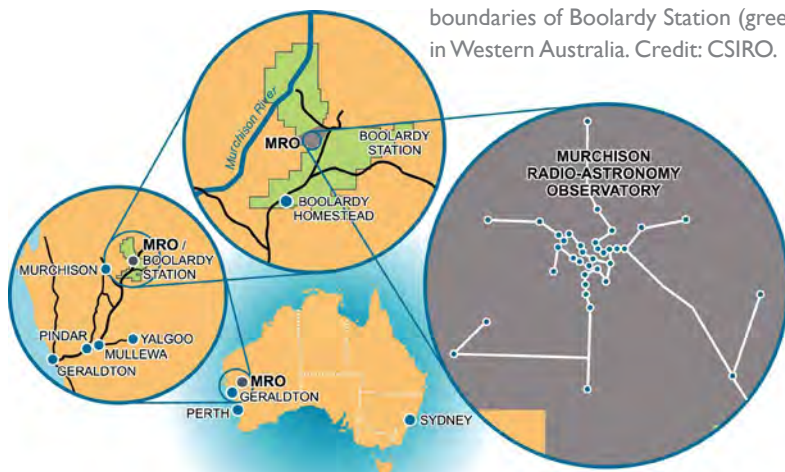
Yes, normal pastoral and emergency use of such radios is acceptable.

### Where can we play radio?

You can listen to AM/FM radio (such as a car radio, stereo radio or portable radio receiver) anywhere outside the MRO.

### Where can we transmit to School of the Air?

Transmitting to School of the Air from existing surrounding homesteads is acceptable.





### Where can we use a mobile phone?

CSIRO requests that you keep your mobile phones, iPhones, etc. turned off in areas where there is no mobile phone coverage in the vicinity of the MRO.

We also request that you minimise use of satellite phones on adjoining properties, but use for normal pastoral activity or emergency use is acceptable.

### Can we use a satellite phone while driving through Boolardy Station?

In order to maintain the unique radio quiet nature of the MRO site now and into the future, CSIRO asks that you do not use your satellite phone while driving through Boolardy Station except in an emergency situation.

### How close to the MRO can we muster with a motorbike?

You can continue your current level of mustering with a motorbike on your own property.

However, we do ask that you contact Barry Turner, CSIRO MRO Site Manager, when you intend to be mustering within 30 km of the boundary of the MRO. This will enable CSIRO to plan around your activity.

### How close to the MRO can we muster with a plane?

CSIRO requests that aircraft movements avoid coming within one nautical mile of the MRO site if possible.



> Construction of an ASKAP antenna at the MRO. Credit: Carole Jackson, CSIRO.

### Where do we need to shield welding work and how do we shield it?

Arc welding activity may be detectable by the radio telescopes at the MRO if the equipment is within 25 km of any of the MRO boundaries.

CSIRO requests that you contact Barry Turner, CSIRO MRO Site Manager, if you are planning more than a few hours of arc welding within 25 km of those boundaries.

This will enable CSIRO to plan around your activity and possibly offer to provide additional shielding equipment for your activity.

### Does the RQZ make a difference to future shed design (that is, open side away from the MRO)?

Possibly, depending on where the new sheds are located. CSIRO would welcome the opportunity to discuss with you your plans for the location and design of any sheds you wish to erect in future.

Note that current homesteads are sufficiently far from the MRO that no special precautions are required.

### Can I install electric fences within the RQZ?

Electric fences may cause interference to radio astronomy if they are sited too close to radio astronomy receivers.

CSIRO requests that pastoralists consult with CSIRO regarding any plans to install electric fences in the vicinity of the MRO.

### Can we visit the MRO any time to see what's there? Or do we need permission from CSIRO to visit the MRO?

The MRO is already the home of some cutting-edge scientific equipment.

As the MRO is a 'work site' and subject to Commonwealth Government occupational health and safety restrictions, you will require prior permission from CSIRO in order to visit the MRO.

Please contact Barry Turner, MRO Site Manager, to discuss opportunities to visit.

### Can we visit our neighbours, the Halleens, at Boolardy Station?

The RQZ will not stop you from visiting the Halleens at Boolardy Station.

### Can the Wajarri Yamatji people visit the MRO whenever they wish?

The MRO Indigenous Land Use Agreement contains details of the Access Protocol for Wajarri Yamatji people. Wajarri Yamatji people should contact Robin Boddington, ASKAP Indigenous Liaison Officer, for further information.

### Do mining companies need written permission from ACMA to install repeater towers for mining camps?

CSIRO is working with commercial and mining companies in the Mid West to develop technical solutions that will enable the satisfactory co-existence of radio astronomy and mining and rail activity.

#### Key Contacts

CSIRO SKA Executive Officer

Dr Michelle Storey  
Phone: 02 9372 4590  
Email: Michelle.Storey@csiro.au

CSIRO MRO Site Manager

Barry Turner  
Phone: 0400 192 519  
Email: Barry.Turner@csiro.au

ASKAP Indigenous Liaison Officer

Robin Boddington  
Phone: 08 9956 8596  
Email: R.Boddington@curtin.edu.au

#### Contact Us

Phone: 1300 363 400  
+61 3 9545 2176

Email: enquiries@csiro.au

Web: www.csiro.au

#### Your CSIRO

Australia is founding its future on science and innovation. Its national science agency, CSIRO, is a powerhouse of ideas, technologies and skills for building prosperity, growth, health and sustainability. It serves governments, industries, business and communities across the nation.



Government of **Western Australia**  
Department of **Local Government**

# DIRECTOR GENERAL'S REPORT

April 2012 and Second Edition



p1.

## DIRECTOR GENERAL'S COLUMN

I am pleased to provide this update on Departmental activities from the past couple of months.

A particular highlight last month was the 2012 Indigenous Councillors' Conference - we were delighted to welcome 20 Indigenous councillors from 10 local governments across the State to the biennial conference.

Held at the Novotel Vines resort over three days, the Conference included sessions on the three levels of government, roles of Council, Councillors and the Chief Executive Officer, as well as meeting process and decision making.

Groups of councillors then attended council meetings as guests of the Cities of Belmont and Gosnells and the Shire of Mundaring.

The second day included a review of the meeting processes observed, discussions on the challenges of balancing cultural and community expectations as elected members, a session on financial reports and budgeting, and 'Agency Speed Dating', where groups of councillors met for 10 minutes with representatives from the WA Grants Commission, WALGA, FESA, Department of Planning and our Department's Indigenous Communities section.

It was really pleasing to hear the appreciation from the delegates for the learning opportunities that the 2012 Conference provided and we certainly welcomed the constructive suggestions made for future conferences.

Jennifer Mathews  
DIRECTOR GENERAL



## IN THIS ISSUE

- Integrated Planning and Reporting
- Update on Local Government Reform
- *Local Government Amendment Act 2012*
- *Local Government (Financial Management) Amendment Regulations 2012*
- Information Communications and Technology Survey
- Multicultural Community Service Awards and Harmony Week
- Feedback sought on 'Implementing the Principles of Multiculturalism Locally'
- Review of the Local Government Standards Panel
- Office of Heritage now the 'State Heritage Office'
- New Direction for State Heritage
- InHERIT – a new heritage inventory software system
- 2012 WA Heritage Awards Winners Announced



## INTEGRATED PLANNING AND REPORTING

Capacity Building continues to be a priority of the Department with the roll out of Integrated Planning and Reporting tools and resources.

New tools and information now online include community engagement (see flow chart below), how to design an engagement process and a range of implementation strategies.

Workforce Planning resources are now being developed to assist local governments, with a toolkit scheduled for release in the very near future.



Information and tools to assist your local governments with strategic risk management are also available from the Integrated Planning website <http://integratedplanning.dlg.wa.gov.au> in the Strategic Community Plan segment.

## UPDATE ON LOCAL GOVERNMENT REFORM

The Narrogin Town, Shire of Narrogin and Shire of Cuballing Councils have voted unanimously to merge their local governments to create a larger entity and improve their overall service provision.

The motion voted on by each council was the agreed position voted on by all three councils, the consolidated positions of their representatives on the Regional Transition Group and endorsed by their chief executives.

The Gascoyne Regional Collaborative Group, which includes the local governments of Exmouth, Shark Bay and Carnarvon, have finalised their Regional Business Plan. The local governments are now determining a governance model for delivering shared services and the Department is working closely with them to progress this.

The plan has identified the areas of Integrated Planning and Reporting, a standard information communications technology framework, and standardising their human resources and financial services frameworks as areas for potential collaboration.

In the Kimberley, the Regional Collaborative Group through their Regional Business Plan has identified opportunities for sharing business planning tools and resources and working together on waste management as areas for collaboration.

The Department is continuing to work closely with the Goldfields Esperance Regional Collaborative Group, which includes 10 local governments.

Earlier this year the Local Government Advisory Board completed its inquiry of the proposal to amalgamate the Shires of Yilgarn and Westonia. Although both councils voted unanimously to merge their two Shires, Westonia called for a poll on 14 April, the results negating the move.

## **LOCAL GOVERNMENT AMENDMENT ACT 2012**

The *Local Government Amendment Act 2012* was passed by both houses of Parliament on 22 March and given Royal Assent on 4 April, the details of which were sent to all local governments in a Ministerial Circular this month.

As an overview, the amendments aim to strengthen the ability of local governments to deliver services to their communities and address governance and public administration issues with focus on:

- improving the standards, performance and calibre of local governments and their elected members
- requiring more prudent investment of public monies by local governments
- providing a role for the Salaries and Allowances Tribunal (SAT) to determine elected member fees and allowances, and also set Chief Executive Officer amounts and limits for salaries and remuneration.

Other key amendments in the Act include:

- the provision of clarification on local governments' abilities to impose charges for prescribed services and amend relevant legislation to enable pensioners to recover rebates for underground power service charges
- the requirement of elected members to resign when elected into Parliament
- the criminal conviction criteria for elected members will be aligned with that of WA Members of Parliament, and
- the introduction of a mechanism for the temporary suspension of a council.

These amendments will be phased in and the Department will continue to write to the sector to provide further detail on these amendments, already one Ministerial and two Departmental Circulars have been distributed:

- *Local Government Amendment Act 2012* (Ministerial Circular 01-2012)
- *Local Government Amendment Act 2012 - Stage 1* (Departmental Circular 07-2012)
- *Local Government (Financial Management) Amendment Regulations 2012* (Departmental Circular 08-2012)

## **LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) AMENDMENT REGULATIONS 2012**

The *Local Government (Financial Management) Amendment Regulations 2012* were gazetted on 20 April (Departmental Circular 08-2012).

These regulations contain amendments to give effect to the provisions in the *Local Government Amendment Act 2012* as well as other reform amendments.

Specifically the key amendments include:

- a new regulation prescribing restrictions on local government investment practices
- updating the maximum interest rates prescribed in regulations 19A, 68 and 70
- amendments to provide new financial ratios to link local government integrated planning with auditing of asset and financial management KPIs
- mandating the use of fair value in local government financial reporting
- a new regulation allowing differential rating based on town/district
- a new requirement that local governments include an additional statement in rate notices advising that the rebate paid to pensioners and eligible seniors is provided by the State Government.

For queries regarding the new financial ratios and fair value reporting requirements, please contact Mr Vern McKay, Principal Project Officer, on [vern.mckay@dlg.wa.gov.au](mailto:vern.mckay@dlg.wa.gov.au) or 6552 1513. For all other amendment queries, please contact Ms Prue Myers, Principal Policy Officer on [prue.myers@dlg.wa.gov.au](mailto:prue.myers@dlg.wa.gov.au) or 6552 1581.



## **INFORMATION COMMUNICATIONS AND TECHNOLOGY SURVEY**

A survey was recently sent to all local governments, an initiative of the Local Government Information Management and Technology Working Group (LGIMTWG).

Information and Communications Technology (ICT) is a key enabler of local government reform and has a growing role to play in building the capacity of local governments to work together, to plan strategically for their future and to adopt business practices that deliver better services to their communities.

This survey, sent by email to each local government's Chief Executive Officer, will provide valuable data about the ICT capability of the local government sector as a whole, and will assist in identifying opportunities for local and regional collaboration.

The information generated from this survey will be important in identifying opportunities for improving local and regional collaboration through the use of new technology.

## **REVIEW OF THE LOCAL GOVERNMENT STANDARDS PANEL**

The Minister has announced the release of the Review of the Local Government Standards Panel together with a proposed new process for dealing with low level complaints of misconduct at a local level.

The proposed model will put in place processes to allow complaints of low-level misconduct to be dealt with at the local level, and has been provided to the sector for consultation through the Western Australian Local Government Association (WALGA), which will forward the sector's responses to the Minister by 11 May 2012.

Both the Consultation Paper and Review Report are available on the Department's website [www.dlg.wa.gov.au](http://www.dlg.wa.gov.au) within the Legislation section on 'Legislation Under Review'.

## **MULTICULTURAL COMMUNITY SERVICE AWARDS AND HARMONY WEEK**

The WA Multicultural Community Service Awards 2012 were held at the University Club on 14 March on the eve of Harmony Week (15-21 March).



Citizenship and Multicultural Interests Minister John Castrilli presents Rockingham City Council Community Capacity Building Manager Michael Holland with the Multicultural Community Service Award.

The WA Multicultural Community Service awards recognise WA individuals, organisations and businesses who have achieved excellence and innovation in advancing a multicultural society through participation, equity and promotion.

Congratulations go to the City of Rockingham, who won the Implementing Multiculturalism Locally Award for developing projects that give young people from culturally and linguistically diverse (CaLD) backgrounds the confidence to contribute and achieve within their local community.

Congratulations also go to the City of Stirling, who received a high commendation in the same category for its range of programs, projects and workshops that engage, assist and empower culturally and linguistically diverse communities and promote the principles of multiculturalism.

Details on the Awards and the other award winners are available on the Office of Multicultural Interests' website [www.omi.wa.gov.au](http://www.omi.wa.gov.au)



## **FEEDBACK SOUGHT ON 'IMPLEMENTING THE PRINCIPLES OF MULTICULTURALISM LOCALLY'**

A request was recently sent to all local governments in a Circular (2-2012) asking for feedback on Office of Multicultural Interest's guide

*Implementing the Principles of Multiculturalism Locally – A Planning Guide for Western Australian Local Governments.*

Your feedback is highly valuable and OMI are asking local government staff to complete a short online survey about their use of the guide. The survey can be accessed using the link [www.surveymonkey.com/s/multiculturalismlocally](http://www.surveymonkey.com/s/multiculturalismlocally)

Please contact the evaluation coordinator Dr Kate Riddell, Acting Principal Policy and Strategy Officer on [kate.riddell@omi.wa.gov.au](mailto:kate.riddell@omi.wa.gov.au) if you require any further information.

## **OFFICE OF HERITAGE NOW THE 'STATE HERITAGE OFFICE'**

The Office of Heritage has been renamed the 'State Heritage Office' to better reflect its role as a branch of the Department of Local Government supporting the Heritage Council.

This will clarify the Heritage Council and the State Heritage Office's services and messages within the community, promote a deeper understanding of roles and functions of each entity, and reduce the confusion between the different heritage agencies, groups and lists. It consolidates reforms and changes in governance and service delivery that arose out of the 2009 Functional Review, which have led to transformational change for both the Council and the Office.

This change coincides with the move by the Heritage Council and the State Heritage Office into the restored State Registered Bairds Building, part of the one40william complex, which will create greater synergies between key government agencies with an interest in heritage.

The new website address for the State Heritage Office is [stateheritage.wa.gov.au](http://stateheritage.wa.gov.au)



State Heritage Office's new home, the Bairds building.

## **NEW DIRECTION FOR STATE HERITAGE**

Owners and decision-making authorities will no longer be required by law to seek Heritage Council advice on maintenance and minor works to State-Registered heritage properties, allowing owners to get on with the job of looking after their heritage places without unnecessary paperwork and delay.

The new regulations reflect a new direction for State heritage, with the changes designed to cut red tape and introduce greater transparency.

However, the regulation changes will not exempt property owners from seeking development approval for minor works if it is required by their local planning scheme but the development approval will be determined at a local level without referral to the Heritage Council.

## ***InHERIT – A NEW HERITAGE INVENTORY SOFTWARE SYSTEM***

Local heritage inventory data will soon be online and freely available to local governments thanks to 'InHERIT', a new software system that will offer a more efficient and effective way to organise local heritage inventory data.

InHERIT is a one-stop-online-shop for State and local heritage inventories and lists and will be launched to the public later this year. It allows local governments to view, edit and create records about heritage places that will be published online. It is free to use and requires no installation or maintenance by local governments.

InHERIT will include geospatial mapping and interactive street view capability, and can be embedded within local government web sites.

The system has already been populated with the State Register and local lists of 50 local governments, and will be a valuable resource for owners, developers, governments, the real estate industry, and the community in general.

InHERIT was developed by the State Heritage Office and the City of Fremantle was the first local government to be involved.

For more information on InHERIT, contact Mike Betham, Manager Strategy and Projects at the State Heritage Office on 6552 4112.

## ***2012 WA HERITAGE AWARDS WINNERS***

Three local governments were honoured in the 2012 Western Australian Heritage Awards.

The Shire of Wiluna and the City of Stirling were recognised for outstanding heritage practices by a regional and metropolitan local government, and the City of Bunbury received a high commendation for outstanding commitment by a public or private organisation.

The three local governments were among 24 regional and metropolitan individuals, organisations and projects honoured at Government House Ballroom in the presence of His Excellency, Mr Malcolm McCusker and the Hon. John Castrilli, Minister for Local Government and Heritage.

The awarding judges said the small and remote Shire of Wiluna had demonstrated exceptional commitment to its Indigenous, mining and pastoral heritage by prioritising heritage within its Strategic Plan, making the best use of limited resources and due to the personal commitment of councillors and staff.

The judges said the City of Stirling had established an outstanding approach to heritage conservation with their Heritage Protection Area and Character Retention Guidelines through active community engagement.

They added that these strategically significant actions to protect the City's heritage buildings and streetscapes of historic suburbs had set a benchmark for other local government authorities to follow.

The City of Bunbury received its high commendation for the Koombana Bay foreshore maritime archaeological survey and test excavations which required a significant commitment from the City, far beyond the normal responsibilities of a local government to its heritage.

The judges said the project was extremely well received by the community, visitors and the heritage and archaeology professions. The investigations from the archaeological dig have contributed to the public understanding of archaeological heritage sites and their significance.

View all the 2012 WA Heritage Award winners at [stateheritage.wa.gov.au](http://stateheritage.wa.gov.au)



18 April 2012

## ASX Announcement

# **BRYAN HUGHES APPOINTED CHAIRMAN**

Ferrowest Limited ("the Company") is pleased to advise that Mr. Bryan Hughes has been appointed to the Board of the Company and will take up the position of non-Executive Chairman with immediate effect.

Bryan is a Chartered Accountant with over 20 years experience in public practice and has been Managing Director of Pitcher Partners Perth, or predecessor firms, for 15 years. During that time Bryan has been on, and consulted to, many Boards.

Bryan has overseen, and facilitated, the raising of significant amounts of capital, and played a pivotal role in the launching of some highly successful resource companies, such as Western Areas, Sinosteel Midwest Corporation, and Consolidated Minerals.

Bryan has expertise in resource project assessment, development and operations and he brings to the Board of FWL a commitment to apply his skills, expertise and network to developing the interests of the Company.

*"I have known the majority of the Board at FWL for more than a decade and I have watched the progress of the Company closely. I am well aware of the significant experience and talent within the Company, and of the quality of both the Yogi Iron Ore Project and the proposed Eradu MPI Project,"* said Mr. Hughes

The appointment of Bryan to the Company as Chairman comes at a point in time where Ferrowest is appropriately funded to ensure its quality projects are progressed and the market is apprised of the enhanced value proposition about to be unlocked.

Bryan's priorities will be to ensure the market is well informed of the progress the Company is making, to focus interest in the value offered in the shares and to ensure the market capitalisation of FWL accurately reflects the real quality of its assets.

Mr. Barry Wyatt has retired as Chairman of the Company to make way for Mr. Hughes' appointment but will continue on the Board as a non-executive director.

*"The appointment of Bryan Hughes as Chairman is an exceptionally good result for the Company. He brings an excellent balance of entrepreneurial drive and sound business acumen."* Mr. Wyatt said. *"It has been a pleasure for me to lead the Ferrowest Board as Chairman since September last year and I look forward to working with Bryan and continuing to contribute to the Board of Ferrowest."*



Mr. Barry Wyatt took over as Chairman on 8 September 2011 while the Company undertook a search for a permanent appointee. Barry oversaw an exciting period in the Company's development with the execution of the Investment Agreement with TFA International Pty Ltd, the Australian subsidiary of Sichuan Tai Feng Group of China and securing the various approvals necessary to implement that agreement. Only the final Chinese Government approval remains outstanding in order to complete the implementation of the Investment Agreement and this is expected shortly.

It is the Company's intention to seek shareholder approval for the issue of 3,500,000 options to Mr. Hughes for nil consideration. The options would be unlisted with an exercise price of 25 cents and a term of three years.

*For further information please contact:      Brett Manning – Managing Director +61 8 9277 2600*

*Bryan Hughes – Chairman +61 (0) 407 990 968*



### **The Yogi Mine Project - Outline**

The Yogi Mine Project proposes the development of a magnetite mining and concentration operation coupled with exploration of potential direct shipping ore ("DSO") grade haematite at the Yogi iron deposit near Yalgoo in the mid west region of Western Australia. Proposed production of magnetite concentrate will target 4,500,000 tonnes per annum ("tpa") at 67%Fe. 3,000,000tpa would be exported through the new proposed Port of Oakajee with the other 1,500,000tpa planned to supply the Eradu MPI Project.

Exploration of potential haematite DSO targets will be a high priority for the Yogi Mine Project with the current concept, subject to satisfactory exploration, study results and government approvals, envisaging conceptual mine production of around 1.5Mtpa. The DSO would be transported by road train to Geraldton for export to China. The relatively simple open cut mine scenario and existing road train approved transport corridor over a relatively short trucking distance direct to the existing port provide an excellent basis for rapid development where exploration is successful.

The current magnetite Inferred Resource estimate at Yogi classified and reported in accordance with the JORC Code is 572 million tonnes at 27.5%Fe.

A target magnetite potential<sup>#</sup> at Yogi is estimated at between 0.8 and 1.2 billion tonnes at an average grade of between 25.5%Fe to 29.5%Fe.

Mineral Resource Estimate	Million Tonnes (Mt)	Fe%	SiO <sub>2</sub> %	Al <sub>2</sub> O <sub>3</sub> %	P%	LOI%
Inferred (Fresh)	500.0	27.68	48.19	5.40	0.06	0.08
Inferred (Transitional)*	72.5	26.28	45.38	5.59	0.05	1.39
<b>Inferred Total</b>	<b>572.5</b>	<b>27.51</b>	<b>47.84</b>	<b>5.42</b>	<b>0.06</b>	<b>0.25</b>

Notes: Tonnages rounded to nearest 10,000 tonnes. Cut-off Grade 23.0% total Fe. Surficial oxide material is not reported as part of the mineral resource estimate.

\*Transitional material is partially oxidised but magnetite-bearing.

# The target potential is conceptual in nature as insufficient data exists to define a Mineral Resource and it is uncertain if further exploration will result in further Mineral Resource. The target potential is based upon calculations prepared by Ferrowest Limited with reference to current experience at Yogi and available data.

### **The Eradu MPI Project - Outline**

Ferrowest Limited is developing the Eradu MPI Project aimed at producing seaborne traded merchant pig iron ("MPI") at 96%Fe using magnetite concentrate from the Yogi magnetite deposit near Yalgoo in the mid west region of Western Australia. Proposed initial production is 1,000,000 tonnes per annum. The plan to process the magnetite concentrate to pig iron at Eradu, 60Km east of Geraldton is premised on the ITmk3® technology and excellent existing infrastructure servicing the project area. The resulting value added merchant pig iron product will be a relatively high margin, high quality, low volume product for export to quality electric arc furnace steel making plants worldwide.

*The information in this report that relates to Exploration Results, Mineral Resources or Ore Reserves is based on information compiled by Graeme Johnston, a Fellow of the Geological Society of London and Malcolm Titley, a Member of the Australasian Institute of Mining & Metallurgy.*

*Graeme Johnston is a Director of the Company and a geological consultant to it through Corad Pty Ltd. Graeme Johnston has sufficient experience which is relevant to the style of mineralisation and type of deposit under consideration and to the activity which he is undertaking to qualify as a 'Competent Person' as defined in the 2004 Edition of the 'Australian Code for Reporting of Exploration Results, Mineral Resources and Ore Reserves'. Graeme Johnston consents to the inclusion in this report of the matters based on his information in the form and context in which it appears.*

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19 April 2012

# ASX Announcement

## General Update

### Investment Agreement with the Tai Feng Group

The Chinese Government approval process for the Investment Agreement with TFA International Pty Ltd ("Tai Feng"), the Australian subsidiary of the Sichuan Tai Feng Group of China, has taken a major step forward with Tai Feng advising that the China Development and Reform Commission ("CDRC") of the Sichuan Province has given its approval to the Investment Agreement. Two further steps remain before the Chinese Government approval condition specified in the Investment Agreement is met but the CDRC approval is the most detailed and onerous stage. The Company is very pleased to clear this very important hurdle. The remaining steps are a Finance Ministry approval and a currency exchange approval.

Once granted, Tai Feng will subscribe for the second tranche of equity (a further \$2M at 20 cents per share) and will provide the first of the \$20M in project funding.

### Further Magnetite Drilling Results from the SAM In-fill Programme

Assays have been received for the next 3 holes of the recently completed 12 holes of the SAM In-fill Programme. The results are generally consistent with the current Inferred Resource block model at SAM. The average grade at Yogi is 27.5%Fe and the 3 holes meet or exceed this expectation. The average values of the major drilling intercepts are provided below.

Hole	Intersections Grade +23%Fe			% Fe	% SiO <sub>2</sub>	% Al <sub>2</sub> O <sub>3</sub>	% P	% LOI <sub>100</sub>
	From	To	Length					
YORC 133 (480157mE) (6877761mN)	0	46	46	29.50	48.23	3.36	0.06	-0.48
	48	70	22					
	78	90	12					
	100	138	38					
			<u>118m</u>					
YORC 134 (480116mE) (6877721mN)	20	30	10	28.69	48.40	3.89	0.06	-0.32
	55	130	75					
	134	150	16					
	158	184	26					
			<u>127m</u>					
YORC 138 (479432mE) (6878438mN)	46	150	104	27.80	48.85	4.34	0.06	-0.63
	197	203	6					
			<u>110m</u>					

**DSO Drilling Programme**

The hematite exploration drilling has been delayed following a mechanical failure on the drilling rig on the second drill hole. The drilling rig was deployed to Yogi fresh out of an overhaul in Perth but following repeated repairs and failures the rig has been returned to Perth where it has been determined that sub-contractors to the overhaul had fitted incorrect parts. This is very disappointing to the Company but repairs of the rig are now nearing completion and the current expectation is that testing under load will be completed in Perth this week. The rig is expected to commence drilling on site early next week.

*For further information please contact:      Brett Manning – Managing Director +61 8 9277 2600*





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*Karen*  
 (F) both electronic  
 + system

Date received 16/4/12

Council Meeting	File Ref:
	MS-18 (new created on 8/5/12)
CLOSED	SIDE
PUBLIC	INFO April 11/12 (F)
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
COPY TO or CIRCULATE:	
CEO	EA/PA
DCEO	
Proj Exec	President
EHO	Councillors

**GINDALBIE**

METALS LTD

ABN 24 060 857 614

 Level 9, London House  
 216 St Georges Terrace  
 Perth WA 6000

 PO Box 7200  
 CLOISTERS SQUARE WA 6850

Tel: +61 8 9480 8700

Fax: +61 8 9480 8799

www.gindalbie.com.au

11 April 2012

 Sharon Daishe  
 Shire of Yalgoo  
 PO Box 40  
 YALGOO WA 6635

*Bill*  
 mine + track  
 located  
 (1) where is this place?  
 (2) Please comment generally  
*flank*  
*SDD*  
 18/4/12

Dear Sharon,

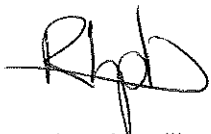
### REFERRAL OF GINDALBIE METALS LTD - SHINE IRON ORE PROJECT AND SYNCLINE TRACK HAUL ROAD

Please find enclosed your copy of the Shine Iron Ore Project and Syncline Track Haul Road referrals and supporting documentation that was referred to the Office of Environmental Protection Authority (OEPA) for approval in March 2012.

Gindalbie Metals Limited (GBG) has undertaken a detailed assessment for both the construction and operation of the Shine Iron Ore Project and the Syncline Track Haul Road. All impacts were determined to be effectively managed through the implementation of appropriate measures and engineering controls. The Draft Shine Iron Ore Project Environmental Management Plan has also been provided in accompaniment to the referral documentation.

Should you wish to discuss any matter in further detail regarding this project, please do not hesitate to contact Parveen Bauer on (08) 6298 1094 or email [parveen.bauer@kararamining.com.au](mailto:parveen.bauer@kararamining.com.au)

Yours sincerely



Rhys Houlihan  
 Superintendent - Statutory Approvals and Compliance

**EHO Processed**  
*M. D. G. 18/4/2012*

- Encl. Electronic CD containing
- Referral forms
  - Proponent Information
  - Project Draft EMP
  - Relevant consultant reports

**To: Sharon Daishe – Chief Executive Officer**

**Date: 18<sup>th</sup> April 2012**

**Referral of Gindalbie Metals Ltd – Shine Iron Ore Project and Syncline Track  
Haul Road.**

Gindalbie Metals Limited (GBG) is proposing to develop a small scale hematite project referred to as the "Shine Iron Ore Project (SIOP)", situated approximately 248 km east of Geraldton in the Mid-West region of Western Australia. SIOP is located within the Shire of Yalgoo, and is approximately 68 km southeast of the Yalgoo townsite and approximately 40 km northeast of the Karara Iron Ore Project (KIOP).

The map I have copied into this report shows the area in which GBG will be operating.

Their proposal is listed below, and they have submitted the required documentation and draft Shine Iron Ore Project and Syncline Track Haul Road Management Plan to the Environmental Protection Authority.

***Minesite***

- Two open pits (south and north pit) for the extraction of hematite iron ore through conventional open cut mining methods.
- Waste rock landform (WRL).
- Run-of-mine ore stockpile pad.
- Mobile crushing and screening plant (if required).
- Associated minesite infrastructure such as a maintenance workshops, portable fuel storage areas, turkey's nest, magazine and offices.
- Diesel gensets at the minesite for the construction and operational period and as emergency power during operations.

***Service infrastructure***

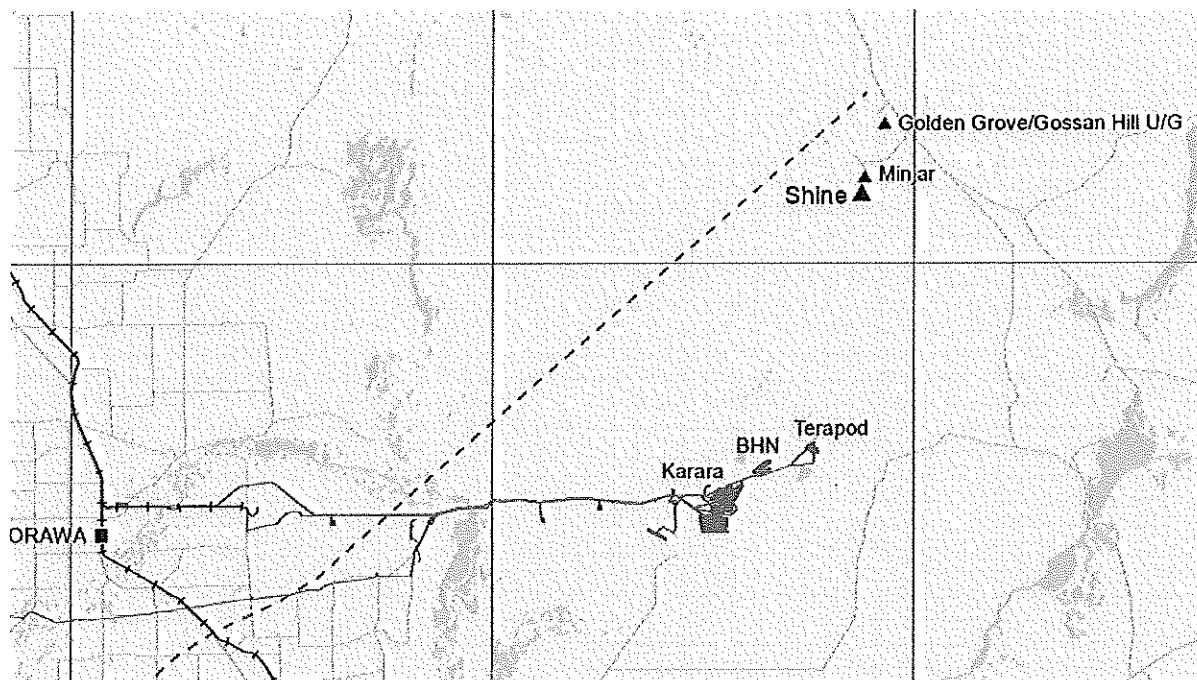
- Abstraction bores at SIOP to supply water for dust suppression purposes.

***Existing infrastructure***

- Accommodation at Minjar Gold mining camp located approximately 5 km north of the SIOP minesite. The camp is equipped to accommodate up to 120 persons.
- Use of existing facilities at Minjar Gold for drinking water supply, bioremediation and landfill.
- Haul road, referred to as the "Minjar Haul Road", for the transport of material via road trains from the site to the Karara rail loop.
- Alternative power supply from Golden Grove, if required.
- Transfer of excess water will be via existing pipelines within the Minjar Haul Road footprint to KIOP for reuse.

It is proposed that where possible, existing infrastructure will be utilised in order to reduce the development footprint of SIOP.





**Comments:**

This is a draft management plan with comments to come from the various Authorities that are relevant in regard to environmental issues, and others that the development may impact. This is the re-opening of the closed mine to my understanding.

I do not see that there are any matters that Council should be concerned about as Environmental issues will be handled by the appropriate authorities, and I have no re-call of any adverse comments or situations that were evident from when this mine was previously operational.

Regards

WV Atyeo  
Principal Environmental Health Officer  
Building Surveyor



## Parliamentary National Party of Australia (WA)

Our ref: JC120323

Shire of Yalgoo  
Chief Executive Officer  
Email: [ceo@yalgoo.wa.gov.au](mailto:ceo@yalgoo.wa.gov.au)

Dear Chief Executive Officer

### **Local Government Amendment Bill: Chief Executive Officer Remuneration**

As you may be aware, on Wednesday March 7 2012 the *Local Government Amendment Bill 2011* successfully completed its passage through Parliament, with the conditional support of the Nationals.

Following the introduction of the bill into Parliament in October 2011, my parliamentary colleagues and I immediately raised concern with Minister Castrilli regarding section 5.39 of the bill. This clause refers the ability for local governments to determine remuneration packages of their Chief Executive Officers (CEO's) to the Salaries and Allowances Tribunal which is based in Perth. We also received considerable amounts of correspondence from local governments and industry groups opposing this clause.

Whilst we were not successful in negotiating to have the clause removed from the bill entirely, we were successful in having an exclusion clause included. The exclusion clause ensures that a person who was employed as the CEO of a local government at the time the bill was read into Parliament on 19 October 2011 and was being paid above the Salary and Allowances Tribunal's recommended salary bandings, will continue to have their remuneration package determined by their local government, not the Tribunal for as long as they continue to be employed in that position.

This amendment will ensure that current local government CEO's being paid above the Tribunal's recommended salary bandings, will not see reductions in their remuneration packages. We have also received confirmation from Minister Castrilli that the Department of Local Government and the Tribunal will continue to liaise in full with all local governments and industry to ensure that their concerns are taken into account when determining CEO remuneration packages into the future.

For your information I attach a copy of the exclusion clause as moved by the Nationals and the Hansard transcripts of the debate on the bill in the Legislative Council. I greatly value and appreciate the hard work that local government CEO's do and hope this clause will go some way to ensuring regional local governments can attract the best people.

If you have any further questions on this matter please do not hesitate to contact me.

Yours sincerely

A handwritten signature in blue ink that reads "Vincent Catania".

**VINCENT CATANIA MLA**  
**Secretary to the Parliamentary National Party**



## THE SITUATION WITH REGARDS TO THE LGA AMENDMENT BILL AS IT APPLIES TO CEO SALARIES.

### 1. Introduction

The Local Government Act Amendment Bill was passed in March 2012.

The Bill was passed without amendment in the Legislative Assembly but when presented to the Legislative Council it was subject to amendment. The amendments were accepted by the Legislative Assembly when re-submitted in that chamber.

The amendments in the Legislative Council were the result of lobbying by representatives of LGMA WA. Max Trenorden of the National Party was very supportive of the LGMA actions to bring about an amendment. It was he who introduced the amendment in the Legislative Council. The “Trenorden Amendment” stated,

#### **“43. Saving provisions for CEOs**

*(1) In this clause —*

***preserved CEO***, in relation to a local government, means a person who is employed, other than in an acting or temporary capacity, as the CEO of the local government on 19 October 2011.

*(2) Section 5.39(7) does not apply in respect of —*

*(a) a CEO for such time as that person is employed under a contract of employment —*

*(i) that was entered into or renewed before section 13 of the amending Act came into operation; or*

*(ii) for a position that was advertised before section 13 of the amending Act came into operation;*

or

*(b) a preserved CEO of a local government if —*

*(i) the remuneration paid or provided to the CEO on 19 October 2011 under a contract of employment was more than the amount recommended by the Salaries and Allowances Tribunal under the Salaries and Allowances Act 1975 section 7A to be paid or provided to the CEO at that time; and*

*(ii) the CEO continues to be employed as the CEO of that local government.*

*(3) Section 5.39(8) does not apply to a local government that is renewing a contract of employment with its preserved CEO in the circumstances set out in subsection (2)(b).*

*(4) Before a local government renews a contract with its preserved CEO in circumstances set out in subsection (2)(b), the local government must take into account any determination by the Salaries and Allowances Tribunal under the Salaries and Allowances Act 1975 section 7A as to the remuneration to be paid or provided to a CEO of a local government that is of comparable size and location.”*

The sections 5.39(7) and (8) referred to state,

(7) A CEO is to be paid or provided with such remuneration as is

determined by the Salaries and Allowances Tribunal under the

*Salaries and Allowances Act 1975* section 7A.

(8) A local government is to ensure that subsection (7) is complied

with in entering into, or renewing, a contract of employment

with a CEO.

#### **What does the Trenorden Amendment mean? :-**

The initial assessment of the final enacted legislation indicates that there will be very few CEOs whose situation will be immediately impacted as a result of the relevant amendments to the LGA. Most will be under contract when the amendments come into operation.

The following table identifies the various groupings of CEO's –

<b>amples - based on CEO who is not acting or temporary</b>	<b>Effect of Bill (as amended)</b>
1. CEO under contract before amended S5.39 (7) commences but salary at that time did not exceed that recommended by SAT.	<p>Unaffected by S5.39 (7) for balance of current contract but upon contract renewal remuneration must comply with relevant SAT Band. Annual salary reviews unaffected even if new remuneration would exceed relevant SAT Band.</p> <p>Note: Council does not even need to “take into account” the recommendations of the SAT.</p>

2. CEO under contract in a position which was advertised before S5.93 (7) commenced.	Unaffected by S5.93 (7) for balance of current contract but upon contract renewal remuneration must comply with relevant SAT Band. Annual salary reviews unaffected even if remuneration would exceed relevant SAT Band.
3. CEO whose contract is operative prior to October 19 2011 and as at that date their remuneration exceeded the relevant SAT Band for the LG. This CEO is classed as "preserved".	<p>Current Contract including annual review provisions is unaffected by the Bill, thus preserved CEOs who are outside the Band will be able to negotiate annual salary increases totally unrelated to the SAT bands applying to their Local Government.</p> <p>Note: Council does not even need to "take into account" the recommendations of the SAT until the contract expires.</p> <p>At the time of contract expiry if the Council and CEO wish to negotiate a new contract they will be able to do so notwithstanding that the CEO remuneration may exceed the SAT Band. In determining the CEO salary package the LG must take into account the SAT determinations.</p>
4. CEO who is employed after October 19 2011 but before section 13 of the amending Act comes into operation.	As for 1. above
5. CEO who was under contract on 19 October at salary within the SAT recommended band but since that time salary has increased above the band.	As for 1. Above.
5. CEO who is employed after amendments come into operation.	Sections 5.39(7) and (8) apply. Salary must be within the band recommended by SAT and must remain there for duration of this and any future contracts.

As soon as a new CEO is appointed the SAT recommendations will apply.

There will be very few CEO's that the SAT recommendations compulsorily apply to over the coming year but eventually they will apply to all.

LGMA is seeking a meeting with SAT to establish the most appropriate means of convincing that body that it needs to improve its methodology so that its recommendations on CEO salaries reflect the roles and responsibilities of those individuals.

The Amendment means mandatory application of SAT recommendations to CEO's in the system is deferred for some time and meanwhile we can work to have SAT develop a system of salary packages that better reflect the role and responsibilities of Local Government CEO's.

Date received 10/4/12

Council Meeting	File Ref:
CLOSURE	
PUBLIC	<input checked="" type="checkbox"/>
11.1. AGO	11.1. Finance
11.2. AGO	11.2. Admin
<input type="checkbox"/> COPY TO	
<input checked="" type="checkbox"/> CEO	11.3. CEO
DCEO	
Prof Exec	President
ENO	Councillors



**NATIONAL CONGRESS  
& BUSINESS EXPO**



LOCAL  
GOVERNMENT  
MANAGERS  
AUSTRALIA

2<sup>nd</sup> April 2012

Sharon Daishe  
Chief Executive Officer  
Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

Dear Sharon,

*National*

## 2012 LGMA National Congress & Business Expo – Perth 20 - 23 May 2012

As Perth is hosting this year's LGMA National Congress, I am writing to personally invite you, your councillors and staff to attend the 2012 LGMA National Congress & Business Expo at the Perth Convention and Exhibition Centre from 20 - 23 May 2012.

The Congress & Business Expo is a world-class event and widely regarded as Australia's leading forum for local government professionals. It provides delegates with a unique experience to learn and seek solutions to our sector's greatest challenges.

The theme for the 2012 National Congress is *'Reframing Local Futures: From stewardship to leadership'*. Delegates will be challenged to examine key issues and explore best practice from leaders in the sector under three streams - Community Futures, Regional Futures and Climate Futures.

As the National Congress is staged in Perth every seven years or so, many of our employees wouldn't normally have the opportunity to experience this national event. To this end I would like to encourage you to support the National Congress by sending some of your staff that wouldn't normally have that opportunity. Day registration is available as an option.

The Congress will showcase local government innovation to more than 400 representatives from Australia and around the Asia Pacific region. The associated networking opportunities, business expo and social activities provide added value to a program that you, your officers and elected officials cannot afford to miss.

A copy of the registration brochure is enclosed, or you may register online at [www.lgma.org.au](http://www.lgma.org.au). Early bird discounts apply to all registrations received prior to 20<sup>th</sup> April 2012.

For more information, contact LGMA National on (03) 9682 9222.

I look forward to your support of the Perth National Congress.

Yours sincerely,

**Shayne Silcox**  
State President  
LGMA National

PO Box 5175  
South Melbourne 3205  
Victoria Australia  
Telephone (03) 9682 9222  
Facsimile (03) 9682 8977  
Email: [national@lgma.org.au](mailto:national@lgma.org.au)  
<http://www.lgma.org.au>  
ABN 85 004 221 818





# LGMA CONNECT

April 2012

Welcome to the second edition of **LGMA Connect** for 2012.

The issues and events in this edition are:

- Local Government Amendment Bill 2011: IMPORTANT MESSAGE FOR CEO's
- LOGO Scholarship to British Columbia – WINNER
- Resolution of Misconduct Complaints at the Local Level
- Project Management – the CIT Project
- Integrated Planning Training
- Executive Management Program, 16–18 May 2012
- LGMA Induction Program for officers in LG
- LGMA National Congress – Scholarships
- Governance Officers Network
- Interviewing Techniques – potential course
- Video-conferencing and its increased application within Local Government
- LGMA staff
- Calendar of LGMA events, 2012.

## Local Government Amendment Bill 2011: Important Message for CEO's

*The Local Government Act Amendment Bill* was passed in the Legislative Assembly in late 2011 and debated in the Legislative Council in March 2012. It was amended in the Council and returned to the Assembly, which accepted the changes.

The amendments related to the provisions whereby CEO salaries were to be set through recommendations of the Salaries and Allowances Tribunal (SAT).

The LGMA submits that common sense prevailed in terms of the amendments. The salaries of CEO's in the system are preserved and the mandatory requirement regarding SAT recommendations will only apply to CEO positions advertised and appointed after the provisions come into operation.

LGMA thanks the Hon. Max Trenorden MLC for his work on this matter.

A separate report on this matter is attached to this newsletter.

LGMA will be distributing a questionnaire on the structure and value of CEO salary packages in the near future. This information will be used in the preparation of the LGMA submission to the SAT as part of their current review.



LOCAL  
GOVERNMENT  
MANAGERS  
AUSTRALIA WA

Unit 21, 168 Guildford Road,  
Maylands WA 6051

T: (08) 9271 1136

F: (08) 9271 1197

E: [admin@lgmawa.org.au](mailto:admin@lgmawa.org.au)

W: [www.lgmawa.org.au](http://www.lgmawa.org.au)

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## LOGO scholarship to British Columbia: WINNER

LOGO Appointments and LGMA are delighted to announce that the winner of the scholarship to attend the LGMA BC conference in Vancouver and then work with 2 Local Governments in British Columbia for a week each is **Annie Riordan**.

Annie is the Director of Corporate and Community Services at the Shire of Augusta-Margaret River.

Annie was chosen from a strong field of 11 candidates. We encourage all of them to apply next year, as they all would have been worthy winners.

## Resolution of Misconduct Complaints at the Local Level

The Minister for Local Government has invited the LGMA to comment on policy proposals to enable allegations of low-level misconduct to be dealt with at the local level (instead of by the Standards Panel). A Department of Local Government consultation paper setting out details of the proposals together with a brief LGMA questionnaire will be circulated to CEOs shortly.

## Project Management – the CIT Project

LGMA and Central Institute of Technology (CIT) are working together to deliver qualifications in a number of topics, primarily project management to Local Government officers in many parts of the State. Most of the courses will be conducted in regional areas. In the past few days LGMA has been advised that it has now received funding in rounds 1 and 2 of the Federal National Workforce Development Fund. This means LGMA WA can work with CIT to provide training for Certificate IV in Project Management, Diploma of Project Management, Diploma of Management and Certificate IV in Frontline Management. Training will be provided for 339 officers in Local Government.

The total value of the project is in excess of \$3/4m which makes it the biggest individual project with which LGMA WA has been involved.

The first class is set for Lake Grace in mid-April 2012. We are currently working with CIT to determine the timetable of courses. More information will be provided to participating Local Governments in the coming weeks.

As a further thought LGMA is negotiating with CIT to establish a Diploma in Local Government (Integrated Planning). If you would be interested in participating in such a course please advise Steve Cole, [steve@lgmawa.org.au](mailto:steve@lgmawa.org.au).

## Integrated Planning Training

The following notice we included in our February 2012 newsletter,

*“As you will recall LGMA ran 15 Integrated Planning Masterclasses and an Integrated Planning Forum in 2011. We provided high*



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*quality training for over 350 Local Government officers in integrated planning.*

*We hope we got to everyone who needed the training but if you or officers in your operation missed out please let us know. If there are people who believe they would like to attend a masterclass or forum and we can identify sufficient numbers then we will organise further events."*

Since then we have received some expressions of interest. We are to commence negotiating with the DLG regarding funding for further training in this field so that such classes can be subsidised.

Therefore, if you or your staff need training in integrated planning please advise us ASAP.

If there is sufficient interest we will run a program in May or June 2012.

## Executive Management Program 16–18 May 2012

The next Executive Management Program will be held from 16–18 May 2012 in Perth. This uniquely designed program represents learning opportunity for Local Government professionals requiring an in-depth understanding of the role and responsibilities of CEO's and Managers in local government.

<http://www.lgmawa.org.au/events/lgma-executive-management-program> for the flyer and registration form.

## LGMA Induction Program for Officers in LG

The LGMA Induction to Local Government program has kicked off with the first session being held at the City of Melville on 23 February 2012. Presenters Bob Searle and Steven Tweedie have also just completed the second session in Capel on 29 March. 48 Local Government officers have attended the sessions and we've received positive feedback about the program and the presenters.

Upcoming sessions are scheduled as follows:

- 03 May – City of Joondalup
- 31 May – Goldfields (Kalgoorlie)
- 28 June – Metropolitan (venue TBA).

The Induction is aimed at officers at all levels, including those new to Local Government as well as others who may not have had much exposure to Council governance previously. Places are still available for the upcoming sessions. Please visit: <http://lgmawa.org.au/events/induction-local-government> for more information and a registration form.

## LGMA National Congress – Scholarships

- Are you keen to improve your knowledge and skills in local government management?



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- Are you interested in networking with over 400 local government leaders from around Australia?
- Are you 35 years of age or under?

Then please apply for a scholarship to attend the LGMA National Congress to be held at the Perth Convention Centre from 21–23 May 2012.

The scholarship covers registration and 3 nights' accommodation in Perth. There is an opportunity to meet scholarship winners from other States.

Please contact LGMA on 9271 1136 or [admin@lgmawa.org.au](mailto:admin@lgmawa.org.au) for the detailed information application form.

## Governance Officers' Network

The LGMA is planning to establish a Governance Officers Network which is expected to operate in a similar manner to existing LGMA networks such as the Finance Professionals and Community Development. We are aware that several informal groups operate already but as this field of professional officers is growing and becoming increasingly important we submit there would be great advantages to bringing them together to discuss common issues. Details are being finalised and will be circulated shortly. Meanwhile, if you wish to discuss the matter with the organising officer at the LGMA please contact Duncan Watson on 9271 1136 or [duncan@lgmawa.org.au](mailto:duncan@lgmawa.org.au)

## Interviewing Techniques – potential workshop

LGMA is investigating a possible workshop on interview techniques. The workshop is aimed at men and women in Local Government who risk missing out on promotions or jobs because they don't know the best way to promote themselves at job interviews. They may also be nervous of answering the interview questions or intimidated by the interview panel.

Participants will learn how to promote themselves in job interviews without bragging, so they sound convincing, confident and credible.

If there is sufficient interest we will run the workshop at the end of May 2012. Please advise the LGMA office if you are interested.

## Video-conferencing and its increased application within Local Government

LGMA WA is planning to trial delivering PD sessions; follow up support and workshops on the following topics across the state by video conferencing.

- Integrated planning classes, forums and one to one specialist support.
- Project Management Program follow-ups (courses presented by CIT).
- Workforce Development and Planning Forums, Mentoring and Support.
- Recruitment and Retention Forum.



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- Induction Programs (Introduction to Local Government).
- Metropolitan Reforms Report – Discussion sessions.
- New Building Act Implementation – Information sessions.

The trial of delivering to Local Government sites around the State is intended to uncover how best to deliver these programs to any site in around metropolitan, regional, rural or remote that can access a suitable internet connection. Our goal is to overcome the inequities in access to education material dictated by our geography.

The project is happening in collaboration with the WA-based *Being There* hosted video conferencing service that will provide access to their network for selected participants free of charge. A questionnaire based on survey monkey will be distributed in the next few days.

## Staff changes at LGMA

LGMAWA is delighted to welcome the following new staff:

- Sue Gartland joined LGMA in February; she replaced Saadiya Budree as the Administration and Membership Officer (Saadiya was promoted to Events Officer).
- Duncan Watson joined LGMA on 29 March 2012, as Research Officer on a 6-month contract.

## Schedule of LGMA Events in 2012

<b>3 May</b>	<b>Induction Workshop, Joondalup</b>
<b>16–18 May</b>	<b>Executive Management Program, Perth</b>
<b>20–21 September</b>	<b>National Community Development Conference</b>
<b>31 October–2 November</b>	<b>LGMA Annual State Conference</b>

## Contact Us

If there is any significant news from your Local Government or region that other members should know about please advise us and we will include it in future newsletters.

Contact details for the LGMA Office are:

Steve Cole	<a href="mailto:steve@lgmawa.org.au">steve@lgmawa.org.au</a>
Viola Jacobs	<a href="mailto:viola@lgmawa.org.au">viola@lgmawa.org.au</a>
Saadiya Budree	<a href="mailto:saadiya@lgmawa.org.au">saadiya@lgmawa.org.au</a>
Sue Gartland	<a href="mailto:sue@lgmawa.org.au">sue@lgmawa.org.au</a>
Duncan Watson	<a href="mailto:duncan@lgmawa.org.au">duncan@lgmawa.org.au</a>

## Thought for the day:

You cannot change the direction of the wind but you can adjust the sails.



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**AMENDMENTS AND SCHEDULES**

**Supplementary Notice Paper No. 241**  
**Issue No. 2**

**WEDNESDAY, 7 MARCH 2012**

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***LOCAL GOVERNMENT AMENDMENT BILL 2011 [241-1]***

When in committee on the *Local Government Amendment Bill 2011*:

**Clause 33**

**Hon Max Trenorden:** To move –

1/33 Page 17, lines 16 to 26 — To delete the lines and insert —

**43. Saving provisions for CEOs**

- (1) In this clause —  
*preserved CEO*, in relation to a local government, means a person who is employed, other than in an acting or temporary capacity, as the CEO of the local government on 19 October 2011.
- (2) Section 5.39(7) does not apply in respect of —
  - (a) a CEO for such time as that person is employed under a contract of employment —
    - (i) that was entered into or renewed before section 13 of the amending Act came into operation; or
    - (ii) for a position that was advertised before section 13 of the amending Act came into operation;or
  - (b) a preserved CEO of a local government if —
    - (i) the remuneration paid or provided to the CEO on 19 October 2011 under a contract of employment was more than the amount recommended by the Salaries and Allowances Tribunal under the

*Salaries and Allowances Act 1975* section 7A to be paid or provided to the CEO at that time; and

- (ii) the CEO continues to be employed as the CEO of that local government.
- (3) Section 5.39(8) does not apply to a local government that is renewing a contract of employment with its preserved CEO in the circumstances set out in subsection (2)(b).
- (4) Before a local government renews a contract with its preserved CEO in circumstances set out in subsection (2)(b), the local government must take into account any determination by the Salaries and Allowances Tribunal under the *Salaries and Allowances Act 1975* section 7A as to the remuneration to be paid or provided to a CEO of a local government that is of a comparable size and location.

### Clause 38

**Minister for Child Protection representing the Minister for Local Government:** To move –

**2/38** Page 22, line 10 — To delete “remuneration” and insert —

amount of remuneration, or the minimum and maximum amounts of remuneration,



**Extract from *Hansard***  
[COUNCIL — Wednesday, 7 March 2012]  
p703b-714a

Hon Ljiljanna Ravlich; Hon Robin Chapple; Hon Max Trenorden; Hon Robyn McSweeney; Deputy President

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**LOCAL GOVERNMENT AMENDMENT BILL 2011**

*Second Reading*

Resumed from 29 November 2011.

**HON LJILJANNA RAVLICH (East Metropolitan)** [8.10 pm]: I rise to support the Local Government Amendment Bill 2011 and to make some comments about it. The bill makes a number of changes to the substantive act. The provisions contained within the Local Government Amendment Bill are aimed at strengthening the ability of local governments to deliver better services to their communities, and addressing significant governance and public administration issues. There are eight key areas of reform or amendment, if we like. I do not really want to go through each of them in great detail; however, I want to touch on a few of them.

The first key reform is the new disqualification provisions for council members so that they cease to hold office when elected to Parliament or convicted of a major crime. I do not know how often this situation has arisen historically. I know that this clause specifically —

**Hon Robyn McSweeney:** A few times.

**Hon LJILJANNA RAVLICH:** A few times. I guess in recent history the latest case was that of the current member for Mount Lawley, Mr Michael Sutherland, who once he was elected to Parliament continued to serve on the City of Perth. I know that there was quite a bit of publicity around that. There were media reports and people wrote letters to the editor about Mr Sutherland double dipping and so on and so forth. There were concerns about if not an actual conflict of interest, certainly a perceived conflict of interest. I guess this may be Mr Sutherland's greatest achievement since he came into the Parliament; that is, having the Local Government Act amended to ensure that other people do not do what he did—namely, serve on a local council after being elected as a member of Parliament. I will quickly read a letter that was in *The Perth Voice* on Saturday, 4 October 2008. It was written by Mr Bill Proude, First Ave, Mt Lawley and states —

I CAN well understand your correspondent Otto Mustard ...

What a burden being deputy lord mayor of Perth and new MP for Mount Lawley. A year ago supporters of Michael Sutherland had high hopes of his becoming next lord mayor. Had he been successful in that contest, would he then have campaigned in the recent WA state election?

The new MP is reportedly concerned about the cost of a city by-election if he quits as deputy lord mayor.

I think that was the excuse that he used, "If I leave now, we'll have to have a by-election. That'll cost the ratepayers a fortune, so isn't it better that I basically continue to serve as a local councillor?" The letter went on to ask how much greater would the cost involved have been if Mr Sutherland had decided to quit as Deputy Lord Mayor and so on and so forth.

Clearly, this is a situation that should have been avoided in the past. I am a bit surprised that Hon Robyn McSweeney advises the house that this in fact has occurred on a number of occasions historically.

**Hon Robyn McSweeney:** I thought you were talking about people who have had criminal behaviour and still been allowed on council. I was referring to that; I certainly wasn't referring to anything else.

**Hon LJILJANNA RAVLICH:** I was not referring to those who are convicted of a major crime; I was referring to council members who cease to hold office when they are elected to Parliament. Anyway, I think it is good that that is tidied up. Most people would argue that it is probably long overdue and that we want to get rid of any grey areas or uncertainty that might be about these sorts of situations when they arise. That is indeed a positive amendment.

I will spend some time on the second provision contained in the Local Government Amendment Bill. I think this is the one that has been a major sticking point; that is, modifying the current power of the Salaries and Allowances Tribunal to recommend the levels of local government chief executive officer salaries and remuneration and to make a binding determination that must be complied with by local governments. The matter of salary, and who should be paid what, and what is the work value of CEOs is indeed an interesting issue. Having been a Minister for Local Government, I have a very high regard for the work done by local governments and I have a high regard for the work done by CEOs of local governments.

**Hon Ken Travers:** Hear, hear!

**Hon LJILJANNA RAVLICH:** Thank you.

By and large, they do a very, very good job indeed and there is no doubt in my mind that it is a job that is becoming increasingly complex. Some would argue it is become increasingly complex because that is what local

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councils decide should happen. In any event, I know the Premier has a view that local governments involve themselves in all sorts of matters; for example, declaring themselves a nuclear-free or GM-free zone or whatever. The Premier has argued—I have read this in the media, but I do not have a direct reference here—that too often local governments take it upon themselves to undertake these additional responsibilities, which take up their resources. Perhaps local governments should have a more narrow focus; namely, on roads, rates and rubbish, rather than on these new areas such as night security. Many local government authorities within the metropolitan area have security patrols at night. One may argue that that is best left to the police. One may also counter-argue that the diminishing resources and resource restrictions of the police department mean it is unlikely that the police will be able to serve local communities to the extent that they want to be served in terms of law and order. We have heard the arguments about how much local governments should do and how much a ratepayer is prepared to pay for what they do, and so forth and so on. It is good that local governments increase not only the breadth of their responsibility, but also the services they provide to their ratepayers. Provided there is agreement between ratepayers and local councils about what is a fair rate of return or payment for the services delivered, everything is okay. That is the view I hold. It is not a view that everybody holds.

There are challenges for local governments in community expectations and we have seen some local governments, quite sleepy little hollows, experience enormous changes over a very short time. For example, the Shire of Serpentine–Jarrahdale went from being a sleepy little hollow to an absolute growth council because during the boom in the few years leading up to 2008, and even now, there was a lot of urban development in the area. This little council went from having very few expectations on it and very little demand on its resources to all of a sudden having huge expectations requiring high levels of technical expertise and needing a CEO able to oversee the challenges of a real growth council. This is not an isolated case; these cases are real right throughout the state. Essentially, on the issue of salaries and allowances for CEOs, I think it is probably fair to some extent that the Salaries and Allowances Tribunal should restrict how much can be paid through a band-type model whereby different local government authorities are rated differently depending on the population and certain other criteria. But there is also the counterargument of some of the restrictions that that will impose on councils and communities.

A very interesting and compelling case was put to me recently by representatives of the Western Australian branch of Local Government Managers Australia about some of the challenges that they are facing. In principle, one of their biggest concerns with SAT determining a salary level based on a band model is that they are facing extremely big challenges to keep their CEOs within the local government sphere. In fact, they are facing major challenges from mining companies in particular to keep all sorts of staffing resources within local government. The argument is that during a period of high economic activity—which we have in the north of this state, where, I think, some \$260 billion worth of resource projects either have been approved or are under consideration—there is a major demand for skilled workers. Of course, one of the challenges faced by local governments is that the mining sector sources its workers from all over the place. Within local governments there are top administrators, environmental scientists, clerical people and workers with all sorts of skill sets. Of course, the challenge is for local governments to compete with the mining sector on remuneration and the sorts of salary packages that the mining sector can afford to pay to entice not only CEOs, but also other employees out of local government. The argument is that the conditions of not only CEOs, but also those in other occupations within local government need to be protected to some extent to make sure that local governments remain competitive with the mining sector. If local governments do not remain competitive, they will be vulnerable to losing these employees. Of course, it is very hard to, firstly, backfill workers who have left and, secondly, to train workers within local government to a certain standard and sometimes even to train them to fit a certain type of culture or ethos within the organisation. There are some very, very interesting challenges facing the local government sector.

Local Government Managers Australia expressed concern about the Salaries and Allowances Tribunal process; clearly SAT has not been looking at local government CEO salaries for very long, and I suppose, over time, it will continue to refine the process and maybe make it more accurate than it currently is. It had some complaints about the existing provisions for CEO salaries. One of the issues brought to my attention is that these salary bands, as they stand, will be restrictive on some CEOs who are already outside the band. There is uncertainty about whether this will mean that they will have to renegotiate contracts to come back within the band, and uncertainty as to how that issue is going to be dealt with.

Hon Max Trenorden has proposed an amendment to address a number of the issues that were raised in relation to CEO salaries and, as I understand it, it will provide some comfort—indeed, a lot of comfort—to CEOs. There is agreement between Hon Max Trenorden, the government and certainly the Labor Party, so we are in unanimity on that amendment. Given that we are in agreement on that amendment, I do not think that we now have to explore all the arguments that were put to me in respect of the difficulties that some of the provisions currently contained within the Local Government Amendment Bill 2011 would cause to CEOs and individual local

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government authorities. I do not think there is much point in canvassing the detail of all that, because we now have a solution to those challenges.

It is fair to say, from my discussions with Local Government Managers Australia, that it takes a fairly pragmatic view of things. I do not think it was unreasonable about what it wants to secure. I thought that it was quite reasonable in representing its members and trying to get a flexible remuneration arrangement that would not disadvantage some members at the expense of others, and an arrangement that would be in the long-term interests of local governments generally.

I am quite happy with the first few dot points, but I want to make a point about the fourth dot point in the overview of the bill, which refers to the addition of a new head of power to enable regulations to be made to regulate the types of investments that local governments can make. There is no doubt that local governments collect revenue in the form of rates and from a range of other sources and that the investment of that money needs to be handled with considerable care.

This provision has been born, I suspect, out of the global financial crisis. That became apparent in 2008–09, when it came to light that local governments had been making investments that were problematic. Just as households had been making investments and had suffered substantial losses in many cases, the same applied to local governments. The global financial crisis no doubt had a significant impact on the investments of just about everybody across the board, particularly given that many people had their money tied up in superannuation funds, and superannuation funds took a huge hit during the global financial crises. Those who had investments in the subprime mortgage market probably took an even greater hit. I therefore think that this provision, which is about limiting the exposure of local governments, or better defining where money can be invested by local governments, is not a bad thing. But, having said that, it would have been a miracle if the local government sector had been able to avoid any impact from the global financial crisis. It is almost as though we are setting a different standard for local governments than we are for everybody else.

Although I recognise the need to protect the interests of ratepayers and to ensure that their money is used in an effective way, there needs to be a balance. We need to make sure that it is not so restrictive that local governments cannot take any risks, because at the end of the day we all know that there is an equation between risk and return, and everybody wants to make a good return on their money. We would not want to limit the capacity of local governments to make a good return on their money, particularly when the economic conditions are such that they would be favourable to making a good return on investment.

I want to refer quickly to a report from the Commonwealth of Australia House of Representatives Standing Committee on Infrastructure, Transport, Regional Development and Local Government, titled “The Global Financial Crisis and Regional Australia”. The report states —

The Committee received evidence indicating that some councils in Western Australia and NSW had exposure to investments which have declined considerably since the onset of the GFC because the investments were linked to the sub-prime mortgage market in the United States. Investments in CDOs, in particular, have been the main cause of the market-to-market book losses of some councils in these states.

I will not go into what CDOs are. I think that the losses incurred by local governments could have been much, much worse. I think that if we take a realistic picture of what happened during the GFC, local governments did not come out of the GFC too badly.

**Hon Max Trenorden:** In particular when people like Moody’s gave full ratings to companies that vanished days later.

**Hon LJILJANNA RAVLICH:** Exactly right. I think local governments did limit their liability and their exposure. Although I accept that perhaps there needs to be a bit more tightening of the controls, which is going to be done through this legislation, there were many sectors that were hit harder than the local government sector. That is because local governments are, by and large, fairly conservative by nature. The other part of that is there are so many small local government authorities. For example, the 40-odd local governments in the wheatbelt do not have a lot of money to throw around or invest. So, if a council does not have a lot to invest, apart from anything else, it will not lose as much because it does not invest as much. That is an interesting issue and I see that it is covered here.

The other issue of concern is the sixth dot point. I quickly want to touch on that. The sixth dot point reads —

the inclusion of a new power to enable the Minister to suspend a council for up to six months and/or require members of council to undertake remedial action where a council has become dysfunctional;



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I have some issue with that because from looking at the legislation, it is quite clear to me that there do not seem to be enough checks and balances for that provision. We do not want to see an abuse of power or councils being sacked by a minister without good cause. We also want to ensure that sufficient due process is followed to provide some confidence to councils and to their members that proper procedure and process will not be abused. I would like to put some questions to the minister when we debate the relevant clause. The other thing we do not want to see is the politicisation, if you like, of councils and councils being sacked because of their political make-up. We know that councils are getting increasingly politicised.

**Hon Robyn McSweeney:** Unfortunately.

**Hon LJILJANNA RAVLICH:** Yes, unfortunately. They always have been, so let us not pretend.

We do not want to see an abuse of this power and councils sacked for political reasons. Questions remain about inquiries being called into underperforming or dysfunctional councils. Who picks up the cost of the inquiry? Historically, we have seen many occasions when ratepayers are billed for the cost of these inquiries. Sometimes they can run into millions of dollars and the poor old ratepayers are stuck to clean up the mess. We do not want to see that. We want to make sure that there are some protections or provisions within the legislation for that.

They are some of the issues that are of interest to our party and certainly to me. I look forward to the committee stage of the bill to explore some of those issues in a bit more detail. It is fair to say that we have worked through the main sticking point of the bill to a satisfactory resolution, and I want to thank Hon Max Trenorden for the work he did on that. Having said that, we will support the second reading.

**HON ROBIN CHAPPLE (Mining and Pastoral) [8.40 pm]:** We have had briefings from the Western Australian Local Government Association and Local Government Managers Australia. I would like to thank both organisations for having briefed us on the Local Government Amendment Bill 2011. We also received briefings from the minister's advisers. The Local Government Amendment Bill 2011 is interesting. On a very simplistic look, it is about one thing; that is, the State Administrative Tribunal setting CEO pay rises. There are many components to the bill—all of which do different things. It is a bit of an omnibus bill in the sense that there are different positions taken by WALGA and by the LGMA at various points within the bill. It is important to go through the relevant aspects of the bill. I say first off that the Greens (WA) endorse local government as the most important of the three tiers of government in our system of government. It is actually the system of government that is closest to the people and reflective of people's needs. Indeed, it is the grassroots decision maker of the people by the people. Also, members would be well aware that in the federal arena we are trying to assist with the referendum to have local government acknowledged as a formal tier of government within the constitution. As such, that will throw up some interesting dilemmas for state governments in the future. The proposition is that if the referendum goes in the way it is anticipated, there might not be the need for states, at a large level, to fund the administrative procedures of local government. Local government will therefore become far more independent and a genuine tier of government, and will receive funding directly from the commonwealth.

Some of the provisions contained in this bill concern me because, again, the state is trying to impose its will over that important third tier of government. Members might be surprised to hear that some of the areas of the bill we support are not those areas that we are known to support. We also do not support other areas of the bill. Let us run through the various issues. The bill has six main parts—disqualification of councillors; SAT setting CEO pay rates; SAT setting councillors' pay rates through fees and allowances; councils' power to invest; area rates and service charges; and the suspension of councils. We support the introduction of the process that ensures people cannot sit as a councillor and as a state member of Parliament at the same time. That is a very logical provision. It is an unnecessary concentration of power in one person both at a local and a state government level. It could create some massive conflicts of interest.

As far as SAT setting CEO pay rates, we support the provisions for the key reasons of achieving independence in the setting of CEO pay rates to ensure that CEOs, as principal advisers to councils, can do so without fear or favour. I have a grave concern when councils set the pay rates of CEOs. At some level from time to time that pay rate setting is not necessarily done for proper, altruistic reasons. I have some examples, which I will not go into now. We acknowledge that many shires in various electorates are paying above the SAT-recommended band. It is really interesting to look at the bands set by the State Administrative Tribunal, which range from 1 to 9. I looked in particular at the local governments in my electorate. Whilst it is quite interesting to note the argument put forward by Local Government Managers Australia, not many local governments in my electorate actually pay over the band. The Shire of Esperance is set at SAT band 6 and fits within the band; the City of Kalgoorlie-Boulder is set at SAT band 8 and sits within the band; the Shire of Broome is set at SAT band 7 and sits within the guidelines; the Shire of Derby-West Kimberley is set at SAT band 6—that is one that pays over the SAT band; the Shire of Roebourne is set at band 7; the Shire of Windham-East Kimberley is set at SAT band 6; and the Town of Port Hedland is set at SAT band 7 and also sits within the band. Where I have a problem is that I do not necessarily think SAT is quite cognisant of some of the issues in rural and remote

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Australia when determining the band levels of local governments. Clearly, those that I have mentioned, such as Port Hedland, are big industrial hubs that SAT has given a high band setting. The Shire of Halls Creek for example, is set at SAT band 4, but it has significant issues to deal with far and above the issues that many other councils have to deal with. Therefore, SAT band 4, in my view, might not be appropriate. The Shire of Sandstone is in my electorate. On some days, people in that municipality are lucky to get fuel, so that a SAT band setting of 1 is probably suitable for that council. Interestingly, the Shire of Sandstone pays only marginally over the SAT band.

It is interesting to note that although there has been quite a lot of talk about the overs and unders of the setting of remuneration, out of the 131 councils we looked at, only 35 actually pay over the SAT band. Members would be surprised to find out which councils they are and the sorts of figures over the SAT band they are paying. The Shire of Chapman Valley is set at SAT band 2 and is paying \$197 000 over the SAT band. The Shire of Katanning is set at SAT band 3 and is paying between \$47 000 and \$82 000 over the SAT band. The other local governments, mainly, are not very much over—by about \$5 000—although there are, as I say, a couple of exceptions. The other reasonably big one is the Shire of Wiluna, which pays \$57 000 over the SAT band and is set at SAT band 2. I think that one of the key problems with the overs is more to do with the setting of the SAT band associated with the work that those councils do, as opposed to the actual amount paid over the band. I find it interesting that the Shire of Wiluna, which has immense logistic problems and is a community that needs a lot of effort put into it, is set at only SAT band 2. I am not sure what the parameters are for setting some of the SAT bands for the managers. I am a former member of the Country Shire Councils Association and the Western Australian Municipal Association, which was the predecessor to WALGA, and also served for seven years as a councillor in Port Hedland. I sometimes wonder whether we went in the right direction in 1995 when managers were appointed to local government. We do not have managers here in the Council; we do not have managers in the other place. We have Clerks—people who administer to the decision makers of the Council. One of the things that has worried me over time is the role that local government managers have taken upon themselves in directing councils as opposed to the elected members. In a broader sense, I am hoping that at one stage one might revisit the full interpretation of what a manager can or cannot do in facilitating the work of councillors and mayors, because they are the people the community elects; they are the people who make the real decisions. However, more and more we are seeing councils acquiesce to the decision-making role of a local government manager. That does not have much to do with the legislation we are dealing with, but it is an overall concern of mine.

We support the Salaries and Allowances Tribunal recommendation for setting the CEO pay rates. Not many shires in my electorate are paying over the SAT level, and it is very minimal for those that are. The minister has indicated that SAT will take submissions from the CEOs and councillors about the rate for each particular council. Therefore, in light of what I have just said, I hope that when the councils go to the minister about the setting of the SAT level, some of the peculiarities of certain councils regarding their needs and their administrative provisions will be taken on board by SAT. The fees and allowances for local councillors, mayors and presidents set by SAT quite clearly support these provisions. I am reminded of a council that tried to remove the stipend to a mayor purely and simply because it did not like the mayor. It was a stipend that had been established by the previous mayor prior to a local government election. The election took place, and the very people who set the new pay rate for the mayor then tried to remove it. Luckily, Hon John Castrilli in the other place took it upon himself to take some action in that matter, so I am thankful to him on those issues. We support making SAT the decision maker about councillors' remuneration and mayors' remuneration. It is exactly the same level of support that we give to that that we give to the fact that SAT should set the CEOs' pay rates also.

The power of councils to invest is a really interesting issue, because in many cases they already do. As we saw from the Lehman Brothers collapse, the horse has already bolted. I do not know whether this will resolve the issue. I hold some concerns about the level of discretion this clause may provide to the minister to simply manage this area entirely by regulation. We would strongly prefer that the issues be reflected in legislation rather than regulation. I have long been a believer, as was a former Clerk of this place, that we should try to do everything in legislation and not by regulation.

I also want local government to have the capacity to invest in social enterprises and transformative industry, such as investment in a low-carbon economy in which there are many localised opportunities, particularly in regional WA. It may be very appropriate for local councils to be involved in the establishment of local infrastructure. The area of rates and service charges clarifies the powers of councils to collect these fees, with concession rates and rebates. We oppose the provision relating to the suspension of councils because we believe that local government is government of the people by the people and it is a bit rich for the state government to have the power to suspend councils. We do not have a problem with councillors—that is quite clearly their role—but when it comes to the minister having the power to intervene in a council without inquiry, without a commission, maybe just on a whim at some stage in the future, we find that is detrimental to the third tier of government. As we have

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already stated, there are three tiers of government in Australia and we consider the third tier of government to be one of the most important and reflective of community.

When we go through the notes provided by Local Government Managers Australia and the position of WALGA, it is interesting to note that there is uniform support for some things and not for others. We will be supporting the legislation but in committee we will be opposing the provision relating to the suspension of councils.

**HON MAX TRENORDEN (Agricultural)** [8.57 pm]: I will present the National Party's view on the Local Government Amendment Bill 2011. I will do something a little different and quote from a letter I received from Mr Stephen Cole, chief executive officer of Local Government Managers Australia WA. I will read this short letter to put some of our concerns into context, because we agree with a few of these issues. The letter states —

I refer to the recent discussions LGMA representatives have had with you in relation to the above and greatly appreciate your willingness to consider the fundamental objections to the Bill's provisions raised by LGMA (WA). Those concerns, on behalf of members, especially those in the non-metropolitan area relate to Local Government CEOs remuneration and the Salaries and Allowances Tribunal Bands.

You will recall that the main objections to the Bill raised by LGMA were:

- that no proper consultation had taken place on the proposal,
- that the proposal overrode the traditional employer/employee relationship,
- that there are issues with one level of Government determining remuneration for an employee of another level of Government,
- that the Local Government sector had not been properly consulted by the Salaries and Allowances Tribunal when it set the Bands and determined the “inclusive” and “exclusive” factors and their relative weightings,
- that “capping” the remuneration of Local Government CEOs, effectively “caps” the remuneration of all other Local Government officers, with significant implications at a time when the State is experiencing a boom and attracting and retaining staff is increasingly difficult, especially for rural and remote Local Governments,
- the 48% of Local Government CEOs in remote parts of the State who currently exceed the relevant SAT Band will be forced to accept a reduction in remuneration when their contract is next under consideration.

The Amendments you propose raising to Clause 43 of the Bill effectively add a “grandfather” provision which will allow those Local Government CEOs whose remuneration exceeds the relevant SAT Band to continue to be paid at that level whilst they remain at that Local Government.

Although LGMA (WA) would rather the Local Government Act was maintained in the current form, the sector does recognise the need for a pragmatic approach given the “political” realities.

As such LGMA (WA) supports the Amendments you propose and appreciates the endeavours you have made to address the sector's concerns and issues.

I would be happy for you to quote from this advice, in full or part, ...

When we received a briefing—I thank the minister for supplying that briefing—there was immediate concern in the National Party about the capacity of CEOs. The reality of the world is that the market prevails. If we cannot pay a person who has sufficient capacity to meet our needs, we are in a serious position.

I have some views that have been heard from time to time on the issue of local government, but I will argue that of the 140 or whatever is the number of local bodies in Western Australia, the most viable one is Wiluna because all Wiluna has to do is receive money for roads and spend it and that is the end of the process. How does a shire go broke doing that?

**Hon Ljiljanna Ravlich:** The cost of bitumen rises?

**Hon MAX TRENORDEN:** Yes, but it cannot spend any more than the amount of money that comes in. I have some strong concerns about this but we will not go into that area.

I will run through a couple of issues here. I know we will be a bit squeezed for time and I understand the minister may not be here tomorrow but the house might have to deal with that. I have referred to the points made

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by previous speakers so I do not want to run over them a lot, but there are some issues the National Party wants to bring to the fore, which are listed in the explanatory memorandum. The first dot point is as follows —

- new disqualification provisions for council members so that they cease to hold office when elected to Parliament or when convicted of a major crime;

I have been a member of both the other place and this place for 25 years and I have seen many members come into Parliament who have served in local government. Personally, I think it is a good amendment, and the National Party has no argument about that. The next point reads —

- modifying the current power for the Salaries and Allowances Tribunal to recommend the levels of local government chief executive officer salaries and remuneration to making a binding determination which must be complied with by local governments;

That is where we had our difficulty, and I will come back to that in a moment. The next point reads —

- the inclusion of a new power for the Salaries and Allowances Tribunal to set the levels of fees and allowances paid to council members;

I still have a problem with this. The good people of the Salary and Allowances Tribunal announced the other day that they are now looking at the next round of our salaries, a matter very close to our hearts! But I worry about that good band of people, because it is a tiny band of people. I think there are three in that office—a very small number. I know a commitment has been made to increase the number of people in that office, but I still worry about their capacity to reach out to Wiluna or even Port Hedland and understand the conditions and purposes of those councils. I am not in any way critical of the current SAT operation. I think it has served us, judges and a range of other people very well and has done its job in an independent and resourceful manner. But I still have a concern. The National Party expressed concern during the briefing that we will want to know that SAT has the capacity to really understand what it is like to be a CEO at Wiluna, Cue or wherever it may be. That is yet to be proved but it is a concern to the Nationals. The next point reads in part —

- the addition of a new head of power to enable regulations to be made to regulate the types of investments ...

We congratulate the minister for that effort. We were very concerned for a while about the proposed restrictions on investments, but that worked its way through and has come to a good and logical result. It means that, particularly in some rural communities, as well as in some metropolitan communities, there are some favoured institutions that they wish to deal with. They have relationships with institutions other than the big four banks and it is important that they can keep those relationships going. We congratulate the minister for working through that and coming to a good outcome there. The next point reads —

- clarifying the powers of local government to impose service charges for underground power and the ability for rebates to be paid under the *Rates and Charges (Rebates and Deferments) Act 1992*;

We have no argument with that. The next point reads in part —

- the inclusion of a new power to enable the minister to suspend a council for up to six months ...

We have no argument with that or the remaining couple of dot points on the list. We know from what we hear in our electorates that the local government CEOs' salaries are an issue for ratepayers. The National Party also knows, because it works with and has a relationship with its local governments, that the capacity of the chief executive officer is an important issue to the community. If a local government's capacity to pay for a quality CEO is reduced, then the capacity of the community is reduced. We were not at all happy with that aspect of the bill, and I thank the minister, and the minister representing the minister in this place, for allowing us the opportunity to negotiate on that. I will talk about that during the Committee of the Whole.

I do not want to say any more. We have sort of had a real problem today in that we are breaking out in agreement, which is not a good thing; it may, nevertheless, reduce the hours we spend in this place! I thank Hon Ljiljanna Ravlich for her kind words. She works closely with us in matters of local government, and we appreciate that. She tells us when she is unhappy and she tells us when she is happy. The same could be said of the minister, and the National Party appreciates the efforts of the minister's staff. We also appreciate the opportunity to move the amendment I will be moving a little later, and I will have one small question when I move that amendment. The National Party presumes that its amendment will get up, and it supports the bill.

**HON ROBYN MCSWEENEY (South West — Minister for Child Protection)** [9.07 pm]: — in reply: I would like to thank Hon Ljiljanna Ravlich for her contribution, and her support of the Local Government Amendment Bill 2011, and also that of Hon Robin Chapple; I did not know whether he was going to support the bill, but I found out at the end and I thank him for his support. I also thank Hon Max Trenorden.



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Hon Ljiljanna Ravlich made some disparaging remarks about Michael Sutherland, the member for Mount Lawley.

**Hon Ljiljanna Ravlich:** It was not disparaging; it was from the media!

**Hon ROBYN McSWEENEY:** No, I thought it was disparaging, so I am going to say so. Her remarks were about being a councillor and a member of Parliament at the same time. So, although it related to the bill, I still think she needs to be chided for talking about Michael Sutherland in that way.

**Hon Ljiljanna Ravlich:** Are you saying that he didn't stay on council?

**Hon ROBYN McSWEENEY:** I am saying that the way the member spoke about him was very disparaging.

**Hon Ljiljanna Ravlich:** He stayed on council; he should not have. I don't agree with the fact that he did—big deal!

**Hon Max Trenorden** interjected.

**Hon Ljiljanna Ravlich:** Give it a rest!

**Hon ROBYN McSWEENEY:** I am trying to be serious now, and I am, because Michael Sutherland is, of course, the member for Mount Lawley and a very fine parliamentarian.

**Hon Kate Doust:** Not for long!

**Hon ROBYN McSWEENEY:** If that is the best Hon Kate Doust can come up with!

Several members interjected.

**Hon ROBYN McSWEENEY:** The opposition has to put in a has-been and go round twice!

**Hon Ljiljanna Ravlich:** So you don't like seniors now?

**Hon Nick Goiran:** I don't even think they've finished their preselection!

**Hon ROBYN McSWEENEY:** I actually think that Bob Kucera is a nice bloke, but the best the Labor Party can come up with is somebody who has been here before, and I just wonder why.

Several members interjected.

**The DEPUTY PRESIDENT (Hon Michael Mischin):** Order, members!

**Hon ROBYN McSWEENEY:** Actually, that was quite a fantastic comeback for Hon Kim Hames! What a fantastic comeback! What a great Deputy Premier he is!

**Hon Ken Travers:** Why are you picking on seniors?

**The DEPUTY PRESIDENT:** Order, members! We have had our fun. Minister.

**Hon ROBYN McSWEENEY:** Excuse me; I never mentioned Bob Kucera as a senior.

**Hon Ljiljanna Ravlich:** You did!

**Hon ROBYN McSWEENEY:** That never entered my head.

**Hon Ljiljanna Ravlich:** You said that he was old.

**Hon ROBYN McSWEENEY:** I said that he had gone around twice—gone around twice.

**The DEPUTY PRESIDENT:** Getting back to the debate.

**Hon ROBYN McSWEENEY:** Hon Ljiljanna Ravlich certainly gave us a good description of the overview of the bill and said that she had high regard for CEOs of local government, as do most of us. Most local government CEOs put the community first, as do local government councillors. Keeping staff in local government certainly is a challenge. When I was on council many years ago, it was a problem getting grader drivers. People might think that grader drivers are just —

**Hon Max Trenorden:** It is a major skill.

**Hon ROBYN McSWEENEY:** Yes, it is absolutely a major skill, especially on those gravel roads in the country and how they go along the edge of the road; it is a great skill. That is something that I learnt on council. I just thought anybody could be a grader driver, but no, they cannot. If they get a really good one, they keep them. There are many levels of staffing in local government, and a lot of people go off to the mining industry, and it is a challenge to keep good staff in the community.

The agreement we have reached with Hon Max Trenorden with his amendment at clause 33 has been a good compromise. I think we are in agreement with the Labor Party and the Nationals on that. We talked about regulating investments. Sixty million dollars was lost from local government in bad investments, so that is why

**Extract from Hansard**  
[COUNCIL — Wednesday, 7 March 2012]  
p703b-714a

Hon Ljiljanna Ravlich; Hon Robin Chapple; Hon Max Trenorden; Hon Robyn McSweeney; Deputy President

---

we are going to regulate investments. One small council I know lost \$8 million, which is a lot of money to lose out of a small rate base. So \$60 million overall is quite a loss when we think of some of those smaller councils.

Hon Robin Chapple talked about the proposals and said that in the main he would support the legislation. He was concerned about the SAT bands and said that, even though he supported the bill, he would vote against some clauses. I thank Hon Max Trenorden for his contribution. I know that local government is very close to Hon Max Trenorden's heart, as it is to mine. I think most rural members of this place are very close to their local governments and their CEOs, and know their councillors personally.

I think Hon Ljiljanna Ravlich said something about councils being political. When I was on council for six years most people knew that I was Liberal, but that did not really enter into it when I was in council, because councillors were community people and worked for the community. Whether someone is Labor, Liberal or National, if they sit on council, they still work really hard for the community. I would hate to see it polarised one way or the other.

A couple of members mentioned suspending a council for up to six months. I know that Hon Robin Chapple was not very keen on that clause, but I think a minister should have the right to go in and suspend a council. I have seen councils deadlocked and I have seen very dysfunctional councils.

**Hon Robin Chapple:** There is a process under which he can still can do that. He doesn't need this.

**Hon ROBYN McSWEENEY:** Yes. Having been in local government and having been the shadow Minister for Local Government, I believe this clause is very relevant, especially in relation to some of the councils in the past that I have seen. I thank all members for their contributions. As we go through this legislation clause by clause, I know that some members have some concerns that they are going to raise. Hopefully, we can put those to rest in the committee stage.

Question put and passed.

Bill read a second time.

*Committee*

The Deputy Chair of Committees (Hon Michael Mischin) in the chair; Hon Robyn McSweeney (Minister for Child Protection) in charge of the bill.

**Clauses 1 to 21 put and passed.**

**Clause 22: Part 8 Division 2A inserted —**

**Hon ROBIN CHAPPLE:** The Greens (WA) take the position of opposing clause 22. It is the position of Local Government Managers Australia and the Western Australian Local Government Association to oppose this clause. We do so because although LGMA and WALGA supported amendments to the legislation to allow temporary suspension of elected members subject to serious complaints, they made it very clear to the minister that they did not support the ability of the minister, in some cases with little or no recourse, to actually suspend a council. WALGA was very concerned about this, as was LGMA; therefore, we oppose this clause.

**Hon LJILJANNA RAVLICH:** The Labor Party also opposes this clause. We do not believe that there are enough checks and balances to provide protections, so Labor will join with the Greens in opposing this clause.

**Hon ROBYN McSWEENEY:** Suspending a council would not be undertaken lightly. I will give examples of when this provision may be used. As I said, it can be used when councils are deadlocked and dysfunctional or when councillors are infighting and it is impacting on their ability to make decisions—for example, when they walk out of meetings or there is no quorum. The Western Australian Local Government Association wanted individuals sacked, not councils. Other examples in which a council could be suspended are if councillors sue each other or if there are levels of complaints. The process would be that the minister would take advice from the department. The minister would then issue a show-cause notice. The local government has a minimum of 21 days to provide a written response; the minister can set a longer period if he or she wants. The minister considers the response and decides on an appropriate course of action. The decision sits fully with the minister and there is no right of appeal. The possible decisions include taking no action; requiring one or more, or all, councillors to undertake remedial action—for example, training or remediation; suspending the council for up to six months; or both suspending and requiring remedial action. If the council is suspended, a commissioner is appointed for the duration. The suspension ends when the minister decides the issues appear to have been resolved—that is, the minister reinstates the council before the end of the six months; the minister decides that there are very serious underpinning issues and institutes a panel of inquiry; or the suspension expires in six months and the council is automatically reinstated.

**Hon ROBIN CHAPPLE:** Minister, the issue for us is that proposed section 8.15C(1)(b) provides for “such other factors as the minister considers relevant”. The Greens support local government as a third and important

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tier of government elected by the people. If there is a dysfunctional council, which there is from time to time, not only can the minister already intercede, but also it is basically the community that then makes a decision about its elected members at the next election. If we were a dysfunctional house or a dysfunctional government, the electors would make the decision; we would not have somebody else tell us what to do. I respect the values of that third tier of government. As dysfunctional as some local governments may be from time to time, they comprise people who were elected by the community and they, like us, have to learn to work together. Therefore, the ability for the minister to use any “such other factors as the minister considers relevant”, in my view, in the view of the Western Australian Local Government Association and in the view of Local Government Managers Australia is not an acceptable position. If the state wants to run local government, this is one of the first ways that it can start to do that.

**Hon ROBYN McSWEENEY:** No minister would undertake this lightly. No minister would go into a community and undertake to dismantle a council lightly. That has been proven through the ages; ministers do not like going into communities and disbanding councils. I can clearly say that whether it was an opposition party minister or one of our ministers, it would not be done lightly.

Clause put and a division taken with the following result —

Ayes (17)

Hon Liz Behjat  
Hon Jim Chown  
Hon Peter Collier  
Hon Mia Davies  
Hon Wendy Duncan

Hon Donna Faragher  
Hon Philip Gardiner  
Hon Nick Goiran  
Hon Alyssa Hayden  
Hon Col Holt

Hon Robyn McSweeney  
Hon Michael Mischin  
Hon Norman Moore  
Hon Helen Morton  
Hon Simon O'Brien

Hon Max Trenorden  
Hon Ken Baston (*Teller*)

Noes (12)

Hon Matt Benson-Lidholm  
Hon Helen Bullock  
Hon Robin Chapple

Hon Kate Doust  
Hon Sue Ellery  
Hon Lynn MacLaren

Hon Ljiljanna Ravlich  
Hon Linda Savage  
Hon Ken Travers

Hon Giz Watson  
Hon Alison Xamon  
Hon Ed Dermer (*Teller*)

Pairs

Hon Nigel Hallett  
Hon Brian Ellis  
Hon Phil Edman

Hon Jon Ford  
Hon Sally Talbot  
Hon Adele Farina

**Clause thus passed.**

**Clauses 23 to 32 put and passed.**

**Clause 33: Schedule 9.3 Division 2 inserted —**

**Hon MAX TRENORDEN:** I move —

Page 17, lines 16 to 26 — To delete the lines and insert —

**43. Saving provisions for CEOs**

(1) In this clause —

*preserved CEO*, in relation to a local government, means a person who is employed, other than in an acting or temporary capacity, as the CEO of the local government on 19 October 2011.

(2) Section 5.39(7) does not apply in respect of —

(a) a CEO for such time as that person is employed under a contract of employment —

(i) that was entered into or renewed before section 13 of the amending Act came into operation; or

(ii) for a position that was advertised before section 13 of the amending Act came into operation;

or

(b) a preserved CEO of a local government if —

(i) the remuneration paid or provided to the CEO on 19 October 2011 under a contract of employment was more than the amount recommended by the Salaries and Allowances Tribunal under the

**Extract from *Hansard***  
[COUNCIL — Wednesday, 7 March 2012]  
p703b-714a

Hon Ljiljanna Ravlich; Hon Robin Chapple; Hon Max Trenorden; Hon Robyn McSweeney; Deputy President

- Salaries and Allowances Act 1975* section 7A to be paid or provided to the CEO at that time; and
- (ii) the CEO continues to be employed as the CEO of that local government.
- (3) Section 5.39(8) does not apply to a local government that is renewing a contract of employment with its preserved CEO in the circumstances set out in subsection (2)(b).
- (4) Before a local government renews a contract with its preserved CEO in circumstances set out in subsection (2)(b), the local government must take into account any determination by the Salaries and Allowances Tribunal under the *Salaries and Allowances Act 1975* section 7A as to the remuneration to be paid or provided to a CEO of a local government that is of a comparable size and location.

**Hon ROBIN CHAPPLE:** If I may, I will take a bit of licence here. This is the provision that enables SAT to determine the levels. Earlier this evening, I read out some figures provided to me by Local Government Managers Australia and I have received a note to say that I referred to Chapman Valley \$197 000 over the limit. I have been advised by way of a note that the figure is \$19 700. The stat sheet given to me by the LGMA was incorrect. I need to put that on the record, if I may.

However, the Greens will not be supporting Hon Max Trenorden's proposed amendment, again because we think the intent of the bill as presented by the government was the way to go. We believe that local government managers' levels should be set by SAT. Hon Max Trenorden's proposed amendment seeks in some way to water down the government's proposal and therefore does not have our support.

**Hon MAX TRENORDEN:** I just wish to get the minister's response to this question. I have spoken to a few people today about the words "must take into account" in the second line of proposed subclause (4) of the amendment. I just want to clarify with the minister the interpretation of those words. A strict interpretation of the word "must" means that there is a compulsion. I know that we have had debate after debate about the words "may", "must" and so forth, but I just want it to be clear for those people who will operate under this act in the future. Hopefully, my amendment will be carried, so I will not debate it any further. The question over the words "must take into account" is: is it a compulsion?

**Hon ROBYN McSWEENEY:** I can see what the member means. It could have a double meaning. The proposed subclause provides that the local government must take into account any determination, so it must look at any determination. It is compulsory because it provides that a local government is to ensure that it complies with section 5.39(7) in entering into or renewing a contract of employment with a CEO. This amendment gives flexibility, so it is not compulsory.

**Hon Max Trenorden:** I accept that, minister; thank you.

**Hon ROBYN McSWEENEY:** I can see what the member meant very clearly.

**Amendment put and passed.**

**Clause, as amended, put and passed.**

**Clauses 34 to 37 put and passed.**

**Clause 38: Section 7A replaced —**

**Hon ROBYN McSWEENEY:** I move —

Page 22, line 10 — To delete "remuneration" and insert —

amount of remuneration, or the minimum and maximum amounts of remuneration,

**Amendment put and passed.**

**Clause, as amended, put and passed.**

**Clauses 39 to 41 put and passed.**

**Title put and passed.**

**Bill reported, with amendments.**





## Metropolitan Local Government Review

*See also  
document  
in April Info*

Ms Sharon Daishe  
Chief Executive Officer  
Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

Date received 07/05/2012

Council Meeting	File Ref:
CLOSED	✓ SIDE
PUBLIC	INFO
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
○ COPY TO or ○ CIRCULATE:	
✓ CEO	EA/PA
DCEO	
Proj Exec	President
EHO	Councillors

*Hen ⑤*

Dear Ms Daishe

### METROPOLITAN LOCAL GOVERNMENT REVIEW – RELEASE OF DRAFT FINDINGS

The Metropolitan Local Government Review Panel is pleased to provide you with a copy of its Draft Findings.

The Panel, which was appointed by the Minister for Local Government, Hon John Castrilli MLA, in July 2011, bases its Draft Findings on:

- A large variety of background papers and research materials, all of which are available to view on the Panel's website;
- Over 250 submissions received on the Issues Paper which was released in October 2011;
- Meetings with representatives of almost all of the metropolitan local governments;
- Meetings with a large range of stakeholders, including State government representatives, industry and community groups;
- The views presented at two public forums and one local government forum; and
- The advice of its two Advisory Groups.

Your local government's feedback on the Draft Findings is invited.

The Panel would also appreciate any measures you can undertake to circulate the Draft Findings to the residents of your local government, and to encourage their feedback. Additional printed copies of the Draft Findings are available on request, or the document may be downloaded in various formats from the Panel website ([metroreview.dlg.wa.gov.au](http://metroreview.dlg.wa.gov.au)). The Panel Secretariat is also able to supply a graphic suitable for use as a link on your website.

Please note when promoting the Draft Findings amongst your residents that, at this stage, we are seeking comments that address the Draft Findings only.

As with the Issues Paper, submissions will be made available to read on the Panel website, provided permission to publish them is given.

Submissions on the Draft Findings are open until Friday 25 May 2012. The Panel would prefer for comments to be submitted via its website however, if required, submissions made by email or post will be accepted.

After the close of the submission period the Panel will consider the submissions, before finalising its report to the Minister which is expected at the end of June 2012.

I look forward to your comments on the Draft Findings. Please contact the Panel Secretariat on 6552 1453 if you have any queries about the Draft Findings or any other matter arising from the Metropolitan Local Government Review.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Alan Robson', with a stylized, cursive script.

**Professor Alan Robson AM, CitWA**  
Chair Metropolitan Local Government Review

26 April 2012



### 2012 Mid West Regional Leadership Program Dates

Dates	Times	Leadership Experience Type
Thursday 21 <sup>st</sup> – Saturday 23 <sup>rd</sup> June	8am Thursday to 4pm Saturday	<b>Event 1 - Orientation Retreat</b>
Travel on 20 <sup>th</sup> and 24 <sup>th</sup> June may be required		
Thursday 26 <sup>th</sup> – Friday 27 <sup>th</sup> July	8am Thursday to 5pm Friday	<b>Event 2 – Second Retreat</b>
Travel on 25 <sup>th</sup> and 28 <sup>th</sup> may be required		
Friday 31 <sup>st</sup> August – Saturday 1 <sup>st</sup> September	8 am Friday to 5pm Saturday	<b>Event 3 - Third Retreat</b>
Travel on 30 <sup>th</sup> August and 2 <sup>nd</sup> September may be required		
Thursday 20 <sup>th</sup> - Friday 21 <sup>st</sup> – September	8am Thursday to 5pm Friday	<b>Event 4 - Fourth Retreat</b>
Travel on 19 <sup>th</sup> and 22 <sup>nd</sup> may be required		
Friday 19 <sup>th</sup> and Saturday 20 <sup>th</sup> October	8 am Friday to 5pm Saturday	<b>Event 5 – Fifth Retreat</b>
Travel on 18 <sup>th</sup> and 21 <sup>st</sup> may be required		
Thursday 15 <sup>th</sup> – Friday 16 <sup>th</sup> November	8am Thursday to 5pm Friday	<b>Event 6 – Sixth Retreat</b>
Travel on 14 <sup>th</sup> and 17 <sup>th</sup> may be required		
Friday 7 <sup>th</sup> - Saturday 8 <sup>th</sup> December	8 am Friday to 10:30pm Saturday	<b>Event 7 – Closing Retreat and Graduation Dinner</b>
Travel on 6 <sup>th</sup> and 9 <sup>th</sup> may be required		



## **Leadership WA's Mid West Regional Leadership Program**

Through participation in the Leadership WA's Mid West Regional Leadership Program participants will:

- enhance your leadership through exposure to highly experienced leaders from across the Region and State;
- become imaginative and informed about the future of the Regions and the Mid West's role in a vibrant Western Australia;
- become part of a network of leaders that spans WA;
- understand and accept divergent views and values and embrace diversity; and
- engage in opportunities to provide strategic community service to the Region and WA.

The Program comprises of a series of Leadership Experiences, from June to December 2012. The Leadership Program will use an experiential learning approach with an emphasis on personal leadership development and enhancing leadership capacity across the regions.

The experiential basis of the program will have participants:

- benefiting from presentations from and engagement with key leaders in WA across a range of different sectors about their leadership journeys and challenges;
- exposed to different sectors and industries, supported by site visits, sector focus sessions and engagement with leaders in different fields;
- engaging in a number of ongoing workshops designed to enhance each leader's own personal leadership capacity;
- benefiting from a coaching component with an emphasis on goal setting, career development and identification of skills to use and areas of interest for community contributions;
- a mentoring component with the use of local regional and Western Australian State leaders;
- a strong focus on personal leadership development and awareness; and
- emphasis on engagement with the local community both during the program and upon graduation.

The underlying focus of each Leadership Experience will be the following questions:

- What does this mean for me as a person (my values, lifestyle, assumptions about the world, my relationships etc)?
- What does this mean for me as a leader?
- What does this mean for my organisation?
- What does this mean for my community?

Case studies and practical application tasks will be included to translate learning into practise wherever possible.

The program will also include a community project in which participants will work in small groups on a project that they have identified from their engagement with their communities.

For more information please contact Lorraine Gregoriadis, General Manager Leadership Development on [program@leadershipwa.org.au](mailto:program@leadershipwa.org.au) or on 9449 6630.



**Extension Hill Hematite Operations**

4 April 2012

Attn: Chief Executive Officer  
Shire of Yalgoo  
37 Gibbons Street  
YALGOO WA 6635

**Mount Gibson Mining Limited**

ABN 32 074 575 885

Ground Floor  
7 Havelock Street  
WEST PERTH 6005  
Western Australia

PO Box 82  
Perenjori WA 6620  
Western Australia

Telephone: 61-8-6314 0215  
Facsimile: 61-8-6270-5417  
E-mail: eh.admin@mtgibsoniron.com.au

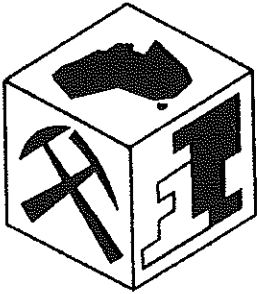
Dear Sharon

**Total Haulage for March 2012**

During the Month of March a total of 158,209t of lump ore and 95,512t of fines ore was transported by road train to the Rail Siding via Wanarra Road.

Yours sincerely  
MOUNT GIBSON MINING LIMITED

**George Hewitt**  
**General Manager**



# Austwide Mining Title Management Pty Ltd A.C.N. 064 099 109

Date received 07/05/2012

Council Meeting	File Ref:
CLOSED	SIDE
PUBLIC	UNFO April
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
COPY TO or CIRCULATE:	
<input checked="" type="checkbox"/> CEO	EA/PA
<input type="checkbox"/> DCEO	
<input type="checkbox"/> Proj Exec	President
<input type="checkbox"/> EHO	Councillors

Her (F)  
rates

## REGISTERED POST

2 May 2012

Chief Executive Officer  
Shire of Yalgoo  
PO Box 40  
**YALGOO WA 6635**

Dear Sir/Madam,

### APPLICATION BY EXTENSION HILL PTY LTD FOR GENERAL PURPOSE LEASE 59/48.

Please find enclosed herewith, as required by the Mining Act 1978 (as amended), a copy and plan of the abovementioned application. The area applied for is located within the Shire of Yalgoo and may affect private property within the Shire.

We will be pleased to provide you and the Council with any additional information that may be required in respect of the application.

Yours faithfully,

Amanda Corby  
**MINING TITLE CONSULTANT**

@austwidemining.com.au

#### PERTH

Post Office Box 1434 Wangara  
Western Australia 6947  
Telephone: (08) 9309 0400  
Facsimile: (08) 9309 0499  
Email: [reception@austwidemining.com.au](mailto:reception@austwidemining.com.au)  
Web: [www.austwidemining.com.au](http://www.austwidemining.com.au)

Austwide Mining Title Management Pty Ltd  
is the Trustee Company  
for the Humberston Family Trust  
ABN 80 386 756 916

#### DARWIN

GPO Box 1364 Darwin  
Northern Territory 0801  
Telephone: (08) 8981 2799  
Facsimile: (08) 8941 0226  
Email: [reception@austwidemining.com.au](mailto:reception@austwidemining.com.au)  
Web: [www.austwidemining.com.au](http://www.austwidemining.com.au)

Form 21

WESTERN AUSTRALIA

Mining Act 1978

(Secs. 41, 58, 70C, 74, 86, 91, Reg. 64)

**APPLICATION FOR MINING TENEMENT**

- (a) Type of tenement  
(b) Time & Date marked out (where applicable)  
(c) Mineral Field

(a) General Purpose Lease

No. G 59/48

(b) 24/04/2012 17:05:00

(c) YALGOO

For each applicant:

(d) Full Name and

ACN/ABN

(e) Address

(f) No. of shares

(g) Total No. of shares

DESCRIPTION OF

GROUND APPLIED

FOR:

(For Exploration

Licences see Note 1. For

other Licences see Note

2. For all Licences see

Note 3.)

(h) Locality

(i) Datum Peg

(j) Boundaries

(d) and (e)

EXTENSION HILL PTY LTD (ACN: 067 128 938)

C/- AUSTWIDE MINING TITLE MANAGEMENT PTY LTD, PO BOX 1434, WANGARA, WA, 6947

(f) Shares

100

(g) Total 100

(h) Mt Gibson

(i) Datum is situated at GDA94 Zone:50 6709809.980N 510798.890E

(j) Thence

6710066.180N 511014.630E

6708880.151N 512404.732E

6708879.659N 512840.149E

6709150.086N 512840.135E

6709150.078N 514039.962E

6708150.219N 514039.976E

6708150.297N 512880.077E

6707982.900N 512717.040E

6709809.980N 510798.890E back to datum

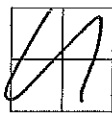

Purposes: a communications facility, a minesite accommodation facility, a minesite administration facility, a road, a storage or transportation facility for minerals or mineral concentrate, a workshop and storage facility, an aerodrome and rubbish disposal site.

(k) Area (ha or km<sup>2</sup>)

(k) 232.43440 HA

(l) Signature of  
applicant or agent

(l) Roseanne CousinsDATE 26/04/2012

OFFICE USE	OBJECTIONS to this application may be lodged at any Mining Registrar's office on or before the <b>31st day of May, 2012</b> (see Note 4). Where an objection to this application is lodged the hearing will take place on a date to be set.				
	FEES PAID		\$	¢	Receipt No:211714346410
	Application		395	00	SHIRE: <u>YALGOO</u>
	Rent		3,098	90	Map Ref.
TOTAL		3,493	90		
Received at 12:53:21. on 26/04/2012		 Plan: <u>TENGGRAPH</u> PASTORALISTS: Scale: <u>MT GIBSON</u> <u>398/616</u>			
Entered in EMITS 					

**NOTES****Note 1: EXPLORATION LICENCE**

- (i) Attachments 1 and 2 form part of every application for an exploration licence and must be lodged with this form in lieu of (h), (i), (j) and (k) above.
- (ii) An application for an Exploration Licence shall be accompanied by a statement specifying method of exploration, details of the proposed work programme, estimated cost of exploration and technical and financial ability of the applicant(s).

**Note 2: PROSPECTING/MISCELLANEOUS LICENCE AND MINING/GENERAL PURPOSE LEASE**

- (i) This application form shall be accompanied by a map on which are clearly delineated the boundaries of the area applied for.

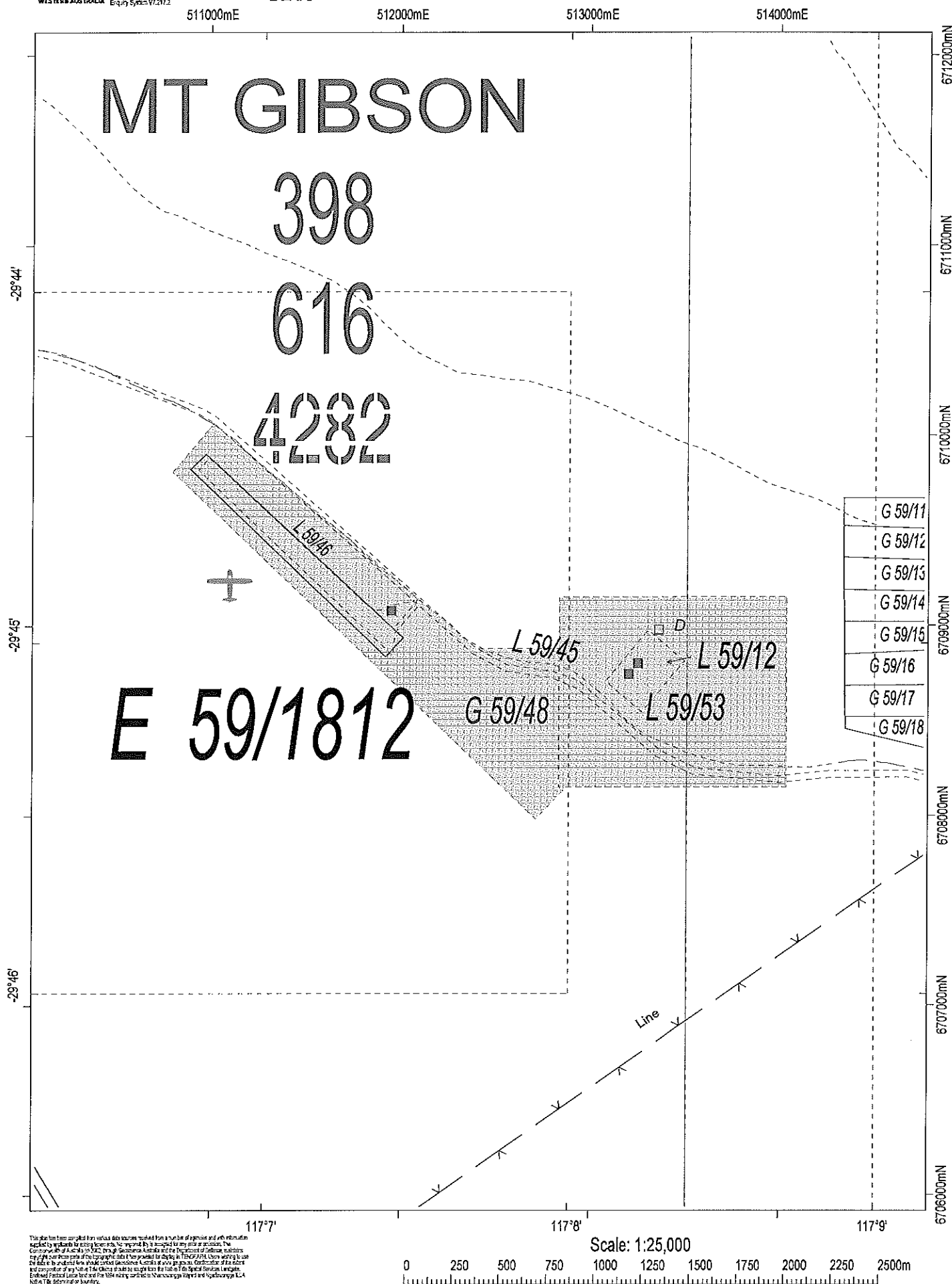
**Note 3: GROUND AVAILABILITY**

- (i) The onus is on the applicant to ensure that ground is available to be marked out and/or applied for.
- (ii) The following action should be taken to ascertain ground availability:  
(a) public plan search; (b) register search; (c) ground inspection.

**Note 4: ALL APPLICATIONS OVER PRIVATE LAND**

The period for lodgement of an objection is within 21 days of service of this notice, or the date noted above for lodging objections, whichever is the longer period.

TENGRAPH (c) 1992, 1993  
08:57 AM, 01/05/2012  
[Customized Screen] EX36406 PERTMX98



Info  
then (F)  
Walga

## MURCHISON COUNTRY ZONE OF WALGA

### FLYING MINUTE

#### WALGA STATE COUNCIL MATTERS FOR DECISION MAY 2012 MEETING

*The following recommendations have been taken directly from the WALGA State Council Agenda for 3<sup>rd</sup> May 2012 which contains important detail of each item.*

*Each recommendation is followed by a direction to refer to the full WALGA State Council Agenda and 3 voting options. This is an editable Word Document so all that is required is to delete the 2 voting options you do not support and in the case of option 3 state your alternative recommendation.*

*Then return this document to your Zone Executive Officer ([murdi@westnet.com.au](mailto:murdi@westnet.com.au)) for compilation of a zone recommendation so that your Zone Delegate (Cr. Simon Broad – [millymilly@active8.net.au](mailto:millymilly@active8.net.au)) to State Council can put forward your Zones stance on each item.*

*I suggest you save changes to the document and then attach to a new email to the Zone Executive Officer.*

## **5. MATTERS FOR DECISION**

<b>5.1 Resolution of Misconduct Complaints at the Local Level (05-034-01-0006 J McGovern)</b>
---

*By James McGovern, Manager Governance*

### **Recommendation**

**That WALGA inform the Minister for Local Government:**

1. that the 'Resolution of Misconduct Complaints at the Local Level' Consultation Paper requires extensive consultation with the Local Government Sector, to minimise the potential for unintended negative consequences and to maximise the potential to benefit the performance of the Local Government Standards Panel;
2. that insufficient justification has been provided at this point in time in support of the introduction of a statutory Uniform Code of Conduct to be observed exclusively by Elected Members;
3. that it does not support Mayors or Presidents being responsible for determining any statutory form of dispute resolution at the local level;
4. that it supports empowering the Local Government Standards Panel to dismiss allegations made under the Rules of Conduct Regulations that are determined to be vexatious or frivolous;
5. that it supports the introduction of a Peer Review Panel on the following basis:
  - a) that it be utilised on an as-needs basis by the Local Government Standards Panel to assist in mediating local level misconduct complaints under the existing Rules of Conduct Regulations;



- b) that the cost of activating the Peer Review Panel be the responsibility of the Department of Local Government, in the same manner it funds the operations of the Local Government Standards Panel;
  - c) that Peer Review Panels be formed on a regional basis and that they conduct in-person mediation at the Local Government where complaints originate; and
  - d) that the Peer Review Panel be utilised by the Local Government Standards Panel in the manner outlined in the diagram included in the body of this report.
6. that the above recommendations underpin WALGA's previously expressed recommendations for improvement to the Local Government Standards Panel and it's processes by promoting as the main focus of the Standards Panel Review that the fundamental objective of the Local Government Standards Panel's operation is to provide the most expeditious of resolutions to a breach allegation, achieved through improvements to the Standards Panel's operational processes, by legislative amendment and through the formation of additional Standards Panels; and
7. that strong consideration be given to introducing a right to confidentiality for all persons involved in a minor breach allegation under the Rules of Conduct Regulations during the complaints process, by amending Section 5.123 of the Local Government Act 1995 to give this effect.

#### **In Brief**

- A review of the operation of the Local Government Standards Panel was conducted in 2010.
- In response to the review, the Minister for Local Government proposes the introduction of new processes to deal with low level misconduct at the local level.

*Please refer to the State Council Agenda for full information supporting this recommendation.*

#### **Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

#### **1. Support WALGA recommendation**

<b>5.2 Building Act 2011 (05-015-02-0005 VJ)</b>
--

*Vanessa Jackson, Policy Manager, Planning Reform and Improvement*

#### **Recommendation**

**That WALGA writes to the Minister for Commerce:**

1. Expressing dissatisfaction with the implementation process of the Building Act 2011, particularly the failure to deliver a clear communication, engagement and training strategy for the transition to the new building approvals system, not only for Local Government but for the building industry and the general public; and
2. Seeking the Minister's commitment to improving the communication, engagement and training strategies in the immediate future.

**In Brief**

- The new Building Act 2011 came into effect on 2 April 2012.
- The Local Government sector has expressed significant concerns about the entire implementation process of this new legislation, particularly the information and communication provided by the Building Commission, which has not assisted in a smooth implementation of the Building Act.

*Please refer to the State Council Agenda for full information supporting this recommendation.*

**Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

**1. Support WALGA recommendation**

<b>5.3 Government Sewerage Policy – Consultation Draft (05-026-03-0014 CP)</b>
--

*By Caroline Perks, Environment Policy Officer*

**Recommendation**

**That the interim submission on the Government Sewerage Policy – Consultation Draft be endorsed.**

**In Brief**

- *The Government Sewerage Policy (Consultation draft) was released for public comment until 1 April 2012.*
- *An interim submission has been prepared for State Council endorsement.*
- *The purpose of the policy is to protect public health and the environment by promoting the provision of reticulated sewerage to all new developments and subdivision in Western Australia.*
- *Where reticulated sewerage cannot be provided, the requirements for on-site sewerage disposal within this policy will ensure that developments and subdivisions are managed appropriately, having regard to matters of public health, environment, public and private drinking water supplies, and the efficient use of public funds.*
- *The Association is concerned that the DoH led 'Government Sewerage Policy Review Committee' seeks the endorsement of the Policy from the Minister for Local Government, yet the Department of Local Government was not part of the Committee, nor has there been any representation to include WALGA (in representing the views of Local Government).*

*Please refer to the State Council Agenda for full information supporting this recommendation.*

**Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

**1. Support WALGA recommendation**

<b>5.4      Sharing the Rivers – Swan Canning Riverpark Aquatic use Review and Management Framework (05-064-03-0032 CP)</b>
---

*By Caroline Perks, Environment Policy Officer*

**Recommendation**

**That the interim submission on the Sharing the Rivers – Swan Canning Riverpark Aquatic Use Review and Management Framework be endorsed.**

**In Brief**

- *A draft Swan Canning Riverpark Aquatic Use Review and Management Framework (draft Framework) was released by the Swan River Trust for public comment until 29 February 2012.*
- *An interim submission has been prepared for State Council endorsement.*
- *With the increase of Perth's population, it is predicted that the volume and variety of uses within the Riverpark will continue to grow. Due to this, the Swan River Trust (the Trust) and the Department of Transport (DoT) have embarked on a systematic review of the aquatic use and management within the Riverpark.*

*Please refer to the State Council Agenda for full information supporting this recommendation.*

**Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

**1. Support WALGA recommendation**

<b>5.5      Submission on the Draft River Protection Strategy for Swan Canning Riverpark (05-064-01-0001 KB)</b>
--

*By Karen Barlow, Environment Policy Manager*

**Recommendation**

**That the submission on the Draft River Protection Strategy for Swan Canning Riverpark be endorsed.**

**In Brief**

- The Draft River Protection Strategy for the Swan Canning Riverpark was released by the Swan River Trust for public comment until 30 March 2012.
- The Draft River Protection Strategy outlines the strategic activities envisaged for all stakeholders in relation to the Swan and Canning Rivers.
- Submissions from the City of Belmont, the Town of East Fremantle and the EMRC have informed interim submission which has been prepared for State Council endorsement.

*Please refer to the State Council Agenda for full information supporting this recommendation.*

**Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

1. **Support WALGA recommendation**
2. **Not support WALGA recommendation**
3. **Alternative recommendation**

<b>5.6 Asbestos Management (05-012-04-0002 JH)</b>
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*By Jodie Holbrook, Policy Manager – Community*

**Recommendation**

1. That WALGA requests the State Government to develop and resource a Western Australian Asbestos Management Strategy that includes:
  - a. Formalizing an intergovernmental Asbestos Taskforce which include representation from Local Government; and
  - b. Public communication strategy to improve the knowledge of safe disposal practice of asbestos.
2. That WALGA requests the Western Australian Waste Authority to exempt asbestos from the landfill levy as a gesture of support for a whole of government approach to asbestos management. The exemption will exclude commercial contractors, large volumes of asbestos, and all soil contaminated with asbestos.

**In Brief**

- In 2011 the Department of Health undertook a survey of Local Government experience in Asbestos Management as part of its review of the *Health (Asbestos) Regulations 1992*. This is the primary legislation used by Local Government and DOH to protect the public from asbestos risks.
- WALGA is participating on an interagency Asbestos Management Taskforce initiated by the Metropolitan Environmental Health Managers Group (MEHMG) with representatives from WorkSafe, Department of Health and Department of Environment and

Conversation.

- In February 2012 the Municipal Waste Advisory Council surveyed Local Government landfills to ascertain the ongoing costs for the disposal of small amounts of asbestos.

*Please refer to the State Council Agenda for full information supporting this recommendation.*

#### Notes to Delegates

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

#### **1. Support WALGA recommendation**

<b>5.7 National Audit of Municipal and Essential Services Report 2012 (05-032-02-0010 JH)</b>
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*By Jodie Holbrook, Policy Manager-Community*

### **Recommendation**

**That WALGA:**

1. Requests the Hon Minister Jenny Macklin, Commonwealth Minister For Indigenous Affairs to:
  - a. Release copies of the National Audit of Municipal and Essential Services Report 2012 and the National Audit of Municipal and Essential Services Jurisdictional Report for Western Australia 2012 to the Western Australian Local Government Association; and
  - b. Invite the Australian Local Government Association (ALGA) to participate in the Multilateral Working group established by the Standing Council on Community, Housing and Disability Services (SCCHDS) to represent the interests of Local Government to support the negotiation of revised arrangements for the transfer of municipal services under *National Partnership Agreement on Remote Aboriginal Housing (2009)*;
1. Advocates to the Hon Peter Collier, Western Australian State Minister For Indigenous Affairs, to invite WALGA to represent the interests and participate on the Western Australian Joint Advisory Group, to support the Multilateral Working Group established by the Standing Council on Community, Housing and Disability Services (SCCHDS) to support the negotiation of revised arrangements for the *National Partnership Agreement on Remote Aboriginal Housing (2009)*; and
2. Request *Infrastructure Australia* to provide advice to WALGA on the progress of the development of the National Strategic Policy Framework for planning and developing infrastructure in remote Aboriginal Communities and potential impacts for Local Government in Western Australia.



**In Brief**

- The Council of Australian Governments' (COAG) National Aboriginal Reform Agreement provides the current framework for the Commonwealth, State and Territory governments to work together with Aboriginal Australians and the broader community to achieve the target of 'Closing the Gap' in Aboriginal disadvantage.
- The key objective from a Local Government perspective is the progressive transfer of responsibility of municipal and essential services to the States by 1 July 2012, outlined in the National Partnership Agreement on Remote Aboriginal Housing (2009)
- In April 2009, the Planning Ministerial Council announced that an audit of essential and municipal service delivery in select Aboriginal Communities across Australia would be undertaken to assess the level of outstanding need and clarify funding and service responsibility for municipal and essential services.
- The Standing Council on Community, Housing & Disability Services met on Friday 30 March to consider the National Audit of Municipal and Essential Services Report.

Infrastructure Australia has established an Indigenous Task Group, a sub-committee of the Infrastructure Australia Council, to develop a National Strategic Policy Framework and funding model for remote Indigenous infrastructure planning and development.

*Please refer to the State Council Agenda for full information supporting this recommendation.*

**Notes to Delegates**

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

**1. Support WALGA recommendation**

<b>5.8 Closed Circuit Television (05-019-02-0014 RS)</b>
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*By Richard Struik, Community Policy Officer*

## Recommendation

That WALGA advocate for:

1. WA Police to establish a Designing Out Crime program which addresses CCTV
2. WA Police to establish a CCTV partnership agreement between State and Local Government which facilitates the implementation of the Auditor- General's Use of CCTV Equipment and Information report, including:
  - a) The development of a Communications Protocol template to address the access and use of CCTV equipment and information, and review of policing outcomes through CCTV
  - b) The roles and responsibilities of Police and Local Government in the provision, monitoring and maintenance of CCTV
3. The Crime Prevention Council to consider the development of a CCTV Strategy for Western Australia which addresses:
  - a) The ongoing implementation of Blue Iris as the central register for CCTV as the central register for CCTV cameras
  - b) The standardization across technological platforms to support both CCTV owners, Police and Courts to provide effective footage

### In Brief

- Closed Circuit Television (CCTV) continues to be a well utilized tool as part of Local Government crime prevention strategies
- Member Councils have sought the Association's support to advocate that the State Government provide greater support for Closed Circuit Television infrastructure owned and managed by Local Government.
- WALGA has sought Member feedback, which supports continued funding and greater Police involvement to maximize the potential of CCTV infrastructure as a crime prevention method

*Please refer to the State Council Agenda for full information supporting this recommendation.*

### Notes to Delegates

*Please indicate your stance on this recommendation by deleting 2 of the below options. In the case of an alternative recommendation, please state the alternative recommendation.*

#### 1. Support WALGA recommendation

# MINUTES

**Mid West Regional Road Group Meeting** 13 April 2012  
1.00PM – 2.30PM

**Main Roads Western Australia  
Geraldton Office  
(Wallwork Training Room)**

**Facilitator:** Tim Glenister (Project Director, Integrated Network Planning)  
Bernie Miller (Regional Manager MRWA)

**Note taker:** Robyn Duncan

**Chairperson**  
(elected 13/4/12)  
Cr Nino Messina (Chairperson)  
Cr Michelle Bagley (D/Chairperson)

**Elected Representatives**  
(as at 5/4/2012)  
**North Midlands Sub Group**  
Cr Michelle Bagley (Shire of Mingenew)  
Cr Neil Hebiton (Shire of Three Springs)

**Coastal Sub Group**  
Cr Stuart Chandler (Shire of Irwin)  
Cr Nino Messina (Shire of Mullewa)

**Murchison Sub Group**  
Cr Cr Terry Iturbide (Shire of Yalgoo)  
Cr Len Terry (Shire of Yalgoo)

<b>Attendees:</b>	Tim Glenister	MRWA – Director, Integrated Network Planning
	Bernie Miller	MRWA – Regional Manager
	Robyn Duncan	MRWA
	Cr Nino Messina	City of Greater Geraldton
	Cr Lou Parker	Shire of Northampton
	Cr Len Terry	Shire of Yalgoo
	Cr Karen Chappel	Shire of Morawa
	Cr Rob McClurg	Shire of Irwin
	Cr Peter Ward	Shire of Mingenew
	Cr Michelle Bagley	Shire of Mingenew
	Cr Stuart Chandler	Shire of Irwin
	Cr Gordon Wilson	Shire of Northampton
	Garry Keefe	Shire of Northampton - CEO
	Mark Atkinson	City of Greater Geraldton – Mgr Infrastructure Planning
	Neil Arbuthnot	City of Greater Geraldton – Director Comm. Infrastructure
	Gavin Treasure	Shire of Morawa – CEO
	Mike Sully	Shire of Mingenew – CEO
	Ian Fitzgerald	Shire of Sandstone – CEO
	Stuart Billingham	Shire of Chapman Valley – CEO
	Aaron Wootten	Shire of Irwin – Works Mgr
	Kelvin Bean	Shire of Coorow – Works Supervisor
	Jon Jones	Shire of Mt Magnet – Works Mgr
	Graham Lantzke	WALGA – ROMAN Project Manager
	Sam Adams	WALGA - Roadwise

**Apologies:**

Bob Phillips	MRWA – Director Budget & Financial Planning
Geoff Brooks	CEO Shire of Mt Magnet
Cr Bob Ford	Shire of Mt Magnet
Gavin Treasure	CEO – Shire of Morawa
Tom Hartman	Mgr Mullewa – City of Greater Geraldton
Murray Brown	Shire of Coorow – A/CEO
Cr Neil Hebiton	Shire of Three Springs

**Reading Material:**

- Sub Group Minutes – Murchison (21/3/2012), Coastal (23/3/2012) Nth Midlands (22/3/2012)
- State Roads Funds to LG Advisory Committee – Minutes – 1 March 2012
- WALGA RRG Reports March, May, August & October 2011
- Shire of Three Springs – Proposal to change scope on PN 21106211 – Arrino Sth Road

**MID WEST REGIONAL ROAD GROUP – AGENDA – 13 April 2012**

Agenda		
1. Apologies	Tim Glenister	
2. Election of Chairperson & Deputy Chairperson	Tim Glenister	
3. Endorsement of previous minutes	Chairperson	
4. Business arising from previous minutes	Robyn Duncan	
5. Correspondence	Chairperson	
6. Items arising from Sub Group Minutes for RRG attention	Chairperson	
7. Endorsement of 'Out of Session Approvals' since last meeting	Chairperson	
8. 2012/13 LGA Black spot Project Withdrawal	Robyn Duncan	
9. 2011/12 RPG & SBS Projects for Carryover	Robyn Duncan	
10. Freight Management	Tim Glenister	
11. Roadwise – Presentation	Samantha Adams	
12. WALGA – Briefing - WALGA Road Group Report – Jan-Feb 2012 - ROMAN Project Report	Graham Lantzke	
13. Update on ISA's & MWRC	Tim Glenister	
14. General Business	Chairperson	

## 1. Apologies

**Discussion:** Refer to above 'Apologies' section

Action items:	Person responsible:	Deadline:

## 2. Election of Chairperson & Deputy Chairperson

**Discussion:** The two year term of the current Chairperson (Cr Nino Messino) and Deputy Chairperson expired on 29/10/2011 after a two year term.

The following motions were carried at the last RRG meeting in October 2011

**Motion 1:**

*"That the election of Chairperson of the RRG be held over to the February/March 2012 meeting (as yet undated), when LGA's will be clearer on representatives following the upcoming elections, and that in the interim period, Cr Nino Messina continue as a caretaker Chairperson"*

**Motion 2:**

*"That Cr Rob McClurg be elected Deputy Chairperson of the RRG in the interim period until the next RRG Meeting (as yet undated – Feb/March 2012) when elections will be held (as per Motion 3)."*

**Motion 3:**

*"That the election of a new Chairperson and Deputy Chairperson of the MWR RRG be held bi-annually at the first meeting following the election (currently October of each year) of LGA Councillors."*

**Election now required for Chairperson and Deputy Chairperson for a term of two years.**

**Note:** As per the Coastal Sub Group Minutes of 23/3/2012 – Cr Nino Messino has been nominated by the Coastal Sub Group for Chairperson of the MWR RRG.

**Conclusion:**

- **Motion:** That Cr Nino Messino (City of Greater Geraldton) be elected as Chairperson of the Mid West Regional Road Group, for a term of two years commencing April 2012.
- **Motion:** That Cr Michelle Bagley (Shire of Mingenew) be elected as Deputy Chairperson of the Mid West Regional Road Group, for a term of two years commencing April 2012.
- **Motioned By:** Cr Stuart Chandler
- **Seconded By:** Cr Terry Iturbide
- **Carried by Group**

Action items:	Person responsible:	Deadline:
Advise WALGA of appointments	Robyn Duncan	30/5/2012

## 3. Endorsement of Previous Minutes

**Discussion:** Previous minutes of 14/10/2011 to be endorsed by Mid West Regional Road Group.

**Conclusion:**

- **Motion:** Endorsement of previous minutes.
- **Motioned By:** Cr Michelle Bagley



<ul style="list-style-type: none"> <li>• <b>Seconded By:</b> Cr Len Terry</li> <li>• <b>Carried by Group</b></li> </ul>		
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
Nil	NA	NA
<b>4. Business arising from previous minutes</b>		
<b>Discussion:</b> Actions from previous meeting		
4.1 Election of RRG Chairperson & D/Chairperson.	Refer Item 2 (now complete)	
4.2 MWR RRG Policy & Procedure, RPG Submission Form & User Manual to be updated		Completed
4.3 Advise LGA's of 12/13 RPG&SBS allocations when confirmed (after May State Budget)		30/6/2012
4.4 Advise clarification of eligibility of Commodity Route Funding		Completed
4.5 Include Freight Management as Agenda Item next meeting		Completed
4.6 Workshop on updated Forms/Policies/Procedures to be arranged		Completed
4.7 Letter to be forwarded to HMT re Northampton By-Pass		30/6/2012
<b>Conclusion:</b> The RRG noted the completed actions. The following actions to be completed:		
4.3 Advise LGA's of 12/13 RPG&SBS allocations when confirmed (after May State Budget)		30/6/2012
4.7 Letter to be forwarded to HMT re Northampton By-Pass		30/6/2012
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
4.3 Advise LGA's of 12/13 RPG&SBS allocations when confirmed (after May State Budget)	Robyn Duncan	30/6/2012
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
4.7 Letter to be forwarded to HMT re Northampton By-Pass	Garry Keefe/Nino Messino/Robyn Duncan	30/6/2012
<b>5. Correspondence (Copies attached to Agenda as pre-reading)</b>		
<b>Discussion:</b> Correspondence received or sent from Mid West Regional Road Group.		
<ul style="list-style-type: none"> <li>• WALGA – Regional Road Group Reports – Jan-Feb 2012</li> <li>• State Road Funds to LG Advisory Committee – Minutes – 1 March 2012</li> <li>• Shire of Three Springs – Proposal to change the scope of Project No 21106211 – Arrino South Road (Refer to Items Arising from Nth Midlands Sub Group Minutes)</li> </ul>		
<ul style="list-style-type: none"> <li>• <b>Motion:</b> "That correspondence received, be accepted."</li> <li>• <b>Motioned By:</b> Cr Terry Iturbide</li> <li>• <b>Seconded By:</b> Cr Stuart Chandler</li> <li>• <b>Carried by Group:</b></li> </ul>		
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
Nil	N/A	N/A

## 6. Items Arising from RRG from Sub Group Minutes

### 6.1 Murchison Sub Group

#### 6.1.1 Discussion: Information Item

The meeting is advised of the following Murchison Sub Group Reps:

**Chairperson:** Cr Terry Iturbide (Shire of Yalgoo)

**D/Chairperson:** Cr Beth Walton (Shire of Sandstone)

**Murchison Sub Group Reps to RRG:** Cr Terry Iturbide & Cr Len Terry (Shire of Yalgoo)

**TWG Reps:** Peter Money (CEO Cue), Ian Fitzgerald (CEO Sandstone), Ron Adams (Proj Off Yalgoo)

**Murchison Sub Group Secretary:** Roy Mc Clymont (CEO Meekatharra)

#### 6.1.2 Discussion: Next RRG Meeting Date

The Murchison Sub Group agreed that the preferred dates for the next RRG Meeting is 16 November or 5 October 2012.

#### Conclusion:

All Sub Groups agreed on 5 October 2012 as the next RRG Meeting date.

Western Power will be doing a presentation in the am followed by the meeting pm.

#### Action items:

#### Person responsible:

#### Deadline:

Book Calendars for 5 October 2012

Robyn Duncan

30/6/2012

### 6.2 Nth Midlands Sub Group

#### 6.2.1 Discussion: Information Item

The meeting is advised of the following Murchison Sub Group Reps:

**Chairperson:** Cr Cr Michelle Bagley (Shire of Mingenew)

**D/Chairperson:** Cr Neil Hebiton (Shire of Three Springs)

**Nth Midlands Sub Group Reps to RRG:** Cr Cr Michelle Bagley & Cr Neil Hebiton

**TWG Reps:** To be sourced "Out of Session"

**Nth Midlands Sub Group Secretary:** Mike Sully (Shire of Mingenew)

#### 6.2.2 Discussion: Shire of Three Springs – Change of Scope Proposal to Project NO 21106211

The Shire of Three Springs advise that 75% of the proposed works under Project No 21106211 – (Arrino South Road – Widen Formation and upgrade to a 7m wide seal 12 – 16.9 slk) has been completed using additional funding made available to the Shire from Royalties to Regions unspent funds.

The Shire of Three Springs would like to finish the remaining 25% of works as initially intended, with the balance being used between SLK 3.1 – 11.1 to carry out extensive repairs to damage incurred by an unprecedented volume of harvest traffic from the 2011/12 season, which decimated sections of this road between Midlands Road and Hydraulic Road and is causing road users considerable concern.

*Refer to Correspondence from the Shire of Three Springs for further information on this request.*

#### 6.2.3 Discussion : Next RRG Meeting Date

The Nth Midlands Sub Group agreed that the preferred date for the next RRG Meeting is 5 October 2012.

#### Conclusion:

6.2.2 Shire of Three Springs – Change of Scope Proposal – Project No 21106211

The meeting was referred to the proposal to change the scope on Project No 21106211 – Arrino South Road as submitted by the Shire of Three Springs.

The meeting discussed this matter with the conclusion being that as the proposal submitted has substantially changed in both scope and type of work from the original submission, the proposal should be rejected.

- **Motion:** “That the proposal put forward by the Shire of Three springs to change the scope, type of work and SLK range on current Project No 21106211 – Arrino South Road, be rejected and that the works to be completed on this project remain as per the initial scope and SLK range, with the balance of unspent funds being returned for re-allocation to reserve 2011/12 projects or to the MWR RRG RPG contingency account for re-allocation in 2012/13, once the balance of works under the initial submission are completed and claimed.”
- **Motioned By:** Cr Terry Iturbide
- **Seconded By:** Cr Stuart Chandler
- **Carried by Group:**

Action items:	Person responsible:	Deadline:
Advise Shire of Three Springs	Robyn Duncan	30/4/2012

#### Conclusion:

##### 6.2.3 Next RRG Mtg Date

All Sub Groups agreed on 5 October 2012 as the next RRG Meeting date.

Western Power will be doing a presentation in the am followed by the meeting pm.

Action items:	Person responsible:	Deadline:
Book Calendars for 5 October 2012	Robyn Duncan	30/6/2012

### 6.3 Coastal Sub Group

#### 6.3.1 Discussion: Information Item

The meeting is advised of the following Murchison Sub Group Reps:

**Chairperson:** Cr Cr Stuart Chandler (Shire of Irwin)

**Coastal Sub Group Reps to RRG:** Cr Cr Stuart Chandler & Cr Nino Messino (CGG)

**TWG Reps:** Garry Keefe (CEO Northampton), Deputy: Mark Atkinson (CGG)

**Coastal Sub Group Secretary:** Aaron Wootten (Irwin)

#### 6.3.2 Discussion: Nomination for Chairperson of RRG

Refer to Item 2 (Nomination from Coastal Sub Group of Nino Messino for RRG Chairperson)

#### 6.3.3 Discussion: Next RRG Meeting Date

The Coastal Sub Group agreed that the preferred date for the next RRG Meeting is 5 October 2012.

**Conclusion:** All Sub Groups agreed on 5 October 2012 as the next RRG Meeting date  
Western Power will be doing a presentation in the am followed by the meeting pm.

Action items:	Person responsible:	Deadline:
Book Calendars for 5 October 2012	Robyn Duncan	30/6/2012

### 7. Endorsement of “Out of Session Approvals” since last meeting

**Discussion:** Out of Session Approvals have been obtained regarding the following, since the last RRG Meeting.

- **Flood Damage Estimates**  
**City of Greater Geraldton** – AGRN 436 (Severe thunderstorms and associated flooding in parts of Central West and Gascoyne between 19-20 February 2011).

**Shire of Meekatharra** – AGRN 473 (Tropical Cyclone Heidi & Associated Flooding 11 January 2012)

- **Commodity Route Funding – 2012/13 Submission:**

**Shire of Carnamah** –

Old Telegraph Road Project Total Value \$360 000 (2/3<sup>rd</sup> Commodity Rte Funding \$240 000)

- **Reallocation of 2011/12 LGA Black Spot Funding**

**Shire of Chapman Valley-**

21106894 CV/Nolba Road intersection Additional \$32 414

**Shire of Three Springs**

PN 21107978 (3 Springs-Morawa/Dudawa/Campbell Rds) \$214 457

**Note:** The Shire of Three Springs now wishes to withdraw this project from 2011/12 MWR SBS Funding listing as they have recently decided that the design of this intersection requires significant changes that will increase the total project cost considerably. The Shire of Three Springs will instead look at applying for RPG funding for this intersection at a later time, given the small allocation of BS funding to the MW RRG anticipated over the coming years.

**City of Greater Geraldton**

PN 21105686 (Durlacher/Maitland Street) The CGG sought to retain \$100 000 of the \$345 857 allocated to this project to complete the design works for this intersection.

**Note:** As the scope and cost of this project is likely to increase significantly with the CGG seeking to include the installation of traffic lights at the intersection, the reallocation of funding has been rejected by Executive Director Road Network Services Perth at this time.

The CGG has been asked to either totally withdraw this project from Black Spot Funding given that the cost of this project will likely exceed the MWR allocation of LG Black Spot Funding available in any one year and apply for funding from other sources, or, obtain a letter from Main Roads advising of approval in principle to the traffic light installation and then continue with Black Spot funding from design to completion of the project using this fund source (a delay in funding may occur given competition for funding by other LGA's).

**City of Greater Geraldton**

Withdrawal of Reserve LGA Black Spot project – Cathedral Ave/Sanford Street. The CGG is reconsidering the proposed intersection treatment and will reapply for funding at a later time.

## Conclusion:

- **Motion:** "That Out of Session Approvals obtained since the last RRG meeting, be endorsed, noting that Shire of Three Springs Project No 21107978 (3 Springs-Morawa/Dudawa/Campbell Rds) - \$214 457 has now been withdrawn and that City of Greater Geraldton Project No 21105686 (Durlacher/Maitland Street) - \$345 857 has also now been withdrawn."
- **Motioned By:** Cr Stuart Chandler
- **Seconded By:** Cr Len Terry
- **Carried by Group:**

**Action items:**

**Person responsible:**

**Deadline:**

## 8. 2012/13 LGA Black Spot Project Withdrawal

- **Discussion:** Refer to Item 7 Reallocation of 2011/12 LGA Black Spot Funding – Shire of Three Springs – 3 Springs-Morawa/Dudawa/Campbell Roads) – withdrawal of project.
- This project is a reserve project on the 2012/13 MWR LGA Black Spot Listing and the Shire of Three Springs wish to withdraw the project from this listing, as they wish to re-visit the design for the intersection upgrade on this project.

#### Conclusion:

- **Motion:** “That Shire of Three Springs project – (3 Springs-Morawa/Dudawa/Campbell Roads) – currently listed as a Reserve project on the approved 2012/13 MWR LGA Black Spot listing, be withdrawn.”
- **Motioned By:** Cr Stuart Chandler
- **Seconded By:** Cr Len Terry
- **Carried by Group:**

Action items:	Person responsible:	Deadline:
Nil	N/A	N/A

### 9. 2011/12 RPG & SBS Projects for Carryovers

**Discussion:** The meeting is advised, that to date there have been no requests for any current Road Project Grant or State Black Spot Projects to be carried over to the 2012/13 financial year.

**Conclusion:** Information Item Only

Action items:	Person responsible:	Deadline:
LGA's to advise as soon as possible of any requests for Project carryovers to 2012/13 financial year	All LGAs	8/6/2012

### 10. Freight Management

#### Discussion:

- This item included as Agenda Item as per Actions from previous meeting.

#### Conclusion:

Tim Glenister gave a brief outline of current/ongoing freight management issues in the Mid West Region commenting that this is one of the matters he will be involved with in this new role.

Action items:	Person responsible:	Deadline:

### 11. Roadwise Presentation

**Discussion:** Sam Adams from Roadwise – based in Geraldton to give a short presentation on Roadwise activities.

#### Conclusion:

Sam gave a presentation on Roadwise matters that had arisen over the last 6 months or so as well as



various matters that are ongoing.

Copies of the 'Road Safety Round Up' and Sam's Roadwise Officer Report for the Mid West Regio to 10 April 2012, were handed out to attendees.

Action items:	Person responsible:	Deadline:
Nil	NA	NA

## 12. WALGA Presentation

**Discussion:** Briefing by Graham Lantzke ROMAN Project Manager

**Conclusion:**

Graham advised that all LGAS in the state are now set up to use ROMAN, commenting that if the information is not kept up to date in ROMAN, individual LGA's could miss out on grant funding.

With regard to Commodity Route Funding, Graham noted that in future, submissions for this funding will close at the same time as other grant applications – (Mid West Region closes 31 August) and that it is not the intention to provide this funding for roads that are eligible through the Road Project Grant system.

2012/13 submission assessments have been based on the guidelines and information given, assessment has been completed and a recommended listing is soon to be presented to SAC for approval.

Action items:	Person responsible:	Deadline:
Nil	NA	NA

## 13. Update on Integrated Service Agreement (ISA) & Mid West Regional Council (MWRC)

**Discussion:** Tim Glenister to provide update

**Conclusion:**

Tim Glenister provided the meeting with an update on the ISA and MWRC.

Action items:	Person responsible:	Deadline:
Nil	N/A	N/A

## 14. General Business

**Discussion:**

**14.1 Endorsement of matters arising from RRG Workshop held 13/4/2012 – am**

14.1.1 MWR Administrative Guidelines for Local Government Personnel.

14.1.2 Changes required to RPG Submission Form:

A2.5 – Safety Issues – Scoring/Issues to be reviewed

A3.1 – Five year program – intent of this section to be reviewed

<b>Conclusion:</b>		
<ul style="list-style-type: none"> <li><b>Motion:</b> "That the MWR Administrative Guidelines for</li> </ul>		

<p>Local Government Personnel be endorsed by the MWR RRG and that the TWG review the RPG Submission Form and associated Policy &amp; Procedure &amp; User Manuals.”</p> <ul style="list-style-type: none"> <li>• <b>Motioned By:</b> Cr Stuart Chandler</li> <li>• <b>Seconded By:</b> Cr Michelle Bagley</li> <li>• <b>Carried by Group:</b></li> </ul>		
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
TWG meeting to be arranged	Robyn Duncan	30/4/2012
<p><b>Discussion:</b></p> <p><b>14.2 Appreciation/Welcome</b></p> <p>Cr Nino Messino extended a vote of thanks to Tim Glenister for his involvement with the Regional Road Group over the last 10 years.</p> <p>Cr Nino Messino also welcomed Bernie Miller on behalf of the Regional Road Group as the new Regional Manager to the Mid West Region.</p>		
<b>Conclusion:</b>		
<ul style="list-style-type: none"> <li>• <b>NA</b></li> </ul>		
<b>Action items:</b>	<b>Person responsible:</b>	<b>Deadline:</b>
Nil	NA	NA

Meeting Closed: 2.30pm

Next Meeting: 5 October 2012  
Time – pm (TBA)



Government of Western Australia  
Department of Commerce

## Industry, Science And Innovation Division

Date received Page 85 of 1192	
Council Meeting	File Ref: 13-1
CLOSED	SIDE
PUBLIC	INFO
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
COPY TO or CIRCULATE:	
CEO	EA/PA
DCEO	
Proj Exec	President
EHO	Councillors

Our Ref: SIB0035/2010

Enquiries: Sue Cairns - (08) 9263 8251

*phoned wife  
message 8/5/12*

1 May 2012

Sharon Daishe  
Chief Executive Officer  
Shire of Yalgoo  
37 Gibbons Street,  
YALGOO WA 6635

Dear Ms Daishe

### REGIONAL MOBILE COMMUNICATION PROJECT TOWERS - SHIRE OF YALGOO

In September 2010, the Western Australian Cabinet approved a \$40 million allocation from the Royalties for Regions Scheme to provide essential funding for investment in new mobile telecommunications network infrastructure. The project is known as the Royalties for Regions – Regional Mobile Communications Project (RMCP).

The funding is being used to expand terrestrial mobile, voice and high speed wireless broadband services to improve highway and town-to-town coverage in regional, rural and remote areas of Western Australia.

Telstra has been selected to deliver the required infrastructure over a three year period to 113 targeted locations along major roads and highways in the State.

The Department of Commerce recently presented a briefing on the RMCP project to the Mid West Development Commission. The briefing provided specific information on communications towers planned for the region, as well as Telstra's timeline.

I am pleased to advise that the Shire of Yalgoo will host one RMCP tower depending on gaining the relevant land access and development approvals. This new structure will be built to meet the RMCP specifications required to improve mobile, voice and wireless coverage.

For your information the site name and proposed location is as follows:

Site	GPS Coordinates (GDA 94)	Tower Height	Target Commissioning Date
Yalgoo	-28.342500, 116.680833	New Tower 60m	(Q4) 2013

- 2 -

The Shire of Yalgoo may already have been working with Telstra to gain the relevant approvals for this RMCP site to be developed. To assist in creating a platform for the efficient delivery of the project, the Department of Commerce is seeking the support from local governments where possible to expedite the RMCP rollout.

The Department of Commerce would be interested to hear any feedback received by the Shire of Yalgoo about mobile coverage experienced in the region. Comments can be forwarded via email to [digitaleconomy@commerce.wa.gov.au](mailto:digitaleconomy@commerce.wa.gov.au)

More information about the RMCP project can be found on our website at [www.commerce.wa.gov.au/digitaleconomyrmcp](http://www.commerce.wa.gov.au/digitaleconomyrmcp)

Yours sincerely



Sue Cairns  
**Project Officer**  
**DIGITAL ECONOMY**  
Att

CC: Neil Condon  
Chief Executive Officer  
Mid West Development Commission  
PO Box 238  
GERALDTON WA 6531

**CEO**

---

**From:** Ryan, Peter [Peter.Ryan@transport.wa.gov.au]  
**Sent:** Wednesday, 2 May 2012 9:02 AM  
**To:** ceo@yalgoo.wa.gov.au  
**Subject:** State Aviation Strategy - Issues Paper  
**Attachments:** Issues Paper - FINAL.pdf

Info - \$ email  
Side - full document  
then ⑤

Dear Ms Daishe

The Minister for Transport has asked the Department of Transport to develop a State Aviation Strategy (SAS) to be completed in 2012.

The vision for the Strategy is to ensure that "Western Australia will have world-class aviation services and infrastructure that support and promote the State's economic and social development."

A Steering Committee comprised of private sector and government representatives is guiding the development of the Strategy.

The first stage of the consultation process is the distribution of an Issues Paper to a targeted group of organisations.

This Issues Paper is not intended to be a definitive summary of all the current and anticipated aviation-related issues for Western Australia. It is a tool to initiate debate and discussion amongst stakeholders, as to the key issues faced by the Western Australian aviation industry now and into the future, which will inform the development of the State Aviation Strategy.

To encourage responses to the Issues Paper, a series of discussion questions are included throughout the document. Stakeholder responses are not expected to deal with all the questions raised throughout the Issues Paper, but rather target those that are most relevant to the organisation responding to the Issues Paper.

Responses to the Issues Paper must be received by **May 31, 2012**.

Should you have any questions in respect of this matter please do not hesitate to contact me directly on 6551 6323 or 0419 988 409.

Yours sincerely

Peter Ryan

<<Issues Paper - FINAL.pdf>>

**Peter Ryan**

**Director | State Aviation Strategy | Department of Transport**

140 William Street, Perth, WA 6000

Tel: 6551 6323 Fax: (08) 6552 4417 Mob: 0419988409| [Peter.Ryan@transport.wa.gov.au](mailto:Peter.Ryan@transport.wa.gov.au)

<http://www.transport.wa.gov.au>

DISCLAIMER





STATE  
HERITAGE  
OFFICE

Working on behalf of the Heritage Council to recognise, conserve, adapt and celebrate our State's unique cultural heritage

29 March 2012

The Chief Executive Officer  
Shire of Yalgoo  
PO Box 40  
YALGOO WA 6635

and please  
scan & email  
to Rhonda Anderson  
burnerbinmah2  
@bigpond.com

Date received 3/4/12

Council Meeting	File Ref:
CLOSED	43 - Heritage
PUBLIC	INFO April
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
COPY TO or CIRCULATE:	
<input checked="" type="checkbox"/> CEO	EA/PA
<input checked="" type="checkbox"/> CEO	
Proj Exec	President
EMO	Councillors

Dear Sir/Madam

### **NEW HERITAGE REGULATIONS**

The Hon. GM (John) Castrilli MLA, Minister for Heritage, announced on 21 March 2012 that new regulations would shortly be introduced that would cut red tape and introduce greater transparency for owners of State Registered properties and decision-making authorities.

I am happy to inform you that the regulations have been gazetted and came into effect on 27<sup>th</sup> March 2012.

The regulations include a list of maintenance and minor works that no longer require referral to the Heritage Council. I have attached a copy of this list for your information.

The new regulations do not exempt property owners from seeking development approval for minor works if they are required by your local planning scheme. Where these are submitted, however, they can be determined at a local level.

If you have further questions about these changes, please contact the State Heritage Office's Development and Incentives branch on (08) 6552 4000 or email [referrals@stateheritage.wa.gov.au](mailto:referrals@stateheritage.wa.gov.au).

Yours sincerely

Graeme Gammie  
**EXECUTIVE DIRECTOR**

[www.stateheritage.wa.gov.au](http://www.stateheritage.wa.gov.au)  
[info@stateheritage.wa.gov.au](mailto:info@stateheritage.wa.gov.au)



STATE  
HERITAGE  
OFFICE

Working on behalf of the Heritage Council to recognise, conserve, adapt and celebrate our State's unique cultural heritage

## Heritage of Western Australia Amendment Regulations 2012

The following maintenance and minor works no longer require referral to the Heritage Council or the State Heritage Office

- building maintenance that does not involve the removal of, or damage to, the existing fabric of the building or the use of new materials
- cleaning that is low pressure, non-abrasive and non-chemical
- gardening or landscape maintenance that does not involve a major alteration of the layout, contours, structures, significant plant species or other significant features on the land
- repairs, including replacing missing or deteriorated fabric with like for like fabric, that does not involve the removal of, or damage to, the significant fabric of the building
- replacement of utility services using existing routes or voids that does not involve the removal of, or damage to, the fabric of the building
- repainting of the surface of a building:
  - in the same colour scheme and paint type if they are appropriate to the substrate and do not endanger the survival of earlier paint layers; and
  - without disturbing or removing an earlier paint layer unless it is chalking, flaking or peeling
- an excavation, that does not affect archaeological remains, for the purpose of exposing, inspecting, maintaining or replacing utility services
- the erection or installation of a temporary security fence, scaffold, hoarding or surveillance system that does not affect the fabric of a building, the landscape or archaeological features of the land
- signage that —
  - does not obscure signage that has an integral relationship to the land; or
  - is temporary and does not have a deleterious effect on the fabric of a building; or
  - is temporarily located behind a shop window but is not internally illuminated or flashing; or
  - advertises that a place is for sale or lease but does not remain on the place for more than 10 days after the place is sold or leased.
- in a State Registered cemetery, digging a new grave or the erection of a monument or grave marker of materials, size and form that are consistent with the character of the place



2 April 2012

Ms Sharon Daishe  
Chief Executive Officer  
Shire of Yalgoo  
(DX 69551) PO Box 40  
YALGOO WA 6635

Date received 3/4/12

Council Meeting	File Ref:
CLOSED	SIDE
PUBLIC	INFO April
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
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<input checked="" type="radio"/> CEO	EA/PA
DCEO	
Proj Exec	President
EHO	Councillors

Our Ref: RB:VH

Dear Sharon

This year's Local Government Convention, scheduled for August 1 – 3, promises to again be an exciting and challenging conference and AGM experience for your Elected Members.

In addition to the networking and information sharing that typifies the Convention, there will be an impressive array of keynote and session speakers to provoke the strategic thinking of Mayors, Presidents and Councillors from WA Local Governments.

Participation is critical to many of the sessions this year, with opportunities for direct contributions to be made in many sessions, either through questions, statements or debate.

All in all, the Convention is an important motivational event and professional development opportunity for WA Local Governments' Elected Members and professional staff.

*We have* ✓ In acknowledging this I would like to encourage you to establish a Council policy to facilitate the attendance of delegates from your Council to the Convention. A number of Councils have policies in place which support the professional development and conference attendance of Elected Members and these can be easily enhanced by adding a clause like: *"Elected Members shall be entitled to attend the Annual Western Australian Local Government Association Convention & AGM"*. If you don't have a policy in place, we can assist you in establishing a sound policy base for your Elected Members' professional development.

I encourage you to discuss the prospect of establishing a policy with your Council and would be happy to assist you in any appropriate way.

Yours sincerely

*Ricky Burges*

**Ricky Burges**  
Chief Executive Officer

Local Government House  
15 Altona Street  
West Perth WA 6005  
PO Box 1544  
West Perth WA 6872  
Telephone: (08) 9213 2000  
Facsimile: (08) 9322 2611  
Email: [Info@walga.asn.au](mailto:Info@walga.asn.au)  
Website: [www.walga.asn.au](http://www.walga.asn.au)



Date received **4/4/12**

Council Meeting	File Ref:
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<input type="checkbox"/> Proj Exec	<input type="checkbox"/> Councilors
<input type="checkbox"/> EHO	

# Issue No. 13.12

2 April 2012

Please copy and distribute to interested readers

## HEADLINES

- ✦ RESOLUTION OF MISCONDUCT COMPLAINTS AT THE LOCAL LEVEL
- ✦ ABC MORNING RADIO INTERVIEW WITH WALGA PRESIDENT
- ✦ WA TRANSPORT AND ROADS FORUM 2012 – REGISTRATIONS NOW OPEN
- ✦ WALGA PRESIDENT'S SCHOLARSHIP – DIPLOMA OF LOCAL GOVERNMENT FOR ELECTED MEMBERS – 2013 NOMINATIONS NOW OPEN
- ✦ VACANCIES ON BOARDS AND COMMITTEES

- ✦ MWAC INFORMATION BULLETIN
- ✦ IMPACT OF THE CLEAN ENERGY FUTURE PACKAGE ON LOCAL GOVERNMENT

## MAILBAG

- ✦ INFOPAGE: REMINDER ON WORKING WITH CHILDREN CHECKS
- ✦ INFOPAGE: VACANCIES ON BOARDS AND COMMITTEES
- ✦ INFOPAGE: MISCONDUCT COMPLAINTS
- ✦ MWAC INFORMATION BULLETIN

## ISSUES UPDATE

### RESOLUTION OF MISCONDUCT COMPLAINTS AT THE LOCAL LEVEL

The Minister for Local Government this week released for comment a Consultation Paper – *Resolution of Misconduct Complaints at the Local Level*.

This Paper, an outcome of the review of the Local Government Standards Panel, proposes new provisions for handling low level misconduct at the local level by:

- Developing a Uniform Code of Conduct for Elected Members
- Providing for the Mayor or President to assess allegations of low level misconduct
- Establishing a Peer Review Panel
- Deeming whether a complaint is vexatious or frivolous and permitting the dismissal of such complaints

The Minister for Local Government has requested submissions from Local Governments by Friday, **11 May**. The Minister has stated the extremely short consultation timeframe is regarded as necessary to permit Local Government Act amendments to be considered by Parliament this calendar year.

A copy of the Consultation Paper can be found at the Department of Local Government's website at the following link –

<http://dlg.wa.gov.au/Content/Legislation/UnderReview/StandardsPanel/Default.aspx#OutcomeOfReview>

To facilitate a Local Government response, WALGA has included an InfoPage and the Consultation Paper in this week's mailbag. Individual Councils may respond directly to WALGA or via their WALGA Zone in the late April/early May round of meetings.

For further information on *Resolution of Misconduct Complaints at the Local Level*, contact Manager Governance, James McGovern on 9213 2093 or email [jmcgovern@walga.asn.au](mailto:jmcgovern@walga.asn.au)

### ABC MORNING RADIO INTERVIEW WITH WALGA PRESIDENT

WALGA President Mayor Troy Pickard appeared on the ABC radio morning program on Wednesday, 14 March, speaking with Geoff Hutchison on the changing role of Local Government and responding to criticisms of the sector made by the Premier.

An audio file of the interview and talkback has been posted to the WALGA website homepage and is available at [www.walga.asn.au](http://www.walga.asn.au)

### WA TRANSPORT AND ROADS FORUM 2012 – REGISTRATIONS NOW OPEN

The Western Australian Local Government Association, in partnership with Main Roads WA, will be hosting the annual Transport and Roads Forum on Friday, **4 May** at the Burswood Entertainment Complex.

The theme for the 2012 forum will be *Smart Investment for the Road Ahead*.

There will be opportunities to hear from and put questions to the Minister for Transport and Shadow Minister for Transport as well as the Managing Director of Main Roads WA and Director General of the Department of Transport. Getting the best possible outcomes from road investments through pavement management systems and sustainable funding for heavy vehicle routes will be explored in presentations and panel sessions.

Elected Members and senior officers with responsibilities for roads and transport are strongly encouraged to attend.

There is no fee for Local Government representatives but registration is required. Please find the registration form in this week's mailbag; alternatively it is available from the WALGA website [www.walga.asn.au](http://www.walga.asn.au)

To register for this event please complete the registration form and return to Ulrike Wolter at [uwolter@walga.asn.au](mailto:uwolter@walga.asn.au).



Council Meeting	File Ref:
CLOSED	SIDE
PUBLIC	INFO
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
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Proj Exec	President
EHO	Councillors

# Issue No. 14.12

9 April 2012

Please copy and distribute to interested readers

## HEADLINES

- LOCAL GOVERNMENT AS A REGULATOR
- CHANGES TO WESTERN POWER'S VEGETATION MANAGEMENT PROGRAM
- WA TRANSPORT AND ROADS FORUM 2012 – REGISTRATIONS NOW OPEN
- WALGA PRESIDENT'S SCHOLARSHIP – DIPLOMA OF LOCAL GOVERNMENT FOR ELECTED MEMBERS – 2013 NOMINATIONS NOW OPEN

- VACANCIES ON BOARDS AND COMMITTEES
- OFFICER TRAINING

## MAILBAG

- TRAINING SOLUTIONS
- PERSONAL PROPERTY SECURITIES ACT – WHAT IS THE IMPACT?

## ISSUES UPDATE

### LOCAL GOVERNMENT AS A REGULATOR

The Productivity Commission has undertaken a study into the role of Local Government as a regulator to benchmark the extent to which particular approaches to the exercise of regulatory responsibilities by Local Government authorities affects costs incurred by business. Specifically the Commission has sought to:

- identify the scope of Local Government regulatory responsibilities in each state and territory
- clarify the extent to which the Local Government role includes implementing policies of national and state/territory governments
- assess whether different responsibilities and the approach taken to their exercise has a material impact on business costs, and
- identify best practices which have the capacity to reduce unnecessary regulatory costs for business.

The study is nearly complete and the draft report was released on Monday, 2 April 2012 (see : <http://www.pc.gov.au/projects/study/regulationbenchmarking/localgov/draft>).

Final submissions are due by Friday, 25 May 2012.

As part of the consultation process on the draft report the Commission is holding a national Roundtable in Melbourne on Thursday, 26 April, to which WALGA has been invited along with representatives of three Local Governments in your State – the Commission's preference is likely to be for CEOs. Attendees must meet their own costs in attending.

If you are interested in participating in the roundtable please contact Deputy Chief Executive Officer, Wayne Scheggia, on 9213 2024 or email [wscheggia@walga.asn.au](mailto:wscheggia@walga.asn.au) as soon as possible.

### CHANGES TO WESTERN POWER'S VEGETATION MANAGEMENT PROGRAM

Western Power is seeking feedback from Local Governments on upcoming changes to its Vegetation Management Program to enable a quick response to dangerous trees in High or Extreme fire risk areas. Notices will be issued for planted or cultivated trees on Local Government land to be cut back within 30 days.

If trees remain too close to power lines, Western Power contractors will complete the work and local governments may be invoiced for the cost. The minimum cost for this work will be \$419.00.

The changes are outlined in these documents:

<http://walga.asn.au/Portals/0/Templates/Enviro%20Waste/WE-9162537v1.pdf>

<http://walga.asn.au/Portals/0/Templates/Enviro%20Waste/WE-9184657v1.pdf>

For further information or to provide comment please contact Environment Policy Manager, Karen Barlow on 9213 2027 or email [kbarlow@walga.asn.au](mailto:kbarlow@walga.asn.au) by Friday, 4 May.

### WA TRANSPORT AND ROADS FORUM 2012 – REGISTRATIONS NOW OPEN

The Western Australian Local Government Association, in partnership with Main Roads WA, will be hosting the annual Transport and Roads Forum on Friday, 4 May at the Burswood Entertainment Complex.

The theme for the 2012 forum will be *Smart Investment for the Road Ahead*.

There will be opportunities to hear from and put questions to the Minister for Transport and Shadow Minister for Transport as well as the Managing Director of Main Roads WA and Director General of the Department of Transport. Getting the best possible outcomes from road investments through pavement management systems and sustainable funding for

WALGA

Date received 16/4/12	
Council Meeting	File Ref:
CLOSED	SIDE
PUBLIC	INFO
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
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CEO	EA/PA
OCED	
Proj Exec	President
EHO	Councillors

# Issue No. 15.12

16 April 2012

Please copy and distribute to interested readers

## HEADLINES

- ✦ DELAY IN RELEASE OF PANEL'S DRAFT FINDING – METROPOLITAN LOCAL GOVERNMENT REVIEW
- ✦ COUNTRY LOCAL GOVERNMENT FUND REVIEW
- ✦ 2012 LOCAL GOVERNMENT REMUNERATION SURVEY
- ✦ LOCAL GOVERNMENT INVOLVEMENT IN SPEED LIMIT SETTING
- ✦ WA TRANSPORT AND ROADS FORUM 2012 – REGISTRATIONS NOW OPEN
- ✦ LOCAL GOVERNMENT EMERGENCY MANAGEMENT FORUM
- ✦ OFFICER TRAINING

- ✦ WESTERN POWER / MAIN ROADS PROJECT DELIVERY WORKSHOPS FOR LOCAL GOVERNMENT
- ✦ PREVENTING ALCOHOL RELATED VIOLENCE IN THE BUILT ENVIRONMENT – FORUM

## MAILBAG

- ✦ INFOPAGE: REVIEW OF THE ROYALTIES FOR REGIONS COUNTRY LOCAL GOVERNMENT FUND
- ✦ ADT SECURITY INTRODUCTORY LETTER
- ✦ LOCAL GOVERNMENT / MAIN ROADS WA WORKSHOP
- ✦ INFOPAGE: PREVENTING ALCOHOL VIOLENCE IN THE BUILT ENVIRONMENT – FORUM

## ISSUES UPDATE

### DELAY IN RELEASE OF PANEL'S DRAFT FINDINGS – METROPOLITAN LOCAL GOVERNMENT REVIEW

WALGA has been advised that the release of the Metropolitan Local Government Review Panel's Draft Findings, originally scheduled for Friday, 13 April, has been delayed. Consequently, the Association's scheduled process to develop a response to the Draft Findings will have to be amended. The Association will provide advice to Local Governments regarding WALGA's intended process as information becomes available from the Panel regarding the release and submission dates for the Draft Findings.

For further information please contact Executive Manager Governance and Strategy, Tony Brown on 9213 2051 or email [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au).

### COUNTRY LOCAL GOVERNMENT FUND REVIEW

The Western Australian Regional Development Trust's (WARDT) Report – *Review of the Royalties for Regions Country Local Government Fund* – has been released for public comment with submissions due by Friday, 11 May. If the WARDT's 26 recommendations are accepted, the Country Local Government Fund (CLGF) will become outcomes focussed and more strategic from July next year. Further details regarding the Trust's recommendations are incorporated in an *InfoPage* distributed to all Local Governments in this week's mailbag. Local Government feedback, to guide the development of the Association's response, is requested by Thursday, 3 May. The full report is available from <http://www.rdl.wa.gov.au/>.

For further information please contact Executive Manager Governance and Strategy, Tony Brown, on 9213 2051 or email [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au) or Governance and Strategy Facilitator, Tim Lane on 9213 2029 or email [tlane@walga.asn.au](mailto:tlane@walga.asn.au).

### 2012 LOCAL GOVERNMENT REMUNERATION SURVEY

The 2012 Local Government Remuneration Survey has now been published and sent to participating Local Governments. This year's survey contains salary information for over 100 different position types with data collected from 95 Local Governments from Western Australia, Northern Territory, South Australia, Victoria, Queensland and Tasmania. For Local Governments who did not participate, but are interested in purchasing a copy the cost is \$250 (inclusive of GST) for subscribers to Workplace Solutions Industrial Service and \$550 (inclusive of GST) for non-subscribers.

For further information, please contact Employee Relations Officer, Carla Loney on 9213 2091 or email [cloney@walga.asn.au](mailto:cloney@walga.asn.au)

### LOCAL GOVERNMENT INVOLVEMENT IN SPEED LIMIT SETTING

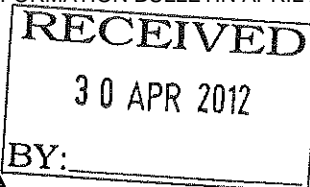
WALGA is undertaking a project regarding Local Government involvement in speed limit setting on local roads.

The project will consider the Main Roads WA *Application and Approval Guidelines – Speed Zoning* process with a view to suggest improvements; and clarify what role Local Governments want in setting speed limits on local roads in the future. Local Governments are invited to provide comment on the Main Roads application process by contacting the WALGA Policy Officer Road Safety. The Main Roads guidelines can be found at:

[http://standards.mainroads.wa.gov.au/internet/standards/rtems/traffic\\_mgmt/speed\\_zones/speed\\_zoning\\_application\\_approval\\_guidelines.asp](http://standards.mainroads.wa.gov.au/internet/standards/rtems/traffic_mgmt/speed_zones/speed_zoning_application_approval_guidelines.asp)

For further information, please contact the Policy Officer Road Safety, Mal Shervill on 9213 2068 or email [mshervill@walga.asn.au](mailto:mshervill@walga.asn.au)





# Issue No. 17.12

30 April 2012

Please copy and distribute to interested readers

## HEADLINES

- ✦ EMERGENCY SERVICES LEVY
- ✦ LOCAL GOVERNMENT FINANCIAL MANAGEMENT REGULATIONS – REDUCTION IN INTEREST RATES
- ✦ COUNTRY LOCAL GOVERNMENT FUND REVIEW – REMINDER: SUBMISSIONS REQUESTED
- ✦ WA TRANSPORT AND ROADS FORUM 2012 – FINAL PROGRAM NOW AVAILABLE
- ✦ MWAC INFORMATION BULLETIN
- ✦ OFFICER TRAINING
- ✦ WALGA PRESIDENT'S SCHOLARSHIP – DIPLOMA OF LOCAL GOVERNMENT (ELECTED MEMBER) 2013 NOMINATIONS NOW OPEN
- ✦ INCREASE IN TARIFF RATES FOR PPCA MUSIC LICENSES

- ✦ LAST CHANCE TO REGISTER – PREVENTING ALCOHOL RELATED VIOLENCE IN THE BUILT ENVIRONMENT FORUM

## MAILBAG

- ✦ MWAC INFORMATION BULLETIN
- ✦ INFOPAGE: CLIMATE CHANGE READINESS (COASTAL PLANNING AND PROTECTION) BILL 2012
- ✦ INFOPAGE: PLANNING AND DEVELOPMENT REGULATIONS 2009 – PART 7 LOCAL GOVERNMENT PLANNING CHANGES
- ✦ INFOPAGE: LOCAL GOVERNMENT FINANCIAL MANAGEMENT REGULATIONS - REDUCTION IN INTEREST RATES

## ISSUES UPDATE

### EMERGENCY SERVICES LEVY

Recently the President and Acting CEO met with Minister the Hon Troy Buswell MLA, Minister for Transport; Housing; Emergency Services to discuss a number of issues including the need to review the operation of the ESL. The challenge of reviewing the levy has been topical since the Community Development and Justice Standing Committee recommendations of 2006 recommended that a review take place. The Minister acknowledged that a review was needed and gave a commitment to initiate an appropriate review process at the conclusion of the 2013/14 bushfire season. WALGA will maintain a watching brief on the review and will engage with the Minister and the sector as appropriate in order to have input to the setting of terms of reference.

*For further information please contact Emergency Management Coordinator, John Lane on 9213 2074 or email [jlane@walga.asn.au](mailto:jlane@walga.asn.au)*

### LOCAL GOVERNMENT FINANCIAL MANAGEMENT REGULATIONS – REDUCTION IN INTEREST RATES

The *Local Government (Financial Management) Amendment Regulations 2012* were gazetted on Friday, 20 April 2012. The amendment relating to the reduction in the maximum interest rate and the instalment interest rate that a Local Government can impose will have a significant effect on the finances of Local Governments. The WALGA President advocated strongly at a recent meeting with the Minister for Local Government's Office to have the regulations reversed as soon as possible. The Minister's Office has committed to meeting with WALGA within the next week to consider a change to the regulations if convinced that there will be an adverse cash flow impact on the Sector. The Association is preparing a case to present to the Minister's Office to demonstrate the

adverse impact that this regulation will have on Local Governments. WALGA will continue to advocate strongly on this issue and is pleased that the Minister's Office has agreed to meet and review the issue.

*For further information please contact Executive Manager Governance and Strategy, Tony Brown, on 9213 2051 or email [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au).*

### COUNTRY LOCAL GOVERNMENT FUND REVIEW – REMINDER: SUBMISSIONS REQUESTED

The Western Australian Regional Development Trust's (WARDT) Report – *Review of the Royalties for Regions Country Local Government Fund* – has been released for public comment. An *InfoPage* outlining the key issues was distributed to all Local Governments on Friday, 13 April. To guide the development of the Association's response, feedback from Local Governments and Zones is requested by Thursday, 3 May. Local Governments are also encouraged to submit directly to the WARDT by the Friday, 11 May deadline. The full report is available from <http://www.rdl.wa.gov.au/>.

*For more information please contact Executive Manager Governance and Strategy, Tony Brown, on 9213 2051 or email [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au) or Governance and Strategy Facilitator, Tim Lane on 9213 2029 or email [tlane@walga.asn.au](mailto:tlane@walga.asn.au)*

### WA TRANSPORT AND ROADS FORUM 2012 – FINAL PROGRAM NOW AVAILABLE

The final program for the Transport and Roads Forum themed *Smart Investment for the Road Ahead* is now available and can be downloaded from the WALGA website – [www.walga.asn.au](http://www.walga.asn.au)

This Forum will address key opportunities and challenges in achieving best practice in Local

Government transport infrastructure investment and management.

For further information or to register, please contact Marketing & Events Support Officer, Ulla Wolter on 9213 2043 or email [uwolter@walga.asn.au](mailto:uwolter@walga.asn.au)

### MWAC INFORMATION BULLETIN

The April edition of the MWAC Information Bulletin is now available.

Highlights for this month include:

- Possible closure of the Southern Metropolitan Regional Council's RRRRC;
- Call for Papers: Waste & Recycle Conference 2012;
- Request for Information: Shire of Kellerberrin; and
- Review of the Country Local Government Fund.

To subscribe to the MWAC Information Bulletin email notification list, please contact Waste Management Officer, Heather Squire on 9213 2069 or email [hsquire@walga.asn.au](mailto:hsquire@walga.asn.au).

### OFFICER TRAINING

#### Customer Service and Complaints Handling

*Customer Service and Complaints Handling* outlines the competencies required when providing customer service in a Local Government environment, including identification of customer needs and the use of effective communication skills. It requires an ability to understand and work with a diverse range of customer groups and is appropriate for all areas of Council.

**Date:** Friday, 25 May

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

#### Policy Development for Officers

*Policy Development for Officers* has been designed to enhance the ability of officers to perform their roles and responsibilities under the governance framework which operates in Western Australian Local Government. The course content includes the need for consulting on, developing, implementing and reviewing policies for Council.

**Date:** Monday, 21 May

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

#### Procedure Writing for Officers

*Procedure Writing for Officers* is designed to enhance the abilities of senior staff to perform their roles and responsibilities in Local Government when writing procedures. The course content includes the need for consulting on, developing, implementing and reviewing procedures for Council. It would be additionally beneficial for participants to undertake this course if they have already completed the *Policy Development for Officers* course.

**Date:** Tuesday, 22 May

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

Course flyers can be downloaded at [www.workplacesolutions.asn.au](http://www.workplacesolutions.asn.au).

Contact the training team at [training@walga.asn.au](mailto:training@walga.asn.au) to secure your place.

### WALGA PRESIDENT'S SCHOLARSHIP - DIPLOMA OF LOCAL GOVERNMENT (ELECTED MEMBER) 2013 NOMINATIONS NOW OPEN

Following WALGA's accreditation as a Registered Training Organisation (RTO), a Diploma of Local Government (Elected Member) was developed to meet an important strategy in building Western Australian Elected Member capability and skills.

As a nationally recognised qualification, the course content covers areas that directly relate to the roles and responsibilities of Elected Members and focuses on the high level of expertise that is required to effectively govern.

#### What will I win?

The scholarship will cover the full Diploma training cost and assessment fees, along with relevant travel and accommodation costs, up to the value of \$10,000.

#### How do I apply?

To apply for this scholarship simply state in around 250 words what benefits you, your Council and your community would gain from this professional development opportunity. Nominations close on Saturday, **30 June 2012**.

A full Diploma outline is available at [www.workplacesolutions.asn.au/training](http://www.workplacesolutions.asn.au/training)

To receive a nomination form or for further information regarding the nomination process please contact Training Manager, Jacqueline Dodd on 9213 2090 or email [jdodd@walga.asn.au](mailto:jdodd@walga.asn.au)

### INCREASE IN TARIFF RATES FOR PPCA MUSIC LICENCES

The Phonographic Performance Company of Australia (PPCA) wishes to advise Local Government and other licence holders of a CPI increase of 3.1% for use of its licensed sound recordings and music video clips. The tariff changes come into effect on Sunday, **1 July 2012**, and affect a range of music uses, excluding fitness classes which fall under a different tariff.

Local Governments who hold licences with PPCA are encouraged to visit <http://ppca.com.au/music-users-/tariffs/> for further information.

### LAST CHANCE TO REGISTER – PREVENTING ALCOHOL RELATED VIOLENCE IN THE BUILT ENVIRONMENT FORUM

The Injury Control Council of Western Australia is hosting a forum to discuss alcohol related violence around licensed premises. Speakers will provide an opportunity to explore current attitudes towards alcohol related violence at licensed premises, best practice to reduce violence and a chance to consider ideas that can be implemented at a local level. This event is being held on Tuesday, **8 May** from 9:00am – 3:00pm at Pattersons Stadium in Subiaco.

For further information or to register, please email [rgraham@iccwa.org.au](mailto:rgraham@iccwa.org.au) or phone 9420 7212.



Council Meeting	File Ref:
CLOSED	ISDE
PUBLIC	INFO <i>Per</i>
11.1. Works	11.3. Finance
11.2. Dev	11.4. Admin
<input type="radio"/> COPY TO or <input type="radio"/> CIRCULATE:	
<input checked="" type="checkbox"/> CEO	EA/PA
DCO	
Proj Exec	President
EHO	Councillors

# Issue No. 18.12

7 May 2012

Please copy and distribute to interested readers

## HEADLINES

- ✦ METROPOLITAN LOCAL GOVERNMENT REVIEW DRAFT FINDINGS – INDICATIVE WALGA RESPONSE
- ✦ LOCAL GOVERNMENT FINANCE REGULATIONS – REDUCTION IN INTEREST RATES
- ✦ LOCAL GOVERNMENT CONVENTION 2012
- ✦ SUSTAINABILITY PANEL LAUNCH AND CLIMATE CHANGE DECLARATION CEREMONY
- ✦ OFFICER TRAINING
- ✦ ELECTED MEMBER TRAINING
- ✦ ALGWA NETWORKING BREAKFAST

- ✦ COASTWEST GRANTS 2012/13
- ✦ CRIMINAL PROPERTY CONFISCATION GRANTS PROGRAM OPEN

## MAILBAG

- ✦ INCREASING PHYSICAL ACTIVITY IN LOCAL GOVERNMENT COMMUNITIES
- ✦ INFOPAGE: METROPOLITAN LOCAL GOVERNMENT REVIEW DRAFT FINDINGS – INDICATIVE WALGA RESPONSE
- ✦ INFOPAGE: WHEATBELT INFRASTRUCTURE PRIORITIES AND PLANNING INITIATIVES

## ISSUES UPDATE

### METROPOLITAN LOCAL GOVERNMENT REVIEW DRAFT FINDINGS – INDICATIVE WALGA RESPONSE

WALGA has prepared an Indicative Response to the Metropolitan Local Government Review Draft Findings. All Local Governments have been invited to provide feedback on the Draft Findings and the Indicative WALGA Response by Tuesday, 15 May. Feedback from Local Governments will be used to develop the Association's submission, which will be considered at a meeting of Metropolitan Mayors and Presidents to be held on Tuesday, 22 May. An InfoPage and the Indicative WALGA Response has been included in this week's mailbag.

For further information please contact Executive Manager Governance and Strategy, Tony Brown, on 9213 2051 or [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au) or Governance and Strategy Facilitator, Tim Lane, on 9213 2029 or [tlane@walga.asn.au](mailto:tlane@walga.asn.au).

### LOCAL GOVERNMENT FINANCE REGULATIONS - REDUCTION IN INTEREST RATES

WALGA has been strongly advocating for a review of the recent amendment to the Financial Management Regulations relating to reducing the interest rate for late payments and the instalment rate. WALGA President Mayor Troy Pickard, together with senior staff, recently met with the Minister for Local Government and presented evidence on the financial impact that the recent amendments will have on Local Governments. An analysis of the sector has demonstrated a significant cash flow impact for Councils. WALGA has requested the previous interest rates be re-instated. The Minister received the information and advised that he would consider our request and respond in the near future.

For further information please contact Executive Manager Governance and Strategy, Tony Brown on 9213 2051 or email [tbrown@walga.asn.au](mailto:tbrown@walga.asn.au)

### LOCAL GOVERNMENT CONVENTION 2012

The 2012 annual Local Government Convention and Trade Exhibition will return to the Perth Convention Exhibition Centre - commencing on Wednesday, 1 August – Friday, 3 August - with the closing event being the very popular Convention Gala Dinner. Copies of the Information and Registration brochure were sent to all Councils this week and registrations are to be made online - [www.secureregistrations.com/lgc12/](http://www.secureregistrations.com/lgc12/) The Registration brochure is also available in electronic format and can be downloaded from the WALGA website – [www.walga.asn.au](http://www.walga.asn.au).

For further information or to register please contact Marketing and Events Support Officer, Ulla Wolter on 9213 2043 or email [uwolter@walga.asn.au](mailto:uwolter@walga.asn.au).

### SUSTAINABILITY PANEL LAUNCH AND CLIMATE CHANGE DECLARATION CEREMONY

The launch of WALGA's Sustainability Panel will be held on Tuesday, 15 May from 2pm in the Reception Hall at the City of Stirling. This is a free event for Local Government Officers and Elected Members, however registration is required. Further details of the Panel appointments can be viewed on: <http://www.walga.asn.au/NewsPublications/Publications/WALGAEcoNews.aspx> and

[http://www.walga.asn.au/Portals/0/Templates/ProductsServices/Sust\\_Energy\\_Infra.pdf](http://www.walga.asn.au/Portals/0/Templates/ProductsServices/Sust_Energy_Infra.pdf)

Following the Launch, the Climate Change Declaration Signing Ceremony will be held for Local Governments have voluntarily decided to acknowledge the impacts of Climate Change on Local Governments and to develop locally appropriate climate change management strategies. Invitations have already gone out to the Local Governments' participating in this important event. For more information please visit <http://www.walgaclimatechange.com.au/>.

For further information or to register please contact Marketing and Events Support Officer, Ulla Wolter on 9213 2043 or email [uwolter@walga.asn.au](mailto:uwolter@walga.asn.au).

### OFFICER TRAINING

#### Customer Service and Complaints Handling

*Customer Service and Complaints Handling* outlines the competencies required when providing customer service in a Local Government environment, including identification of customer needs and the use of effective communication skills. It requires the ability to understand and work with a diverse range of customer groups and is appropriate for all areas of Council.

**Date:** Friday, 25 May

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

#### Introduction to the Local Government Act

*Introduction to the Local Government Act* aims to enhance the ability of participants to effectively contribute their own knowledge and expertise to the Local Government industry. The course will assist Officers to ensure that they comply with their role as professional advisers under the *Local Government Act* and familiarises participants with the content of the Local Government Act and its objectives.

**Date:** Tuesday, 26 June

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

### ELECTED MEMBER TRAINING

#### Meeting Procedures and Debating

*Meeting Procedures and Debating* is specifically designed for both experienced and newly elected members who wish to enhance their meeting skills. Concentrating on knowledge of meeting procedures and high level debating techniques, this course is a practical toolkit for those who attend Council and committee meetings as members or presiding members.

**Date:** Monday, 25 June

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

#### Professionally Speaking – NEW DATE ADDED

*Professionally Speaking (or how to deal with communication minefields – everything from media interviews to hostile public meetings)* is an interactive workshop specifically designed to get participants 'battle-ready' and offers practical techniques for handling unfamiliar public speaking situations with confidence and aplomb.

**Date:** Wednesday, 4 July

**Time:** 9:00am – 4:30pm

**Venue:** WALGA Boardroom

**Cost:** \$395 (plus GST)

Course flyers can be downloaded at [www.workplacesolutions.asn.au](http://www.workplacesolutions.asn.au).

Contact the training team at [training@walga.asn.au](mailto:training@walga.asn.au) to secure your place.

### ALGWA NETWORKING BREAKFAST

WA delegates to the National General Assembly are invited to register for the Australian Local Government Women's Association Networking Breakfast, featuring speaker Andrew O'Keefe discussing the prevention of men's violence against women by changing attitudes and behaviours.

**Date:** Monday, 18 June

**Time:** 7.15am – 8.30am

**Venue:** The Murray Room, National Convention Centre  
27-31 Constitution Avenue, Canberra

**Cost:** \$70 from [www.whiteribbon.org.au/events/algwa](http://www.whiteribbon.org.au/events/algwa)

For further enquiries visit [www.algwa.net.au](http://www.algwa.net.au), or contact Helen Harris on (03) 9897 1312.

### COASTWEST GRANTS 2012/13

Coastwest Grants are provided by the Western Australian Planning Commission for projects which improve the condition and amenity of Western Australia's coasts. Grants are available to partnerships of community groups and coastal managers. Applications open Monday, 30 April and close Thursday, 26 July. Local Governments are encouraged to form partnerships with local community groups and can apply for grants of up to \$150,000. A total pool of \$500,000 is available. A 50% cash or in-kind contribution is generally required from applicants; more information on criteria can be found <http://www.planning.wa.gov.au/coastwest>. Eligible projects include on ground coastal and marine rehabilitation, restoration and preventative conservation projects.

For further information, please contact Coastal Zone Management Coordinator, Christopher Lukes on 6551 9349 or email [christopher.lukes@planning.wa.gov.au](mailto:christopher.lukes@planning.wa.gov.au).

### CRIMINAL PROPERTY CONFISCATION GRANTS PROGRAM OPEN

Local Governments and other eligible organisations are now able to apply for funding of up to \$200,000 to projects which assist law enforcement and community crime prevention, victims of crime and the reduction of drug crimes and drug abuse, under the third round of the Criminal Property Confiscation Grants Program. Applications close Friday, 29 June. The Department of the Attorney General is hosting an information session on Thursday, 17 May, and Friday 18 May, and regionally via Westlink on Tuesday, 15 May.

For further information, or to book a place at the information sessions, please visit [www.dotag.wa.gov.au](http://www.dotag.wa.gov.au) or call Nora Chan-Furness, Grants administrator on 9264 1206 or [Nora.Chan-Furness@justice.wa.gov.au](mailto:Nora.Chan-Furness@justice.wa.gov.au)

### DIRECTORY UPDATES

Mr Ian Hill is the Acting Chief Executive Officer at the Town of Port Hedland. Mr Paul Martin has retired.

### MEDIA RELEASES

27 April

Review Findings Hoped to bring clarity

# INFOPAGE

Council Meeting		File Ref:	
CLOSED	SIDE		
PUBLIC	INFO		
11.1. Works	11.3. Finance		
11.2. Dev	11.4. Admin		
COPY TO or CIRCULATE:			
CEO	EA/PA		
OCEO	From:		
Proj Exec	President		
SHO	Councillors		
Date:			

WALGA

**To:** Chief Executive Officer**Organisation:** All Councils**Reference:** 06-052-01-0001**Subject:** Hyperlink to the WA Police webpage to report hoon driving**From:** Mal Shervill, Policy Officer Road Safety**Date:** 10/04/2012**Priority:** MEDIUM

## IN BRIEF

<b>Operational Area:</b>	Road safety
<b>Key Issues:</b>	<ul style="list-style-type: none"> <li>Local Governments are invited to include on their website the hyperlink to the WA Police hoon reporting webpage.</li> <li>This initiative provides an additional avenue for community members to report hoon behaviour.</li> <li>This initiative will contribute to making Western Australian roads safer</li> </ul>
<b>Action Required:</b>	Decision to include a hyperlink on Local Government websites for reporting hoon driving behaviour

After discussions with WALGA, the WA Police are inviting Local Governments to include on their websites the hyperlink to the "About Reporting Hoon Behaviour" page on the WA Police website. This webpage enables community members to report dangerous, reckless or anti-social hoon driving behaviour in Western Australia.

The "About Reporting Hoon Behaviour" page contains a link to the Traffic Complaint Form used to record reported information. The webpage also details what specific information is required to assist police to inquire into the complaint or establish a pattern of behaviour of an offending driver and/or vehicle.

This initiative will provide an additional avenue for community members to access the relevant webpage to report hoon behaviour; enhance Local Governments commitment to road safety; and contribute to making Western Australian roads safer.

Local Governments are accordingly invited to include the following hyperlink on their website:

<http://www.police.wa.gov.au/Antisocialbehaviour/Reportinghoons/tabid/1127/Default.aspx>

Date received 23/4/12

# INFOPAGE

Council Meeting	File Ref:
CLOSED	SIDE
PUBLIC	INFO <i>then</i> (D)
11.1 Works	11.3 Finance
11.2 Dev	11.4 Admin
COPY TO or CIRCULATE:	
<input checked="" type="checkbox"/> CEO	<input type="checkbox"/> EA/PA
<input type="checkbox"/> DCEO	<input type="checkbox"/> From:
<input type="checkbox"/> Proj Exec	<input type="checkbox"/> President
<input checked="" type="checkbox"/> EHO	<input type="checkbox"/> Councillors


To: **Chief Executive Officer**Organisation: **All Councils**Reference: **05-094-03-0001**Subject: **WA Health Promotion Strategic Framework 2012-2016** Priority: **Medium**

Jodie Holbrook, Policy Manager Community

Date: **20 April 2012**

## IN BRIEF

<b>Operational Area:</b>	All Staff
<b>Key Issues:</b>	<ul style="list-style-type: none"> <li>Draft WA Health Promotion Strategic Framework 2012-2016 now available for public consultation.</li> <li>HPSF focus mainly on lifestyle risk factors</li> </ul>
<b>Action Required:</b>	Faxback/comments due Friday, 18 May 2012

The draft WA Health Promotion Strategic Framework 2012-2016 (HPSF) is now available for public consultation. The updated version of the HPSF builds on the previous 2007-2011 HPSF and sets out WA Health's strategic directions and priorities for the prevention of chronic disease and injury over the next five years.

The goal of the HPSF is to lower the incidence of avoidable chronic disease and injury in WA by facilitating improvements in health behaviours and environments. The HPSF focuses on the main lifestyle risk factors which contribute most to the burden of disease and injury in our State. These include:

- Overweight and obesity
- Nutrition
- Physical activity
- Tobacco use
- Harmful levels of drinking
- A section on injury prevention is also included

The HPSF envisions whole-of-health engagement in prevention of chronic disease and injury.

For further information please visit [http://www.public.health.wa.gov.au/2/1588/2/health\\_promotion\\_strategic\\_framework.pm](http://www.public.health.wa.gov.au/2/1588/2/health_promotion_strategic_framework.pm)

Attached is a Faxback and your comment is sought for inclusion in a WALGA submission by Friday, 18 May 2012. Please forward your comments to Jodie Holbrook, Policy Manager Community at [jholbrook@walga.asn.au](mailto:jholbrook@walga.asn.au) or for discussion phone Jodie on (08) 9213 2044.



**FAX-BACK****WALGA**

**To:** Jodie Holbrook, Policy Manager **From:** Community  
**Organisation:** WALGA **Date:**  
**Fax No:** 9322 2611 **Pages:**  
**Reference:** 05-094-03-0001 **Priority:** High  
**Subject:** WA Health Promotion Strategic Framework 2012-2016  
**CONTACT:** (Your details)  
**COUNCIL:** (Your Council)

**FAX BACK TO WA LOCAL GOVERNMENT ASSOCIATION ON 9322 2611**

Distribute to: Jodie Holbrook

The draft WA Health Promotion Strategic Framework 2012-2016 (HPSF) is now available for consultation. WALGA seeks your comment and feedback for inclusion in a WALGA submission by **Friday, 18 May 2012**.

Question 1:- Do you support the draft and do you have any plans already in place. i.e. physical activity, falls, nutrition?

Answer: .....

Question 2:- Do you believe there are any areas that need further consultation with Local Government.

Answer: .....

Question 3:- Are there any areas that you feel need to be included that are not in the draft?

Answer: .....

**THANK YOU FOR YOUR ASSISTANCE.**

Local Government House  
 15 Altona Street  
 West Perth WA 6005  
 PO Box 1544  
 West Perth WA 6872  
 Facsimile (08) 9322 2611  
 Telephone (08) 9321 5055  
 Email info@walga.asn.au  
 Website www.walga.asn.au

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**The Voice of Local Government**



# FAX-BACK



Question 4: Should the strategy be implemented, what resources would assist Local Government?

Answer: .....

.....

.....

.....

Local Government House  
15 Altona Street  
West Perth WA 6005  
PO Box 1544  
West Perth WA 6872  
Facsimile (08) 9322 2611  
Telephone (08) 9321 5055  
Email [info@walga.asn.au](mailto:info@walga.asn.au)  
Website [www.walga.asn.au](http://www.walga.asn.au)

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The Voice of Local Government



# INFOPAGE

Info

Councillors please advise CEO if you wish a response to be prepared for meeting

24th (advise by Tue 15th Noon) JAB



**To:** Chief Executive Officer  
**From:** Tony Brown  
 Executive Manager  
 Governance & Strategy  
**Organisation:** All Councils  
**Date:** 2 May 2012  
**Reference:** 05-034-01-0018  
**Priority:** High  
**Subject:** Metropolitan Local Government Review Draft Findings:  
*Indicative WALGA Response*

## IN BRIEF

<b>Operational Area:</b>	Council and Chief Executive Officer
<b>Key Issues:</b>	<ul style="list-style-type: none"> <li>• Metropolitan Local Government Review <i>Draft Findings</i> Released</li> <li>• WALGA <i>Indicative Response</i> prepared for Local Government feedback</li> </ul>
<b>Action Required:</b>	Feedback to WALGA by Tuesday 15 May 2012 Submissions to the Panel due Friday 25 May 2012 (Shire meets 24 / 5)

WALGA has prepared an *Indicative Response* to the Metropolitan Local Government Review *Draft Findings*, released on Friday 27 April 2012.

The *Indicative Response* is based on the Association's original submission to the Metropolitan Local Government Review Panel as well as standing policy positions.

All Local Governments are invited to provide feedback to the Association on the *Indicative Response* and the *Draft Findings* by Tuesday 15 May 2012.

A draft submission on the *Draft Findings* will then be prepared incorporating feedback received from Local Governments.

The draft submission will be considered by the 30 metropolitan Local Governments at a meeting of Metropolitan Mayors and Presidents to be held on Tuesday 22 May 2012.

The final submission will be provided to the Review Panel subject to subsequent State Council endorsement.

Individual Local Governments are encouraged to submit to the Panel by the 25 May 2012 deadline.

WALGA's *Indicative Response* is attached.





## Indicative WALGA Response

### Metropolitan Local Government Review Draft Findings

*The indicative response provided below is based on the Association's Submission to the Metropolitan Local Government Review Panel and standing policy positions.*

*Input from Local Governments will be incorporated into the next version of this report which will be presented to a meeting of Metropolitan Mayors and Presidents on 22 May 2012. The final submission will be provided to the Panel subject to State Council endorsement.*

#### Principles for the Metropolitan Local Government Review

The principles for the Metropolitan Local Government Review are supported.

##### *Panel's Principles*

- *Long-term approach*
- *Community outcomes*
- *Equity*
- *Clarity*
- *City scale*
- *Best city*
- *Evidence based*

The Panel has highlighted the need for their work to be *evidence-based*; it is anticipated that evidence will be demonstrated in the Panel's final report.

The Panel have stated they aspire to *clarity*, however many of the Draft Findings are unclear. The Local Government sector expects that the Panel's final report will be unequivocal about the role, responsibilities and structure of Local Government in metropolitan Perth.

The Panel also argues that governance of the metropolitan area should be considered holistically, at the *city scale*, yet the Panel refrains from considering the role of the State Government in the metropolitan area. The Panel states that "proposing changes to the operations of State Government is beyond the Panel's terms of reference other than the way they relate to Local Government" (Draft Findings p6).

The Association's Submission argued that the metropolitan governance of Perth is primarily a function of the State Government. Changes to the form or functions of Local Government will necessarily result in changes at the State Government level. The reverse is also true.

Given that the management of metropolitan regions is primarily a function of State Governments in Australia, the Association argues that the Panel's Finding 1 is most applicable to the Western Australian Government.

##### *Panel Finding 1*

*Enhanced strategic thinking and leadership across the State and Local Government sector and the wider community will be required to manage the extraordinary growth of metropolitan Perth over the next 50 years.*

The Association believes that it is impossible for the Panel to fulfil their terms of reference without considering the role of the State Government. Where improvements to governance of the metropolitan region can be



## Indicative WALGA Response to the Metropolitan Local Government Review Draft Findings

achieved with changes to the operations of the State Government, the Panel should state this. The Panel should make recommendations regarding the operations of the State Government if there will be benefits to the community.

### A Need for Change

The Association's submission highlighted a number of systemic issues that need to be addressed to optimise the governance arrangements of metropolitan Perth. The Association's submission to the Panel highlighted the following critical success factors in its original submission:

- Enhanced Intergovernmental Relations
- The establishment of a Local Government Commission
- A review of the *Local Government Act 1995* and legislative change
- The removal of Local Government revenue constraints
- Empowerment of Local Governments to establish a range of service delivery models, and
- The importance of Local Government as a legitimate sphere of Government.

The Panel's Findings 2, 3, and 4 make significant claims but little evidence for these claims is provided. Evidence is required to demonstrate the need for change and it is anticipated that evidence will be provided in the Panel's Final report.

#### **Panel Finding 2**

*The current local government arrangements will not provide the best outcomes for the community into the future. The status quo cannot and should not remain.*

#### **Panel Finding 3**

*There is a need for significant change in Perth's local government, including changes in local government structures, boundaries and governance.*

#### **Panel Finding 4**

*The Panel envisages the outcome of the Review to be a stronger, more effective, more capable Local Government sector, with an enhanced role and greater authority.*

The Panel seems to be presenting a case for reform of the *Local Government* sector by highlighting deficiencies at the *regional* level. The Association's submission demonstrated that governance for the metropolitan *region* is principally the responsibility of the State Government (WALGA Submission, p16):

*"The Australian Constitution establishes that State and Territory Governments have principal responsibility for planning and managing cities. For this reason, and due to the highly urbanised population distribution of all Australian States, State and Territory Governments play the most important role in the governance of metropolitan regions in Australia.*

*Similar to other Australian State capitals, metropolitan governance in Perth is primarily a function of the Western Australian State Government. Key reasons for the dominance of the State Government include the economic significance of Perth for the wellbeing and economic success of the state and the primacy of Perth as home to three quarters of Western Australia's population."*

### Risks of Doing Nothing

The Association accepts the Panel's Finding 5 and acknowledges that the Local Government sector is seeking certainty about the future and specifically about the structure, roles, resources and responsibilities of Local Government in metropolitan Perth.



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### *Panel Finding 5*

*Uncertainty about the future needs to be addressed by prompt and decisive government decision making.*

Finding 5 is fundamentally about the implementation and transition process associated with the Metropolitan Local Government Review. The Association's original submission contained commentary and specific recommendations on the transition process. These recommendations are reiterated in this response on page 13.

### **A Vision for Metropolitan Perth**

A key role of the State Government is to develop and articulate a shared vision for Metropolitan Perth.

The Association endorses the Panel's Finding 6 as a key priority.

### *Panel Finding 6*

*A shared vision for the future of Perth should be developed by the State Government, together with Local Government, stakeholder and community groups.*

The State Government should be at the forefront of developing and articulating a vision for the Local Government sector. A hierarchy of visions is required:

- i. A vision for Western Australia
- ii. A vision for Local Government, and
- iii. A vision for metropolitan Perth.

Further, it is well established that a shared and coherent vision is fundamental to any change process.

A shared vision for Local Government was developed during the Association's Systemic Sustainability Study (SSS) process and endorsed by the Local Government sector:

*"Local Government will implement and maintain a governance model that integrates effective service delivery (on a regional basis) with appropriate political representation (on a local basis)."*

The Association's *Vision for Local Government*, defined in its *Strategic Plan 2010-2015* is:

*"Local Governments in Western Australia will be built on good governance, autonomy, local leadership, democracy, community engagement and diversity.*

*Local Governments will also have the capacity to provide economically, socially and environmentally sustainable services and infrastructure that the needs of their communities."*

A shared vision for Perth and a shared vision for Local Government will benefit the State Government, Local Governments and the community.

The Panel's Finding 7 is accepted but further detail about what this Finding will entail is requested.

### *Panel Finding 7*

*A sense of place and local identity can be maintained through appropriate governance regardless of the size of a Local Government.*

### **Benefits of Reform**

The Panel lists a number of perceived benefits of reform in its Finding 8.





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### *Panel Finding 8*

*The primary benefits to be achieved by the proposed reforms of Perth's local government arrangements include:*

- a. Increased strategic capacity across the local government sector;*
- b. A more equitable spread of resources across metropolitan Perth and more equitable delivery of services to all residents;*
- c. Reduced duplication and better use of infrastructure;*
- d. A streamlined regulatory environment with greater transparency, simplicity, consistency, and certainty with attendant costs savings for all sectors of the community;*
- e. Potential to achieve greater economies of scale;*
- f. Increased influence with State and Commonwealth governments reflected in improved funding for community projects;*
- g. The achievement of metropolitan-wide social, economic and environmental goals.*

A number of the benefits listed are outside the remit of the Local Government sector. In relation to Finding 8(d), if a more 'streamlined regulatory environment' is a legitimate goal, the Western Australian Parliament has the ability to legislate to achieve this goal. The Western Australian Parliament is responsible for legislation and the State Government, through its Ministers, is responsible for regulation. Local Governments play a role in enforcing legislation and regulations and are able to make local laws if empowered to do so by legislation.

Further, in relation to Finding 8(g), while Local Governments rightly make contributions towards the achievement of metropolitan social, economic and environmental goals, State Government coordination is necessary in many cases.

### **Relationships, Roles and Functions**

A coherent and overarching vision for Perth would more clearly define the roles of, and relationships between, Local Government and State Government.

The Association argued, in its original submission, that consideration of the role of Local Government in metropolitan Perth necessarily requires consideration of the role of the State Government. Panel Finding 9 is therefore supported.

### *Panel Finding 9*

*The structure and governance arrangements for Local Government in Perth cannot be considered in isolation from the role and function of Local Government, and from the relationship between State Government and Local Governments.*

A key theme of the Association's submission to the Metropolitan Review was the importance of collaboration and coordination between all levels of government, the private and not-for-profit sectors and the community.

Panel Finding 10 is accepted, however it should be noted that the State Government has responsibility for transport and regional planning.

### *Panel Finding 10*

*Some functions need to be managed from a metropolitan-wide perspective, including waste disposal and treatment, transport and planning. A shift in responsibility to the State Government may be warranted.*

Following the principle of 'subsidiarity', there may be some services currently delivered by Local Government that are best provided at a regional or sub-regional level. Conversely, there may be services provided by the State Government that could be provided more efficiently by Local Governments. A thorough analysis of



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service delivery has not been undertaken by the Panel and this represents a significant missed opportunity for the Metropolitan Local Government Review process.

The Association supports the Panel in its call for "specific communication provisions and protocols being negotiated" between State and Local Government and for a "partnership approach to governing Perth" (Draft Findings p15).

Recommendation 1 of the Association's Submission emphasised the importance of strong intergovernmental relations and called for a communication and consultation protocol to be established.

#### ***WALGA Recommendation 1***

*A protocol guiding communication and consultation between the State Government and the Local Government sector be developed and implemented as a matter of urgency*

The Association's Recommendation 2 called for the establishment of a Local Government Commission as an agency focussed on capacity building in the Local Government sector, sufficiently independent of the State Government and the Local Government sector.

#### ***WALGA Recommendation 2***

*A Local Government Commission be established in Western Australia as proposed in this submission*

The Panel's Finding 11 requires amendment to be supported by the Association.

#### ***Panel Finding 11***

*Consideration should be given to establishing a Local Government Commission, comprising an independent chair and persons with significant State and local government experience, to manage the relationship between State and local government, and to oversee implementation of the reform process.*

The role of the Commission should not be to "manage the relationship between State and Local Government". Responsibility for inter-governmental agreements such as that which establishes the basis for the relationship between the State Government and the Local Government sector must sit with the Department of Premier & Cabinet in liaison with WALGA.

WALGA's submission proposed the role of the Local Government Commission as follows:

- Progressing Local Government's ability to examine and improve its sustainability
- Improving access to consistent aggregated Local Government financial information
- Encouraging standard asset management practices
- Encouraging long term strategic financial planning and management
- Assisting with the implementation of community infrastructure planning, and
- Undertaking the majority of the advisory and sector support functions currently undertaken by the Department of Local Government.

Further detail on the role and administration of the Local Government Commission is requested. As stated in WALGA's submission, a key rationale for the establishment of the Commission is "the inherent conflict" caused by "the dual role of the Department of Local Government".

It would therefore be inappropriate for the Local Government Commission to be administered by the Department of Local Government. The Local Government Commission needs to be sufficiently independent from both the State Government and the Local Government sector.

Finding 12 is supported, however further detail is requested regarding what this Finding entails. Further, this Finding may be incongruous with Finding 10.



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### **Panel Finding 12**

*A redefined Local Government would have its role enhanced including re-empowerment in local planning.*

### **Working Towards an Ideal Structure for Local Government in Metropolitan Perth**

The concept of a 'tax base sharing program' (Draft Findings p17) (either as an alternate to structural reform, or as integral part of it) based on redistributing rate revenue between Local Governments is academically interesting but does little to address the inadequacy of the global level of funding available to the sector.

Broad tax redistribution is an issue that should be considered and needs to be debated across all spheres of government (particularly at the federal level, where 83% of the nation's tax collections sit). Rather than a redistribution of locally raised rate revenues between Local Governments, The Panel should be examining the role tax redistribution could play in enhancing the financial sustainability of Metropolitan Local Governments.

It seems pointless to argue for mechanisms which shift the distribution of an existing level of sector funding (rates) when the macro problem is the inadequacy of funding to the sector in its totality.

### **Options for Change**

The Panel presents three options for change but little detail on what the proposed models would entail.

### **Panel Finding 13**

*The most appropriate options for Local Government in metropolitan Perth are:*

- a) 10 to 12 Councils centred on strategic activity centres
- b) Five Councils based on the central area and sub-regions
- c) One single metropolitan Council

The three models floated by the Panel are too extreme, particularly after considering the Panel's Terms of Reference which states that a list of *achievable options* is to be provided. Further, the population projections for Perth also raise a number of issues for the proposed options.

The Association held a Governance Models Forum in January 2012 to inform its submission to the Panel. One single metropolitan Council was rejected by the Local Government sector at the forum. Similarly, the sector also rejected a model based on the central area and sub-regional areas from *Directions 2031*. The Association therefore rejects options (b) and (c).

Option (a) requires significant refinement to be acceptable to the Local Government sector. As the Association stated in its original submission to the Panel, the metropolitan region should be governed by approximately 15 to 20 Local Governments (WALGA Submission p61).

The Association's recommendation 11 identified the appropriate governance model for the Perth metropolitan region.

### **WALGA Recommendation 11**

*That a Governance Model based on the following guiding principles be adopted for the Perth metropolitan region:*

- *Determination of Local Government boundaries based on sustainability principles (economic, social, environmental and organisational) with reference to Directions 2031. The existence of strategic industrial areas and other major land uses should also be considered*
- *Establishment of regional bodies to undertake regional service delivery and regional strategic planning, and*



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- *Enhancement of Intergovernmental Relations between State Government and the Local Government sector at the strategic, policy and project levels.*

The Association contends that much greater detail regarding the governance models proposed by the Panel needs to be provided for an informed assessment to be made on the merits of the proposed models. In particular, the Local Government sector should be involved in a conversation about future Local Government boundaries in the metropolitan region. To this end, and in line with the Panel's *clarity* principle, publication of the Panel's proposed boundaries would be beneficial. This would then be a catalyst for Local Governments to engage in a voluntary reform process.

The Metropolitan Local Government Review provides a significant opportunity for the State Government to outline its vision and intentions for Local Government in metropolitan Perth. This, together with appropriate incentives, could pave the way for an appropriate voluntary reform process to be established.

The Association argues that there is a role for the community in the options presented by the Panel. A recommendation to remove or significantly alter the rights of communities to self-determination expressed through the poll provisions contained in schedule 2.1 of the *Local Government Act 1995* would be opposed.

More information is also required regarding the implementation of the proposed options. As stated in the Association's submission, funding, HR issues and financial management issues will be key aspects of the transition process which are yet to be addressed.

At a more fundamental level, the models proposed will result in significant changes in the nature of the roles and functions of Local Governments in metropolitan Perth. These changes will necessarily result in a shift for State Government departments and agencies. This is yet to be documented by the Panel.

The Association is not in a position to comment on the Panel's Finding 14 relating to the City of Perth.

#### ***Panel Finding 14***

*In any future model, the size of the City of Perth should be increased and its role enhanced.*

Panel Finding 15 is an acceptable conclusion, if the premise is accepted.

#### ***Panel Finding 15***

*It is important to make significant change and create a new structure with robust boundaries to minimise the need for further debate and change in the short to medium term.*

#### **Periodic Boundary Review**

The Panel suggests that periodic boundary reviews should be undertaken at regular intervals.

#### ***Panel Finding 16***

*Once a new structure is settled, there should be periodic boundary reviews undertaken by an independent body, to ensure the Local Government structure is optimal for meeting the changing needs of a growing metropolitan region.*

The Panel state that this should be undertaken "similar to the way the Electoral Commission reviews electoral boundaries". While there may be a role for an independent body to undertake boundary reviews, the Association rejects the comparison to electoral boundaries.

As stated in the Association's submission to the Panel (page 32):



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*"Such a comparison [to electoral boundaries] is inappropriate: Local Governments are a legitimate sphere of government in Australia's democratic system. Conversely, electoral boundaries are an administrative tool to ensure that each citizen's vote is roughly equal when electing a representative to the House of Representatives or the Legislative Assembly.*

*However, while Local Governments are not equivalent to electoral boundaries, it may be appropriate for an independent body to determine Local Government boundaries to remove local politics from the process. An independent body undertaking Local Government boundary reviews should utilise criteria including sustainability and communities of interest."*

As stated, Panel Finding 17 is supported.

### **Panel Finding 17**

*The creation of larger Local Governments alone will not address all the shortcomings of the present system.*

## **Community and representation**

The Association views community engagement as a strength of Local Government. WALGA's submission to the Panel highlighted the innovative methods of community engagement undertaken by Local Governments through evolving media channels. Local Governments, as the closest sphere of government to the community, are constantly striving to improve their community engagement methods.

Commentary that low voter turnout, relative to other spheres of government, is a sound indicator of community disengagement is disingenuous. Clearly voter turnout will be lower in *voluntary* Local Government elections than in *compulsory* State Government elections. As the Association stated in its submission (page 28-29):

*"There has been commentary recently that voter turnout in Local Government elections provides an indicator of community engagement in the affairs of their Council. This argument is simplistic: voter turnout is one indicator of community engagement with their Council. Given the high levels of access that community members have to Elected Members, the Council and Local Government administrations, voting is arguably less important at the local level than for other spheres of government."*

Local Governments consistently aim to improve their engagement with the community. Suggestions that Local Governments are not sufficiently engaged with their communities have not been justified by the Panel.

### **Panel Finding 18**

*Local Government's ability to connect to the community is an important asset. In any new Local Government structure for metropolitan Perth, community engagement must be strengthened, to improve accountability and reduce the power of special interest groups.*

The Association contends that the Panel must justify its claims with evidence that goes beyond the anecdotal; No evidence whatsoever is provided that 'special interest groups' wield too much power.

Community engagement can always be improved, however the Association contends that this is an evolutionary process and a compelling rationale for forced wide-scale reform has yet to be presented.

### **Panel Finding 19**

*Local Government must invest in mechanisms that encourage the whole community to participate. Consideration must be given to the development of formal community engagement networks, which*



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*may include the adoption of new institutional arrangements and structures to ensure adequate community engagement and access to Council.*

As the Association stated in its original submission, community members have very high levels of access to their Elected Members and Local Government administrations.

### Voice for Metropolitan Perth

The Panel has proposed a Council of Metropolitan Mayors to act as a 'voice' for the Perth metropolitan region.

#### **Panel Finding 20**

*If the new local government structure for metropolitan Perth comprises more than one local government, a Forum or Council of Perth Mayors should be created, chaired by the Lord Mayor.*

The Association is well placed to accommodate this type of structure under current governance arrangements. A contemporary example is the Swan Canning River Policy Forum established to address issues relating to the management of the Swan-Canning River system.

Another option would be for a Regional Development Commission (RDC) to be established for the Perth metropolitan region. Establishing a Perth RDC was a recommendation of the Association's 2010 Submission to the Review of Regional Development Commissions but was not accepted by the Review Committee.

### The Future of Regional Local Governments

The Association argued in its original submission for Local Governments to have access to a number of service delivery models: Regional Local Governments, Regional Subsidiaries and Council Controlled Organisations.

The Association does not accept that Regional Local Governments "operate with flawed accountability" (Draft Findings p21). Regional Local Governments are accountable to their constituent Councils who are accountable to their communities. This is appropriate.

The Association reiterates the recommendations contained in its original submission.

#### **WALGA Recommendation 8**

*A review, with the involvement of the Association and the Local Government sector, examining the regulatory and compliance burden of Regional Local Governments be undertaken.*

#### **WALGA Recommendation 9**

*That the Local Government Act 1995 and Regulations be amended to enable Local Governments to establish regional subsidiaries as intended by the Local Government Amendment (Regional Subsidiaries) Bill 2010*

#### **WALGA Recommendation 10**

*That the Local Government Act 1995 and Regulations be amended to enable Local Governments to establish Council Controlled Organisations*

The Panel's Finding 22 suggests that Council Controlled Organisations should be considered.

#### **Panel Finding 22**

*The potential for council controlled organisations / local government enterprises should be further considered*





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The Association supports this finding but contends that significant work has already been undertaken to support the introduction of Council Controlled Organisations in Western Australia. Further, CCOs are successfully utilised in other Australian States and in New Zealand.

### Governance – General Comments

The Association requests that the Panel's Findings in relation to governance are thoroughly substantiated in their final report.

The Association would like to highlight two key themes of its original submission to the Panel: a review of the *Local Government Act 1995* to restore the Act to the principle of 'general competence' and the removal of revenue constraints.

To clarify, the Association is not recommending that the *Panel* undertakes a review of the Act; the Association is recommending that the Panel *recommend* to the State Government that a review be undertaken (refer Draft Findings p6). A review of the Act should be driven by the State Government with significant Local Government consultation.

#### ***WALGA Recommendation 3***

*A comprehensive review of the Local Government Act 1995 be undertaken to restore the Act to the principle of 'general competence'*

The Association also reiterates its recommendations focused on removing the significant revenue constraints placed on Local Governments.

#### ***WALGA Recommendation 4***

- a) The Local Government Act 1995 be amended to remove the rate exemption for Independent Living Units*
- b) The Local Government Act 1995 be amended to provide clarification on rating of land used for charitable purposes*

#### ***WALGA Recommendation 5***

*That LandCorp and other Government Trading Entities' rate equivalency payments be made to the relevant Local Governments instead of the State Government*

#### ***WALGA Recommendation 6***

*That Section 6.21 of the Local Government Act 1995 be amended to allow Local Governments to use freehold land, in addition to its general fund, as security when borrowing*

#### ***WALGA Recommendation 7***

*That a review be undertaken to remove fees and charges from legislation and Councils be empowered to set fees and charges for Local Government services*

### Governance – Introduction of Compulsory Voting at Local Government Elections

The Panel's Finding 23a proposes that compulsory voting be introduced at Local Government elections.

#### ***Panel Finding 23***

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

- a. Introduction of compulsory voting at Local Government elections*



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The Association has a formal position on compulsory voting determined by State Council in 2008. The Association supports the retention of voluntary voting in Local Government elections.

The Association contends that compulsion is only one aspect of the electoral system which should not be considered in isolation. As the Association's original submission argued (page 29-30):

*"Compulsory voting is only one aspect of the electoral system and should not be considered in isolation. Other considerations include the method of voting and the frequency of elections.*

*Should there be efforts to make voting in Local Government elections compulsory, a full and detailed review of the Local Government electoral system should be undertaken."*

## Governance – Recognition of the Leadership Role of Elected Members

The Panel's Findings 21 and 23b are supported.

### **Panel Finding 21**

*The role of Elected Members should be reshaped to enhance their capacity for strategic leadership, and reduce their involvement in operational matters*

### **Panel Finding 23**

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

*b. Recognition of the leadership role of Elected Members*

Elected Members currently play a significant leadership role in their community. The Association welcomes this acknowledgement by the Panel.

The Association acknowledges that the Panel has accepted that Councils are not equivalent to Boards.

The Association's submission to the Panel was unequivocal on this subject (page 53):

*"Councils consist of democratically elected representatives in local communities. Elected Members represent the community, provide leadership and guidance and facilitate communication between the community and the Council.*

*Elected Members are also stewards of large and complex organisations and are ultimately responsible for multi-million dollar decisions. This has led to comparisons between Councils and Boards.*

*This is inappropriate: Councils are not Boards. This comparison neglects the very important democratic and community representation role undertaken by Elected Members. This comparison also diminishes Local Government as a legitimate sphere of government and should be rejected.*

*There are significant differences between Councils and Boards but there are also similarities. It is appropriate for good governance principles and practices to be implemented by Councils. Elected Members should be encouraged to develop their capacity to make sound, strategic decisions based on professional advice. 'Board-like behaviour' from Elected Members in terms of strategic decision making should be encouraged and facilitated.*

*Professional and strategic decision-making is crucial to good governance, but in striving for this goal, the very important democratic role of Elected Members in communities should not be forgotten or diminished".*



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### Governance – Election of Mayors by the Community

The Panel's Finding 23c suggests that Mayors should be elected by the community.

#### *Panel Finding 23*

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

- c. Election of Mayors by community*

The Association does not support this proposal. Mayors elected by the community present an increased governance risk for the sector. History demonstrates that a large proportion of Inquiries related to dysfunctional Councils have been brought about by Mayors elected by the community in conflict with the Council.

The concept of term limits for Elected Members is raised in the document. Term limits for Elected Members are not supported. Term limits are not in place in other spheres of government and may cause significant issues in attracting Elected Members in rural and regional Western Australia.

### Governance – Increased Remuneration for Elected Members

The Panel's Finding 23d is supported.

#### *Panel Finding 23*

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

- d. Increased remuneration of Elected Members*

The Association has been advocating for many years for the Salaries and Allowances Tribunal to be empowered to determine Elected Member remuneration. The Association and the Local Government sector have welcomed the recent amendment to the *Local Government Act 1995* and looks forward to the Salaries and Allowances Tribunal making determinations in relation to Elected Member remuneration.

### Governance – Training for Elected Members

The Panel's Finding 23e, which proposes that training for Elected Members be encouraged, is supported.

#### *Panel Finding 23*

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

- e. Training for Elected Members*

The Association agrees that training for Elected Members, whether provided by the Australian Institute of Company Directors, WALGA, or other training providers should be encouraged and facilitated.

### Governance – Clarification of the role of CEO and Elected Members

The Panel's Finding 23f is supported.

#### *Panel Finding 23*

*Amendments to governance arrangements for Local Government in metropolitan Perth should include the following:*

- f. Clarification of the role of CEO and Elected Members*



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This Finding is supported, however any amendment to the *Local Government Act 1995* to clarify the roles of CEO and Elected Members and their relationship should undergo a rigorous consultation process.

The text supporting this Finding suggests that, while remaining a Council responsibility, there should be oversight of the CEO recruitment and performance management processes by an independent body. This concept should be included in the Finding.

### Transition and Implementation

The Association reiterates its comments on the transition process from its original submission. There is likely to be a significant period of uncertainty while the Local Government sector awaits decisions about the future. The Association highlighted the impact that this period may have on the attraction and retention of skilled staff for individual Local Governments and for the sector more broadly.

The Association recommended that the Metropolitan Local Government Review Panel develop a transition plan as part of their report to the Minister.

#### ***WALGA Recommendation 12***

*That the Metropolitan Local Government Review Panel develops a transition plan as part of their final representations to the Minister*

Further, the Association recommended that the Panel emphasise the impacts of the review process on Local Governments to the Minister.

#### ***WALGA Recommendation 13***

*That the Metropolitan Local Government Review Panel ensures the State Government is made aware of the potential impacts of their recommendations on the workforces and financial positions of Local Governments*

The Association acknowledges that the Panel have noted that there will be significant impacts on Metropolitan Local Governments and that more detail will follow in their report.

The Association has consistently and strongly argued that any State Government imposed reform should be State Government funded. If this does not occur, affected communities will pay for reform which they may not have endorsed or supported.

#### ***WALGA Recommendation 14***

*That any change to the Structure and Governance of Local Governments, whether forced or voluntary, be funded by the State Government*

Further, in any reform that involves Local Government, the Local Government sector should be involved.

#### ***WALGA Recommendation 15***

*That the Local Government sector and Local Government peak bodies – WALGA and the LGMA – are involved in any Local Government reform initiative stemming from the Metropolitan Local Government Review*

The Association's final recommendation is that the Panel's final report to the Minister is made public. This will allow Local Governments to be involved in the conversation about their future and the future of metropolitan Perth.

#### ***WALGA Recommendation 17***

*That the Metropolitan Local Government Review Panel's final report be made public*