



7 December 2023

Dear Councillor,

Your attendance is requested at an Ordinary Council Meeting of the Blayney Shire Council to be held in the Chambers, Blayney Shire Community Centre on Wednesday, 13 December 2023 at 6.00pm for consideration of the following business -

- (1) Livestreaming Video and Audio Check
- (2) Acknowledgement of Country
- (3) Recording of Meeting Statement
- (4) Apologies for non-attendance
- (5) Disclosures of Interest
- (6) Public Forum
- (7) Mayoral Minute
- (8) Confirmation of Minutes - Ordinary Council Meeting held on 21.11.23
- (9) Matters arising from Minutes
- (10) Reports of Staff
 - (a) Executive Services
 - (b) Corporate Services
 - (c) Infrastructure Services
 - (d) Planning and Environmental Services
- (11) Delegates Reports
- (12) Closed Meeting

Mark Dicker
General Manager

Meeting Calendar 2023 / 2024

December

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
8.30am	8 December 2023	Mining and Energy Related Councils Meeting	Sydney
10.00am	13 December 2023	Central Tablelands Water Meeting	Canowindra
6.00pm	13 December 2023	Council Meeting	Community Centre

January

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
6.00pm	23 January 2024	Council Meeting	Community Centre

February

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
5.00pm	8 February 2024	Disability Inclusion Working Group	Community Centre
6.00pm	20 February 2024	Council Meeting	Community Centre
10.00am	21 February 2024	Central Tablelands Water Meeting	Blayney
10.00am	29 February 2024	Central NSW Joint Organisation Board Meeting	Lachlan Shire

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HELD ON WEDNESDAY 13 DECEMBER 2023

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LIVE STREAMING OF COUNCIL MEETINGS

In accordance with the Blayney Shire Council Code of Meeting Practice, this meeting will be recorded for the purpose of the live streaming function via our YouTube channel. The audio and visual live stream and recording, will allow members of the public to view proceedings via the Internet without the need to attend Council meetings. The objective of this service is to eliminate geographic and other access barriers for the community wishing to learn more about Council's decision making processes.

By speaking at the Council Meeting you agree to be livestreamed and recorded. Please ensure that if and when you speak at this Council Meeting that you ensure you are respectful to others and use appropriate language at all times.

Whilst Council will make every effort to ensure that live streaming is available, it takes no responsibility for, and cannot be held liable for technical issues beyond its control. Technical issues may include, but are not limited to the availability or quality of the internet connection, device failure or malfunction, unavailability of YouTube or power outages.

Live streams and archived recordings are a free public service and are not an official record of Council meetings. Recordings will be made of all Council meetings (excluding confidential items) and published to YouTube the day after the meeting. For a copy of the official public record, please refer to Council's Business Papers and Minutes page on Council's website.

Council does not accept any responsibility for any verbal comments made during Council meetings which may be inaccurate, incorrect, defamatory, or contrary to law and does not warrant nor represent that the material or statements made during the streamed meetings are complete, reliable, accurate or free from error.

Live streaming is primarily set up to capture the proceedings of the Council meeting and members of the public attending a Council meeting need to be aware they may be recorded as part of the proceedings.

01) MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 21 NOVEMBER 2023**Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** GO.ME.3**Recommendation:**

That the Minutes of the Ordinary Council Meeting held on 21 November 2023, being minute numbers 2311/001 to 2311/020 be confirmed.

MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 21 NOVEMBER 2023, COMMENCING AT 6.00PM

Present: Crs S Ferguson (Mayor), D Somerville (Deputy Mayor), A Ewin, C Gosewisch, J Newstead, M Pryse Jones and B Reynolds

General Manager (Mr M Dicker), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr J Hogan), Director Planning & Environmental Services (Mr A Muir) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY**RECORDING OF MEETING STATEMENT****DISCLOSURES OF INTEREST**

The General Manager reported the following Disclosure of Interest forms had been submitted:

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Ewin	Non-Pecuniary (less than significant)	3	11	Notice of Motion – Flyers Creek Area Weed Control	Cr Ewin is an employee of Cadia Mine, Newmont
Cr Pryse Jones	Pecuniary	13	48	Minutes of Financial Assistance Committee Meeting held 6 November 2023	Cr Pryse Jones is the applicant in the form of Administrator for Financial Assistance Program application number 7

MAYORAL MINUTE**MAYORAL MINUTE - BIPARTISAN SUPPORT -
PARLIAMENTARY INQUIRY INTO CRIME, LAW AND ORDER
IN REGIONAL NSW**

2311/001

RESOLVED:

That Council endorse the following recommendations listed in the Country Mayors Association of NSW report into Crime, Law and Order and call on Local Member Paul Toole to support the establishment of a Parliamentary Inquiry with the suggested terms of reference in the document

1. That Council call on all members of the NSW Parliament to commit to bipartisan support to establish a Parliamentary Inquiry into and report on the rate of crime in all categories reported on by the Bureau of Crime Statistical and Research (BOCSAR) in Regional, Rural and Remote New South Wales, specifically focussing on the inequity between Metro and Regional Local Government areas.
2. That Council calls on all members of the NSW Parliament to commit to bipartisan support to increase spending on the NSW police force to increase front line policing numbers in Regional, Rural and Remote regions most at need.
3. That Council call on the NSW Government to commit to the minimum staffing agreements (known in the NSW Police Force as First Response Agreements) for non-24 hour police stations, all of which are located in Regional, Rural and Remote Local Government areas.
4. That Council calls on the NSW Government to review the current formula used to assess staffing levels including the universally agreed outdated current model for those Local Government areas that do have a First Response Agreement in place.

(Ferguson/Newstead)

CARRIED**CONFIRMATION OF MINUTES****MINUTES OF THE PREVIOUS EXTRAORDINARY COUNCIL
MEETING HELD 9 NOVEMBER 2023**

2311/002

RESOLVED:

That the Minutes of the Extraordinary Council Meeting held on 9 November 2023, being minute numbers 2311/E001 to 2311/E002 be confirmed.

(Reynolds/Somerville)

CARRIED**MATTERS ARISING FROM THE MINUTES**

Cr Reynolds asked if there was any update from IPART on the rate peg.

General Manager confirmed IPART have announced the 24/25 rate peg for Blayney as 5.7%

Cr Ewin, having declared an interest, left the meeting.

NOTICES OF MOTION

NOTICE OF MOTION - FLYERS CREEK AREA WEED CONTROL

2311/003

RESOLVED:

That Council provide \$10,000 annually for the next three financial years from the Community Benefit Fund section of the Flyers Creek Voluntary Planning Agreement to fund the control priority weeds along roadsides, including sticky nightshade in the Flyers Creek/Cadia area.

(Reynolds/Gosewisch)

CARRIED

Cr Ewin returned to the meeting.

EXECUTIVE SERVICES REPORTS

QUESTIONS TAKEN ON NOTICE AT THE OCTOBER COUNCIL MEETING

2311/004

RESOLVED:

That the questions taken on notice at the Ordinary Council Meeting held 17 October 2023 and the subsequent response be received and noted.

(Gosewisch/Ewin)

CARRIED

SIDETRACK ARTS INCORPORATED SUB LICENCE AGREEMENT AND MOU

2311/005

RESOLVED:

That Council;

1. Delegate authority to the General Manager to finalise the Licence agreement with Transport Asset Holding Entity and correlating Sub-Licence agreement with Sidetrack Arts Incorporated for the Blayney Railway Station 'Platform' space for a period of 3 years followed by a rolling month-to-month lease.
2. Delegate authority to the General Manager to sign and execute a Memorandum of Understanding between Council and Sidetrack Arts Incorporated for a period of 3 years.

(Newstead/Ewin)

CARRIED

- 2311/006** **SKILLSET**
RESOLVED:
That Council:
1. Support the nomination of Cr Pryse Jones to the Skillset Ltd Board.
2. Delegate to Mr. Ian Tooke authority to attend and vote as Councils proxy at the Skillset Ltd Annual General Meeting.
(Somerville/Gosewisch)
CARRIED

- 2311/007** **DECEMBER COUNCIL MEETING**
RESOLVED:
That Council move the December Council meeting to 6.00pm Wednesday 13 December 2023.
(Newstead/Reynolds)
CARRIED

CORPORATE SERVICES REPORTS

- 2311/008** **REPORT OF COUNCIL INVESTMENTS AS AT 31 OCTOBER 2023**
RESOLVED:
That Council;
1. Note the report indicating Council's investment position as at 31 October 2023.
2. Note the certification of the Responsible Accounting Officer.
(Gosewisch/Ewin)
CARRIED

- 2311/009** **QUARTERLY BUDGET REVIEW STATEMENT - SEPTEMBER 2023**
RESOLVED:
1. That the Quarterly Budget Review Statement for the quarter ending 30 September 2023 be received.
2. That the supplementary votes of \$684k nett proposed in the Quarterly Budget Review Statement be adopted, resulting in an increase to capital expenditure of \$755k, an increase to operating expenditure of \$306k and an increase in income of \$377k (which includes an increase of \$701k in capital income).
(Somerville/Reynolds)
CARRIED

- 2311/010** **2022/23 ANNUAL REPORT**
RESOLVED:
That the Council endorse the 2022/23 Annual Report for lodgement with the Office of Local Government.
(Gosewisch/Reynolds)
CARRIED

CABONNE AFTER SCHOOL CARE

2311/011

RESOLVED:

That Council defer this item.

(Ferguson/Reynolds)

CARRIED

Cr Pryse Jones, having declared an interest, left the meeting.

**MINUTES OF THE FINANCIAL ASSISTANCE COMMITTEE
MEETING HELD 6 NOVEMBER 2023**

2311/012

RESOLVED:

That Council;

1. Receive the minutes of the meeting held 6 November 2023.
2. Increase the Carcoar PA&H Society allocation by \$1,928 to \$6,928 as the project is considered specialist electrical work in which no in kind contribution can be made.
3. Approve the recommendations for 2023/24 – Additional Round 1A of the Community Financial Assistance Program by the Financial Assistance Committee, together with an additional \$1,928 for the Carcoar P A & H Society to the amount of \$94,723, represented by \$30,339 for 2023/24 Round 1A General funding and \$64,384 Flagship funding, per the funding schedule.
4. Approve the supplementary (budget) vote of \$52,650 in the 2023/24 Operational Plan from the unexpended Financial Assistance Program funds held from prior years in the Special variation rates – mining cash restriction.
5. Call for Financial Assistance Program applications for Round 2 of 2023/24 in early 2024, closing in March 2024, for consideration by Council no later than the April 2024 Council meeting.

(Somerville/Ewin)

CARRIED

Cr Pryse Jones returned to the meeting.

INFRASTRUCTURE SERVICES REPORTS**INFRASTRUCTURE SERVICES MONTHLY REPORT**

2311/013

RESOLVED:

That Council note the Infrastructure Services Monthly Report for November 2023.

(Ewin/Newstead)

CARRIED

- 2311/014** **ROAD CLOSURE - GLENORIE ROAD**
RESOLVED:
That Council;
1. Take into consideration all submissions lodged during the notification period.
 2. Approve the closure of part of Glenorie Road, Millthorpe being ~476m² adjacent to 59 Glenorie Road in accordance with s.38 Roads Act 1993.
 3. Give public notice for a period of 28 days of Council's intention to classify the land as Operational Land.
 4. Endorse the land be exchanged as compensation for other land acquired for the purposes of the Roads Act 1993.
 5. Delegate to the Mayor and General Manager authority to execute signature and fixing of the Council Seal to facilitate the road closure and land transfer.
- (Reynolds/Newstead)
CARRIED

- 2311/015** **ROAD CLOSURE - MID WESTERN HIGHWAY**
RESOLVED:
That Council;
1. Take into consideration all submissions lodged during the notification period.
 2. Approve the closure of part of Mid Western Highway, Kings Plains being 2.613 ha adjacent to 3399 Mid Western Highway in accordance with s.38 Roads Act 1993.
 3. Give public notice for a period of 28 days of Council's intention to classify the land as Operational Land.
 4. Delegate to the Mayor and General Manager authority to execute signature and fixing of the Council Seal to facilitate the road closure and land transfer.
- (Reynolds/Ewin)
CARRIED

- 2311/016** **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 24 OCTOBER 2023**
RESOLVED:
That Council;
1. Receive and note the minutes of the Blayney Traffic Committee Meeting, held on Tuesday 24 October 2023.
 2. That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 3 December 2023 on Redmond Oval as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
 3. That Council endorse the Traffic Guidance Scheme for the Orange Running Festival, to be held on 9 & 10 March 2024 on roads in the vicinity of Forest Reefs and Spring Terrace, in the Orange City LGA, as a Class 2 event, and subject to the conditions detailed in the Director Infrastructure Services'

Report.

4. That Council note the traffic analysis of data captured at Marshalls Lane.
 5. That Council:
 - a. Establish an axle-based Load Limit across a bridge on Barry Road located at Chainage 900 from Barry.
 - b. Install R6-17 signs with load limits as per recommendations of Council's structural engineer.
 - c. Perform immediate temporary works to reduce the bridge to single lane as per the Traffic Guidance Scheme.
- (Gosewisch/Reynolds)
CARRIED

PRESENTATION

Presentation of Financial Statements – John Thompson
Intentus – Audit Provider for NSW Audit Office

2022/23 AUDITED FINANCIAL STATEMENTS

2311/017

RESOLVED:

That Council adopt the 2022/23 Financial Statements and accept the Auditor's Report, as submitted by the NSW Audit Office.

(Reynolds/Somerville)
CARRIED

CLOSED MEETING

2311/018

RESOLVED:

That the meeting now be closed to the public in accordance with Section 10A of the Local Government Act, 1993 for consideration of the following matter:

SALE OF PART DUNGEON ROAD, KINGS PLAINS

This matter is considered to be confidential under Section 10A(2) (di) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

(Gosewisch/Newstead)
CARRIED

CONFIDENTIAL MEETING REPORTS**2311/019** **SALE OF PART DUNGEON ROAD, KINGS PLAINS****RESOLVED:**

That Council:

1. Endorse the closure of part Dungeon Road, Kings Plains being ~6.49km of Dungeon Road starting ~560m from the Mid-Western Highway to Shire Boundary, in accordance with s.38 Roads Act 1993.
2. That a further report be presented to Council to consider any submissions lodged during the notification period and formally resolve a decision on the road closure.
3. Endorse the sale of the road to Regis Resources for the sum of the Written Down Value (WDV) at the date of sale, of the road and associated assets, subject to the applicant funding Council's road closure application fee and all associated costs, ensuring there is no financial loss to Council.
4. Delegate Authority to the General Manager to negotiate the terms of the road closure and execute any document necessary.
5. Confirms its resolution to establish an internal reserve and allocate the sale of Dungeon Road funds to those shire roads around the Walkom Road, Village Road, Guyong Road and Vittoria Road areas.

(Somerville/Reynolds)

CARRIED**2311/020** **RESOLVED:**

That as consideration of the matters referred to in the closed meeting has been concluded, the meeting now be opened to the public.

(Gosewisch/Reynolds)

CARRIED**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 2311/019.**

There being no further business, the meeting concluded at 8.08pm.

The Minute Numbers 2311/001 to 2311/020 were confirmed on 13 December 2023 and are a full and accurate record of proceedings of the Ordinary Meeting held on 21 November 2023.

Cr S Ferguson
MAYOR

Mr M Dicker
GENERAL MANAGER

02) REPORT OF COUNCIL INVESTMENTS AS AT 30 NOVEMBER 2023

Department: Corporate Services

Author: Chief Financial Officer

CSP Link: 2. Build the Capacity and Capability of Local Governance and Finance

File No: FM.AU.1

Recommendation:

That Council;

1. Note the report indicating Council's investment position as at 30 November 2023.
2. Note the certification of the Responsible Accounting Officer.

Reason for Report:

For Council to endorse the Report of Council Investments as at 30 November 2023.

Report:

This report provides details of Council's Investment Portfolio as at 30 November 2023.

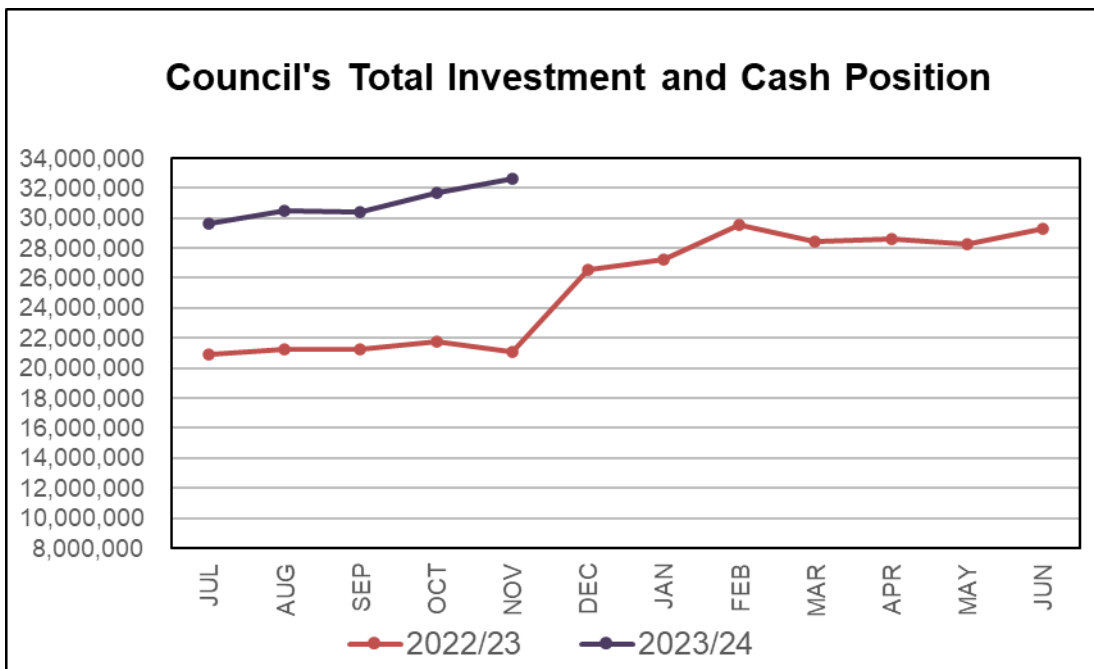
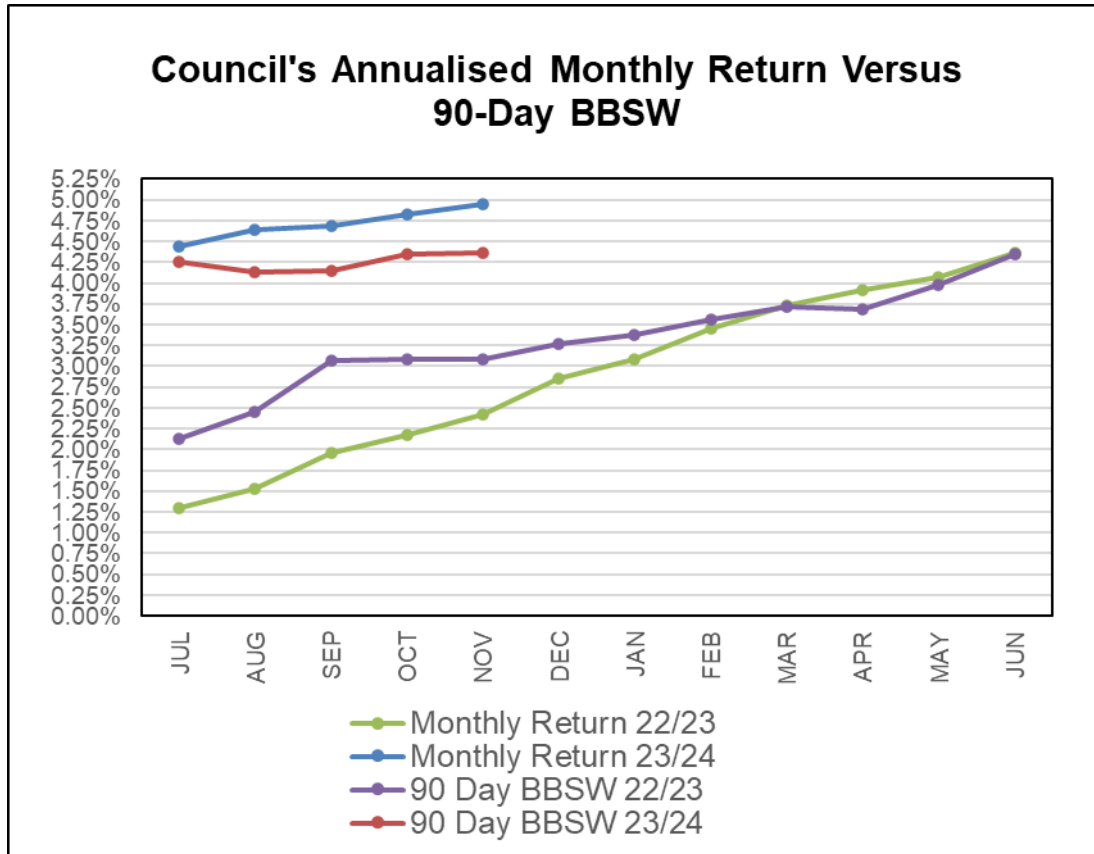
Council's total investment and cash position as at 30 November 2023 is \$32,596,596. Investments earned interest of \$122,333.16 for the month of November 2023.

Council's monthly net return on Term Deposits annualised for November was 4.94% which outperformed the 90-day Bank Bill Swap Rate of 4.37%.

Council's current cash position was improved by receipts from the 2nd rates instalment and \$1,865,812 received from Transport NSW for the Regional Emergency Road Repair Fund. These funds were received largely towards the end of month.

An additional \$500,000 was added to the investment portfolio during the month of November. It is anticipated that funds will be drawn down going forward as expenditure on capital projects escalates.

It should be noted that Council has scope to invest with other A1+ rated institutions however funds are not committed where returns on investment on offer are lower than the interest rates currently received on Council's General Fund and Online Saver accounts. This also offers flexibility and a liquidity factor with access to cash while receiving equivalent or greater returns. Council also monitors the rates offering for these unused institutions to ensure they are still tangibly lower than the rates received across Council's current portfolio.



Register Of Investments and Cash as at 30 November 2023					
Institution	Method	Rating	Maturity	Amount \$	Interest Rate
Bank of Queensland	Curve	A2/BBB+	05/12/2023	500,000	4.250%
Defence Bank Ltd	Curve	A2/BBB	12/12/2023	500,000	4.450%
ING Bank	IAM	A1/A	19/12/2023	500,000	4.800%
NAB	Direct	A1+/AA-	09/01/2024	500,000	4.500%
IMB Bank Ltd	Direct	A2/BBB+	16/01/2024	500,000	4.800%
CBA	Direct	A1+/AA-	23/01/2024	500,000	4.490%
NAB	Direct	A1+/AA-	30/01/2024	500,000	5.250%
NAB	Direct	A1+/AA-	06/02/2024	500,000	4.550%
Ben & Adel Bank	IAM	A2/BBB+	13/02/2024	500,000	5.170%
Westpac	Direct	A1+/AA-	20/02/2024	500,000	4.950%
CBA	Direct	A1+/AA-	26/02/2024	500,000	4.300%
NAB	Direct	A1+/AA-	27/02/2024	500,000	5.000%
Reliance Bank	Direct	Unrated	09/03/2024	500,000	4.200%
Macquarie Bank	IAM	A1/A+	12/03/2024	500,000	4.750%
ING Bank	IAM	A1/A	13/03/2024	500,000	4.750%
CBA	Direct	A1+/AA-	19/03/2024	500,000	4.200%
Macquarie Bank	IAM	A1/A+	02/04/2024	500,000	4.450%
MyState Bank Ltd	Curve	A2/BBB+	02/04/2024	500,000	4.650%
CBA	Direct	A1+/AA-	09/04/2024	500,000	4.280%
NAB	Direct	A1+/AA-	16/04/2024	500,000	4.510%
Westpac	Direct	A1+/AA-	23/04/2024	500,000	4.490%
Macquarie Bank	IAM	A1/A+	30/04/2024	500,000	4.800%
NAB	Direct	A1+/AA-	07/05/2024	500,000	4.700%
CBA	Direct	A1+/AA-	14/05/2024	500,000	4.920%
NAB	Direct	A1+/AA-	21/05/2024	500,000	4.900%
Westpac	Direct	A1+/AA-	28/05/2024	500,000	4.840%
Westpac	Direct	A1+/AA-	04/06/2024	500,000	5.040%
NAB	Direct	A1+/AA-	11/06/2024	500,000	5.500%
Westpac	Direct	A1+/AA-	18/06/2024	500,000	5.450%
Macquarie Bank	IAM	A1/A+	25/06/2024	500,000	5.250%
Westpac	Direct	A1+/AA-	02/07/2024	500,000	5.420%
CBA	Direct	A1+/AA-	09/07/2024	500,000	5.300%
Macquarie Bank	IAM	A1/A+	16/07/2024	500,000	5.100%
ING Bank	Curve	A1/A	23/07/2024	500,000	5.200%
ING Bank	Curve	A1/A	30/07/2024	500,000	5.200%
Westpac	Direct	A1+/AA-	06/08/2024	500,000	5.150%
CBA	Direct	A1+/AA-	13/08/2024	500,000	5.170%
NAB	Direct	A1+/AA-	20/08/2024	500,000	5.200%
CBA	Direct	A1+/AA-	27/08/2024	500,000	5.090%
Westpac	Direct	A1+/AA-	03/09/2024	500,000	5.050%
ING Bank	Curve	A1/A	10/09/2024	500,000	5.050%
NAB	Direct	A1+/AA-	17/09/2024	500,000	5.310%
IMB Bank Ltd	Direct	A2/BBB+	24/09/2024	500,000	5.150%
Bank of Queensland	Curve	A2/BBB+	01/10/2024	500,000	5.150%
Westpac	Direct	A1+/AA-	08/10/2024	500,000	5.280%
CBA	Direct	A1+/AA-	15/10/2024	500,000	5.150%
ING Bank	Curve	A1/A	22/10/2024	500,000	5.350%

Register Of Investments and Cash as at 30 November 2023					
Institution	Method	Rating	Maturity	Amount \$	Interest Rate
CBA	Direct	A1+/AA-	29/10/2024	500,000	5.250%
MyState Bank Ltd	Curve	A2/BBB+	05/11/2024	500,000	5.400%
Westpac	Direct	A1+/AA-	12/11/2024	500,000	5.320%
Reliance Bank	Direct	Unrated	19/11/2024	500,000	5.200%
Macquarie Bank	IAM	A1/A+	26/11/2024	500,000	5.220%
Total Investments				26,000,000	4.940%
Commonwealth Bank - At Call Account ⁽¹⁾				2,832,005	4.350%
Commonwealth Bank Balance - General ⁽¹⁾				3,662,498	4.200%
Reliance Bank ⁽¹⁾				102,093	0.000%
Total Cash and Investments				32,596,596	
Benchmarks:		BBSW 90 Day Index ⁽¹⁾			4.367%
		RBA Cash Rate ⁽¹⁾			4.350%

1. % Interest rates as at end of reporting period.

Summary of Investment Movements - November 2023		
Financial Institution	Amount \$	Commentary
MyState Bank Ltd	(517,390)	Term deposit matured 07/11/2023
MyState Bank Ltd	500,000	Term deposit reinvested 07/11/2023
NAB	(512,216)	Term deposit matured 14/11/2023
NAB	500,000	Term deposit reinvested 14/11/2023
Reliance Bank	(520,444)	Term deposit matured 21/11/2023
Reliance Bank	500,000	Term deposit reinvested 21/11/2023
Westpac	(521,690)	Term deposit matured 21/11/2023
Westpac	500,000	Term deposit reinvested 21/11/2023
IMB Bank Ltd	500,000	New term deposit 22/11/2023
Macquarie Bank	(520,942)	Term deposit matured 28/11/2023
Macquarie Bank	500,000	Term deposit reinvested 28/11/2023
Westpac	(521,890)	Term deposit matured 28/11/2023
Westpac	500,000	Term deposit reinvested 28/11/2023

Long Term Credit Rating (or Moody's, Fitch, S&P or Equivalent)	Policy Maximum %	Current Holding %	Current Holding \$
TCorp IM Funds	100%	0%	-
AAA – AA Category	100%	58%	15,000,000
A- Category	40%	23%	6,000,000
BBB+ Category	25%	13%	3,500,000
BBB Category	5%	2%	500,000
BBB- Category and below: Local ⁽²⁾ ADI's	10%	4%	1,000,000
BBB+ / BBB / BBB- & below categories combined	25%	19%	
			26,000,000

2. ADI's located within the Local Government Area

Individual Institution Limit	Rating	Policy Maximum \$	Current Holding \$
Bank of Queensland	A2/BBB+	1,000,000	1,000,000
Bendigo & Adelaide Bank	A2/BBB+	1,000,000	500,000
CBA	A1+/AA-	5,000,000	5,000,000
Defence Bank Ltd	A2/BBB	500,000	500,000
IMB Bank Ltd	A2/BBB+	1,000,000	1,000,000
ING Bank	A1/A	3,000,000	3,000,000
Macquarie Bank	A1/A+	3,000,000	3,000,000
MyState Bank Ltd	A2/BBB+	1,000,000	1,000,000
NAB	A1+/AA-	5,000,000	5,000,000
Reliance Bank	Unrated	1,000,000	1,000,000
Westpac	A1+/AA-	5,000,000	5,000,000

Summary of Restricted, Allocated and Unrestricted Cash & Investments			
	Actual 30/06/2023 \$ 000's	Actual 30/11/2023 \$ 000's	Forecast ⁽¹⁾ 30/06/2024 \$ 000's
External Cash Restrictions	20,329	20,097	9,958
Internal Cash Allocations	8,751	6,788	5,330
Total Restricted, Allocated Cash & Investments	29,080	26,885	15,288
Unrestricted Cash	191 ⁽²⁾	5,711 ⁽³⁾	4,959 ⁽³⁾
Total Restricted, Allocated and Unrestricted Cash & Investments	29,271	32,597	20,247

⁽¹⁾ Balances are informed by the Long Term Financial Plan and based on the best available information at time of preparation.

⁽²⁾ Unrestricted cash was impacted by grant debtors totalling \$3.84m at 30/06/2023, specifically \$1m which was anticipated to be received prior to 30 June but wasn't deposited until 3 July. Internal cash allocations include \$3.5m of restricted cash from prepayment of the financial assistance grant which will be used to offset any unrestricted cash deficit reported in the financial statements.

⁽³⁾ Unrestricted cash is forecast to be high as of 30 June 2024 as a result of Council substituting funding dedicated from general revenue for the current year capital works program with approved grant funded programs. It is not anticipated that Council will be afforded this opportunity with future grant funding under these programs.

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffany Irlam, certify that the investments listed in this report have been made in accordance with s625 of the Local Government Act (1993), the Local Government (General) Regulation (2005) and Council Policy.

Risk/Policy/Legislation Considerations:

The Responsible Accounting Officer must table a written report to Council on money invested pursuant to s.625 of the Local Government Act (1993). Investments made are in accord with the framework established within Council's Investment Policy.

Budget Implications:

A good investment strategy optimises Council's return on investments.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

03) AMENDMENT TO INVESTMENT POLICY**Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** GO.PO.1

Recommendation:

That Council

1. Endorse the Investment policy, as amended, for public exhibition for a period of not less than 42 days.
2. Submit written notice of the proposed amendment and a copy of the draft Investment Policy to TCorp, pursuant to the conditions of borrowing with TCorp, and that adoption be subject to their acknowledgement.
3. Should no submissions be received during the public exhibition period the Investment Policy be adopted and included in Council's policy register.

Reason for Report:

To seek Council approval for amendment to the Investment policy.

Report:

At the October Council meeting it was suggested that Council's Investment Policy should be reviewed given that investment holdings appeared to be at their maximum limits for AAA – A Category institutions. It was also recommended that Council engage with TCorp to ascertain if they would have any objections to any proposed policy amendment.

TCorp were engaged in November 2023 and advised that they have reviewed its "prescriptive" stance on Council Investment policies and will be more at arms' length with their review. Instead, they will monitor Council investment policies and practices to inform a "credit risk assessment for councils" that will inform current and future borrowing capacity. Council is still obligated through its loan agreement with TCorp to not amend, vary or modify its Investment Policy without providing written notice.

The Investment Policy has been reviewed and the following amendments have been proposed:

1. Clause 1.5 Authorised Investments – Amendment outlining that Council's preference is for investment products that are not subject to a fluctuating face value.
2. Clause 1.9 Risk Management Guidelines – Amendment to counterparty limit for AAA – A Category institutions from \$5m to \$8m.

The objectives of the Investment policy are:

- To undertake investment of surplus funds in a way that, firstly ensures the security of Council Funds and secondly maximises earnings from authorised investments.
- To ensure there is sufficient liquidity to meet all reasonably anticipated cash flow requirements, as and when they fall due, without incurring significant costs due to the unanticipated sale of an investment.

The amendment to the policy will provide Council greater flexibility with investment of surplus funds with high rated institutions.

It is also recommended that amendments be subject to acknowledgement by NSW TCorp pursuant to conditions of borrowings held by Council.

Risk/Policy/Legislation Considerations:

The Local Government Act s.625 serves to outline the types of investments that Council is permitted to invest in. Council may however establish guidelines on investment practice providing it does not erode legislative requirements.

Budget Implications:

The proposed policy amendment will have minimal impact on Council's returns on investment.

Enclosures (following report)

1 Draft Investment Policy

7 Pages

Attachments (separate document)

Nil



Draft Investment Policy

Policy	4B
Officer Responsible	Chief Financial Officer
Last Review Date	XX/XX/XXXX

Strategic Policy

1.1 Objectives

- (a) To undertake investment of surplus funds in a way that, firstly ensures the security of Council Funds and secondly maximises earnings from authorised investments.
- (b) To ensure there is sufficient liquidity to meet all reasonably anticipated cash flow requirements, as and when they fall due, without incurring significant costs due to the unanticipated sale of an investment.

1.2 Definitions

Authorised Deposit taking institutions - financial institutions in Australia supervised by the Australian Prudential Regulation Authority (APRA) and authorised under the Banking Act 1959 (Cth) to accept deposits from the public.

Ausbond Bank Bill Index - formerly the UBS Bank Bill Index. The UBS Australia index family was acquired by Bloomberg from Q3 2014, and while branding changed the benchmark construction is unaltered. It represents the performance of a notional rolling parcel of bills averaging 45 days and is the widely used benchmark for local councils and other institutional cash investors.

Bank Bill Swap Rate - a short-term interest rate used as a benchmark for the pricing of Australian dollar derivatives and securities, most notably floating rate bonds.

Bills of Exchange - A bill of exchange is an unconditional order in writing, addressed by one person to another, signed by the person giving it, requiring the person to whom it is addressed to pay on demand, or at a fixed or determinable future time, a sum certain in money to or to the order of a specified person, or to bearer.

Debentures - a type of debt instrument that is backed only by the general creditworthiness and reputation of the issuer rather than being secured by physical assets or collateral.

Ministerial Investment Order - schedule of authorised investments approved for access by NSW Councils pursuant to Local Government Act 1993 section 625 by the Order of the Minister and published in the Government Gazette.

Responsible Accounting Officer - a member of the staff of the council designated by the General Manager, or if no such member has been designated, the General Manager. (LGGR, clause 196)

TCorp – New South Wales Treasury Corporation including the TCorp Investment Management arm which manages the TCorpIM funds (formerly Hour-glass).

Term Deposits (Deposits) - Funds invested with a financial institution at a predetermined rate that applies for the duration of the deposit. The

principal is held on deposit for a fixed term with interest payable at set periods during the term and/or on maturity. Increasingly banking regulation requires term deposits to be issued on “unbreakable” terms or at a minimum funds cannot be withdrawn for a minimum period of 31 days.

1.3 Legislative Requirements

All investments are to be made in accordance with:

- (a) Local Government Act 1993;
- (b) Local Government Act 1993 – Order (of the Minister) dated 12 January 2011
- (c) Trustee Act 1925;
- (d) Local Government (General) Regulation 2005;
- (e) Local Government Code of Accounting Practice and Financial Reporting;
- (f) Australian Accounting Standards; and
- (g) Office of Local Government Circulars.

1.4 Delegation of Authority

Authorised Officer	Roles & Responsibilities
General Manager	Authority to invest surplus funds and authority to delegate this function in accordance with the Council's adopted Investment Policy.
Director Corporate Services	Per Delegation
Chief Financial Officer (Responsible Accounting Officer)	Per Delegation
Accountant	Per Delegation

All delegated officers shall confirm in writing that they have received a copy of Council's current investment policy and that they understand the contents and their obligations as a delegated officer.

1.5 Authorised Investments

Investments are limited to those allowed by the most current Ministerial Investment Order that has been issued by the NSW Minister for Local Government.

Council shall only invest money (on the basis that all investments must be denominated in Australian Dollars) in the following forms of investment:

- (a) any public funds or securities issued by or guaranteed by, the Commonwealth, any State of the Commonwealth or a Territory;
- (b) any debentures or securities issued by a council (within the meaning of the Local Government Act 1993 (NSW));

- (c) interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit-taking institution (as defined in the Banking Act 1959 (Cwth)), but excluding subordinated debt obligations;
- (d) any bill of exchange which has a maturity date of not more than 200 days; and if purchased for value confers on the holder in due course a right of recourse against a bank which has been designated as an authorised deposit-taking institution by the Australian Prudential Regulation Authority;
- (e) a deposit with the New South Wales Treasury Corporation or investments in an TCorpIM Investment Fund of the New South Wales Treasury Corporation.

All investment instruments (excluding short term discount instruments) referred to above include principal and investment income (interest).

[Council's preference will be not to invest in products subject to a fluctuating face value that upon redemption may result in the risk of loss of capital value of an investment.](#)

1.6 Prudent Person Standard

The investments shall be managed with care, diligence and skill that a prudent person would exercise. As trustees of public monies, officers are to manage Council's investment portfolios to safeguard the portfolio in accordance with the spirit of this Investment Policy, and not for speculative purposes.

1.7 Ethics and Conflicts of Interest

Officers shall refrain from personal activities that would conflict with the proper execution and management of Council's investment portfolio. This policy requires officers to disclose any conflict of interest to the General Manager.

If engaged, independent advisors shall also be required to declare that they have no actual or perceived conflicts of interest.

1.8 Prohibited Investments

This Investment Policy prohibits any investment carried out for speculative purposes including:

- (a) Derivative based instruments;
- (b) Principal only investments or securities that provide potentially nil or negative cash flow;
- (c) Stand alone securities issued that have underlying futures, options, forward contracts and swaps of any kind; and
- (d) Any investment acquired using leveraging to fund the purchase (borrowing to invest);
- (e) Any ADI disclosed in the below table as declared to be prohibited by resolution of Council:

<u>Prohibited ADI</u>	<u>Minute No.</u>	<u>Council meeting date</u>
AMP Bank	NMCU/15419	15/03/2021

1.9 Risk Management Guidelines

Investments are to comply with the following criteria:

- (a) Preservation of Capital - all reasonable measures are to be taken to prevent losses in portfolio value (considering the time value of money);
- (b) Institutional Diversification:
 - i. Not less than three (3) quotations shall be obtained from authorised institutions when an investment is proposed.
 - ii. Direct investments shall not exceed counterparty limits with any one institution at any one time as detailed below.
 - iii. All term deposit investments are to be made with authorised deposit taking institutions authorised under the Banking Act, 1959 and with an investment grade credit rating, excepting ADI's located within the local government area.
 - iv. The maximum holding limit in each rating category and the target credit quality weighting for Council's total portfolio shall be in accord:

Long Term Credit Rating (or Moody's, Fitch, S&P or Equivalent)	Total Portfolio Limits	Counterparty Limits
	Maximum	
TCorp IM Funds	100%	100%
AAA – A Category	100%	Lesser of \$5m-8m or 40%
A- Category	40%	Lesser of \$3m or 20%
BBB+ Category**	25%	Lesser of \$1m or 10%
BBB Category**	5%	Lesser of \$500k or 5%
BBB- Category and below: Local ADI's - Reliance Bank*	10%	Lesser of \$1m or 10%
BBB- Category and below: Others	0%	-

*ADI's located within the Local Government Area

** BBB+ / BBB categories are not to exceed 25% collectively

- (c) Maturity Risk - the investment portfolio is to be invested within the following maturity constraints:

Long Term Credit Rating (or Moody's, Fitch, S&P or Equivalent)	Overall Portfolio Return to Maturity
	Maximum
TCorp IM Funds	Not applicable
AAA to BBB+ Category	3 Years
BBB Category	12 months

- (d) Market/Credit Risk - consideration shall be given to the risk that the fair value or the future cash flows of an investment will fluctuate due to changes in market prices, or the risk of failure to repay principal or pay interest on an investment;

- (e) Liquidity Risk -
 - i. Matching investments with cash flow requirements.
 - ii. Ensure access is available within seven (7) days to at least \$1,000,000 or 10% of value of total investments, whichever is lesser.

1.10 Performance Benchmarks

The performance of the investment portfolio shall be against the industry standard 11am Cash Rate for cash investments, BBSW 90 Day Swap Rate for direct investments and the Ausbond Composite 2 – 5 year index for investments exceeding 2 years.

1.11 Safe Custody

Safe custodial arrangements shall be as follows:

- (a) Council must retain beneficial ownership at all times;
- (b) Council must be in receipt of documentation existence of investment;
- (c) The custodian must be the custodian nominated by TCorp for investment in TCorpIM Funds, or Austraclear, or an investment grade institution so rated by Standard and Poor's or Fitch.

1.12 Reporting and Responsibilities of Council Officers

- (a) The Responsible Accounting Officer shall be responsible for reconciling the investment register on a monthly basis and ensuring sufficient records are maintained, including:
 - a. the source and amount of money invested;
 - b. particulars of the security or form of investment in which the money was invested;
 - c. the term of the investment, and
 - d. if appropriate, the rate of interest to be paid, and the amount of money earned, in respect of money invested.
- (b) A monthly report shall be provided to Council, detailing the investment portfolio in terms of performance, investment institution and amount of each investment.
- (c) The report should also detail each average return percentage against the performance benchmark rates.
- (d) For audit purposes, certificates must be obtained from financial institution confirming the amounts of investment held on the Council's behalf at 30th June each year.
- (e) The documentary evidence must provide Council legal title to the investment.

1.13 Investment Advisor

Should Council engage an investment advisor, the advisor must be approved by Council and licensed by the Australian Securities and Investment Commission. The advisor must be an independent person who has no actual or potential conflict of interest in relation to investment products being recommended and is free to choose the most appropriate product within the terms and conditions of the investment policy.

The independent advisor is required to provide written confirmation that they do not have any actual or potential conflicts of interest in relation to the investments they are recommending or reviewing, including that they are not receiving any commissions or other benefits in relation to the investments being recommended or reviewed.

1.14 Grandfathering provisions

This Policy shall only apply to investments made from the date of Council adoption onwards.

1.15 Review of Investment Policy

This policy shall be reviewed annually by the Chief Financial Officer and any amendments, if necessary, shall be reviewed against investment requirements in the conditions of borrowing of TCorp, if applicable, and approved by resolution of Council.

End of Policy

Adopted:	14/10/2003	123
Last Reviewed:	11/10/2005	280
	14/05/2007	07/094
	09/08/2010	1008/04
	14/03/2011	1103/010
	08/08/2011	1108/004
	14/11/2011	1111/011
	12/11/2012	1211/014
	10/11/2014	1411/007
	17/09/2018	1809/010
	21/10/2019	1910/007
	15/02/2021	2102/017
	21/03/2022	2203/008
	XX/XX/XX	
Next Review:	17/03/2025	

04) MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 22 NOVEMBER 2023

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 2. Build the Capacity and Capability of Local Governance and Finance

File No: CM.ME.17

Recommendation:

That Council;

1. Receive the Minutes of the Audit, Risk and Improvement Committee meeting held 22 November 2023.
2. Commence its transition to the new framework upon the legislative approval of the Risk Management and Internal Audit Guidelines for local government in NSW.
3. Share recommendations of the ICAC Report: Operation Galley – *Investigation into the conduct of three former councillors of former Hurstville City Council, now part of Georges River Council, and others* with the elected body and Council undertake an assessment of those that can be embraced.
4. Note that the NSW Office of Local Government is currently reviewing the councillor misconduct framework, following an independent review by Mr Gary Kellar PSM.

Reason for Report:

For Council to endorse the minutes of the Blayney Shire Audit, Risk and Improvement committee meeting held 22 November 2023.

Report:

The Audit, Risk and Improvement Committee held its meeting 22 November 2023.

Of significance to Council from this meeting were:

- Presentation of the Engagement Closing Report by John Thompson, Intentus, on behalf of the NSW Audit Office.
- A report on the Credit Card compliance review for period January to June 2023.
- Adoption of Council's Strategic Internal Audit Plan for 2023/24 – 2025/26 with priorities for 2023/.24 being Review of Council response to urban environmental pollution incidents; Cyber Security Review: penetration of Council external firewalls and networks; and Review of Council's fraud and corruption control framework.
- An overview on ICAC Report: Operation Galley - *Investigation into the conduct of three former councillors of former Hurstville City Council, now part of Georges River Council, and others*.

The full business paper from the Blayney Shire Audit, Risk and Improvement committee is available to Councillors for reference on the Councillor Portal. The minutes of the meeting held are tabled below:

MINUTES OF THE BLAYNEY SHIRE COUNCIL AUDIT, RISK & IMPROVEMENT COMMITTEE MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 22 NOVEMBER 2023, COMMENCING AT 9.00AM

Present: Donna Rygate (Independent - Chair), Ron Gillard (Independent), Cr. David Somerville (Councillor), Mark Dicker (General Manager), John Thompson (Intentus - Audit Service Provider for NSW Audit Office), Anton Franze (Director Corporate Services – Secretariat), Tiffany Irlam (Chief Financial Officer), Vicki Walker (WHS & Risk Coordinator), Jacob Hogan (Director Infrastructure Services).

APOLOGIES

Farisha Ali (NSW Audit Office)

ACKNOWLEDGEMENT OF COUNTRY

The Chair acknowledged traditional custodians.

DISCLOSURES OF INTEREST

The Director Corporate Services reported the following Disclosure of Interest forms had been submitted:

Committee Member/Staff	Interest	Item	Pg	Report	Reason
D. Rygate		-	-	-	Chair of Cabonne Shire Council, Upper Macquarie County Council and Central Tablelands Water ARIC Committees (Standing disclosure).
D. Rygate		-	-	-	Member of Western Regional Planning Panel (Standing disclosure).
D. Rygate		-	-	-	Member of Energy Co Advisory Committee (Standing disclosure).
D. Rygate		-	-	-	Board Member Central West Local Land Services (Standing disclosure)

R. Gillard		-	-	-	Member of Upper Macquarie County Council and Central Tablelands Water ARIC Committees (Standing disclosure).
Cr. D. Somerville		-	-	-	Chairperson of Central Tablelands Water. (Standing disclosure).

CONFIRMATION OF MINUTES

MINUTES OF THE PREVIOUS MEETING HELD 30 AUGUST 2023

RECOMMENDED

That the Minutes of the Audit, Risk and Improvement Committee Meeting held 30 August 2023 be received.

(Somerville/Gillard)

CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

REPORTS

WHS REPORT

RECOMMENDED

That the WHS and Risk Coordinators report be received.

(Gillard/Somerville)

CARRIED

CFO REPORT - SEPTEMBER - NOVEMBER 2023

RECOMMENDED

1. That the Chief Financial Officer report on finance activities be received.
2. That the presentation on the Engagement Closing Report by John Thompson, Intentus, on behalf of the NSW Audit Office, be received.

(Somerville/Gillard)

CARRIED

CORPORATE CREDIT CARD COMPLIANCE REVIEW

JANUARY - JUNE 2023

RECOMMENDED

That the report on Corporate Credit Card compliance activities be received.

(Gillard/Somerville)

CARRIED

UPDATE ON SPECIAL VARIATION**RECOMMENDED**

1. That the update on the Special Variation process be noted.
2. That the Audit, Risk and Improvement note Council's commencement of community consultation on a potential application to the Independent Pricing and Regulatory Tribunal for a proposed permanent Special Rate Variation.

(Somerville/Gillard)

CARRIED

PLANS FOR UPCOMING YEAR**RECOMMENDED**

That the Audit, Risk and Improvement Committee note the report on Plans for Upcoming Year and activities planned around areas of focus:

- Internal audit
- Risk management
- Fraud and corruption prevention
- Legislative compliance
- Financial sustainability.

(Gillard/Somerville)

CARRIED

STRATEGIC INTERNAL AUDIT PLAN 2024-2026**RECOMMENDED**

That the Strategic Internal Audit Plan 2023/24 – 2025/26 be endorsed.

(Somerville/Gillard)

CARRIED

REVIEW OF WHS MANAGEMENT SYSTEM**RECOMMENDED**

That the update on the Review of the WHS Management System noted.

(Gillard/Somerville)

CARRIED

UPDATE ON ROLE OF AUDIT, RISK AND IMPROVEMENT COMMITTEE UNDER NEW PROPOSED FRAMEWORK**RECOMMENDED**

1. That the update on the role of the Audit, Risk and Improvement Committee under the new proposed Risk Management and Internal Audit Framework be received.
2. That upon the legislative approval of the Risk Management and Internal Audit Guidelines for local government in NSW Council commence its transition to the new framework.

(Somerville/Gillard)

CARRIED

ICAC REPORT: OPERATION GALLEY**RECOMMENDED**

1. That the Audit, Risk and Improvement Committee receive the report on ICAC Report: Operation Galley - *Investigation into the conduct of three former councillors of former Hurstville City Council, now part of Georges River Council, and others.*
2. That the ICAC Report and recommendations be shared with the elected body and Council undertake an assessment of those that can be embraced.
3. That the Audit, Risk and Improvement Committee note that the NSW Office of Local Government is currently reviewing the councillor misconduct framework, following an independent review by Mr Gary Kellar PSM.

(Gillard/Somervaille)

CARRIED

SCHEDULE OF OUTSTANDING AUDIT RECOMMENDATIONS**RECOMMENDED**

That the Schedule of Outstanding Audit Recommendations report be received.

(Somervaille/Gillard)

CARRIED

PRESCRIBED FUNCTIONS ACTIVITY REPORT**RECOMMENDED**

That the report on Prescribed Functions outlining activities in Risk Management, Financial Management, Legislative Compliance, External Audit, Governance, Service reviews / improvements and Fraud and corruption prevention be received.

(Gillard/Somervaille)

CARRIED

UPDATE ON MAJOR DEVELOPMENTS**RECOMMENDED**

That the Update on Major Developments report be received.

(Somervaille/Gillard)

CARRIED

Meeting closed: 10.31am

Risk/Policy/Legislation Considerations:

The Audit, Risk and Improvement Committee (the Committee) has been established to promote good corporate governance in Council. Good corporate governance of the Council ensures that the people of Blayney Shire receive the services that they need in an effective and efficient manner, delivered with honesty and integrity.

The objective of the Committee is to provide independent assurance and assistance to Council with respect to the following key areas as per s.428A Local Government Act 1993:

- compliance;
- risk management;
- fraud control;
- internal control;
- financial management;
- governance;
- service reviews;
- other matters prescribed by the regulations, and
- execution of Council functions.

The Committee is an independent advisory Committee that assists the Council to fulfil its oversight responsibilities.

Budget Implications:

Costs associated with holding of Committee meetings, sitting fees for independent members and associated service reviews / audits are provided for in Council's 2023/24 Operational Plan for this purpose.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

05) CODE OF CONDUCT COMPLAINTS FOR REPORTING PERIOD**Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** GO.RP.1**Recommendation:**

That the report on Code of Conduct complaints for the reporting period 1 September 2022 to 31 August 2023 be received.

Reason for Report:

For Council to satisfy its obligations regarding annual reporting on Code of Conduct complaints.

Report:

Clause 11.1 of the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW requires the Complaints Coordinator to report annually to Council on Code of Conduct complaints made in the year 1 September 2022 to 31 August 2023 (reporting period).

The following statistics in the reporting period are provided for Council's information:

Statistic	No.
Total number of complaints made about Councillors and the General Manager under the code of conduct	1
Number of code of conduct complaints referred to a conduct reviewer	0
Number of code of conduct complaints finalised by a conduct reviewer at the preliminary assessment stage	0
The outcome of the reviews of code of conduct complaints finalised by a conduct reviewer at the preliminary assessment stage	-
Number of code of conduct complaints investigated by a conduct reviewer	0
Number of code of conduct complaints investigated by a conduct review committee	0
The outcome of the reviews of code of conduct complaints investigated by a conduct reviewer or conduct review committee (without identifying particular matters)	-
Number of matter reviewed by the Office of Local Government	0
The outcome of the reviews of code of conduct complaints investigated by the Office of Local Government (without identifying particular matters)	-
Total cost of dealing with code of conduct complaints made about Councillors and the General Manager in the year to September, including staff costs	\$1,894

The Annual Code of Conduct Complaint Statistics were lodged with the Office of Local Government on 5 December 2023.

Risk/Policy/Legislation Considerations:

The Model Code of Conduct Procedures clause 11.1 requires Council's Complaints Coordinator to arrange for the above statistics, for the period 1 September 2022 to 31 August 2023, to be reported to the council within 3 months of the end of September and be provided to the Office of Local Government.

Budget Implications:

Costs associated with staff administration of Code of Conduct complaints are borne within operational budgets. Other costs such as legal expenses and engagement costs are borne within the Governance expenses in the Operational Plan.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

06) MINUTES OF THE DISABILITY INCLUSION WORKING GROUP MEETING HELD 16 NOVEMBER 2023

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 2. Build the Capacity and Capability of Local Governance and Finance

File No: GO.CM.4

Recommendation:

That Council;

1. Receive the minutes of the Disability Inclusion Working Group meeting held 16 November 2023.
2. Note the Disability Inclusion Working Group support for the proposed Carrington Park accessible parking location subject to comments already provided.
3. Note the Disability Inclusion Working Group support for the proposed design for accessible seating at King George Oval noting weather, visibility, lack of alternate options and budget constraints.
4. Explore alternative options for shelter of accessible seating at King George Oval e.g. perspex.
5. Note that the Disability Inclusion Working Group does not recommend Council to proceed with the proposed accessible ramp on the Belubula River walk island, having identified and discussed multiple risks.
6. Advise the Disability Inclusion Working Group if any further improvements are proposed for the Belubula River Walk project.

Reason for Report:

For Council to approve the minutes of the Disability Inclusion Working Group meeting held 16 November 2023.

Report:

The Disability Inclusion Working Group held its meeting 16 November 2023.

The Disability Inclusion Working Group is responsible for:

- advising and making recommendations to Council on matters relating to access issues, with particular emphasis on issues for people with disabilities as defined by the Disability Discrimination Act.
- monitoring and developing strategies to maintain Council's commitment to improving access for all community members to a range of services implementing the Disability Inclusion Action Plan.
- providing advice and monitoring the implementation of relevant Council programs and policies. Such programs and policies include but are not limited to Disability Inclusion Action Plan.

Of significance from the meeting were following matters:

- Consideration of Carrington Park accessible parking location.
- Consideration of proposed accessible seating at King George Oval.
- Consideration of proposed Belubula River Access Ramp.

The minutes of the meeting held are tabled below:

**MINUTES OF THE BLAYNEY SHIRE COUNCIL DISABILITY INCLUSION
WORKING GROUP MEETING
HELD ONLINE (VIA TEAMS), ON 16 NOVEMBER 2023, COMMENCING
AT 5.00PM**

Present: Michelle Pryse Jones (Council Delegate and Chairperson); Bruce Reynolds (Alternate Councillor); Anton Franze (Director Corporate Services - Secretariat); Gregory Hooper (Member); Iris Dorsett (Member); Jenny McMahon (Member); Lyndall Harrison (Member).

Request from the Secretariat to record the meeting to assist with minute taking. Approved by those present.

ACKNOWLEDGEMENT OF COUNTRY

APOLOGIES

Allison Farr (Member); Bruce Reynolds (Alternate Councillor)

DISCLOSURES OF INTEREST

Iris joined the meeting 5.12pm

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS MEETING HELD 21 AUGUST
2023**

2311/019 RESOLVED

That the Minutes of the Disability Inclusion Working Group meeting held 21 August 2023, being minute numbers 2308/011 to 2308/018 be confirmed.

(Hooper/Harrison)

CARRIED

MATTERS ARISING FROM THE MINUTES

Question regarding status of matter at Millthorpe Railway Station café sent to Sydney Trains. General Manager has approached owner of business at Railway Station and is investigating options as a solution. Email to be sent under separate cover.

Is Access Incentive Scheme funding an option to assist solution?
Review of Access Incentive Scheme is in progress.

REPORTS**BLAYNEY SHIRE ACTIVE MOVEMENT STRATEGY**

Information was sought on funding Active Movement Strategy now it has been approved. Response to be provided under separate cover.

2311/020**RESOLVED**

That the Disability Inclusion Working Group note the report on Council's endorsement of the Active Movement Strategy.

(Hooper/McMahon)

CARRIED**BUS SHELTER MATTER****2311/021****RESOLVED**

That the Disability Inclusion Working Group note the update on the bus shelters recently installed at Lyndhurst, Mandurama and Newbridge.

(Dorsett/McMahon)

CARRIED**DISABILITY INCLUSION WORKING GROUP CHARTER**

The 2nd recommendation was rejected and removed from the proposed recommendation.

2311/022**RESOLVED**

That the current Disability Inclusion Working Group Charter be noted.

(Pryse-Jones/Harrison)

CARRIED**PROPOSED CARRINGTON PARK ACCESSIBLE PARKING LOCATION**

Question from the Chair if project is on budget? Response to be provided to Working Group by email.

2311/023**RESOLVED**

That the Disability Inclusion Working Group provide feedback on the proposed Carrington Park accessible park location.

(McMahon/Hooper)

CARRIED

PROPOSED ACCESSIBLE SEATING AT KING GEORGE OVAL**2311/024****RESOLVED**

1. That the Disability Inclusion Working Group support the proposed design for accessible seating at King George Oval noting weather, visibility, lack of alternate options and budget constraints.
2. That alternative options for shelter also be explored e.g. perspex.

(McMahon/Hooper)

CARRIED**CR LYNDALL HARRISON LEFT THE MEETING, THE TIME BEING 6.18PM****BELUBULA RIVER WALK ACCESS RAMP****2311/025**

DIWG considered this item as an additional item following a request from Council's Director Infrastructure. Email feedback from a committee member that outlined potential issues and risks was discussed.

RESOLVED

1. That the DIWG note the concept plan provided for a proposed accessible ramp on the Belubula River walk island.
2. Having identified and discussed multiple risks, the DIWG does not recommend Council proceed with the proposed accessible ramp on the Belubula River walk island.
3. That Council advise the DIWG if any further improvements are proposed for the Belubula River walk project.

CARRIED

Next meeting: 8 February 2024 at 5pm.

MEETING CLOSED AT 6.31PM**Risk/Policy/Legislation Considerations:**

The primary role of the Disability Inclusion Working Group is to provide input on Council's Disability Inclusion Action Plan developed in accordance with the NSW Disability Inclusion Act (2014) on strategies for Council to:

- develop positive community attitudes and behaviours;
- create liveable communities;
- support access to meaningful employment; and
- improve access to mainstream services through better systems and processes.

Budget Implications:

Activities of the Disability Inclusion Working Group and implementation of the Disability Inclusion Action Plan are incorporated into project planning and within the budget constraints of operational and capital projects.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

07) INFRASTRUCTURE SERVICES MONTHLY REPORT**Department:** Infrastructure Services**Author:** Director Infrastructure Services**CSP Link:** 1. Maintain and Improve Public Infrastructure and Services**File No:** GO.ME.1**Recommendation:**

That Council note the Infrastructure Services Monthly Report for December 2023.

Reason for Report:

To update Councillors on matters associated with shire infrastructure, its maintenance, operation, upgrade and construction.

Report:**Topical Matters****Cadia VR-14 Repairs to the Detour**

Works have been underway in accordance with the Road deed that was made with Council following the failure of VR-14. The deed ensured the resolution of any impacts to the surrounding road network as part of the repair of the Cadia asset.

The road repair works amount to approximately 29,000 square metres on the detour route (Errowanbang & Tallwood Roads) and are approaching completion. Approximately half of the works are fully complete, with the base layer currently being installed on the final 50%. It is anticipated that this will be completed prior to Christmas, with the bitumen seal tentatively booked for week commencing 18 December 2023.

During the construction, Council funded some small drainage capital maintenance (~\$50K) to ensure betterment, future resilience and asset renewal. This included headwall upgrades and pipe extensions along both roads, funded as part of R4R9 – Tallwood Road Upgrade and Council funds.

Major Contracts**Belubula Way Bridge (REPAIR, R4R9)**

All bridgeworks, including barriers, are completed. The removal of the temporary bypass and reinstatement of boundary fencing are completed. Minor outstanding works include tree-work, seal assessment, resealing (scheduled for early 2024), and subsequent linemarking.

Four Mile Creek Road Bridge (FCB2A)

The contract for this project has been awarded. The contractor is still preparing the project management plans and preliminary approval documents for review. These documents will be received prior to 19th January 2024.

Boundary acquisition fencing has been substantially completed as stock proof, with a section (floodgate) remaining over the creek pending roadworks completion after the bridge works are completed.

Major Works

Garland Road Repair (RLRRP)

Works on the scoped section of Garland Road are complete, with the road being sealed as of 16/11/23. Linemarking is programmed for early 2024 and is the only outstanding item of work.

Neville Road Rehabilitation (FLR4)

Gravel overlay works as part of base-layer pavement construction were completed 30/11/23. Minor pavement re-work has been occurring since then alongside final trimming/top-dressing of batters and tidying of driveways prior to sealing which is scheduled for Wednesday 13th of December.

Forest Reefs/Tallwood Road Intersection (R4R8)

At close of tender, Council received 5 submissions. The tender panel are currently reviewing and performing the evaluation. Issued for construction drawings are being assembled with the intention of having them ready for issue upon award of contract.

Barry Road Heavy Patching (R4R9)

Works are substantially completed, with the road being sealed as of 16/11/23. Linemarking work is the only item outstanding and is programmed alongside other jobs for early 2024.

Tallwood Road Heavy Patching (R4R9)

Scoping for drainage improvements and heavy patching is currently underway. Council is still awaiting receipt of a geotechnical investigation report prior to further scoping. Tentative commencement date of this project is February 2024.

Unwin & Stabback Street (LRCl)

Works are still steadily progressing, with the kerb and gutter works now completed on Unwin Street. Batter/verge top-dressing, stormwater downpipe connections, driveway gradings, and kerb pit tie-in work is currently underway. On Unwin Street, final pavement works and concreting of driveways will occur after Christmas/New Year, as will commencement of installation of stormwater drainage infrastructure on Stabback Street.

Minor Road Works

Maintenance works

Since the previous Report, pothole patching has been performed on segments of the following roads: Browns Creek Road, Carcoar Road, Belubula Way, Garland Road.

Pothole patching has also generally been performed in the following towns/areas: Blayney, Millthorpe.

Maintenance grading has been undertaken on Richards Lane, Springvale Lane, Spring Hill Road.

Roadside vegetation management has been undertaken on Spring Terrace Road, Forest Reefs Road, Four Mile Creek Road, Panuara Road.

Footpaths

Elliot Street/Park Street, Millthorpe (R4R8)

Works are fully completed.

Trunkey Street, Newbridge (R4R8)

Works are completed up to Stringybark Craft Shop. Planning, design and scoping is currently underway for the stage 2 works fronting the Gladstone Hotel.

Belubula River Walk – Stage 4 (SCCF4)

A preliminary design for the Stillingfleet cul-de-sac has been set out on site. Some alterations are currently underway to finalise this design. Construction works have been deferred to commence early 2024.

Open Spaces & Facilities

Recycled Water Treatment Plant

As part of completing final permits and approvals, a consultant has been engaged and performed a site inspection. They are now finalising Councils management plans, monitoring plans and supporting documentation in order to submit the s60 approval application.

King George Oval Upgrades (R4R8, SCCF4, SCCF5)

The design for the internal carpark has been finalised. Delivery will be with a part-service arrangement with a local contractor. Council is currently waiting on a quotation for the works proposed to be contracted.

Carrington Park Toilet Refurbishments (R4R8)

Design for the accessible carpark is complete and will be programmed for construction in early 2024.

Heritage Park New Toilets (R4R8)

A package was released through the Local Government Procurement tendering process, closing 17 November 2023. The submissions are currently under evaluation by Council staff.

Assets

Work has commenced on the 2025 Transportation revaluation with condition assessment of the major Culvert network underway and work underway on the methodology.

Data as part of the National Asset Management Assessment Framework (NAMAF) was captured in late October following a series of working sessions between a consultant (engaged through Central NSW Joint Organisation) and staff. The NAMAF report has since been provided and is currently under review.

Morrison Low has provided the first draft of the Strategic Asset Management Plan and the Transportation Asset Management Plan. Staff are currently reviewing and consolidating feedback.

Risk/Policy/Legislation Considerations:

Information report only.

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

08) DA2023/79 - ERECTION OF A DWELLING AND OUTBUILDING (DETACHED GARAGE) - 57 GLENORIE ROAD MILLTHORPE

Department: Planning and Environmental Services

Author: Manager Development Assessment

CSP Link: 5. Protect Our Natural Environment

File No: DB.AB.1987

Recommendation:

That Council consent to Development Application 79/2023 for an Erection of a Dwelling House and Outbuilding (Detached Garage) at Lot 2 DP 1289576, 57 Glenorie Road, Millthorpe, subject to the recommended conditions of consent.

Reason for Report:

Consent is sought for Development Application 79/2023 involving the Erection of a Dwelling House and Outbuilding (Detached Garage) at Lot 2 DP 1289576, 57 Glenorie Road, Millthorpe. Consent is recommended subject to conditions of consent.

The application does not comply with *Blayney Development Control Plan (DCP) 2018, Part C: Residential Development, C4.1 Building Setbacks* and *C4.3 Visual Impacts* development standards. The applicant has sought Council's approval for a variation to the relevant acceptable solutions in the DCP.

Report:

Development Application 79/2023 has been lodged by Richard Southwell on behalf of George and Jenny Kostoglou for the Erection of a Dwelling House and Outbuilding (Detached Garage) on Lot 2 DP 1289576, 57 Glenorie Road, Millthorpe.

The subject property is in a RU1 Primary Production Zone under the *Blayney Local Environmental Plan 2012 (BLEP)* and is vacant of any built form and used for agricultural purposes.

The application does not comply with the DCP, *Part C: Residential Development, C4.1 Building Setbacks* as the proposed development does not meet the development standard of side and rear setbacks of 50m. The proposed setbacks from the western boundary are 25m from the dwelling house and 10m from the outbuilding (detached garage). The application does not comply with *C4.3 Visual Impacts* of low reflectivity materials as the proposed development includes a zincalume roof finish for the dwelling house. As such, the applicant has sought Council's approval for a variation to the acceptable solution.

Based on the rationale set out in the body of the attached assessment report, it is recommended that a variation should be supported. In summary, it is considered that the proposed development is consistent with the aims, objectives, and performance criteria of the BLEP and DCP. Consent is recommended subject to appropriate conditions of consent.

Proposed Development

Council's consent is sought for the following:

- Erection of a Dwelling House, constructed of face brickwork, weatherboard cladding and a zincalume metal roof; and
- Erection of an Outbuilding (Detached Garage), constructed of colorbond finish.

Section 1.7 – Application of Part 7 of the *Biodiversity Conservation Act 2016* and Part 7A of the *Fisheries Management Act 1994*

Section 1.7 of the EP&A Act 1979 identifies that Part 7 of the Biodiversity Conservation Act 2016 and Part 7A of the Fisheries Management Act 1994 have effect in connection with terrestrial and aquatic environments. Having regard to the relevant provisions and based on an inspection of the subject property, it is considered that the proposed development is not likely to have a significant effect any threatened species, population or ecological communities or their habitats.

Section 4.15 Evaluation

Matters for Consideration – General

In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application:

Section 4.15(1)(a)(i) The provisions of any Environmental Planning Instrument Blayney Local Environmental Plan 2012

Part 1 – Preliminary

Clause 1.2 Aims of Plan

The proposed development is considered to be consistent with the broad aims of the BLEP 2012. Relevant issues are addressed in the body of this report.

Clause 1.7 Maps

Land zoning:	RU1 Primary Production
Lot size:	24.17HA
Heritage:	Millthorpe Heritage Conservation Area
Terrestrial biodiversity:	Yes
Groundwater vulnerability:	N/A
Drinking water catchment:	N/A
Watercourse:	N/A
Flood:	N/A

Clause 1.9A – Suspension of Covenants, Agreements and Instruments

Clause 1.9A provides that covenants, agreements and other instruments which seek to restrict the carrying out of development do not apply with the following exceptions:

- *a covenant imposed by the Council or that the Council requires to be imposed, or*
- *any prescribed instrument within the meaning of section 183A of the [Crown Lands Act 1989](#), or*
- *any conservation agreement within the meaning of the [National Parks and Wildlife Act 1974](#), or*
- *any Trust agreement within the meaning of the [Nature Conservation Trust Act 2001](#), or*
- *any property vegetation plan within the meaning of the [Native Vegetation Act 2003](#), or*
- *any biobanking agreement within the meaning of Part 7A of the [Threatened Species Conservation Act 1995](#), or*
- *any planning agreement within the meaning of Division 6 of Part 4 of the Act.*

This clause does not affect the rights or interest of any public authority under any registered instruments. A search of Council's records indicates that the subject property is not affected by any of the foregoing covenants, instruments, agreements or plans.

Part 2 – Permitted or prohibited development**Clause 2.3 Zone objectives and Land Use Table**

Clause 2.3(2) of BLEP provides that the Council shall have regard to the objectives for development in a zone when determining a development application in respect of land within the zone. The objectives of the RU1 Primary Production zone are:

- *To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.*
- *To encourage diversity in primary industry enterprises and systems appropriate for the area.*
- *To minimise the fragmentation and alienation of resource lands.*
- *To minimise conflict between land uses within this zone and land uses within adjoining zones.*
- *To enable function centres, restaurants and appropriate forms of tourist and visitor accommodation to be developed in conjunction with agricultural uses.*

The proposed development is consistent with the objectives of the zone and encourages diversity in primary industry and minimises conflict between land uses within the prescribed zone and adjoining properties.

Part 4 – Principal development standards**Clause 4.2A Erection of dwelling houses or dual occupancies on land in certain rural zones**

The proposed development is permissible pursuant to Clause 4.2(3)(e) of the BLEP; *(e) is a lot or holding with a size of at least 1.5ha on land identified as “Dwelling Opportunity” on the Dwelling Opportunity Map.*

Part 6 – Additional local provisions**6.3 Terrestrial biodiversity**

- (1) The objective of this clause is to maintain terrestrial biodiversity by—*
- (a) protecting native fauna and flora, and*
 - (b) protecting the ecological processes necessary for their continued existence, and*
 - (c) encouraging the conservation and recovery of native fauna and flora and their habitats.*
- (2) This clause applies to land identified as “Biodiversity” on the Natural Resource—Biodiversity Map.*
- (3) Before determining a development application for development on land to which this clause applies, the consent authority must consider—*
- (a) whether the development is likely to have—*
 - (i) any adverse impact on the condition, ecological value and significance of the fauna and flora on the land, and*
 - (ii) any adverse impact on the importance of the vegetation on the land to the habitat and survival of native fauna, and*
 - (iii) any potential to fragment, disturb or diminish the biodiversity structure, function and composition of the land, and*
 - (iv) any adverse impact on the habitat elements providing connectivity on the land, and*
 - (b) any appropriate measures proposed to avoid, minimise or mitigate the impacts of the development.*
- (4) Development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that—*
- (a) the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or*
 - (b) if that impact cannot be reasonably avoided by adopting feasible alternatives—the development is designed, sited and will be managed to minimise that impact, or*
 - (c) if that impact cannot be minimised—the development will be managed to mitigate that impact.*

The proposed development does not include the removal of trees on the subject property. Removal of vegetation (grass) will be removed but limited to just to the construction site. There is no adverse impact on the condition, ecological value and significance of the fauna and flora on the land.

Clause 6.8 Essential services

Clause 6.8 requires that development consent must not be granted to development unless the consent authority is satisfied that any of the services

that are essential for the development are available or that adequate arrangements have been made to make them available when required.

Per BASIX 1382886S, the development will be serviced by on-site water (rainwater tanks) and on-site waste-water system for the management of sewage. Suitable access has already been created as part of the boundary adjustment (DA2021/49). Electricity will be a 3kw photovoltaic system.

State Environmental Planning Policy (Resilience and Hazards) 2021

State Environmental Planning Policy (Resilience and Hazards) 2021 requires that a consent authority must not consent to the carrying out of development of land unless it has considered whether the land is contaminated; is satisfied that the land is suitable in its contaminated state for the development that is proposed, and if the land requires remediation to be made suitable for the proposed development it is satisfied that the land will be remediated before the land is used for that purpose.

An inspection of the site shows no evidence that the land has historically been used for anything other than agricultural land use. In utilising local knowledge, discussions with existing Council staff indicate that the land has never been known to be used for any more intensive activity other than grazing. Consequently, having regard to all available information it is safe to conclude that there is no evidence of previous contaminating land uses that would require further investigation.

Section 4.15(1)(a)(ii) Any proposed instrument that is or has been the subject of public consultation under the Act and has been notified to the consent authority

Not applicable.

**Section 4.15(1)(a)(iii) Any Development Control Plan
Blayney Shire Development Control Plan 2018
Part C: Residential Development**

Clause DCP	Comment	Compliance
<i>C3.5 Rural Sheds</i>	Maximum size subject to merit based assessment.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: Proposed separate garage is to be ancillary to the proposed dwelling and is 15 x 7.5m (112.5m ²). There are no provisions in the DCP for RU1 Primary Production for cumulative floor area or maximum ridge height.
<i>C4.1 Building Setbacks</i>	Setbacks: Dwellings (and attached ancillary buildings) must meet the following minimum setbacks in metres (m) from the lot boundaries Zone RU1 & RU2 1) Public road frontage – 20m; 2) Side or rear boundary – 50m	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Comment: DCP requirement is 50m for side and rear setback. Setbacks proposed are 25m (reduced side setback from 50m) and 150m on the east side of the dwelling and the detached garage will be 10m (reduced setback) from the western boundary and 135.1m on the east side.
<i>C4.2 Building Siting & Buffers</i>	1) Environmental Hazards: Buildings must be sited so as to avoid, or if not avoid, mitigate or minimise the impacts from natural hazards (including but not limited to flooding, stormwater hazards, bushfire etc.) or impacts on sensitive environment areas (including but not limited to significant vegetation, biodiversity, watercourses etc.) in accordance with Part G – Environmental Management & Hazards. 2) Existing Trees: Buildings should be sited so as to minimise disturbance or removal of existing significant trees (including for asset protection zones to minimise bushfire risk) and buildings should be located outside the drip line of any retained trees to protect root	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: The proposed dwelling and separate garage are proposed to be erected on grassland. No trees are proposed to be removed. The proposed dwelling will be adjacent to neighbouring farming (grazing). At its closest point will be 25m from neighbouring farming property (grazing). The dwelling on the neighbouring western property is approx. 400m away from the proposed dwelling. The proposed dwelling is not in close proximity to adjoining land owner dwellings so no landscaping requirements will be required. On aerial view, the closest dwelling house located at 1129 Millthorpe Road (in the same ownership) which is

	<p>structures.</p> <p>3) Buffers: Where dwellings are located adjacent to existing or potential higher impact activities (including, but not limited to agriculture, intensive agriculture, mineral resources etc.) then applicants must address the recommended buffer distances in Part G – Environmental Management & Hazards. If these buffer distances cannot be met then there must be additional justification that addresses how impacts will be avoided or minimised.</p> <p>4) Dual Occ – N/A</p> <p>5) Privacy & Amenity: Buildings must be sited to reduce any overlooking of the living rooms and primary private open spaces of adjoining dwellings and appropriately screened to protect privacy, noise separation and residential amenity of adjoining dwellings. If dwellings must be sited in close proximity to adjoining dwellings then privacy measures such as landscaping or screening, offsetting of windows, opaque windows etc. should be utilised.</p>	<p>approx. 310m away from proposed dwelling and not visible at time of site inspection (facing East).</p>
<p><i>C4.3 Visual Impacts</i></p>	<p>1) Ridgelines: Dwelling must be located away from ridgelines or seek to minimise their visual impact on the skyline.</p> <p>2) Scale / Colours/ Materials: Building must be designed and constructed to integrate with the surrounding rural landscape and not detract from the rural amenity.</p> <p>3) Reflectivity: External materials must have low reflectivity if they are visible from a public road or neighbouring dwelling and there is a reasonable probability of glare affecting driver safety,</p>	<p><input type="checkbox"/>Yes <input checked="" type="checkbox"/>No</p> <p>Comment: The proposed dwelling is proposed to be erected along a ridgeline but be significantly setback from public roads (approx. 450m) and be screened by large existing mature hedging (approx. 375m) along the eastern boundary. No public road was visible at the time of the site inspection. It is unlikely to be visible from Millthorpe Road. The dwelling is predominately brickwork with some feature</p>

	<p>residential amenity, or the building being too visually intrusive.</p>	<p>weatherboard and Zinalume roof. The proposed outbuilding (detached garage) is to be Colorbond Monument. As both are not viewable to a public road or neighbouring dwelling (no neighbouring dwellings were visible at the time of the site inspection) the buildings will not be visually intrusive. Outbuildings located on the closest neighbouring property visually at the site inspection - 1187 Millthorpe Road (same ownership) have roofs that appear to be Zinalume/Galvanised iron. The dwellings located along Millthorpe Road (1185, 1131, 1129 & 1119) seem to all have roofs within the light/medium BASIX range.</p>
<p><i>C8.1 Site Planning</i></p>	<ol style="list-style-type: none"> 1) Considers and responds to the topography, climate and natural environment; 2) Avoids, or if it cannot avoid, minimises or mitigates against natural hazards and land use conflicts; 3) Protects and enhances any heritage items or heritage conservation areas; 4) Integrates with the surrounding built form and landscape character; and 5) Maintains reasonable residential amenity (for the site and adjacent dwellings). 	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: The proposed dwelling and separate garage is significantly set back from adjoining property dwellings and Millthorpe Road was not visible at the time of the site inspection. The portion of the property that is mapped as within Millthorpe Heritage Conservation Area (HCA) is significantly removed from the location of the proposed dwelling and outbuilding. The HCA affected portion of the property is approx. 440m away and is not considered to impact the visual amenity of the HCA.</p>
<p><i>C8.2 Water & Energy Efficiency</i></p>	<p>A BASIX Certificate may need to be submitted with the Development Application in accordance with State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004 prepared either by an applicant or a suitably qualified consultant.</p>	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: The development requires a BASIX certificate, Certificate 1382886S dated 31 August 2023 was prepared by Southwell Design & Drafting and was lodged in support of this application.</p>

<p>C8.4 <i>Earthworks</i></p>	<p>1) Cut and/or fill should be minimised by appropriate site planning, building orientation and design, taking into account the slope of the site, proximity to adjacent properties and environmentally sensitive areas, and access and drainage requirements.</p> <p>2) Cut and/or fill for residential uses that is greater than 1m in depth or closer than 1m to a lot boundary may require additional certification to avoid impacts on adjacent properties.</p> <p>3) Applicants must notify Council if cut and/or fill will result in the net export or import of fill from sites other than the subject site and demonstrate the fill is not contaminated.</p>	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: No cut/fill are proposed for this development. The site for the dwelling and separate garage is very even and minor earthworks are expected and will minimally impact the surrounding land. No imported fill is identified in the application or expected from the impact of the proposal.</p>
<p>C8.6 <i>Connection to Utilities</i></p>	<p>1) N/A 2) N/A 3) New development must be connected to grid-electricity unless the applicant can demonstrate a sufficiently sized and appropriate alternative (off-grid) system to meet the reasonable needs of that type of development. 4) N/A</p>	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: The BASIX indicates that the dwelling will be powered by a 3KW photovoltaic system. At the time of the site inspection not overhead powerlines were visible near the development site.</p>
<p>C8.7 <i>Siting & Visibility of Utilities</i></p>	<p>1) Utilities should be located underground (particularly in heritage conservation areas or main streets) or utilise existing poles (at the discretion of Council) unless other constraints make this unsuitable.</p> <p>2) Utility boxes and cabinets (e.g. electricity substations, meter boxes etc.) on private land are integrated into the development and screened (where appropriate).</p>	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: The development will utilise a photovoltaic system.</p>
<p>C8.8 <i>Water Tanks</i></p>	<p>Dwellings that are reliant on rainwater for drinking water must have a minimum tank capacity of 60,000L or the requirements set</p>	<p><input checked="" type="checkbox"/>Yes <input type="checkbox"/>No</p> <p>Comment: The BASIX certificate and plans indicate</p>

	out in the BASIX Certificate (whichever is greater). Additional capacity may be required for garden watering and other purposes.	60kL water tanks.
<i>C8.9 On-Site Sewage Management</i>	Where a lot is unable to connect to a reticulated sewage system, the applicant must provide an Effluent (Geo-technical) Report prepared by a suitably qualified geo-technical engineer that supports the design and location of any on-site system in accordance with Council's Development and Building Guide, any relevant Australian Standards, and Part G2.5 On-Site Effluent Disposal of this DCP.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: Due to the proximity of the proposed dwelling to the reticulated sewer mains, the development will be serviced by an onsite system. This application is supported by the onsite effluent management report R14774e prepared by Envirowest Consulting.
<i>C8.11 Solid Waste Management</i>	Applicants must determine (in consultation with Council) what solid waste collection services are available, other appropriate method of disposing of solid waste and suitable storage location(s).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: Glenorie Road is serviced by Council's waste contractor and upon Final Occupation Certificate for the dwelling, a bin service will be optional as the dwelling is more than 250m from the bin route as per Council policy 18C Waste Collection Services.
<i>C8.12 Letterboxes</i>	Separate letterboxes for each dwelling must: 1) Be located where it is easily visible from the road frontage and accessible for Australia Post employees; 2) Be clearly marked with the correct house number; 3) N/A	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: the property address is clearly marked and visible from Glenorie Road. Australia Post employees will have clear access to the letterbox provided.
<i>C8.13 Street Numbering</i>	Each dwelling must have an appropriate street number that is clearly visible from the street (as determined by Council).	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: Street numbering is on the front entry gate and clearly visible from Glenorie Road.
<i>G2.5 On-Site Effluent Disposal</i>	Where an on-site effluent disposal system is proposed to manage sewage, the on-site systems must be suitably sized and able to operate on the lot (taking into account the proposed use and its	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Comment: The geotechnical report has been prepared by a suitably qualified company suited to the proposed 4

	likely liquid waste / effluent production) without impacting on development on the subject lot, neighbouring lots or surface or ground water systems, and don't require excessive vegetation removal.	bedroom dwelling to suit 5 persons per report r14774e dated 12 September 2023.
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Section 4.15(1)(a)(iv) The Regulations

In the case of a development application for the demolition of a building, the provisions of AS 2601 (Clause 92)

Not applicable to this application.

In the case of a development application for the carrying out of development on land that is subject to a subdivision order made under Schedule 7 to the Act, the provisions of that order and of any development plan prepared for the land by a relevant authority under that Schedule (Clause 92)

Not applicable to this application.

Fire safety and other considerations (Clause 93)

Not applicable to this application.

Buildings to be Upgraded (Clause 94)

Not applicable to this application.

BASIX Commitments (Clause 97A)

A BASIX Certificate accompanies the application.

Section 4.15(1)(b) The likely impacts of the development, including environmental impacts both the natural and built environments, and social and economic impacts in the locality

Context and Setting

The surrounding land use is rural residential development and the proposed development is compatible with the scale, amenity and character of the surrounding area.

Land Use Conflict

The proposed development will not create land use conflict within the surrounding area as it is considered to be consistent with the character of the rural residential area.

Access and Traffic

Vehicle access to the subject land is via the recently constructed access off Glenorie Road as part of DA2021/49 (sealed construction). No adverse impacts are assessed.

Public Domain

The proposed development will not impact on the public domain within the surrounding area, as it is considered to be consistent with the character of the rural residential area which and is not visible from a public road.

Utilities

The site is not connected to Council's sewerage system or proposed to be connected to CTW reticulated water system. Water and sewer will be managed by water tanks as required by DCP and by the onsite waste management system supported by report r14774e. There are no proposed developments which will adversely impact utilities.

Heritage

The proposed development is significantly removed from any items identified as heritage significant. A close neighbouring property located at 33 Smiths Lane is an item of heritage significance. The listing identifies the significance as *“Allowah”, radiata pine and driveway plantings* which is located on the most western side of the property (approx. 1.2km from the proposed development) and not visible at the site inspection. The proposed development will not impact upon any known items of heritage significance surrounding the subject land.

Other land resources

The proposed development will not have a detrimental effect on productive agricultural land, mineral and extractive resources or water supply catchments.

Bushfire

The subject land is not identified on the Bushfire Prone Land. No adverse impacts are assessed.

Surface Water and Groundwater

The site will involve minor earthworks and stormwater will be able to drain to the street via natural overland flow. No adverse impacts are assessed.

Soils

The development will require minor earthworks. No adverse impacts are assessed.

Air & Microclimate

No adverse impacts are assessed.

Noise and Vibration

No adverse impacts assessed.

Flora and Fauna

No adverse impacts are assessed.

Waste

Any waste generated during the demolition and construction of the proposed development will be removed off site to an approved waste depot/service.

Natural Hazards

The subject land is not Flood Prone or identified as Bushfire Prone Land. No adverse impacts assessed.

Technological Hazards

There are no known previous land uses that would indicate the subject land is affected by land contamination. No adverse impacts assessed.

Safety Security and Crime Prevention

The proposal does not pose a safety security or crime prevention risk.

Social Impact in the Locality

Due to the type and scale of the proposed development, the social impacts of the development are not significant. No adverse impacts are assessed.

Economic Impact in the Locality

Due to the type and scale of the proposed development, the economic impacts of the development are not significant. No adverse impacts are assessed.

Site Design and Internal Design

The proposal is consistent with the BLEP and DCP as discussed above. The development on the site will not detrimentally affect adjoining land and has been designed with regard to the existing site conditions.

Cumulative Impacts

The proposal is consistent with the BLEP and DCP. The proposal is surrounded by residential properties of a similar size, shape and density. It is assessed that the cumulative impacts of the proposed development are not such that the application should be refused.

Section 4.15(1)(c) The suitability of the site for the development

The foregoing assessment demonstrates that the subject property is suitable for the proposed development.

Section 4.15(1)(d) Any submissions made in accordance with this Act or the regulations

No submissions were received during the notification period.

Section 4.15(1)(e) The public interest

The proposed development is considered to be of minor interest to the wider public due to the localised nature of potential impacts. The proposed development is not inconsistent with any relevant policy statements, planning studies, guidelines etc. that have not been directly considered in this assessment.

Risk/Policy/Legislation Considerations:

The proposed development is permissible with development consent of Council. The proposed development complies with the relevant aims, objectives and provisions of BLEP. A Section 4.15 assessment of the development indicates that the development is acceptable in this instance. Attached are draft recommended conditions of consent outlining conditions considered appropriate to ensure that the development proceeds in an acceptable manner.

Budget Implications:

Nil

Enclosures (following report)

1	Plans	5 Pages
2	Statement of Environmental Effects	3 Pages
3	Draft Conditions	8 Pages

Attachments (separate document)

Nil

EIRONETG 25 - ESNOH OTGOTSOK

KOSTOGLOU HOUSE

PROPOSED DWELLING & GARAGE

57 Glenorie Road, Millthorpe
LOT 2 IN DP 1289576

NOTES

ALL DIMENSIONS GIVEN ARE IN METRES UNLESS SHOWN OTHERWISE & ARE TO BE CHECKED AND VERIFIED PRIOR TO CONSTRUCTION. DO NOT SCALE DRAWINGS FOR DIMENSIONS. DIMENSIONS WITH ASTERISKS ARE APPROXIMATE ONLY AND ARE TO BE CHECKED AND VERIFIED ON SITE PRIOR TO CONSTRUCTION.

ALL WORK SHOWN ON THE DRAWINGS COMPRISING THE SET SHALL COMPLY WITH THE BUILDING CODE OF AUSTRALIA & THE REQUIREMENTS OF RELEVANT AUTHORITIES & THEIR CONDITIONS OF CONSENT.

ALL WORKMANSHIP & MATERIALS SHALL COMPLY WITH THE REQUIREMENTS OF THE RELEVANT AUSTRALIAN STANDARDS.

THIS DRAWING TO BE READ IN CONJUNCTION WITH ALL OTHER DRAWINGS & DOCUMENTATION COMPRISING THE SET INCLUDING THE SPECIFICATION AND OTHER CONSULTANT'S DRAWINGS (WHERE SUPPLIED).

REVISIONS

	DATE	COMMENT
A	26/06/23	ISSUED FOR DA APPROVAL

DRAWING SCHEDULE

SHEET	TITLE
ARCHITECTURAL	
01	01 SITE LOCALITY PLAN DRAWING 01
02	02 SITE PLAN
03	03 FLOOR PLAN
04	04 FLOOR PLAN (LEVEL 1) - DWG 01
05	05 FLOOR PLAN (LEVEL 1) - DWG 02
06	06 FLOOR PLAN
07	07 ELEVATIONS
08	08 ELEVATION (SIDE) - SHEET 1
09	09 ELEVATION (SIDE) - SHEET 2
10	10 TENDON SCHEDULE
11	11 GARAGE

LOCATION MAP



IMAGE SOURCE: DEPARTMENT OF LANDS - SPATIAL INFORMATION EXCHANGE



SOUTHWELL Design - Drafting

01/12/23
 10:00 AM
 10:00 AM
 10:00 AM

FOR APPROVAL

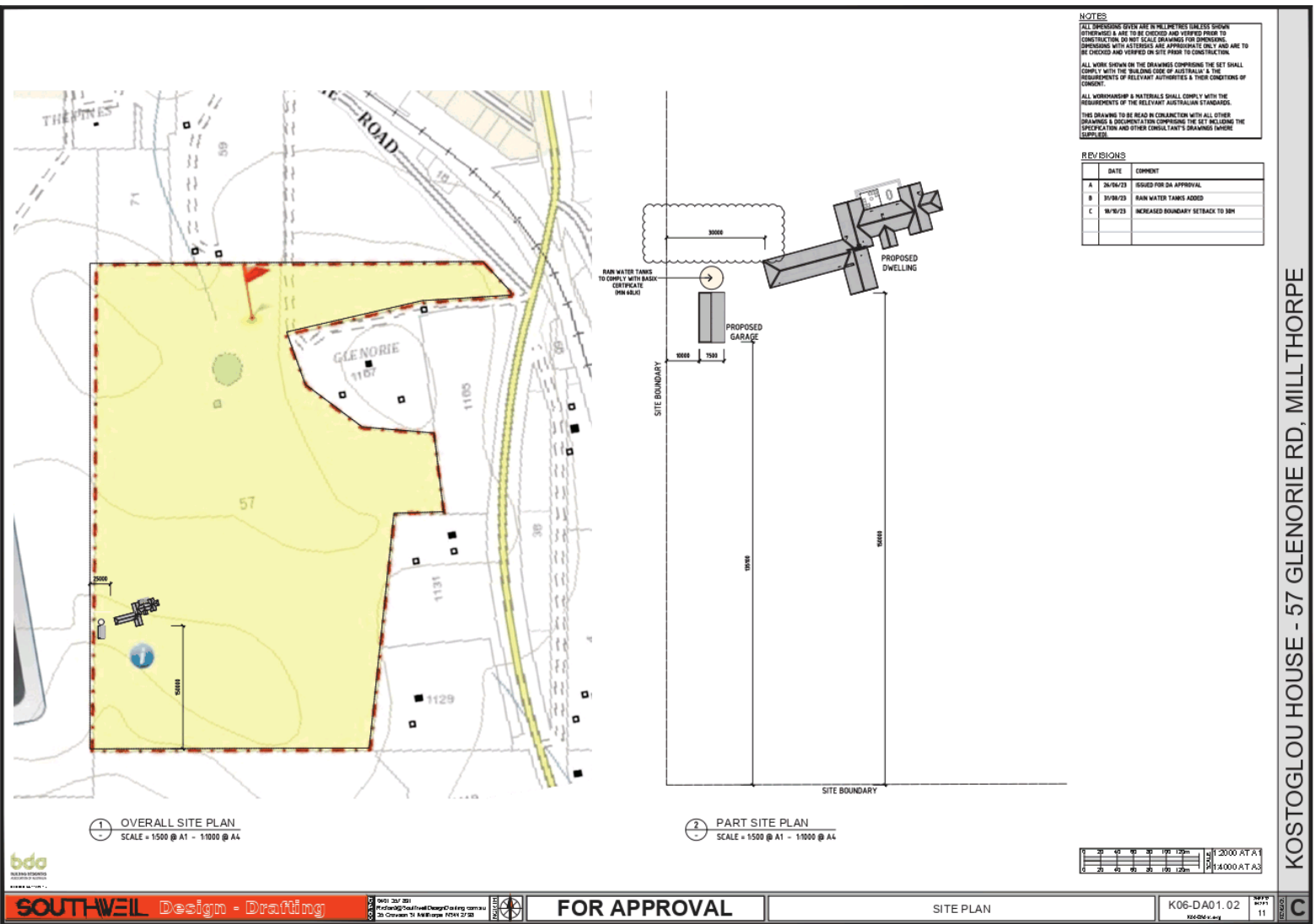
TITLE, DRAWING SCHEDULE & LOCATION MAP

K06-DA01.01


11

A

ERHOLHTLIM RD EIRONETG L5 - ESNOH NOTGOTSOK



ROOF PLAN 'DR EIRONETG 25 - SNOHNOTGOSK



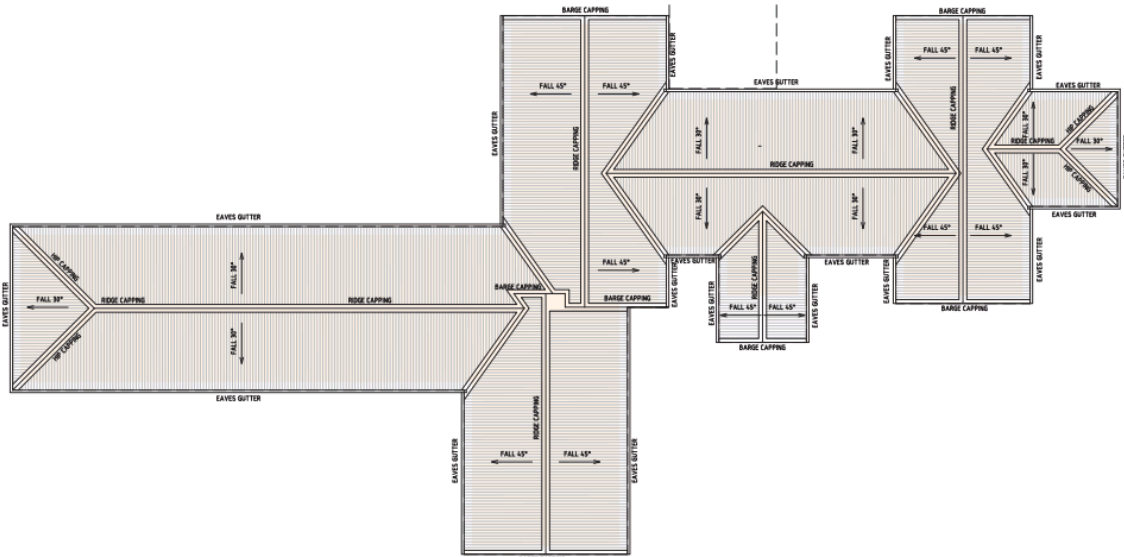
SOUTHWELL Design - Drafting

DATE: 20/12/23
 PROJECT: 25/23/001
 DRAWING: 25/23/001-01
 SCALE: 1:100 AT A1
 1:200 AT A2

FOR APPROVAL

ROOF PLAN

K06-DA01.06
 12/06/2023



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REVISIONS

NO.	DATE	COMMENT
A	20/12/23	ISSUED FOR DA APPROVAL

NOTES

- ROOF SHEETING TO BE INSTALLED TO MANUFACTURERS INSTRUCTIONS.
- PROVIDE ALL CAPPINGS AND FLASHINGS AS REQUIRED.
- FALL ALL EAVES GUTTERS TO DOWNPipe LOCATIONS.
- MIN FALL OF 100S.
- TURN-UP PANS OF ROOF SHEETING AT HIGH POINTS.
- REFER TO BASIC CERTIFICATE FOR AREA OF ROOF DRAINAGE TO BE CONNECTED TO THE SAN WATER LINE.

LEGEND

DP DOWNPIPE

ELEVATIONS

1 NORTH ELEVATION

2 EAST ELEVATION

3 SOUTH ELEVATION

4 WEST ELEVATION

NOTES

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REVISIONS

NO.	DATE	COMMENT
A	26/04/23	ISSUED FOR DA APPROVAL

LEGEND

- SP DRAINPIPE
- FB FACE BRICKWORK
- WB WEATHERBOARD CLADDING
- ZNR ZINCALUME METAL ROOFING

SCALE

0	1	2	3	4	5	6	7	8	9	10
										1:100 AT A1
										1:200 AT A2

© 2011-2023
 120 Lawrence Street, Melbourne VIC 3000
 25 Cornwell St, ANZAC VIC 3041

FOR APPROVAL

ELEVATIONS

K06-DA01.07
 12/04/23

NOV 11
 11

1 NORTH ELEVATION

2 SOUTH ELEVATION

3 EAST ELEVATION

4 WEST ELEVATION

5 FLOOR PLAN

6 ROOF PLAN

NOTES

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REVISIONS

	DATE	COMMENT
A	26/10/23	ISSUED FOR DA APPROVAL
B	16/12/23	INTERNAL BRACING WALLS ADDED ROLLER DOOR AND PA DOOR RELOCATED

LEGEND

- A AWNING
- C CASSETT
- CH DOUBLE HUNG
- PH FIXED GLAZING
- LV LOUVER
- SES OSCURVE GLAZING
- SC STRUCTURAL COLUMN
- SL SLAB
- SLI SLI
- TR TRANSLUCENT FILM

FOR APPROVAL

GARAGE

K06-DA01.11

1:100 AT A3

11

EPROHLLTILM 'DR EIRONETG L5 - ESNOHNOTGOTSOK



STATEMENT OF ENVIRONMENTAL EFFECTS FOR LARGE LOT & RURAL DWELLINGS (INCLUDING RURAL DUAL OCCUPANCIES)

WHY IS A STATEMENT OF ENVIRONMENTAL EFFECTS REQUIRED?

A Statement of Environmental Effects (SEE) is a report which:

- Details the proposed development;
- Describes the site, including its history, constraints and context;
- Addresses compliance of the proposal with relevant planning controls and regulations; and
- Identifies and explains the potential impacts of your development proposal.

Whilst only a brief statement is required for proposals likely to have minimal impact, you must still provide a clear explanation of why there will be little impact.

APPLICATION DETAILS

Applicant: George and Jenny Kostoglou c/o Southwell Design Drafting

Lot/Section/DP: 2/-/1289576

Address: 57 Glenorie Rd, Millthorpe

DESCRIPTION OF THE DEVELOPMENT

What is the proposed development?
Proposed dwelling and separate garage

What building structures exist on the site?
Existing vacant site

What is the wall material and colour?
Face brickwork

What is the roof material and colour?
Zincalume

Is any cut/fill required? Yes No

Are any trees being removed? Yes No

Is any demolition required? Yes No

Further description:
.....
.....
.....
.....

DESCRIPTION OF THE SITE

What is the area of the site? 212985sqm

What is the current use of the site?
Rural

What is the previous use of the site?
Rural

Is the site subject to any natural hazards?
 Flood Bushfire Other

Is the site subject to any other constraints?
 Easements Vegetation Sloping Land
 Other

What type of development exists on the surrounding land?
Large lot residential and rural

Further description:
.....
.....
.....

PLANNING CONTROLS

What is the zoning?

- Residential
- Large Lot Residential
- Rural Landscape
- Rural
- General Industrial
- Light Industrial

Is the proposal consistent with zone objectives? Yes No

Does the proposal comply with the Blayney Development Control Plan 2018, Part C: Residential? Yes No

- Does the dwelling meet the minimum setbacks?
 - Residential
 - Large Lot Residential
 - Rural Landscape
 - Rural
 - General Industrial
 - Light Industrial
- Is the dwelling sited to minimise conflict between land uses within the surrounding area? Yes No
- Does the dwelling minimise noise impacts and maximise privacy of primary living and open spaces? Yes No
- Is the dwelling sited away from ridgelines? Yes No
- Is the dwelling designed and constructed to integrate with the surrounding rural landscape? Yes No

Attached garage or carport in urban areas/zones (R5<1ha) must be:

- Located at least 0.5m behind the front building line and 5.5m from the front boundary? Yes No
- Not exceed 50% of the front elevation of the building, garage door 6 metres in width (whichever is greater) and one (open-sided) carport in addition to the above that is setback a further 1m behind the line of the other garages/ carports? Yes No
- Attached carports in the front setback of existing buildings will need to demonstrate there are no other suitable locations and address the visual impact? Yes No

Garages, carports, outbuildings or sheds in Zone R5 Large Lot Residential areas where the existing lot size is > 1ha in addition to the visual impact/amenity controls above any must not exceed:

- A ridge height of 6m from existing ground level? Yes No
- A cumulative floor area greater than 300m²? Yes No
- A minimum setback of 10m; or where the dwelling on the allotment is within 50m of a public road, the outbuilding should be located behind the front building line of any dwelling? Yes No

Shipping Containers in Zone R5 Large Lot Residential and must not exceed:

- Shipping container style sheds or storage are prohibited in heritage conservation areas, on a heritage item, or on lots with a classified road frontage? Yes No

- In all other areas, a maximum of one (1) shipping container is permitted per lot or ownership holding or must appear as one (1) shed form if multiple containers are enclosed; and it must be located behind the rear building line of the primary dwelling on urban land? Yes No
- Where visible from any public place, it must be integrated into a shed structure, clad in shed materials, and/or painted to make it appear like a standard shed? Yes No
- In any Rural Zone (unless the business moves goods by shipping containers) the shipping container(s) should be unobtrusive, suitably painted and/or their visual impact reduced through landscaping? Yes No

Water tanks, pools and spas must not exceed:

- In urban areas/zones water tanks, pools and spas should be located behind the front building line (i.e. not in the front setback to a public street)? Yes No
- In heritage conservation areas pools and spas should be located behind the rear building line (i.e. in the rear yard) or where they are suitably screened from a public street or space? Yes No
- Machinery (e.g. pumps, filtration equipment, generators or heat pumps) must be located away from sensitive areas of adjacent dwellings (e.g. bedrooms) in urban areas or suitably shielded to meet standard noise requirements? Yes No

JUSTIFICATION

Council may consent to a Development Application involving departure from a control contained within this DCP, but only where Council has considered a written request from the applicant that seeks to justify the departure by demonstrating:

- a) Compliance with the particular control within this DCP is unreasonable or unnecessary in the circumstance of the case; and
- b) The objectives of the particular control are met or sufficiently addressed; and
- c) There are sufficient environmental planning grounds to justify the departure from the particular control within this DCP; and
- d) The impacts of the non-compliant proposal will not be significantly greater than a compliant proposal or may enhance the outcome.

Further description:

.....

.....

.....

.....

THE LIKELY IMPACTS OF THE PROPOSAL

Provide an assessment of the likely impacts of the proposal, and steps taken to avoid, minimise or manage any adverse impacts resulting from the proposed works. Some examples of potential environmental impacts/issues to consider may include (as relevant), but are not limited to, the following:

- Will the proposal affect the amenity of surrounding residences by overshadowing/loss of privacy/increased noise or vibrations? Yes No
- Is legal and practical access available to the development? Yes No
- Is power, water, electricity, sewer and telecommunications services existing and/or available to the site? Yes No
- Will the proposal have any social or economic consequences in the area? Yes No
- Does the development involve any significant excavation or filling? Yes No
- Are there any threatened species, populations and/or ecological communities and/or their habitats on the land or nearby? Yes No

Further description:

.....

.....

.....

.....

Applicants Signature:

Date: 26/10/23

Annexure A**Reasons for Decision**

1. To comply with legislative statutory requirements.

DEVELOPMENT IN ACCORDANCE WITH APPROVED PLANS & DOCUMENTATION

1. Development is to take place in accordance with:

Plan/Doc No.	Plan/Doc Title	Prepared by	Issue	Date
K06-DA01c	Site Plan, floor plan, elevations & sections	Southwell Design & Drafting	C	26/10/23
1382886S	BASIX	Southwell Design & Drafting	-	31 August 2023
R144774e	On-site effluent management study	Envirowest Consulting Pty Ltd	-	12 September 2023
K06	Statement of Environmental Effects	Southwell Design & Drafting	B	26/10/23

As amended in accordance with any conditions of this consent.

NOTE: Any modifications to the proposal shall be the subject of an application under Section 4.55 of the Environmental Planning and Assessment Act, 1979.

Prescribed Conditions**BUILDING CODE OF AUSTRALIA**

2. The building work must be carried out in accordance with the requirements of the Building Code of Australia. A reference to the *Building Code of Australia* is a reference to that Code as in force on the date the application for the relevant construction certificate is made.

IDENTIFICATION OF SITE

3. The developer is to provide a clearly visible sign to the site stating:
 - a) Unauthorised entry to the worksite is prohibited;
 - b) Street number or lot number;
 - c) Principal contractor's name and licence number; or owner builders permit number;
 - d) Principal contractor's contact telephone number/after-hours number;
 - e) Identification of Principal Certifying Authority, together with name, address & telephone number.

Note: Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out.

HOME BUILDING ACT

4. Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the principal Certifier for the development to which the work relates (not being the Council) has given the Council written notice of the following information:
- a) in the case of work for which a principal contractor is required to be appointed:
 - 1. The name of the licence number of the principal contractor, and
 - 2. The name of the insurer by which the work is insured under Part 6 of that Act,
 - b) in the case of work to be done by an owner-builder:
 - 1. The name of the owner-builder, and
 - 2. The name of the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- If arrangements for doing the residential building work are changed while the work is in progress so that the information under this condition becomes out of date, further work must not be carried out unless the principal Certifier for the development to which the work relates (not being the Council) has given the Council written notice of the updated information.

CONTRACT OF INSURANCE

5. In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, evidence that such a contract of insurance is in force is to be provided to the Principal Certifier before any building work authorised to be carried out by the consent, commences.

CONSTRUCTION CERTIFICATE

6. Prior to commencement of any works, a Construction Certificate is to be obtained, and where Council is not the PC, a copy is to be submitted to Council.

Prior to Issue of a Construction Certificate**SECTION 7.11 CONTRIBUTIONS (TYPE A - RESIDENTIAL)**

7. Contributions are to be paid to Council towards the provision or improvement of amenities or services (residential subdivision/works) under the *Blayney Local Infrastructure Contributions Plan 2022* (see Council's web site). The contributions to be paid are currently \$9,296.00 per new lot created/per new dwelling. The amount payable would be recalculated on the basis of the contribution rates that are applicable at the time of payment. Evidence of payment of the contributions is to be provided to the Principal Certifier prior to the issue of the Construction Certificate.

Prior to Works Commencing**CONSTRUCTION CERTIFICATE**

8. Prior to commencement of any works, a Construction Certificate is to be obtained, and where Council is not the PC, a copy is to be submitted to Council.

COMMENCEMENT OF WORK & APPOINTMENT OF PC

9. The applicant is to submit to Council, at least two (2) days prior to the commencement of any works, a notice of commencement of building or subdivision works and Appointment of Principal Certifier (PC).

During Construction**HOURS FOR CONSTRUCTION OR DEMOLITION**

10. Construction or demolition only be carried out between 7.00 am and 6.00 pm on Monday to Friday, and 8am to 5pm on Saturdays. No construction or demolition is to be carried out at any time on a Sunday or a public holiday.

Note: The principal contractor shall be responsible to instruct and control their sub-contractors regarding the hours of work.

RUBBISH AND DEBRIS

11. All rubbish and debris associated with the development, including that which can be windblown, must be contained on site in a suitable container at all times. The container shall be erected on the development site prior to work commencing. Materials, sheds or machinery to be used in association with the development must be stored and stacked wholly within the worksite unless otherwise approved by Council.

Note 1: No rubbish or debris associated with the development will be placed or permitted to be placed on any adjoining public reserve, footway or road.

Note 2: Offenders are liable for prosecution without further warning.

EXCAVATIONS AND BACKFILLING

12. All excavation and backfilling associated with the erection/demolition of the building must:
- a) be executed safely and in accordance with appropriate professional standards, and
 - b) be properly guarded and protected to prevent them from being dangerous to life or property.

EXCAVATION WORK

13. Construction or demolition only be carried out between 7.00 am and 6.00 pm on Monday to Friday, and 8am to 5pm on Saturdays. No construction or demolition is to be carried out at any time on a Sunday or a public holiday.

Note: The principal contractor shall be responsible to instruct and control their sub-contractors regarding the hours of work.

BASIX CERTIFICATE

14. All the required commitments shown on BASIX Certificate No: 1382886S dated 31 August 2023 and on the approved plans, are to be implemented prior to the issue of an Occupation Certificate.

TOILET FACILITIES

15. Toilet facilities must be available or provided at the work site before works begin and must be maintained until the works are completed at a ratio of one toilet, plus one additional toilet for every 20 persons employed at the site.

Each toilet must:

- i. be a standard flushing toilet connected to a public sewer, or
- ii. have an on-site effluent disposal system approved under the Local Government Act 1993, or
- iii. be a temporary chemical closet approved under the Local Government Act 1993.

SOIL & WATER MANAGEMENT PLAN

16. The developer is to submit a soil and water management plan for the site in accordance with *WBC Guidelines for Engineering Work*.

No building, engineering, or excavation work, or topsoil stripping or vegetation removal, is to be carried out in relation to this development until such time as the plan has been approved by Council and the measures detailed in the plan are in place prior to works commencing.

ALL-WEATHER INTERNAL ROAD

17. A 4 metre wide all-weather 2WD vehicular access is to be constructed from the existing entry gate at 57 Glenorie Road to the property boundary. This access roadway is to be appropriately formed and contain suitable measures for the prevention of soil erosion, including mitre drains and piped culverts where necessary. All such works are to comply with *WBC Guidelines for Engineering Works*.

DUST SUPPRESSION

18. The applicant will ensure that all machinery and traffic movement areas are continually watered when in use in order to prevent raised dust from becoming a nuisance to neighbouring properties.

WASTE

19. All waste associated with the construction works is to be appropriately collected, stored and disposed of at an approved waste facility.

WATER SUPPLY

20. On site water storage is to be provided for both domestic and fire fighting reserve purposes. Total storage capacity is to be a minimum of 60,000 litres including a minimum 10,000 litres fire fighting reserve as recommended by the Bush Fire Council. The following Bush Fire Council recommendations are provided:

“Storage capacity as referred to above may be in ground or above ground provided that, with respect to the 10,000 litres reserved for fire fighting purposes, the following is observed:

- A. Where in ground storage is provided, access for pumping water into a fire fighting unit must be provided. In this regard, a standard suction hose is usually 6m in length.
- B. Where above ground storage is provided, it is recommended that:

- a. the outlet for domestic supplies be located at a level above that of the 10,000 litres reserved for fire fighting purposes;
- b. the outlet for fire fighting purposes be fitted with a 65mm Storz (brass/steel) type full flow tap with gate valve;
- c. the outlet in b. above be located so as to provide easy access for fire fighting unit. ie. directly where there is vehicle access to the outlet, or via plumbing where such direct access is not possible”.

RAINWATER TANK OVERFLOW

21. The overflow for the rainwater tank is to be connected to a drainage line and conveyed to the legal point of discharge in accordance with Australian Standard 3500 in a manner that is not adversely affecting adjacent land.

Note 1: The rainwater tank should be maintained and protected against mosquito infestation.

DRAIN BUILDING SURROUNDS

22. The ground surrounding the building shall be graded and drained to ensure that all surface and seepage water is diverted clear of buildings on the site and clear of adjoining properties. Permanent surface or subsoil drains or a combination of both shall be provided to all excavated areas, hard standing areas and depressions. The invert of such drains shall be a minimum of 200 mm below the finished floor level and shall have a minimum grade of 1:100 to the approved storm water disposal location. This work shall be carried out following the installation of the roof gutter & down pipes, and prior to the final inspection.

CLADDING

23. All roof and wall finishes shall be comprised of low reflective surface materials.

PONDING TO NEIGHBOURS

24. All earthworks, filling, building, driveways or other works, are to be designed and constructed (including stormwater drainage if necessary) so that at no time will any ponding of stormwater occur on adjoining land as a result of this development.

PLUMBING AND DRAINAGE CODE OF PRACTICE

25. All drainage and plumbing work is to be carried out in accordance with the current *Plumbing and Drainage Code of Practice* by a licensed plumber and drainer.

DRAINAGE RECORDS

26. A works as executed plan drawn to the scale of 1 in 200 of drainage is to be submitted to Council at the time of inspection.

SEPTIC TANK GENERAL

27. An on-site waste management system is to be installed, operated and maintained on the land and the premises connected thereto, in accordance with the provisions of the Local Government (Approvals) Regulation made under the Local Government Act 1993. The on-site sewage management system chosen shall be maintained in accordance with the recommendations of the report by Envirowest Consulting Ref: r14774e dated: 12 September 2023.

Prior to Issue of Occupation Certificate**SECTION 68 APPLICATION - APPROVAL TO OPERATE**

28. A Section 68 Application for an approval to operate the on-site sewage management system shall be submitted to Council prior to the issue of an occupation certificate.

SOLID FUEL HEATING APPLIANCES

29. The solid fuel heating appliance is to be installed, operated and maintained in accordance with the manufacturer's specifications, Building Code of Australia and relevant Australian Standards. Prior to the issue of the Final Occupation Certificate, a certificate from a licensed contractor responsible for installation for the wood heater, shall be submitted to the PC.

OCCUPATION CERTIFICATE

30. Prior to the occupation or use of the building an Occupation Certificate is to be obtained, and where Council is not the PC, a copy is to be submitted to Council.

Ongoing**APPROVED USE**

31. The approved building must not be used for any other purpose other than the approved use ie a dwelling house and garage. Any proposed change of use shall only be permitted with the consent of Council.

Advisory Notes

Compliance with the Building Code of Australia (Volume 2)

AN1. The following is required to ensure that the dwelling complies with the Building Code of Australia (Volume 2):-

- a. The exhaust from the bathroom and ensuite is to be ducted to the outside; and
- b. The dwelling's roof must be designed for a snow load in accordance with AS/NZS 1170.3-2003.

Inspection Schedule

AN2. The Principal Certifying Authority is required to ensure all work is carried out in accordance with the consent, Building Code of Australia (BCA), and relevant standards, which is done during inspections at nominated stages of the work. The "Inspection Schedule" lists the mandatory and other required inspections that must be carried out by Blayney Shire Council during construction of the work.

As the Principal Certifying Authority, Council must be contacted to undertake inspections of the various stages of construction as follows:

- a. Internal and external sanitary drainage.
- b. Slab/footing inspection when steel is laid prior to the pouring of concrete.
- c. Frame inspection
- d. Hot and cold water prior to internal lining.
- e. Waterproofing prior to tiling.
- f. Final/stormwater inspection at time of completion of all works.

Notice of Commencement

AN3. Notice of commencement of building works – The attached form needs to be completed and emailed or mailed to Council at least 2 days before any work commences on the site.

COUNCIL RECORDS

A copy of the quarterly service record sheet shall be forwarded by the service contractor to the approving Council within fourteen (14) days of each service.

TELSTRA CORPORATION LIMITED

Note 1: Dial Before You Dig

Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to prevent damage to third party assets please contact Dial Before You Dig at www.1100.com.au or telephone on 1100 before excavating or erecting structures. (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial Before You Dig service in advance of any construction or panning activities.

Note 2: Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact: Telstra's Network Integrity Team on Phone Number 1800 810 443.

09) DA2021/146 - FIFTY-SIX (56) LOT TORRENS TITLE SUBDIVISION - 1279 MILLTHORPE ROAD MILLTHORPE

Department: Planning and Environmental Services

Author: Manager Development Assessment

CSP Link: 5. Protect Our Natural Environment

File No: DB.AB.1728

Recommendation:

That Council consent to Development Application 146/2021 for fifty-two (52) residential lots, one (1) larger residential lot around the existing heritage listed cottage (1273), one (1) lot for public open space, one (1) lot for public drainage reserve and one (1) residual lot at Lot 101 DP 872388, 1279 Millthorpe Road, Millthorpe, subject to the recommended conditions of consent.

Reason for Report:

This report seeks Council consent to Development Application 146/2021 which involves a subdivision comprising:

- Fifty-two (52) residential lots,
- One (1) larger residential lot around the existing heritage listed cottage (1273)
- One (1) lot for public open space,
- One (1) lot for public drainage reserve and
- One (1) residual lot

The site is situated on lot 101 DP 872388 being 1279 Millthorpe Road, Millthorpe. Consent is recommended subject to the recommended conditions of consent.

Council engaged independent planning consultants to review and assess this development proposal. A comprehensive Section 4.15 Assessment Report prepared by Currajong Planning is included as Attachment 1 to this report.

Notification and public exhibition of the proposed subdivision has been completed in accordance with the requirements of the Blayney Community Participation Plan 2020. Since the lodgement of the Development Application (DA), notification and public exhibition has been carried out three (3) times, in response to multiple revisions / variations to the design of the proposed subdivision.

As a result of the public exhibition and notification processes, Council has received a total of 69 submissions from adjoining landowners and members of the general public, some of which are objections to the DA or raise concerns, and others in support of the proposal. An assessment of issues raised in the

submissions has been completed and outlined in the assessment of the report. The assessment of public submissions is separately provided as Attachment 2 to this report.

Report:**Executive Summary**

The DA proposes a staged development, as follows:

- Stage 1: comprising a three (3) lot subdivision of existing Lot 101 DP 872388 to create proposed Lots 90, 91 and 92.
- Stage 2: comprising a thirty-one (31) lot subdivision of proposed Lot 92 to create proposed Lots 201 to 230 for residential purposes, as well as proposed Lot 231 for a public drainage reserve and proposed Lot 232 to remain as a residual lot.
- Stage 3: comprising a twenty-three (23) lot subdivision of proposed Lot 232 to create proposed Lots 301 to 322 for residential purposes, as well as proposed Lot 323 for a public open space. Note – the iPLAN Projects Statement of Environmental Effects (SoEE) dated 26 October 2022 refers to Stage 3 as being twenty-four (24) lots, however amended Drawing No. 21004-DA04A (Rev E) now shows the drainage reserve being dedicated as part of Stage 2 subdivision works which reduces the total lot yield by one (1) to 23 lots.

The report records the main assessment findings of the proposal in accordance with the relevant matters for consideration under Section 4.15 of the Environmental Planning and Assessment Act 1979. A summary of the main assessment findings of the 4.15 Assessment Report are summarised as follows:

- The scope of the proposed subdivision is clearly articulated in the DA documentation. A total of 56 Lots will result in three stages. The uses on proposed new lots are for future residential purposes (Lots 201 to 230 and Lots 301 to 322), existing heritage listed cottage (Lot 91), public open space (Lot 323), public drainage reserve (Lot 231) and a residual allotment (Lot 90).
- The submitted plans, drawings and reports that have been prepared by the various consultants in support of the DA contain sufficient information to allow Blayney Shire Council to make an informed decision on the proposal.
- The proposed subdivision is consistent with all relevant provisions under the Blayney Local Environmental Plan 2012 and Blayney Development Control Plan 2018.
- Notification and public exhibition of the proposed subdivision has been completed in accordance with the requirements of the Blayney Community Participation Plan 2020. Since the lodgement of the DA,

notification and public exhibition has been carried out three (3) times, in response to multiple revisions / variations to the design of the proposed subdivision. As a result of the public exhibition and notification processes, Council has received a total of 69 submissions from adjoining landowners and members of the general public, some of which are objections to the DA or raise concerns, and others in support of the proposal. An assessment of issues raised in the submissions has been completed detailed in Attachment A to this assessment report.

- Assessment of the proposed subdivision, including all finalised plans, drawings and reports, submissions received, and referral advice from Council planning and engineering staff, heritage advisory consultant, and other government authorities, concludes the proposal is unlikely to pose unacceptable impacts on the environment and has merit for approval, subject to conditions.
- Draft conditions of consent have been included in the recommendation to this report to address all aspects of the proposed development, including compliance with the approved plans, drawings and reports relating to traffic and access, servicing and infrastructure, easements, stormwater management, landscaping, heritage, preservation of natural environment elements, community contributions and the dedication of land for public purposes.
- A Voluntary Planning Agreement (VPA) has been drafted between Blayney Shire Council, Charms Developments Pty Ltd and Fenlor Group Pty Ltd in accordance with Section 7.4 of the Environmental Planning and Assessment Act 1979 to facilitate the dedication of land to Blayney Shire Council for a public drainage reserve and public open space. A condition of consent relating to the implementation of the VPA is included in the recommendation.
- A Works Deed Agreement has been drafted between Blayney Shire Council, Charms Developments Pty Ltd and Fenlor Group Pty Ltd, to document the arrangements for improvements to Richards Lane and its intersection with Park Street (Millthorpe Road). A copy of the Draft Works Deed Agreement is intended to be separately reported to Council.

Based on the rationale set out in the body of the attached assessment report (attachment 1), it is the recommendation of this Section 4.15 Assessment Report that DA146/2021 be granted conditional approval as per the draft recommended conditions.

Risk/Policy/Legislation Considerations:

Council engaged an independent planning consultant to review and assess the development proposal. The proposed development complies with the relevant aims, objectives and provisions of the Blayney Local Environmental Plan 2012. A Section 4.15 assessment of the development indicates that the development is acceptable in this instance. Attached is a draft Notice of

Decision outlining the conditions considered appropriate to ensure that the development proceeds in an acceptable manner.

Budget Implications:

The dedication of new public roads, open space and drainage reserve lands (including a detention basin), sewer and stormwater infrastructure will inevitably have budgetary implications for Council. These are normal functions for councils noting that additional income will be generated from separately rated residential lots.

Developer Contributions will also be collected which will be restricted for use on items identified in the works schedule within Council's Infrastructure Contributions Plan.

Whilst forming part of the proposed consent, Council has already committed to the upgrade of the Richards Lane/Millthorpe Road intersection. Funding for these works has been received via the Resources for Regions program.

Finally, costs have been incurred in engaging an Independent Planning consultant to undertake the s.4.15 assessment for this application utilising existing budget allocations.

Enclosures (following report)

Nil

Attachments (separate document)

1	Final Assessment Report	111 Pages
2	Assessment of Public Submissions	52 Pages
3	Statement of Environmental Effects	46 Pages
4	Statement of Heritage Impact	35 Pages
5	Cover Sheet, Locality & Existing Boundaries	3 Pages
6	Proposed Boundaries Stages 1 - 3	6 Pages
7	Earthworks & Road Longitudinal and Cross Sections	9 Pages
8	Servicing, Flood, Stormwater & Demolition Plans	8 Pages
9	Stormwater Management Plan & ESCP Plans	29 Pages
10	Transport Assessment	35 Pages
11	Consolidated Response to Submissions	14 Pages
12	Submissions - Round 1	159 Pages

This matter is considered to be confidential under Section 10A(2) (e) of the Local Government Act, as it deals with information that would, if disclosed, prejudice the maintenance of law.

13 Submissions - Round 2

55 Pages

This matter is considered to be confidential under Section 10A(2) (e) of the Local Government Act, as it deals with information that would, if disclosed, prejudice the maintenance of law.

14 Submissions - Round 3

72 Pages

This matter is considered to be confidential under Section 10A(2) (e) of the Local Government Act, as it deals with information that would, if disclosed, prejudice the maintenance of law.

10) REPORT OF THE CENTRAL NSW JOINT ORGANISATION BOARD MEETING HELD 23 NOVEMBER 2023

Department: Executive Services

Author: General Manager

CSP Link: 2. Build the Capacity and Capability of Local Governance and Finance

File No: GR.LR.3

Recommendation:

That Council

1. Note the report of the Central NSW Joint Organisation Board Meeting held 23 November 2023.
2. Note the roundtable discussion with the Premier, Treasurer, State Ministers and their representatives and local MPs; and
3. Note the return on investment from Council fees to the CNSWJO is 9.46:1.

Reason for Report:

To provide Council with the Deputy Mayor's delegate report on the Central NSW Joint Organisation (CNSWJO) meeting.

Report:

Please find enclosed report from the Central NSW Joint Organisation Board meeting held 23 November 2023 in Sydney. Deputy Mayor, David Somerville, attended on behalf of Blayney Shire Council.

Risk/Policy/Legislation Considerations:

Nil

Budget Implications:

Nil

Enclosures (following report)

- | | | |
|---|---|---------|
| 1 | Central NSW Joint Organisation Board Report | 8 Pages |
| 2 | Central NSW Joint Organisation Board Meeting Minutes - 23/11/2023 | 7 Pages |

Attachments (separate document)

Nil

**Report from the Deputy Mayor
Central NSW Joint Organisation Board meeting
23 November 2023 in Sydney**



The Central NSW Joint Organisation (CNSWJO) Board met 23 November at Parliament House, Sydney.

The Board, with coordination from the Office of the Member for Orange Phil Donato MP and support with the Member for Barwon Roy Butler MP, held a roundtable with the Premier, Treasurer and various Ministers. It was clear from the day that both Phil Donato and Roy Butler enjoy strong support from the minority Minns government.

The Board spoke with the following State Representatives:

- The Hon. Chris Minns, Premier, Member of the Legislative Assembly and Member for Kogarah;
- The Hon. Daniel Mookhey, MLC, Treasurer;
- The Hon. Penny Sharpe, MLC Minister for Climate Change, Minister for Energy, Minister for the Environment, Minister for Heritage, Leader of the Government in the Legislative Council;
- The Hon. Rose Jackson, MLC, Minister for Water, Minister for Housing, Minister for Homelessness, Minister for Mental Health, Minister for Youth, and Minister for the North Coast; and
- The Hon. Jenny Aitchison, Minister for Regional Transport and Roads and Member for Maitland.

The Board also heard a presentation from Ernest and Young on the Business Case for the Priority Investments in the Nexus Between Emissions Reduction and Energy Security in Central NSW.

The consistent themes on the day were:

- The impending drought;
- Mental Health;
- Energy Transition;
- Housing; and
- Natural disasters and their funding.

Follow-up actions from the round table of the region’s behalf were:

- The Hon. Penny Sharpe - welcomed spending more time with CNSWJO representatives early in the New Year on the Ernst and Young Business Case on the Nexus Between Net Zero and Energy Security;
- The Premier - Disaster funding;
- The Treasurer – the NW Government Population Projections Review and water & sewer disaster funding;
- The Hon. Rose Jackson - priority water projects and preparedness for the upcoming drought; and
- The Hon. Jenny Aitchison - challenges of freight from the rewiring of NSW construction task.

Highlights from the Board meeting follow where the full agenda is available at [Business Papers & Agendas - Central Joint Organisation \(nsw.gov.au\)](#)

Audited Accounts and Annual Statement

The Audited Accounts and Annual Statement were adopted.

The Joint Organisation’s net operating result for the year ended 30 June 2023 was \$182,000.

To review the Audited Accounts and Annual Statement please go to: [News & Publications - Central Joint Organisation \(nsw.gov.au\)](#)

Board and GMAC Meeting dates for 2024

The following dates for GMAC and Board meetings for 2024 be:

Board	29 February	30 May	29 August	28 November
Location	Lachlan	State Parliament	Federal Parliament	Lithgow
GMAC	1 February	2 May	25 July	31 October
Location	Orange	Oberon	Parkes	Orange

Portfolio Mayors

Cr Ruth Fagan, Mayor of Cowra has taken on the role of Portfolio Mayoral role for Regional Prosperity and Councillor Jess Jennings has taken up the Portfolio Mayoral roles for Energy, Transport and Water.



Advocacy

Between meetings the Board has an Opt In Subcommittee of Mayors to oversee advocacy. The Board resolved to ask this committee to progress;

- advocacy for a Safe Swift and Secure Link between Sydney and Central NSW; and
- oversight of advocacy for on the renewable energy transition and council financial sustainability.

The Board also resolved to;

- develop a media campaign on Council sustainability; and
- provide a letter of support for Cr J Jennings for his fact-finding visit to the United States.

Cr Jennings, Mayor of Bathurst is a strong supporter of tunnelling options and is visiting the United State with a view to looking at tunnelling and other transport innovations that might apply to this region.

The following submissions were endorsed by the Board:

- AEMC on Enhancing Community Engagement in Transmission Building;
- the Inquiry into the implementation of recommendations relating to workforce issues, workplace culture and funding considerations for remote, rural and regional health; and
- IPART Water NSW Operating Licence Review;
- the Inquiry into the performance of the Regional Investment Activation Fund and the Regional Job Creation Fund;
- Water Infrastructure NSW 91 Proposed New Indicators for LWUs; and
- the Planning system and the Impacts of Climate Change on the Environment and Communities.
- the Inquiry into Protecting Local Water Utilities from Privatisation

All submissions are available on the CNSWJO website at <https://www.centraljo.nsw.gov.au/submissions/>

Policy Lab

In September all Councillors of the region were invited to attend a Policy Lab Workshop at the Charles Sturt University campus in Orange. Please request Terms of reference and any other reports from this initiative which was inspired by a request from Councilors in the region at an event on August 2022 for more opportunities to get together and influence policy.

Policy on local government democracy and social media was developed for Board consideration. A report from the event was provided to all attendees and informed the Board resolve to adopt policy, update advocacy plans and receive advice on programming in both local government reform and social media. The report from Policy Lab#1 is an attachment.

Preparation is underway for the next Policy Lab which will be on Productive Water. All Councilors will be welcome to attend.

Disaster Risk Reduction Fund Program

GHD commenced the needs analysis on disaster risk reduction by distributing a survey through CNSWJO to collect data. All member Councils have provided their responses. Currently, the data is undergoing evaluation, and individual Council meetings are being held to ensure clarity and to gather any missing details.

Transport

CNSWJO members contributed to the research by the Grattan Institute coordinated by ALGA which was published recently. This work found the nation's local road network is in a dangerous state of disrepair and called for an extra \$1 billion a year to fix and maintain them.

Subsequently, the federal government has announced Roads to Recovery funding for local councils will increase to \$1 billion a year, along with a \$40 billion boost to the Black Spot program and measures to remove administrative burdens from roads funding.

Regional Water

Reported was the progress of the following projects in the water portfolio:

- Project to transition local water utility strategic planning into the Integrated Planning and Reporting (IP&R) framework;
- Regional Water Loss Management project;
- Renegotiation of the agreement with Smart Water for water efficiency collateral;
- Regional asset management assessments using the National Asset Management Assessment Framework (NAMAF).

It also provides advice on finalised, current and upcoming consultative processes including;

- Independent Pricing and Regulatory Tribunal WaterNSW Operating Licence Review;
- Joint Select Committee on Protecting Local Water Utilities from Privatisation;
- DPE Water Review of Performance Monitoring Indicators for Local Water Utilities;
- DPE Water third consultation on the draft Lachlan Regional Water Strategy; and
- DPE Water consultation on Harmonisation of Water Restrictions.

Following a presentation by Water Infrastructure NSW on the Wyangala Dam wall raising project Final Business Case, advice is provided on discussion within region on the next steps for advocacy to Government including endorsement by the Board of advocacy collateral on the region’s Priority Water Infrastructure Projects.

Energy

Both the Board and Minister Penny Sharp were provided with advice from Ernst and Young on the fully funded Business Case for priority projects for investment in the nexus between energy security and emissions reduction.

The Board endorsed the business case ‘placemat’, and approved a regional application by CNSWJO for interested member councils for the Community Energy Upgrades Fund.

It was resolve that the Board advocate to

- the NSW OECC to extend the JONZA program to ensure embedment and efficient implementation of activities that support the region’s net zero aspirations into the future; and
- the EPA and the OECC for support and funding to progress activities that will assist councils in reducing emissions from landfill.



The Hon. Penny Sharpe with Ms Kate Barker of CNSWJO sharing the summary Place Mat for the Nexus Between Net Zero and Energy Security



Value to members

A snapshot of the value to members of the various activities undertaken by the JO for their members in the context of the CNSWJO Strategic Plan follows.

Where a majority of the staffing resource of the JO goes to providing support for the operations of Councils and supporting Councils with the sustainability challenge, it is notable that the CNSWJO program for 2022/2023 had a return of investment for every dollar members spend on fees of 9.46:1.

VALUE FOR MEMBERS	FY 2019/2020	FY 2020/2021	FY 2021/2022	FY 2022/2023	FYTD 2023/2024
SUBMISSIONS	20	23	16	13	12
PLANS, STRATEGIES AND COLLATERAL	26	12	3	9	26
GRANTS SEEKING	3	3	1	9	1
GRANT FUNDING AWARDED	\$215k	\$736k	\$738k	\$2.05m	\$567k
COMPLIANCE	13	9	11	16	
DATA	6	3	1	14	12
COST SAVINGS	\$1.87m	\$2.2m	\$2.1m	\$4.2m	\$1.5m
REPRESENTATION AND OPPORTUNITIES COUNCILS HAVE BEEN AFFORDED	147	159	210	143	77
MEDIA INCLUDING SOCIAL MEDIA	13	18	25	32	13
PR VALUE OF TOURISM	\$1.5m	\$2.4m	\$1.9m	\$1.4m	
MEDIA PR VALUE	35	102	101	51	13

Savings

The following table shows the savings achieved by member Councils through aggregated procurement and programming. An explanation of the meaning of each column has been reported previously and is available on request.

Please request advice from previous years where costs savings continue to grow every year.

The cost to members is calculated on a percentage of each CNSWJO staff member and their corresponding workload on procurement and contract management. This figure is updated quarterly in line with the cost savings.

Spend and Cost Savings

The table following reflects the **spend** by members for the **22/23 financial year**:

SPEND	Water Utilities Alliance Contracts	HR Contracts	WHS contracts	IT contracts	Supply contracts	Roads/ Transport contracts	Energy contracts	RDOCS contracts	Other contracts	Training	Total
Bathurst	\$18,900	\$69,842	\$13,049	\$0	\$1,725,883	\$0	\$3,311,941	\$56,480	\$0	\$370	\$5,216,158
Blayney	\$6,700	\$17,705	\$0	\$0	\$474,947	\$0	\$914,189	\$6,227	\$0	\$0	\$1,001,868
Cabonne	\$21,430	\$33,583	\$250	\$0	\$2,016,801	\$0	\$475,581	\$2,863	\$0	\$1,450	\$2,534,889
Central Tablelands Water	\$14,023	\$654	\$0	\$0	\$0	\$0	\$921,534	\$8,356	\$0	\$0	\$931,555
Cowra	\$14,323	\$44,090	\$13,505	\$0	\$816,701	\$0	\$952,990	\$3,000	\$0	\$6,470	\$1,861,480
Forbes	\$7,000	\$33,768	\$0	\$0	\$1,516,762	\$0	\$918,823	\$31,423	\$0	\$6,010	\$2,514,786
Lachlan	\$7,000	\$28,538	\$0	\$0	\$1,148,259	\$0	\$410,575	\$2,343	\$0	\$12,480	\$1,609,195
Lithgow	\$7,000	\$9,802	\$0	\$0	\$0	\$0	\$0	\$20,000	\$0	\$0	\$36,802
Oberon	\$7,000	\$14,527	\$0	\$0	\$891,172	\$0	\$280,250	\$19,142	\$0	\$3,583	\$1,205,676
Orange	\$55,058	\$98,523	\$14,148	\$0	\$979,441	\$0	\$3,687,729	\$34,228	\$0	\$26,443	\$4,895,583
Parkes	\$21,430	\$37,688	\$0	\$0	\$1,499,540	\$0	\$1,629,480	\$40,174	\$0	\$14,613	\$3,242,897
Upper Macquarie County Council	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Weddin	\$17,418	\$2,014	\$0	\$0	\$592,025	\$0	\$197,294	\$3,460	\$0	\$370	\$812,580
Total	\$197,281	\$390,657	\$41,376	\$0	\$11,860,931	\$0	\$12,525,487	\$225,735	\$0	\$71,995	\$25,513,470

The table following reflects the **savings** by members for the **22/23 financial year**. It is noteworthy the savings achieved through the electricity contract have been calculated and included, where the previous report did not include these. As such, there is an additional \$2.3m in savings shown for the last financial year. Further details can be found in the Energy Report. See pie graph over the page.

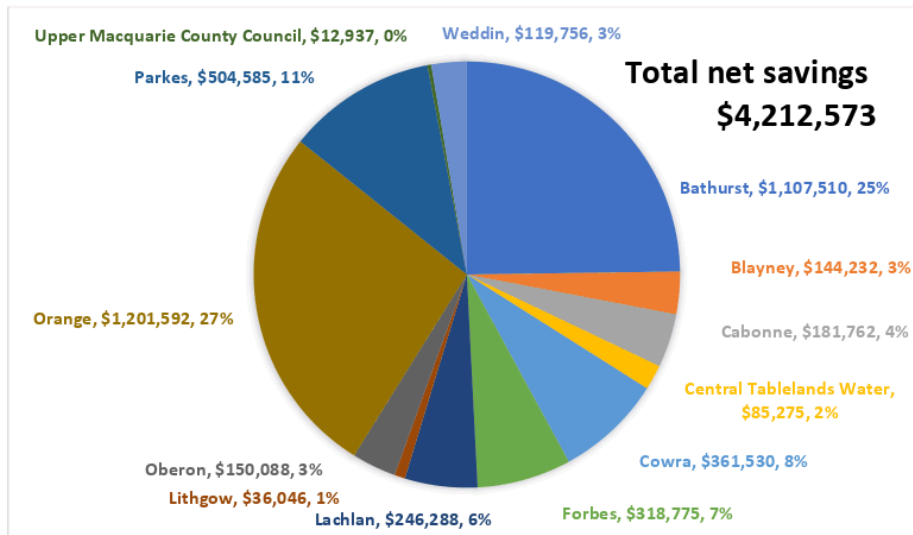
SAVINGS	Water Utilities Alliance Contracts	HR Contracts	WHS contracts	IT contracts	Supply contracts	Roads/ Transport contracts	Energy contracts	RDOCS contracts	Other contracts	Training	Legal advice re Procurement	Participation in regional procurement	Total
Bathurst	\$1,500	\$48,996	\$2,302	\$0	\$21,026	\$0	\$987,394	\$15,647	\$0	\$100	\$5,546	\$25,000	\$1,071,515
Blayney	\$1,500	\$12,661	\$0	\$0	\$11,481	\$0	\$84,946	\$1,099	\$0	\$0	\$5,546	\$27,000	\$144,232
Cabonne	\$1,500	\$13,372	\$49	\$0	\$41,138	\$0	\$85,983	\$1,388	\$0	\$5,786	\$5,546	\$26,000	\$181,763
Central Tablelands Water	\$1,500	\$107	\$0	\$0	\$0	\$0	\$46,540	\$2,191	\$0	\$0	\$4,937	\$30,000	\$85,275
Cowra	\$1,500	\$25,660	\$2,454	\$0	\$51,380	\$0	\$224,910	\$1,455	\$0	\$3,625	\$5,546	\$45,000	\$361,530
Forbes	\$1,500	\$13,509	\$0	\$0	\$59,982	\$0	\$196,440	\$8,584	\$0	\$10,215	\$5,546	\$23,000	\$318,775
Lachlan	\$1,500	\$21,716	\$0	\$0	\$32,403	\$0	\$134,552	\$1,136	\$0	\$10,356	\$5,546	\$19,000	\$246,200
Lithgow	\$1,500	\$0	\$0	\$0	\$0	\$0	\$6,000	\$0	\$0	\$0	\$5,546	\$23,000	\$36,046
Oberon	\$1,500	\$19,774	\$0	\$0	\$29,569	\$0	\$51,680	\$4,019	\$0	\$0	\$5,546	\$38,000	\$150,088
Orange	\$1,500	\$72,097	\$2,497	\$0	\$30,640	\$0	\$1,052,070	\$9,425	\$0	\$5,818	\$5,546	\$22,000	\$1,201,592
Parkes	\$1,500	\$6,130	\$0	\$0	\$51,529	\$0	\$395,878	\$8,428	\$0	\$7,574	\$5,546	\$28,000	\$504,585
Upper Macquarie County Council	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$4,937	\$8,000	\$12,937
Weddin	\$1,500	\$355	\$0	\$0	\$10,539	\$0	\$53,624	\$611	\$0	\$5,582	\$5,546	\$42,000	\$119,756
Sub Total	\$18,000	\$233,577	\$7,392	\$0	\$339,797	\$0	\$3,215,016	\$59,982	\$0	\$49,053	\$70,713	\$371,000	\$4,212,576
												Cost to members	\$257,800
												Total	\$4,212,576

The table below reflects the **spend** by members for the **23/24 financial year** as of 15 November 2023:

SPEND	Water Utilities Alliance Contracts	HR Contracts	WHS contracts	IT contracts	Supply contracts	Roads/ Transport contracts	Energy contracts	RDOCS contracts	Other contracts	Training	Total
Bathurst	\$0	\$14,824	\$0	\$0	\$384,391	\$0	\$0	\$9,891	\$0	\$4,320	\$413,407
Blayney	\$0	\$865	\$0	\$0	\$175,576	\$0	\$0	\$3,477	\$0	\$4,320	\$184,227
Cabonne	\$0	\$4,683	\$0	\$0	\$477,045	\$0	\$0	\$0	\$0	\$11,920	\$493,638
Central Tablelands Water	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Cowra	\$0	\$4,397	\$8,174	\$0	\$279,849	\$0	\$0	\$0	\$0	\$615	\$293,035
Forbes	\$0	\$3,613	\$0	\$0	\$608,921	\$0	\$0	\$3,021	\$0	\$15,296	\$630,850
Lachlan	\$0	\$2,963	\$0	\$0	\$525,272	\$0	\$0	\$0	\$0	\$8,280	\$536,515
Lithgow	\$0	\$0	\$0	\$0	\$998	\$0	\$0	\$0	\$0	\$5,540	\$6,498
Oberon	\$0	\$2,248	\$502	\$0	\$225,687	\$0	\$0	\$2,197	\$0	\$7,970	\$238,604
Orange	\$0	\$21,109	\$13,875	\$0	\$285,594	\$0	\$0	\$11,808	\$0	\$24,320	\$336,606
Parkes	\$0	\$6,630	\$0	\$0	\$809,505	\$0	\$0	\$7,776	\$0	\$5,540	\$529,452
Upper Macquarie County Council	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Weddin	\$0	\$728	\$0	\$0	\$93,974	\$0	\$0	\$1,318	\$0	\$5,230	\$101,248
Total	\$0	\$62,049	\$22,351	\$0	\$3,566,775	\$0	\$0	\$38,988	\$0	\$73,320	\$3,783,482

The table below reflects the **savings** by members for the **23/24 financial year** as of 15 November 2023:

SAVINGS	Water Utilities Alliance Contracts	HR Contracts	WHS contracts	IT contracts	Supply contracts	Roads/ Transport contracts	Energy contracts	RDOCS contracts	Other contracts	Training	Legal advice re Procurement	Participation in regional procurement	Total	Cost to members	Net savings
Bathurst	\$0	\$1,560	\$0	\$0	\$136,283	\$0	\$0	\$1,748	\$0	\$1,617	\$0	\$9,000	\$150,807	\$0	\$150,807
Blayney	\$0	\$48	\$0	\$0	\$140,037	\$0	\$0	\$614	\$0	\$1,681	\$0	\$6,000	\$148,380	\$0	\$148,380
Cabonne	\$0	\$785	\$0	\$0	\$128,559	\$0	\$0	\$0	\$0	\$3,990	\$0	\$6,000	\$139,335	\$0	\$139,335
Central Tablelands Water	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$8,000	\$8,000	\$0	\$8,000
Cowra	\$0	\$429	\$3,503	\$0	\$186,653	\$0	\$0	\$0	\$0	\$100	\$0	\$10,000	\$200,689	\$0	\$200,689
Forbes	\$0	\$461	\$0	\$0	\$398,346	\$0	\$0	\$133	\$0	\$4,999	\$0	\$9,000	\$246,740	\$0	\$246,740
Lachlan	\$0	\$430	\$0	\$0	\$248,655	\$0	\$0	\$0	\$0	\$3,183	\$0	\$4,000	\$256,267	\$0	\$256,267
Lithgow	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,626	\$0	\$5,000	\$6,626	\$0	\$6,626
Oberon	\$0	\$291	\$219	\$0	\$10,749	\$0	\$0	\$388	\$0	\$2,211	\$0	\$6,000	\$19,854	\$0	\$19,854
Orange	\$0	\$3,232	\$5,861	\$0	\$199,743	\$0	\$0	\$1,995	\$0	\$4,707	\$0	\$6,000	\$206,698	\$0	\$206,698
Parkes	\$0	\$1,079	\$0	\$0	\$15,021	\$0	\$0	\$1,372	\$0	\$1,986	\$0	\$6,000	\$25,459	\$0	\$25,459
Upper Macquarie County Council	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$8,000	\$8,000	\$0	\$8,000
Weddin	\$0	\$34	\$0	\$0	\$109,948	\$0	\$0	\$233	\$0	\$1,493	\$0	\$6,000	\$117,707	\$0	\$117,707
Sub total	\$0	\$75,44	\$3,793	\$0	\$1,975,504	\$0	\$0	\$4,860	\$0	\$25,509	\$0	\$72,000	\$3,007,000	\$0	\$3,007,000
												Cost to members	\$0		
												Total	\$1,007,500		



Please contact Ms Jennifer Bennett, Executive Officer, 0428690935, with any queries regarding this advice or in her absence Acting Executive Officer, Kate Barker, 0428 604 513

Minutes of the CNSWJO Board Meeting 23 November 2023 held in Sydney

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In Attendance*

Cr J Jennings	Bathurst Regional Council	Cr J Hamling	Orange City Council
Cr D Somervaille	Blayney Shire Council	Cr M Statham	Lithgow City Council
Cr K Beatty	Cabonne Council	Cr M Kellam	Oberon Council
Cr R Fagan	Cowra Shire Council	Cr N Westcott	Parkes Shire Council
Cr P Miller OAM	Forbes Shire Council	Cr P Best	Weddin Shire Council
Cr P Phillips	Lachlan Shire Council		

Mr D Sherley	Bathurst Regional Council	Mr G Rhodes	CTW
Mr B Byrnes	Cabonne Council	Ms K Annis-Brown	OLG
Mr P Devery	Cowra Shire Council	Ms O West	Regional NSW
Mr S Loane OAM	Forbes Shire Council	Ms J Bennett	CNSWJO
Mr G Tory	Lachlan Shire Council	Ms M Macpherson	CNSWJO
Mr R Gurney	Lithgow City Council	Ms K Barker	CNSWJO
Mr G Wallace	Oberon Council	Ms C Griffin	CNSWJO
Mr D Waddell	Orange City Council		
Mr K Boyd PSM	Parkes Shire Council		
Ms N Vu	Weddin Shire Council		

*Voting members in bold

Meeting opened at 9.00am by Chair Cr Kevin Beatty

1. Welcome

Cr Beatty noted this was the 10th visit to NSW Parliament by the region and thanked both Mr Phil Donato, Member for Orange and Roy Butler, Member for Barwon, for their supporting in hosting this meeting.

2. Acknowledgement of Country

Acknowledgment to Country

3. Apologies applications for a leave of absence by Joint Voting representatives

Cr S Ferguson, Cr C Bembrick, Mr M Dicker, Cr A McGibbon, Mr C Butler and Mr T Johnson.

Resolved	Cr J Hamling/Cr P Miller
That the apologies for the Central NSW Joint Organisation Board meeting 23 November 2023 listed above be accepted.	

4. Conflicts of Interest

Resolved	Cr P Miller/Cr J Hamling
Nil declared	

5. Speakers

1. Ernst & Young

Presentation on the Business Case for the Priority Investments in the Nexus Between Emissions Reduction and Energy Security in Central NSW

Resolved	Cr M Kellam/Cr J Jennings
That items 8L and 8K be brought forward.	

Priority Seven: Transition to a sustainable, secure and affordable energy future

8I Just Transition to a Renewable Energy Future Report

Resolved	Cr J Jennings/Cr P Miller
That the Board note the Just Transition to a Renewable Energy Future Report and;	
<ol style="list-style-type: none"> 1. call on the NSW Government to, as a matter of urgency; <ol style="list-style-type: none"> a. provide a whole of government approach to the logistics of the infrastructure effort to rewire regional NSW; b. review the State Significant Development Process particularly with regard to <ol style="list-style-type: none"> i. cumulative impacts; ii. its applicability to the large-scale infrastructure effort in rewiring NSW; iii. timeframes for the post consultation period; iv. additional compulsory pre consultation requirements v. a fit for purpose mandated planning agreement policy and process; and c. identify all cumulative impacts of rewiring of regional NSW including transport and housing; d. note development outside the Renewable Energy Zone and Energy Co remit is also substantial; e. provide just compensation to communities for these impacts where this compensation includes consideration of the ongoing, cumulative impacts of poor processes to date; f. direct NSW Government agencies and State-Owned Corporations to develop and implement policy that better engage and inform community on State Significant Development; g. provide assurance for energy security for the communities of Central NSW through the next decade of transition and beyond; h. ensure that there is sufficient water for urban communities leading into the next drought and that they have priority over the energy transition effort; and i. develop and implement policy that allows for optimal outcomes for agriculture co-located with large scale renewable energy generation; j. royalties on power generation from renewable energy productions go to all affected communities including those responsible for and impacted by the transport task; k. freight impacts for the Central NSW region be urgently assessed; 2. advocate for more funding for distributed energy generation, including seeking support for roll-out in the Central NSW region from Essential Energy, Endeavour Energy and Iberdrola; 3. advocate for incentivising domestic battery uptake in region, to help both support the energy transition and energy security; 4. note in particular the advice regarding windfarm projects in Forestry Corporation softwood forests in Bathurst, Lithgow, Oberon and Orange; 5. update the advocacy policy and the CNSWJO Risk Management Plan in line with the resolve above; and 6. ask the Advocacy Subcommittee of Mayors to monitor the situation closely and act in the interest of the region between Board meetings with an ongoing focus on supporting communities through this difficult period including seeking recompense and energy security. 	

10:50 Crs Westcott and Miller left the meeting to attend Question Time

8k Energy Report

Resolved	Cr M Kellam/Cr J Jennings
That the Board note the Energy Program Report and;	
<ol style="list-style-type: none"> 1. note the progress of the business case on the nexus between energy security and emissions reduction and <ol style="list-style-type: none"> a. note the draft business case document and the appendices; b. endorse option 3 of the business case as the recommended option; c. endorse the business case 'placemat'; 2. advocate to the NSW OECC to extend the JONZA program to ensure embedment and efficient implementation of activities that support the region's net zero aspirations into the future; 3. advocate to the EPA and the OECC for support and funding to progress activities that will assist councils in reducing emissions from landfill; 4. approve a regional application by CNSWJO for interested member councils for the Community Energy Upgrades Fund; 5. note the estimated cost savings of \$2.37m for members between January to June 2023 under the large sites and streetlighting electricity contract; 6. note the AER's draft determination in relation to Essential Energy's pricing proposal for public lighting was not approved and note the importance of the ongoing work that the Southern Lights Group continues to conduct on behalf of members, where it was the only submission received in relation to public lighting; and 7. make a submission to the Renewable Energy Framework consultation. 	

11:50 Crs Westcott and Miller returned from Question time

Speaker: The Hon. Penny Sharpe, MLC, Minister for Climate Change, Minister for Energy Minister for the Environment, Minister for Heritage and Leader of the Government in the Legislative Council

Action/s: Minister Sharpe welcomed spending more time early in the New Year on the Ernst and Young Business Case. CNSWJO staff to follow-up.

Speaker: The Hon. Chris Minns, MP
Premier, Member of the Legislative Assembly, Member for Kogarah

Action/s: Follow-up to be provided on disaster funding.

Speaker: The Hon. Daniel Mookhey, MLC, Treasurer

Action/s: Follow up on population projections review and water & sewer disaster funding.

6. Minutes

6a. Noting of the Minutes of the CNSWJO GMAC Meeting 26 October in Forbes

Resolved	Cr R Fagan/Cr P Miller
That the Central NSW Joint Organisation Board confirm the Minutes of the CNSWJO GAMC Meeting 23 October 2023 held in Forbes	

6b. Confirmation of the Minutes of the CNSWJO Board Meeting 23 August held in Sydney

Resolved	Cr P Miller/Cr R Fagan
That the Central NSW Joint Organisation Board confirm the Minutes of the CNSWJO Board Meeting 23 August 2023 held in Sydney	

7. Business Arising from the Minutes – Matters in Progress

Resolved	Cr P Miller/Cr M Kellam
That the Central NSW Joint Organisation Board note the Matters in Progress, making deletions as suggested.	

8. Reports on Statement of Regional Strategic Priority

Priority One: Inter-Council Co-operation

a. Financial Report

Resolved	Cr M Kellam/Cr P Miller
That the Board note the Financial Report.	

b. Adoption of the Audited Financial Statements for the year ended 30 June 2023

Resolved	Cr J Hamling/Cr M Kellam
That the Board note the Compliance Report	

c. Annual Compliance and CNSWJO Meeting dates for 2024

Resolved	Cr N Westcott/Cr P Miller			
That the Board note the Compliance report and;				
<ol style="list-style-type: none"> 1. note the Calendar of Compliance and Reporting-Requirements update; 2. endorse the 2023 Annual Performance Statement and place it on the website; 3. note the advice from the Chair and Executive Officer that this is summarised in the Annual Performance Statement; 4. note the report to on code of conduct complaint statistics; 5. note the Pecuniary Interest Returns under clause 4.21 of the Model Code of Conduct; 6. determine the dates for GMAC and Board meetings for 2024 be: 				
Board	29 February	30 May	29 August	28 November
Location	Lachlan	State Parliament	Federal Parliament	Lithgow
GMAC	1 February	2 May	25 July	31 October
Location	Orange	Oberon	Parkes	Orange

d. Policy and Procedure Annual Review

Resolved	Cr P Miller/Cr M Statham
That the Board note the CNSWJO Policy Procedure Annual Review report and adopt the updated Policy and Procedure Manual noting it includes;	
<ol style="list-style-type: none"> 1. a new policy on the JO making applications through competitive grants processes; 2. policy aligning with Modern Slavery Legislation; 3. inclusion in the Charter an annual fee for the Chair of \$10K; 4. changes to the credit card use to allow for increased programming; and 5. updates associated with policy in procurement adopted in May of this year 	

e. The CNSWJO Governance and Advocacy Report

Resolved	Cr P Phillips/Cr M Kellam
That the Board note the Governance and Advocacy Report and;	
<ol style="list-style-type: none"> 1. nominate Portfolio Mayors as follows: <ol style="list-style-type: none"> a. Cr J Jennings to Energy, Water and Transport; and b. Cr R Fagan to Regional Prosperity; and 2. note that a report will be received from the Rural Doctors' Network workshop in Forbes 31 October and encourage members to take up the "State of Play" opportunity in the interim; 3. endorse the activities of the Opt in Advocacy Subcommittee of Mayors, that being; <ol style="list-style-type: none"> a. developing a media campaign on Council sustainability; b. progressing advocacy for a Safe Swift and Secure Link between Sydney and Central NSW; and c. providing oversight of advocacy for on the renewable energy transition and council financial sustainability; 4. provide a letter of support for Cr J Jennings for his fact finding visit to the United States; 5. develop policy on the need for national strategy for the Safe Swift and Secure Link between Sydney and Central NSW; 	

6. adopt the response to the Inquiry into the performance of the Regional Investment Activation Fund and the Regional Job Creation Fund; and
7. endorse the following submissions that have been lodged to:
 - a. AEMC on Enhancing Community Engagement in Transmission Building;
 - b. the Inquiry into the implementation of recommendations relating to workforce issues, workplace culture and funding considerations for remote, rural and regional health; and
 - c. IPART Water NSW Operating Licence Review;
 - d. Water Infrastructure NSW 91 Proposed New Indicators for LWUs; and
 - e. The Planning system and the Impacts of Climate Change on the Environment and Communities.
 - f. the Inquiry into Protecting Local Water Utilities from privatisation

f. Report from Policy Labs for dissemination to attendees

Resolved	Cr J Hamling/Cr R Fagan
<p>That the Board note the Report from Policy Lab#1 with Charles Sturt University adopt policy, update advocacy plans and receive advice on programming for;</p> <ol style="list-style-type: none"> 1. reframing the rhetoric – speak about local government in terms of capability, opportunity etc; 2. encouraging a ‘big conversation’ about expanding regional collaboration – consider a more authoritative regional board (representing member councils) that’s better placed to advise/negotiate with state and federal agencies; 3. using a regional strategy to build trust in/respect for local government and improve its status in the overall system of government while not glossing over the difficult issues for example financial sustainability; 4. removing red tape barriers to more regional action while avoiding raising amalgamations; 5. leveraging available resources and talent more effectively; 6. reviewing financial sustainability, addressing ‘spatial fiscal imbalance’ particularly between Western Sydney and Central NSW where this is to include a review Federal Assistance Grants system and distribution of other grants to improve equity; avoid competitive grants; 7. expanding self-regulation (eg in planning, environment, water) – Audit Risk and Improvement Committees could be useful but must have effective local representation; 8. supporting the primary democratic role of councillors; 9. providing more background information on election candidates; 10. exploring opportunities for improving candidacy; 11. optimising the Integrated Planning & Reporting framework including as a basis for enhanced community engagement and making the cycle a better fit for newly elected councils; 12. rejecting <ol style="list-style-type: none"> a. mandatory popular election of mayors or wards; b. amalgamations c. changes that might increase oversight and d. changing the councillor-executive relationship at least in the short term pending needed changes; and regarding social media; 13. the Board provide the advice on social media to Council as a proforma report; and 14. that this advice include; <ol style="list-style-type: none"> a. canvassing the idea of a shared resource in social media support; and b. consideration of Councils’ other regulatory obligations relevant to social media under the Local Government Act, Work Health and Safety Act and other material legislation and 15. the Mayoral Board report to Councils include advice from this report 	

g. Regional Procurement and Contracts

Resolved	Cr P Miller/Cr N Wescott
<p>That the Board note the report on Procurement and Contract Management and that it;</p> <ol style="list-style-type: none"> 1. note the use of delegations under the procurement policy between Board meetings; 2. note the procurement activity report since the last meeting; 	

3. approve a 12-month extension of the Supply of Linemarking Services Contract;
4. approve to seek a variation to the current TLD1_2021 Safety Compliance Training Contract for Admire Workplace Safety, enabling the delivery of Traffic Control Training Services under the TLD1_2021 Contract; and
5. approve the additional procurement processes added to the CNSWJO regional procurement plan for 2023/2024.

h. Disaster Risk Reduction Fund (DRRF) Program report

Resolved	Cr P Miller/Cr M Kellam
That the Board note the Disaster Risk Reduction Fund Program report and note;	
<ol style="list-style-type: none"> 1. the progress on the needs analysis currently underway; 2. the progress on the Regional Resilience Program working groups; <ol style="list-style-type: none"> a. including the commencement of a collaborative procurement for the technology deliverable; 3. the update and upcoming commencement of the Transport for NSW Customer Resilience Journey Plans project; and 4. the progress of the 'Fix Me' project 	

Priority Five: Transport and Infrastructure

i. Transport Advocacy

Resolved	Cr J Hamling/Cr J Jennings
That the Board note the Transport report and adopt the 'plan on a page' for the recently adopted CNSWJO Regional Transport Technical Committee Strategy 2023-2028.	

Priority Six: Regional Water Security and Productive Water

j. Regional Water Report

Resolved	Cr J Jennings/Cr P Best
That the Board note the Regional Water Report and	
<ol style="list-style-type: none"> 1. endorses the Priority Water Infrastructure brochure; and 2. notes the renegotiation of the agreement with Smart Water for the provision water efficiency collateral for member councils. 	

9. Quarterly Review of the Central NSW JO Strategic Plan and Statement of Regional Strategic Priority 2022-2025

Resolved	Cr M Kellam/Cr J Jennings
That the Board note the Quarterly Review of the Central NSW JO Strategic Plan and Statement of Regional Strategic Priority 2022-2025; and	
<ol style="list-style-type: none"> 1. note that Councils have been sent their PlaceMats for the pre-Community Strategic Plan consultation period; 2. receive a report from State agency consultations to inform Community Strategic Plans and in the interim circulate this to members for feedback; 3. note costs saving of \$4.2m and ROI of 9.4:1 for members in the 2022/2023 financial year; 4. progress an application to the Round Two EOI for the Disaster Risk Reduction Fund to be developed by the sponsoring General Managers under the hand of the Chair; 5. employ a new staff member under the auspices of the Chair to <ol style="list-style-type: none"> a. provide continuity of service during a maternity leave period and b. provide a greater level of operational support to the water priority; 6. note that a briefing is being sought for members regarding budgetary implications of 4 and 5 above and work arrangements of the Executive Officer give her family commitments where the Chair will make his final decisions based on member feedback; and 7. a full report on the Executive Officer transition will be provided to the Board in February in the context if the overall budget going forward. 	

10. Late reports – Regional NSW will circulate reports for members in due course

11. Matters raised by Members and attendees

OLG advised there is a JO review and an IP&R leading practice program in progress.

12. Speakers to the next meeting.

Saul Griffith or suitable alternative, Alistair Lunn and Ant Hayes from TfNSW

13. Next meetings:

GMAC: 1 February 2024 – Orange.

Board: 29 February 2024 – Lachlan

Speaker: The Hon. Rose Jackson, MLC, Minister for Water, Minister for Housing, Minister for Homelessness, Minister for Mental Health, Minister for Youth, and Minister for the North Coast

Action/s: The region will continue to provide follow-up on priority water projects and preparedness for the upcoming drought.

Speaker: The Hon. Jenny Aitchison, Member for Maitland and Minister for Regional Transport and Roads

Action/s: Follow-up on the challenges of freight from the rewiring of NSW construction task will be provided.

14. Meeting closed 4:40pm

Page 7 is the last page of the Central NSW Joint Organisation meeting 23 November 2023 at Sydney

Matters to be dealt with in closed committee

In accordance with the Local Government Act (1993) and the Local Government (General) Regulation 2021, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

11) TENDER 8/2023: RECONSTRUCTION OF FOREST REEFS ROAD / TALLWOOD ROAD INTERSECTION

This matter is considered to be confidential under Section 10A(2) (di) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

12) LEGAL MATTER

This matter is considered to be confidential under Section 10A(2) (a) of the Local Government Act, as it deals with personnel matters concerning particular individuals.

13) GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW

This matter is considered to be confidential under Section 10A(2) (a) of the Local Government Act, as it deals with personnel matters concerning particular individuals.