



18 July 2024

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 Tuesday, 23 July 2024 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 25.06.24
- (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 2024**

### **July**

| <b><u>Time</u></b> | <b><u>Date</u></b> | <b><u>Meeting</u></b>    | <b><u>Location</u></b> |
|--------------------|--------------------|--------------------------|------------------------|
| 6.00pm             | 23 July 2024       | Council Meeting          | Community Centre       |
| 8.30am             | 24 July 2024       | Orange 360 Board Meeting | Orange                 |

### **August**

| <b><u>Time</u></b> | <b><u>Date</u></b> | <b><u>Meeting</u></b>                          | <b><u>Location</u></b> |
|--------------------|--------------------|--|------------------------|
| 5.00pm             | 1 August 2024      | Disability Inclusion Working Group Meeting     | Community Centre       |
| 9.00am             | 6-8 August 2024    | Mining and Energy Related Council's Conference | Dubbo                  |
| 8.30am             | 9 August 2024      | Country Mayors Meeting                         | Sydney                 |
| 10.00am            | 9 August 2024      | Traffic Committee Meeting                      | Community Centre       |
| 5.00pm             | 12 August 2024     | Financial Assistance Committee Meeting         | Community Centre       |
| 9.00am             | 21 August 2024     | Audit, Risk and Improvement Committee Meeting  | Online                 |
| 12.00pm            | 21 August 2024     | Central NSW Joint Organisation Board Meeting   | Canberra               |
| 6.00pm             | 27 August 2024     | Council Meeting                                | Community Centre       |
| 8.30am             | 28 August 2024     | Orange 360 Board Meeting                       | Orange                 |

### **September**

| <b><u>Time</u></b> | <b><u>Date</u></b> | <b><u>Meeting</u></b>      | <b><u>Location</u></b> |
|--------------------|--------------------|----------------------------|------------------------|
| 8.00am             | 14 September 2024  | Local Government Elections | Community Centre       |
| 8.30am             | 25 September 2024  | Orange 360 Board Meeting   | Orange                 |

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**HELD ON TUESDAY 23 JULY 2024**

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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 25 JUNE 2024****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 25 June 2024, being minute numbers 2406/001 to 2406/018 be confirmed.

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 25 JUNE 2024, COMMENCING AT 6.00PM**

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

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

**ACKNOWLEDGEMENT OF COUNTRY****RECORDING OF MEETING STATEMENT****2406/001 APOLOGIES****RESOLVED:**

That the apology, tendered on behalf of Cr Ewin, be accepted.  
(Newstead/Reynolds)

**CARRIED****DISCLOSURES OF INTEREST**

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

| Councillor /Staff | Interest                              | Item | Pg | Report   | Reason  |
|-------------------|---------------------------------------|------|----|--|---|
| Mark Dicker       | Non Pecuniary (Less Than Significant) | 4    | 22 | Richards Lane – Stage 1 Culvert and Approaches | Previously declared a non pecuniary interest to note the entrance to my private residence is approximately 820m from Richards Lane, Millthorpe. |

**CONFIRMATION OF MINUTES****MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 21 MAY 2024****2406/002****RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 21 May 2024, being minute numbers 2405/001 to 2405/018 be confirmed.

(Somervaille/Gosewisch)

**CARRIED****MATTERS ARISING FROM THE MINUTES**

Nil

**MINUTES OF THE PREVIOUS EXTRAORDINARY COUNCIL MEETING HELD 11 JUNE 2024****2406/003****RESOLVED:**

That the Minutes of the Extraordinary Council Meeting held on 11 June 2024, being minute numbers 2406/E001 to 2406 be confirmed.

(Gosewisch/Newstead)

**CARRIED****MATTERS ARISING FROM THE MINUTES**

Cr Reynolds asked if Cabonne had considered the Orange360 funding agreement. The General Manager advised to his knowledge it would be presented to their July meeting.

**CORPORATE SERVICES REPORTS****REPORT OF COUNCIL INVESTMENTS AS AT 31 MAY 2024****2406/004****RESOLVED:**

That Council;

1. Note the report indicating Council's investment position as at 31 May 2024.
2. Note the certification of the Responsible Accounting Officer.

(Somervaille/Reynolds)

**CARRIED****RICHARDS LANE - STAGE 1 CULVERT AND APPROACHES****MOTION:**

That Council:

1. Note the report in relation to Richards Lane Stage 1 Project in particular the need for additional works to be undertaken and completed in 2023/24.
2. Approve the supplementary vote of expenditure for the Richards Lane Culvert Project of \$904,000 in 2023/24 (brought forward from 2024/25).
3. Reduce budgeted expenditure for in the 2024/25 Operational Plan by \$904,000.

4. Undertake a review regarding the Council processes that has resulted in the increase to expenditure in 2023/24 for the Richards Lane Stage 1 culvert and approaches project, and;
  - a) Refer the review to Council's Audit Risk and Improvement Committee, and
  - b) Report back to Council at or before the August 2024 Council meeting.

(Ferguson/Reynolds)

An **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Ferguson:

That Council:

1. Note the report in relation to Richards Lane Stage 1 Project in particular the need for additional works to be undertaken and completed in 2023/24.
2. Approve the supplementary vote of expenditure for the Richards Lane Culvert Project of \$904,000 in 2023/24 (brought forward from 2024/25).
3. Reduce budgeted expenditure for in the 2024/25 Operational Plan by \$904,000.
4. Undertake a Councillor lead review, with the terms of reference to be determined by Councillors but to include the Council processes that have resulted in the increase to expenditure in 2023/24 for the Richards Lane Stage 1 culvert and approaches project, and;
  - a. Councillor Somervaille to chair the review panel with Councillors Ferguson and Reynolds to make up the review panel,
  - b. Refer the review panel findings to Council's Audit, Risk and Improvement Committee, and
  - c. Report back to Council the review panel findings at or before the August 2024 Council meeting.

(Reynolds/Ferguson)

The **AMENDMENT** was put and carried, becoming the substantive motion.

Cr Ferguson confirmed as Chair he would put each part of the motion as individual motions.

**2406/005 RESOLVED:**

That Council:

1. Note the report in relation to Richards Lane Stage 1 Project in particular the need for additional works to be undertaken and completed in 2023/24.

(Somervaille/Newstead)

**CARRIED**

**2406/006 RESOLVED:**

That Council:

2. Undertake a Councillor lead review, with the terms of reference to be determined by Councillors but to include the Council processes that have resulted in the increase to expenditure in 2023/24 for the Richards Lane Stage 1 culvert and approaches project, and;
  - a. Councillor Somervaille to chair the review panel with Councillors Ferguson and Reynolds to make up the review panel,
  - b. Refer the review panel findings to Council's Audit, Risk and Improvement Committee, and
  - c. Report back to Council the review panel findings at or before the August 2024 Council meeting.

(Reynolds/Somervaille)

**CARRIED**

Cr Pryse Jones requested her name be recorded against this resolution.

**2406/007 RESOLVED:**

That Council:

3. Approve the supplementary vote of expenditure for the Richards Lane Culvert Project of \$904,000 in 2023/24 (brought forward from 2024/25).

(Somervaille/Newstead)

**CARRIED**

Cr Gosewisch and Cr Pryse Jones requested their name be recorded against this resolution.

**2406/008 RESOLVED:**

That Council:

4. Reduce budgeted expenditure for the project in the 2024/25 Operational Plan by \$904,000.

(Somervaille/Newstead)

**CARRIED**

Cr Pryse Jones requested her name be recorded against this resolution.

**CABONNE AFTER SCHOOL CARE PROGRAM****2406/009 RESOLVED:**

That Council;

1. Receive the report on the Cabonne After School Care program and acknowledge its importance to assist families within the Blayney township;
2. Continue with its commitment of a contribution of \$5,000 towards the After School Care in Blayney operated by Cabonne Council for a further 3 years; and



3. Would consider any future request from Cabonne Council for an increase to the contribution upon demonstration of business need.

(Newstead/Gosewisch)  
**CARRIED**

**ADOPTION OF 2024/25 - 2027/28 DELIVERY PROGRAM AND 2024/25 OPERATIONAL PLAN**

**MOTION:**

That Council:

1. Pursuant to the requirements of the Local Government Act 1993, adopt the 2024/25 – 2027/28 Delivery Program and 2024/25 Operational Plan inclusive of the approved special variation as attached to this report.
2. Adopt the draft 2024/25 – 2033/34 Long Term Financial Plan.
3. Note the 2 community submissions received during the public exhibition period (summarised and attached to this report).
4. Adopt the Revenue Policy for 2024/25, as outlined in the 2024/25 Operational Plan.
5. Adopt the Statement of Rating Structure, inclusive of the approved special variation, and their respective short names as contained in the 2024/25 Operational Plan and make the Ordinary Rate and charges, including sewer charges and domestic waste management charges, pursuant to s.494 and s.496 of the Local Government Act 1993 and Waste Management Levy pursuant to s.501 of the Local Government Act 1993 detailed below:

| Rating Structure for the 2024/25 Rating Year: SV Increase of 10% |                    |           |            |                        |                     |                          |
|--|--------------------|-----------|------------|------------------------|---------------------|--------------------------|
| Name of Category/<br>Subcategory                                 | No. of Assessments | Base Rate | Ad Valorem | Land Value             | Total Yield         | % Yield from Base Amount |
| <b>Residential</b>   |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 1,194              | \$405     | 0.00124281 | \$407,747,000          | \$990,322           | <b>48.83%</b>            |
| Blayney & Carcoar  | 1,468              | \$405     | 0.00253536 | \$246,694,700          | \$1,220,000         | <b>48.73%</b>            |
| Millthorpe   | 351                | \$405     | 0.00121112 | \$119,811,500          | \$287,261           | <b>49.49%</b>            |
| <b>Business</b>  |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 142                | \$523     | 0.00393601 | \$32,407,670           | \$201,823           | <b>36.80%</b>            |
| Blayney  | 173                | \$523     | 0.00668638 | \$25,109,000           | \$258,367           | <b>35.02%</b>            |
| Millthorpe & Carcoar   | 56                 | \$523     | 0.00356320 | \$14,756,900           | \$81,870            | <b>35.77%</b>            |
| <b>Farmland</b>  |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 707                | \$660     | 0.00140135 | \$1,515,829,430        | \$2,590,828         | <b>18.01%</b>            |
| <b>Mining</b>  |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 1                  | \$1,320   | 0.04066333 | \$564,000              | \$24,254            | <b>5.44%</b>             |
| Mining Gold  |                    | \$1,320   | 0.04793790 |                        |                     |                          |
| Mining Gold / Copper Combined                                    | 1                  | \$1,320   | 0.04594300 | \$116,400,000          | \$5,349,086         | <b>0.02%</b>             |
| <b>Total Yield</b>   | <b>4,093</b>       |           |            | <b>\$2,479,320,200</b> | <b>\$11,003,811</b> |                          |

**2024/25 Waste Charges**

| Charge Category and Description   | Annual Charge | No. of Properties  |
|---|---------------|--------------------|
| <b>Waste Management Levy</b><br><i>This is waste management charge is applied to all properties funding waste disposal services for the Blayney Shire</i>   | \$62          | 4,198              |
| <b>Domestic Waste Management</b>  |               |                    |
| <b>Domestic Waste Management Service Charge</b><br><i>This is applied to properties that have a residence within the waste collection area.</i>   | \$390         | 2,699              |
| <b>Domestic Waste Management Availability Charge</b><br><i>This charge is applied to properties within the waste collection area that do not have a service but is available - i.e. vacant land</i>         | \$70          | 369                |
| <b>Commercial (Non-Domestic) Waste Management</b>   |               |                    |
| <b>Non-Domestic Waste Management Service Charge</b><br><i>This is applied to properties for non-domestic properties within the waste collection area</i>  | \$504         | 334                |
| <b>Non-Domestic Waste Management Availability Charge</b><br><i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land</i>    | \$70          | 92                 |
| <b>Non-Domestic Waste Service Management Charge for Charity and Not Profit Organisations</b><br><i>This is applied to the above properties for non-domestic properties within the waste collection area</i> | \$138         | 15                 |
| <b>Extra Services</b>   |               |                    |
| Additional Garbage Charge – per red bin   | \$358         | 95                 |
| Additional Recycling Charge – per yellow bin  | \$146         | 33                 |
| <b>Total Yield</b>  |               | <b>\$1,554,390</b> |

**2024/25 Non-Residential and Residential Sewer Charges**

| <b>Residential</b>           |               |                   |                    |
|------------------------------|---------------|-------------------|--------------------|
|                              | Access Charge | No. of Properties | Total Yield        |
| <b>Connected</b>             | \$832         | 1,564             | \$1,301,248        |
| <b>Vacant (Unconnected)</b>  | \$428         | 185               | \$79,180           |
| <b>Estimated Total Yield</b> |               |                   | <b>\$1,380,428</b> |

| <b>Non-Residential</b>       |                                     |                   |                                   |                               |
|------------------------------|-------------------------------------|-------------------|-----------------------------------|-------------------------------|
|                              | Annual Charge (Prior to SDF Factor) | No. of Properties | Quarter Charge before SDF applied | Min. quarterly amount charged |
| 20mm Water Service           | \$696                               | 162               | \$ 174                            | \$208                         |
| 25mm Water Service           | \$1060                              | 21                | \$ 265                            | \$208                         |
| 32mm Water Service           | \$1,728                             | 18                | \$ 432                            | \$208                         |
| 40mm Water Service           | \$2,708                             | 11                | \$ 677                            | \$208                         |
| 50mm Water Service           | \$4,220                             | 24                | \$1,055                           | \$208                         |
| 80mm Water Service           | \$10,796                            | 1                 | \$2,699                           |                               |
| 100mm Water Service          | \$16,924                            | 6                 | \$4,231                           |                               |
| 150mm Water Service          | \$38,084                            | 2                 | \$9,521                           |                               |
| Vacant/Unmetered             | \$428                               | 57                |                                   |                               |
| Usage Charge (per kl)        | \$1.78                              |                   |                                   |                               |
| <b>Estimated Total Yield</b> |                                     |                   |                                   | <b>\$470,303</b>              |

**Future Sewerage Infrastructure Subsidy Charge**

|                              | <b>Access Charge</b> | <b>No of Properties</b> | <b>Total Yield</b> |
|------------------------------|----------------------|-------------------------|--------------------|
| Connected - Residential      | \$55                 | 1534                    | \$84,370           |
| Connected - Business         | \$55                 | 243                     | \$13,365           |
| Vacant (Unconnected)         | \$55                 | 185                     | \$10,175           |
| <b>Estimated Total Yield</b> |                      |                         | <b>\$107,910</b>   |

**2024/25 Trade Waste Charges**

| <b>Commercial (Non-Residential)</b>  |   |                          |
|--|---|--------------------------|
|  | <b>Annual Fee</b>                       | <b>No. of Properties</b> |
| Annual Trade Waste Fee   | \$129                                   | 67                       |
| Annual Trade Waste Fee (Large Dischargers Category 3)                                  | \$475                                   | 1                        |
| Liquid Trade Waste User Charges with Trade Waste Agreement (Category 1, Category 2/2s) | \$2.57                                  | 55                       |
| Liquid Trade Waste User Charges with No Trade Waste Agreement                          | \$25.70                                 | 12                       |
| Excess Mass Chargers for Category (3 Dischargers)                                      | \$ As per the table in fees and charges | 3                        |
| Water Testing Charges (if required)  | \$333.00 per quarter                    | 1                        |
| <b>Estimated Total Yield</b>   |   | <b>\$75,254</b>          |

6. Adopt the following programs which financially assist others under s.356 Local Government Act (1993), including the Community Financial Assistance Program, Local Heritage Assistance Program, Youth Week Grants Program, Tourism Event Development Fund and Village Enhancement Program.
7. Adopt the schedule of financial assistance under the Community Financial Assistance Program, pursuant to s.356 Local Government Act.

(Ferguson/Gosewisch)

An **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Gosewisch to include:

8. Extend the capital works program in 2024-25 to include a link from the new footpath along Trunkey Street in Newbridge, along the northern side of the tennis court through to the toilet block footpath, including the picnic tables and to include a concrete pad at each picnic table to make them wheel chair accessible. The Trunkey Street footpath is also to be extended to Toomey Street with a ramp to the new footpath. This is to be funded with 50% of Village Enhancement Program Funds and 50% from Unrestricted funds.

(Reynolds/Gosewisch)

The **AMENDMENT** was withdrawn and replaced with following **AMENDMENT** which was moved by Cr Somervaille and seconded by Cr Reynolds to include:

8. That Council allocate \$10,000 from the Newbridge Village Enhancement Plan to scope, design and cost construction of a footpath from Three Brothers Road footpath to the accessible toilet block at Newbridge Showground.  
(Somervaille/Reynolds)

The **AMENDMENT** was put and carried becoming the substantive motion.

**2406/010 RESOLVED:**

That Council:

1. Pursuant to the requirements of the Local Government Act 1993, adopt the 2024/25 – 2027/28 Delivery Program and 2024/25 Operational Plan inclusive of the approved special variation as attached to this report.
2. Adopt the draft 2024/25 – 2033/34 Long Term Financial Plan.
3. Note the 2 community submissions received during the public exhibition period (summarised and attached to this report).
4. Adopt the Revenue Policy for 2024/25, as outlined in the 2024/25 Operational Plan.
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|--|--------------------|-----------|------------|------------------------|---------------------|--------------------------|
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| <b>Residential</b>   |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 1,194              | \$405     | 0.00124281 | \$407,747,000          | \$990,322           | <b>48.83%</b>            |
| Blayney & Carcoar  | 1,468              | \$405     | 0.00253536 | \$246,694,700          | \$1,220,000         | <b>48.73%</b>            |
| Millthorpe   | 351                | \$405     | 0.00121112 | \$119,811,500          | \$287,261           | <b>49.49%</b>            |
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| <b>Farmland</b>  |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 707                | \$660     | 0.00140135 | \$1,515,829,430        | \$2,590,828         | <b>18.01%</b>            |
| <b>Mining</b>  |                    |           |            |                        |                     |                          |
| Ordinary Rate  | 1                  | \$1,320   | 0.04066333 | \$564,000              | \$24,254            | <b>5.44%</b>             |
| Mining Gold  |                    | \$1,320   | 0.04793790 |                        |                     |                          |
| Mining Gold / Copper Combined                                    | 1                  | \$1,320   | 0.04594300 | \$116,400,000          | \$5,349,086         | <b>0.02%</b>             |
| <b>Total Yield</b>   | <b>4,093</b>       |           |            | <b>\$2,479,320,200</b> | <b>\$11,003,811</b> |                          |

**2024/25 Waste Charges**

| Charge Category and Description   | Annual Charge | No. of Properties  |
|---|---------------|--------------------|
| <b>Waste Management Levy</b><br><i>This is waste management charge is applied to all properties funding waste disposal services for the Blayney Shire</i>   | \$62          | 4,198              |
| <b>Domestic Waste Management</b>  |               |                    |
| <b>Domestic Waste Management Service Charge</b><br><i>This is applied to properties that have a residence within the waste collection area.</i>   | \$390         | 2,699              |
| <b>Domestic Waste Management Availability Charge</b><br><i>This charge is applied to properties within the waste collection area that do not have a service but is available - i.e. vacant land</i>         | \$70          | 369                |
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| <b>Non-Domestic Waste Management Service Charge</b><br><i>This is applied to properties for non-domestic properties within the waste collection area</i>  | \$504         | 334                |
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| <b>Extra Services</b>   |               |                    |
| Additional Garbage Charge – per red bin   | \$358         | 95                 |
| Additional Recycling Charge – per yellow bin  | \$146         | 33                 |
| <b>Total Yield</b>  |               | <b>\$1,554,390</b> |

**2024/25 Non-Residential and Residential Sewer Charges**

| <b>Residential</b>           |               |                   |                    |
|------------------------------|---------------|-------------------|--------------------|
|                              | Access Charge | No. of Properties | Total Yield        |
| <b>Connected</b>             | \$832         | 1,564             | \$1,301,248        |
| <b>Vacant (Unconnected)</b>  | \$428         | 185               | \$79,180           |
| <b>Estimated Total Yield</b> |               |                   | <b>\$1,380,428</b> |

| <b>Non-Residential</b>       |                                     |                   |                                   |                               |
|------------------------------|-------------------------------------|-------------------|-----------------------------------|-------------------------------|
|                              | Annual Charge (Prior to SDF Factor) | No. of Properties | Quarter Charge before SDF applied | Min. quarterly amount charged |
| 20mm Water Service           | \$696                               | 162               | \$ 174                            | \$208                         |
| 25mm Water Service           | \$1060                              | 21                | \$ 265                            | \$208                         |
| 32mm Water Service           | \$1,728                             | 18                | \$ 432                            | \$208                         |
| 40mm Water Service           | \$2,708                             | 11                | \$ 677                            | \$208                         |
| 50mm Water Service           | \$4,220                             | 24                | \$1,055                           | \$208                         |
| 80mm Water Service           | \$10,796                            | 1                 | \$2,699                           |                               |
| 100mm Water Service          | \$16,924                            | 6                 | \$4,231                           |                               |
| 150mm Water Service          | \$38,084                            | 2                 | \$9,521                           |                               |
| Vacant/Unmetered             | \$428                               | 57                |                                   |                               |
| Usage Charge (per kl)        | \$1.78                              |                   |                                   |                               |
| <b>Estimated Total Yield</b> |                                     |                   |                                   | <b>\$470,303</b>              |

**Future Sewerage Infrastructure Subsidy Charge**

|                              | <b>Access Charge</b> | <b>No of Properties</b> | <b>Total Yield</b> |
|------------------------------|----------------------|-------------------------|--------------------|
| Connected - Residential      | \$55                 | 1534                    | \$84,370           |
| Connected - Business         | \$55                 | 243                     | \$13,365           |
| Vacant (Unconnected)         | \$55                 | 185                     | \$10,175           |
| <b>Estimated Total Yield</b> |                      |                         | <b>\$107,910</b>   |

**2024/25 Trade Waste Charges**

| <b>Commercial (Non-Residential)</b>  |   |                          |
|--|---|--------------------------|
|  | <b>Annual Fee</b>                       | <b>No. of Properties</b> |
| Annual Trade Waste Fee   | \$129                                   | 67                       |
| Annual Trade Waste Fee (Large Dischargers Category 3)                                  | \$475                                   | 1                        |
| Liquid Trade Waste User Charges with Trade Waste Agreement (Category 1, Category 2/2s) | \$2.57                                  | 55                       |
| Liquid Trade Waste User Charges with No Trade Waste Agreement                          | \$25.70                                 | 12                       |
| Excess Mass Chargers for Category (3 Dischargers)                                      | \$ As per the table in fees and charges | 3                        |
| Water Testing Charges (if required)  | \$333.00 per quarter                    | 1                        |
| <b>Estimated Total Yield</b>   |   | <b>\$75,254</b>          |

6. Adopt the following programs which financially assist others under s.356 Local Government Act (1993), including the Community Financial Assistance Program, Local Heritage Assistance Program, Youth Week Grants Program, Tourism Event Development Fund and Village Enhancement Program.
7. Adopt the schedule of financial assistance under the Community Financial Assistance Program, pursuant to s.356 Local Government Act.
8. That Council allocate \$10,000 from the Newbridge Village Enhancement Plan to scope, design and cost construction of a footpath from Three Brothers Road footpath to the accessible toilet block at Newbridge Showground.

(Somervaille/Reynolds)

**CARRIED****ADOPTION OF AUDIT, RISK AND IMPROVEMENT COMMITTEE TERMS OF REFERENCE****2406/011****RESOLVED:**

That Council;

1. Adopt the Audit, Risk and Improvement Committee Terms of Reference document taking effect from 1 July 2024.
2. Appoint existing Audit, Risk and Improvement Committee delegate, Cr Somervaille, as the non-voting Councillor member for the remainder of the term of Council (September 2024).
3. Formalise the appointment timeframes for the current Audit, Risk and Improvement Committee Independent Members as follows:

| Name         | Appointment Date for Current Term | Proposed Term End Date |
|--------------|-----------------------------------|------------------------|
| Donna Rygate | 17/01/2022                        | 16/01/2026             |
| Ron Gillard  | 21/03/2022                        | 20/03/2026             |

4. Note the recruitment process for the 3rd Independent Member in progress to come to Council for endorsement at the July Council meeting.
5. Formalise the appointment of Donna Rygate as the Audit, Risk and Improvement Committee Chairperson.  
(Somerville/Gosewisch)  
**CARRIED**

### **DATA BREACH POLICY**

**2406/012**

#### **RESOLVED:**

That Council:

1. Endorse the Data Breach Policy and it be placed on public exhibition for a period of not less than 28 days.
2. Note that should no submissions be received that it be adopted and updated to Council's Policy Register.  
(Pryse Jones/Reynolds)  
**CARRIED**

### **INFRASTRUCTURE SERVICES REPORTS**

#### **INFRASTRUCTURE SERVICES MONTHLY REPORT**

**2406/013**

#### **RESOLVED:**

That Council note the Infrastructure Services Monthly Report for June 2024.

(Reynolds/Newstead)  
**CARRIED**

#### **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 7 JUNE 2024**

**2406/014**

#### **RESOLVED:**

That Council;

1. Receive and note the minutes of the Blayney Traffic Committee Meeting, held on Friday 7 June 2024.
2. Endorse the Traffic Guidance Scheme for the Millthorpe Winter Fire Festival Night Market, to be staged on 2 August 2024 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
3. Install signage Forest Reefs/Tallwood Intersection:
  - a) No Stopping signage on Long Swamp Road on north and south side for road safety purposes.
  - b) Relocate Give Way signage.
  - c) Bus zone signs in bus bay displaying bus times for pick up and drop off.
4. Investigate one-way for Adelaide Lane (Between Ogilvy &

Church Streets, Blayney). Traffic counters to be installed and data provided to TfNSW for consideration of a speed zone review.

(Reynolds/Newstead)  
**CARRIED**

## DELEGATES REPORTS

### **REPORT OF THE CENTRAL NSW JOINT ORGANISATION BOARD MEETING HELD 23 MAY 2024**

2406/015

#### **RESOLVED:**

That Council note the report of the Central NSW Joint Organisation (CNSWJO) Board Meeting held 23 May 2024.  
(Reynolds/Gosewisch)  
**CARRIED**

## CLOSED MEETING

2406/016

#### **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:

### **CONTRACT S1 2024 FOR SUPPLY AND DELIVERY OF BITUMEN EMULSION**

*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.*

(Newstead/Somerville)  
**CARRIED**

## CONFIDENTIAL MEETING REPORTS

### **CONTRACT S1 2024 FOR SUPPLY AND DELIVERY OF BITUMEN EMULSION**

2406/017

#### **RESOLVED:**

That Council accept and enter into contract with Bitupave Ltd for the supply and delivery of bitumen emulsion.  
(Reynolds/Newstead)  
**CARRIED**

2406/018

#### **RESOLVED:**

That as consideration of the matters referred to in the closed meeting has been concluded, the meeting now be opened to the public.  
(Reynolds/Somerville)  
**CARRIED**



**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR  
ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBER 2406/017.**

There being no further business, the meeting concluded at 7.42pm.

The Minute Numbers 2406/001 to 2604/018 were confirmed on 23 July 2024 and are a full and accurate record of proceedings of the Ordinary Meeting held on 25 June 2024.

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Cr S Ferguson  
**MAYOR**

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Mr M Dicker  
**GENERAL MANAGER**

**02) QUARTERLY OUTSTANDING RESOLUTION REPORT**

**Department:** Executive Services

**Author:** General Manager

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

**File No:** GO.ME.1

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**Recommendation:**

That Council note the Outstanding resolution Report to June 2024.

**Reason for Report:**

The General Manager is responsible for ensuring that Council's policies, decisions and priorities are implemented in a timely and efficient manner, consistent with the goals and objectives of Council.

After a Council meeting, each resolution is allocated to the responsible officer to action in accordance with the intent of the Council decision.

Council have requested an Outstanding Resolution Report on a quarterly basis.

**Report:**

This Council Outstanding Resolution Report includes Council Resolutions up to and including the previous Council Meeting.

There are 20 resolutions in the report. An update is provided in the comments section from the relevant responsible officer.

It should be noted that;

- Road related land matters, are captured and transferred to a land register, and
- Traffic Committee matters are captured and transferred to a traffic register.

There are currently;

- 21 resolutions outstanding on the land register (which is available on the Councillor portal); and
- 6 resolutions outstanding on the traffic register.

| Date of Meeting | Res. No  | Resolution   | Owner | Comments   |
|-----------------|----------|--|-------|--|
| 15-Nov-21       | 2111/007 | <b>Blayney Medium Scale Solar Array Project</b><br><b>RESOLVED</b><br>That Council;<br>1. Endorse the Blayney Medium Scale Solar Array project Business Case and refer to the new Council for consideration following receipt of a Peer Review of the Business Case, finalisation of the Capital Expenditure Review and assessment of financial implications.<br>2. Approve the General Manager progressing discussion with another Council(s) for a potential joint arrangement for the project.<br>3. Approve a supplementary vote of \$40k from the Property Account, to engage a consultant to prepare documentation required for the Development Application and fees associated with lodgement of the Development Application. | GM    | Council declined an offer for the purchase of 31 Gerty Street at the 21 May 2024 meeting.<br><br>Council is awaiting to see if an improved offer will be made for consideration. |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments  |
|-----------------|----------|--|-------|---|
| 19-Apr-22       | 2204/004 | <p><b>Committees of Council</b><br/>RESOLVED</p> <p>4. That Council staff conduct an annual onsite inspection of the Shire's Cemeteries with Councillors inviting stakeholders, Blayney Family History Group, Village/Progress Association representatives and community members.</p> <p>5. That the Tourism, Towns and Villages Committee not continue in its current format, and Council utilise alternative localised attendance of the Mayor, Councillors and staff, engagement with Orange360 and ongoing communication and involvement supporting Village/Progress Associations and Hall Committees to progress the individual Town and Village Community Plans. A report comes back to Council on the best options to connect with each of the villages and Blayney Township.</p> | GM    | <p>Cemetery tour completed Friday 24 May 2024.</p> <p>Council undertook significant engagement with each village during SRV consultation.</p> <p>Council has reached out to village representatives regarding visiting each Village over the next 12 months.</p> <p>Community Engagement will occur through the Community Strategic Plan process.</p> <p>Completed and will be deleted.</p> |

| Date of Meeting | Res. No  | Resolution  | Owner | Comments   |
|-----------------|----------|---|-------|--|
| 19-Dec-22       | 2212/017 | <p><b>Planning Proposal to Amend Blayney Local Environmental Plan 2012 – RU2 Rural Landscape to R2 Low Density Residential – 34 Charles Street, Blayney</b></p> <p><b>RESOLVED</b></p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Submit the Planning Proposal to the Minister for Planning in accordance with Section 3.34(1) of the Environmental Planning and Assessment Act 1979, requesting a Gateway Determination, pursuant to Section 3.34(2) of the Environmental Planning and Assessment Act 1979.</li> <li>2. Request delegation to finalise and make the draft Local Environmental Plan, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979.</li> <li>3. Prepare and exhibit an amendment to the Blayney Shire Development Control Plan 2018 to include development controls relating to the subject property in accordance with the Environmental Planning and Assessment Act 1979.</li> <li>4. Require, prior to submitting the Planning Proposal for Gateway Determination, that the landowner be advised and agree to paying all reasonable costs involved for Council to amend the Blayney Shire Development Control Plan 2018.</li> </ol> | DPES  | Applicant is waiting for the Town of Blayney Flood Study to be progressed prior to being able to submit their own updated Flood Study. |

| Date of Meeting | Res. No  | Resolution  | Owner | Comments   |
|-----------------|----------|---|-------|--|
| 20-Feb-24       | 2402/013 | <p><b>Minutes of the Audit, Risk and Improvement Committee Meeting Held 8 February 2024</b></p> <p>RESOLVED</p> <p>That Council;</p> <p>2. Commence preparation of Terms of Reference, Internal Audit Charter and Risk Management Policy and Expression of Interest for Recruitment of an Independent Member.</p> <p>3. Engage with the Central Tablelands Water and Central Table Weeds Authority on resource sharing opportunities with implementation of the new Framework.</p> <p>4. Take action to secure and appoint another independent member as soon as possible and adopt standardised documentation.</p> | DCS   | <p>Terms of Reference (TOR) adopted at June Council meeting.</p> <p>Documents aligned across Blayney Shire Council, Central Tablelands Water and Central Tablelands Weeds Authority.</p> <p>EOI issued for appointment of Independent Member. Assessment panel recommendation seeking endorsement to this meeting.</p> <p>Council continues to work with participating councils on framework implementation.</p> <p>Completed and will be deleted.</p> |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments   |
|-----------------|----------|--|-------|--|
| 19-Mar-24       | 2403/004 | <p><b>Minutes of the Disability Inclusion Working Group Meeting held 8 February 2024</b><br/>RESOLVED<br/>That Council;</p> <p>2. Explore and confirm access compliance of the entrance to the Council office off Adelaide Street.</p> <p>3. Consider other forms of engagement, e.g. social media and GM conversation, to raise awareness of accessibility to businesses.</p> <p>4. Refer the Blayney Showground Masterplan to the Disability Inclusion Working Group during the period of public exhibition.</p> <p>5. Examine whether there are opportunities to annually fund within the 2024/25 – 2027/28 Delivery Program the remaining non-compliant parking spaces and accessible laybacks across the Blayney LGA.</p> | DCS   | <p>Council office entrance improvement works completed.</p> <p>MT&amp;C engaging with DIWG regarding content plan for engagement.</p> <p>Showground Masterplan distributed seeking feedback to DIWG via email on 20 February 2024.</p> <p>2024/25 DP has been endorsed with no funding opportunity identified.</p> <p>Completed and will be deleted.</p> |
| 19-Mar-24       | 2403/009 | <p><b>CNSWJO - Data Sharing Agreement between Council and Spatial Services</b><br/>RESOLVED<br/>That Council enter into a new data sharing agreement with Spatial Services.</p>  | DIS   | MOU to be executed.  |

| Date of Meeting | Res. No  | Resolution  | Owner | Comments  |
|-----------------|----------|---|-------|---|
| 16-Apr-2024     | 2404/003 | <b>Blayney Rotary Lookout Project</b><br><b>RESOLVED</b><br>That Council:<br>1. Subject to receiving all of the funding identified within this report endorse the Blayney Lookout project to be undertaken with an estimated expenditure \$157,560<br><br>2. Fund delivery of the project through;<br>a) \$120,000 contribution from Blayney Rotary<br>b) \$18,000 under the Local Small Commitments Allocation Program<br>c) \$19,560 from the Blayney Village Enhancement Program<br><br>3. Schedule delivery of the project in the 2024/25 Operational Plan. | GM    | \$18k grant application submitted on 20 July 2024.<br><br>Project is included in the 2024/25 OP.<br><br>Completed and will be deleted.          |
| 16-Apr-24       | 2404/006 | <b>Review of Council Policies</b><br><b>RESOLVED</b><br>That Council;<br>1. Adopt the Borrowings Policy and it be updated to Council's Policy Register.<br><br>2. Endorse the following policies and they be placed on public exhibition for a period of not less than 28 days. Noting that should no submissions be received that they be adopted and updated to Council's Policy Register: <ul style="list-style-type: none"> <li>• Restricted and Unrestricted Cash Policy</li> <li>• Social Media Policy</li> </ul>   | DCS   | No submissions received during exhibition period.<br><br>Policies updated to Policy Register and website.<br><br>Completed and will be deleted. |



| Date of Meeting | Res. No  | Resolution   | Owner | Comments                      |
|-----------------|----------|--|-------|-------------------------------|
| 16-Apr-24       | 2404/010 | <p><b>Road Closure - Graham Lane</b><br/>RESOLVED<br/>That Council:</p> <ol style="list-style-type: none"> <li>1. Endorse the closure of the portion of Graham Lane, Millthorpe that adjoin Lots 46-48 in DP11125, in accordance with s.38 Roads Act 1993, subject to the applicant funding Council's road closure application fee, all costs associated with the closure and compensation for the market value of the land.</li> <li>2. Delegate to the General Manager authority to negotiate and execute the terms of the road closure.</li> <li>3. Delegate to the General Manager authority to negotiate the sale price of the land, subject to Council approval; and</li> <li>4. Have a further report presented to a future Council meeting to consider any submissions lodged during the notification period and to make a decision on approval for the proposal.</li> </ol> | DIS   | Transferred to Lands Register |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments  |
|-----------------|----------|--|-------|---|
| 16-Apr-24       | 2404/007 | <p><b>Minutes Of The Financial Assistance Committee Meeting held 2 April 2024</b></p> <p>RESOLVED</p> <p>That Council;</p> <p>2. Engage with event organisers to investigate the possibility of changing the route for ANZAC Day marches to minimise traffic management costs borne under the Community Financial Assistance Program.</p> <p>3. Review the Community Financial Assistance Policy (3I) in relation to its application to financial assistance for:</p> <p>a. the purchase of sporting equipment by Sporting Clubs;</p> <p>b. costs associated with the holding of community events, over and above assistance provided through the waiver of Council fees (as distinct from funding available under the Tourism Development Program);</p> <p>c. renovations and repairs to heritage buildings within the Shire (as distinct from funding available under the Local Heritage Assistance Fund).</p> | DCS   | <p>In progress.</p> <p>GM and Mayor to coordinate meetings in relation to ANZAC Day.</p> <p>Review of Community Financial Assistance Program in progress as part of wider review of Council funding framework. Initial discussion held at July Councillor Workshop.</p> |

| Date of Meeting | Res. No  | Resolution  | Owner | Comments   |
|-----------------|----------|---|-------|--|
| 21-May-24       | 2405/012 | <p><b>Land Acquisition Errowanbang Road - Midwestern Highway - DP1000547</b><br/>RESOLVED<br/>That Council approve;</p> <p>1. The compulsory acquisition of Lot 1 in DP 1000547 registered 10 June 1999; and</p> <p>2. The making of an Application to the Minister for Local Government and the Governor for approval of such compulsory acquisition; and</p> <p>3. Upon acquisition, the land to be classified as “operational land” under s.31 of the Local Government Act (1993); and</p> <p>4. The execution by the Mayor and General Manager under Council seal, if required, on all documents associated with the compulsory acquisition for Lot 1 DP 1000547.</p> | DIS   | Transferred to Lands Register.   |
| 21-May-24       | 2405/013 | <p><b>Proposed Road Closure - Lot 4 DP 1238468</b><br/>RESOLVED<br/>That Council:</p> <p>1. Endorse the closure of the old Newbridge Road alignment being Lot 4 DP1238468, in accordance with s.38 Roads Act 1993.</p> <p>2. Exhibit public notification of Council’s intention to classify the land as operational land.</p> <p>3. Have a further report presented to a future Council meeting to consider any submissions lodged during the notification period and to make a decision on approval for the proposal.</p>  | DIS   | <p>Advertised in Blayney Chronicle 20 June 2024.</p> <p>Transferred to Lands Register.</p> |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments  |
|-----------------|----------|--|-------|---|
| 21-May-24       | 2405/015 | <p><b>Planning Proposal to Amend the Blayney Local Environmental Plan 2012 - Clarke Street Reclassification</b><br/>RESOLVED<br/>That Council</p> <p>1. Submit the Planning Proposal to the Minister for Planning in accordance with Section 3.34(1) of the Environmental Planning and Assessment Act 1979, requesting a Gateway Determination, pursuant to Section 3.34(2) of the Environmental Planning and Assessment Act 1979.</p> <p>2. Request delegation to finalise and make the draft Local Environmental Plan, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979.</p> | DPES  | The Planning Proposal has been submitted to the Department of Planning, Housing and Infrastructure for finalisation |
| 21-May-24       | 2405/017 | <p><b>Sale of Land Gerty Street Blayney</b><br/>RESOLVED<br/>That Council:</p> <p>1. Decline the lease offer made for lot 222 DP 1175708 being 31 Gerty Street Blayney.</p> <p>2. Decline the purchase offer made for lot 222 DP 1175708 being 31 Gerty Street Blayney.</p> <p>3. Delegate to the General Manager, authority to negotiate the sale price of lot 222 DP 1175708 being 31 Gerty Street Blayney, subject to Council approval.</p>   | GM    | <p>As per update for resolution 2111/007.</p> <p>Completed and will be deleted.</p>                                 |

| Date of Meeting | Res. No       | Resolution   | Owner | Comments   |
|-----------------|---------------|--|-------|--|
| 11-Jun-24       | 2406/E0<br>03 | <p><b>Tender for Management of CentrePoint Sport and Leisure Centre</b></p> <p>RESOLVED</p> <p>That Council:</p> <p>1. Accept the tender submission from Belgravia Leisure to provide management of the CentrePoint Sport and Leisure Centre for a period of 5 years for the total price and annual breakup outlined in the report (noting that this equates to an average of \$353,552.20 per annum) with an option of a 1 year extension.</p> <p>2. Delegate authority to the General Manager to negotiate with Belgravia Leisure on the final terms of the draft Management Agreement (noting Councillor input will be sought into the final document, prior to execution, and the subsequent development of Key Performance Indicators which will be a requirement of the agreement).</p> <p>3. Invite a senior representative of Belgravia Leisure to attend a Councillor workshop during the transition period to provide an introduction and allow the opportunity to discuss expectations.</p> | DPES  | Belgravia on schedule to commence onsite management 1 August 2024. |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments     |
|-----------------|----------|--|-------|--------------|
| 25-Jun-24       | 2406/006 | <b>Richards Lane – Stage 1 Culvert and Approaches</b><br><b>RESOLVED</b><br>That Council:<br>2. Undertake a Councillor lead review, with the terms of reference to be determined by Councillors but to include the Council processes that have resulted in the increase to expenditure in 2023/24 for the Richards Lane Stage 1 culvert and approaches project, and;<br>a. Councillor Somervaille to chair the review panel with Councillors Ferguson and Reynolds to make up the review panel,<br>b. Refer the review panel findings to Council's Audit, Risk and Improvement Committee, and<br>c. Report back to Council the review panel findings at or before the August 2024 Council meeting. | DCS   | In Progress. |
| 25-Jun-24       | 2406/011 | <b>Adoption of Audit, Risk and Improvement Committee Terms of Reference</b><br><b>RESOLVED</b><br>That Council;<br>1. Adopt the Audit, Risk and Improvement Committee Terms of Reference document taking effect from 1 July 2024.<br><br>3. Formalise the appointment timeframes for the current Audit, Risk and Improvement Committee Independent Members as follows:<br>Donna Rygate – 17/01/2022 – 16/01/2026<br>Ron Gillard – 21/03/2022 – 20/03/2026<br><br>5. Formalise the appointment of Donna Rygate as the Audit, Risk and Improvement Committee Chairperson.  | DCS   | In progress. |

| Date of Meeting | Res. No  | Resolution   | Owner | Comments   |
|-----------------|----------|--|-------|--|
| 25-Jun-24       | 2406/012 | <b>Data Breach Policy</b><br><b>RESOLVED</b><br>That Council:<br>1. Endorse the Data Breach Policy and it be placed on public exhibition for a period of not less than 28 days.<br><br>2. Note that should no submissions be received that it be adopted and updated to Council's Policy Register.   | DCS   | Document on public exhibition closing 1 August 2024.   |
| 25-Jun-24       | 2406/014 | <b>Minutes of the Traffic Committee Meeting held 7 June 2024</b><br><b>RESOLVED</b><br>That Council;<br>2. Endorse the Traffic Guidance Scheme for the Millthorpe Winter Fire Festival Night Market, to be staged on 2 August 2024 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.<br><br>3. Install signage Forest Reefs/Tallwood Intersection:<br>a) No Stopping signage on Long Swamp Road on north and south side for road safety purposes.<br>b) Relocate Give Way signage.<br>c) Bus zone signs in bus bay displaying bus times for pick up and drop off.<br><br>4. Investigate one-way for Adelaide Lane (Between Ogilvy & Church Streets, Blayney). Traffic counters to be installed and data provided to TfNSW for consideration of a speed zone review. | DIS   | Millthorpe Winter Fire Festival Night Market organisers have been notified of approval and conditions.<br><br>Notifications of planned signage installation has been completed by letterbox drop. Works are being scheduled.<br><br>Installation of traffic counters has been completed and are currently recording data.<br><br>Transferred to Traffic Register |

| Date of Meeting | Res. No  | Resolution  | Owner | Comments   |
|-----------------|----------|---|-------|--|
| 25-Jun-24       | 2406/017 | <b>Contract S1_2024 for Supply and Delivery of Bitumen Emulsion</b><br>RESOLVED<br>That Council accept and enter into contract with Bitupave Ltd for the supply and delivery of bitumen emulsion. | DIS   | Council has received the contract from CNSWJO and reviewing documentation. |

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil



**03) REPORT OF COUNCIL INVESTMENTS AS AT 30 JUNE 2024****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 June 2024.
2. Note the certification of the Responsible Accounting Officer.

**Reason for Report:**

For Council to endorse the Report of Council Investments as at 30 June 2024.

**Report:**

This report provides details of Council's Investment Portfolio as at 30 June 2024.

Council's total investment and cash position as at 30 June 2024 is \$33,111,115. Investments earned interest of \$117,885 for the month of June 2024 bringing the total year to date interest earned to \$1,454,568.

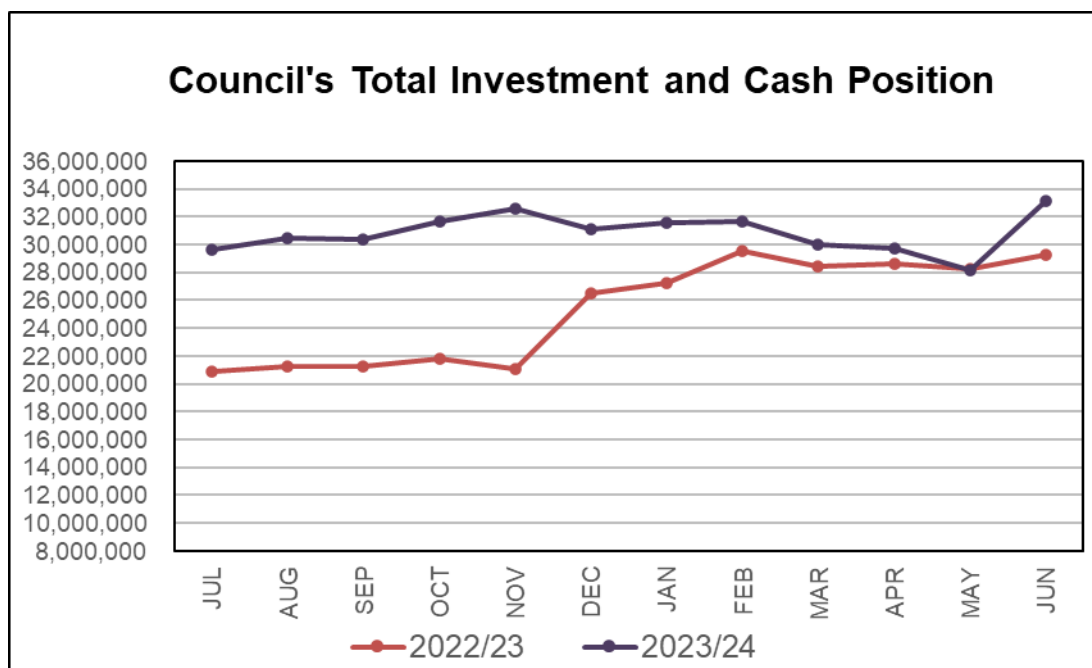
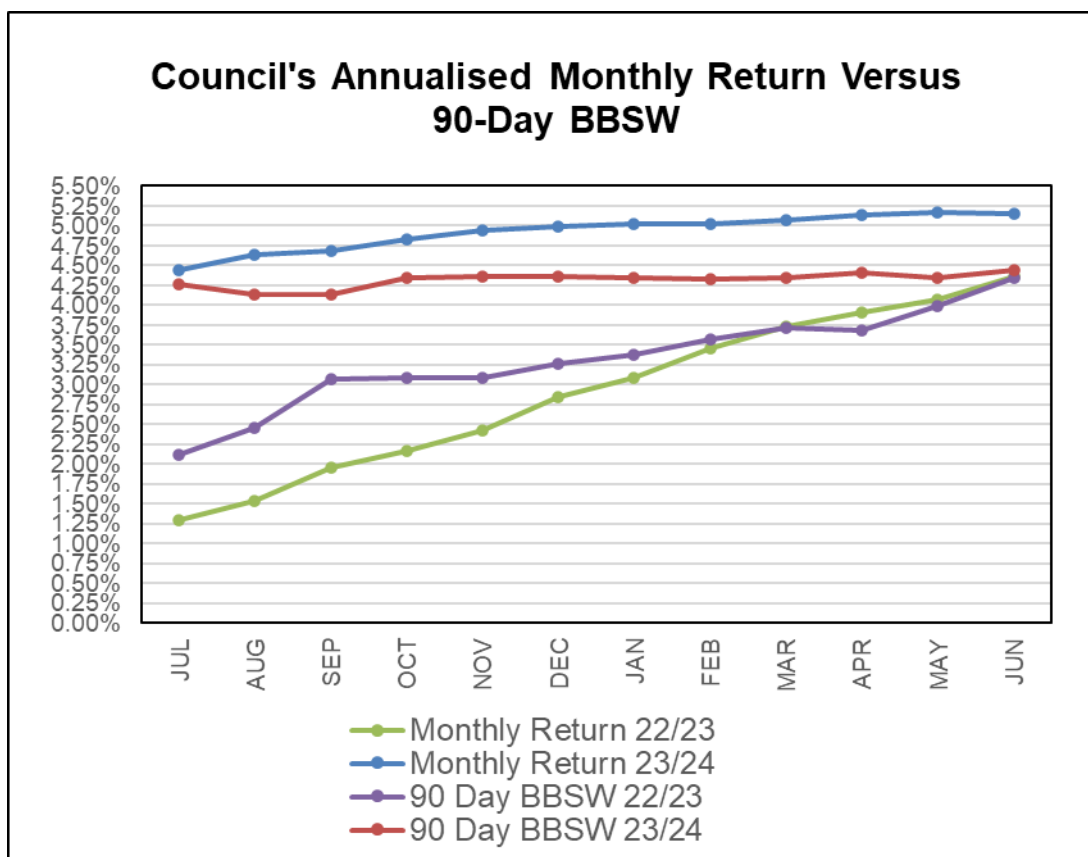
Council's monthly net return on Term Deposits annualised for June was 5.14% which outperformed the 90-day Bank Bill Swap Rate of 4.45%.

Significant cash inflows from grant funded programs for the month of June included:

| <b>Funding Program</b>                 | <b>\$</b>        |
|--|------------------|
| Financial Assistance Grant (2024/25)   | 3,144,764        |
| Roads to Recovery                      | 537,300          |
| Local Roads & Community Infrastructure | 471,450          |
| Resources for Regions Round 8          | 1,973,967        |
| Fixing Local Roads                     | 102,083          |
| Fixing Country Bridges                 | 427,470          |
| Other                                  | 134,323          |
| <b>Total</b>                           | <b>6,791,357</b> |

The majority of payments were received in the final week of June and will be invested over the coming weeks. The advance payment of the financial assistance grant will be invested with maturity dates to coincide with the proposed instalment payment dates.

Council finished the year in a strong cash position. The average monthly return on investments was 4.92%, up from 2.90% in the prior year.



| <b>Register Of Investments and Cash as at 30 June 2024</b> |               |               |                 |                      |                          |
|--|---------------|---------------|-----------------|----------------------|--------------------------|
| <b>Institution</b>   | <b>Method</b> | <b>Rating</b> | <b>Maturity</b> | <b>Amount<br/>\$</b> | <b>Interest<br/>Rate</b> |
| Westpac  | Direct        | A1+/AA-       | 02/07/2024      | 500,000              | 5.420%                   |
| CBA  | Direct        | A1+/AA-       | 09/07/2024      | 500,000              | 5.300%                   |
| IMB Bank Ltd   | Direct        | A2/BBB+       | 16/07/2024      | 500,000              | 5.000%                   |
| Macquarie Bank   | IAM           | A1/A+         | 16/07/2024      | 500,000              | 5.100%                   |
| ING Bank   | Curve         | A1/A          | 23/07/2024      | 500,000              | 5.200%                   |
| Westpac  | Direct        | A1+/AA-       | 30/07/2024      | 500,000              | 5.050%                   |
| ING Bank   | Curve         | A1/A          | 30/07/2024      | 500,000              | 5.200%                   |
| NAB  | Direct        | A1+/AA-       | 06/08/2024      | 500,000              | 5.150%                   |
| Westpac  | Direct        | A1+/AA-       | 06/08/2024      | 500,000              | 5.150%                   |
| CBA  | Direct        | A1+/AA-       | 13/08/2024      | 500,000              | 5.170%                   |
| CBA  | Direct        | A1+/AA-       | 20/08/2024      | 500,000              | 4.900%                   |
| 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%                   |
| Bank of Queensland   | Curve         | A2/BBB+       | 10/09/2024      | 500,000              | 5.350%                   |
| 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              | 4.850%                   |
| CBA  | Direct        | A1+/AA-       | 15/10/2024      | 500,000              | 5.150%                   |
| ING Bank   | Curve         | A1/A          | 22/10/2024      | 500,000              | 5.350%                   |
| CBA  | Direct        | A1+/AA-       | 29/10/2024      | 500,000              | 5.250%                   |
| MyState Bank Ltd   | Curve         | A2/BBB+       | 05/11/2024      | 500,000              | 5.400%                   |
| B & A Bank   | IAM           | A2/BBB+       | 12/11/2024      | 500,000              | 4.990%                   |
| 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%                   |
| Defence Bank Ltd   | Curve         | A2/BBB        | 03/12/2024      | 500,000              | 5.300%                   |
| NAB  | Direct        | A1+/AA-       | 10/12/2024      | 500,000              | 5.060%                   |
| NAB  | Direct        | A1+/AA-       | 10/12/2024      | 500,000              | 5.100%                   |
| ING Bank   | IAM           | A1/A          | 17/12/2024      | 500,000              | 5.230%                   |
| CBA  | Direct        | A1+/AA-       | 14/01/2025      | 500,000              | 4.830%                   |
| B & A Bank   | Curve         | A2/BBB+       | 21/01/2025      | 500,000              | 5.000%                   |
| NAB  | Direct        | A1+/AA-       | 28/01/2025      | 500,000              | 5.150%                   |
| CBA  | Direct        | A1+/AA-       | 04/02/2025      | 500,000              | 4.810%                   |
| NAB  | Direct        | A1+/AA-       | 11/02/2025      | 500,000              | 5.050%                   |
| CBA  | Direct        | A1+/AA-       | 18/02/2025      | 500,000              | 4.940%                   |
| NAB  | Direct        | A1+/AA-       | 25/02/2025      | 500,000              | 5.050%                   |
| Reliance Bank  | Direct        | Unrated       | 04/03/2025      | 500,000              | 5.050%                   |
| ING Bank   | IAM           | A1/A          | 11/03/2025      | 500,000              | 5.140%                   |
| NAB  | Direct        | A1+/AA-       | 18/03/2025      | 500,000              | 5.150%                   |
| Westpac  | Direct        | A1+/AA-       | 25/03/2025      | 500,000              | 5.080%                   |
| Westpac  | Direct        | A1+/AA-       | 01/04/2025      | 500,000              | 5.040%                   |
| Westpac  | Direct        | A1+/AA-       | 15/04/2025      | 500,000              | 5.100%                   |

| <b>Register Of Investments and Cash as at 30 June 2024</b> |               |                                  |                 |                      |                          |
|--|---------------|----------------------------------|-----------------|----------------------|--------------------------|
| <b>Institution</b>   | <b>Method</b> | <b>Rating</b>                    | <b>Maturity</b> | <b>Amount<br/>\$</b> | <b>Interest<br/>Rate</b> |
| Westpac  | Direct        | A1+/AA-                          | 22/04/2025      | 500,000              | 5.170%                   |
| Westpac  | Direct        | A1+/AA-                          | 29/04/2025      | 500,000              | 5.320%                   |
| NAB  | Direct        | A1+/AA-                          | 06/05/2025      | 500,000              | 5.300%                   |
| Auswide Bank Ltd   | IAM           | A2/BBB+                          | 10/06/2025      | 500,000              | 5.300%                   |
| <b>Total Investments</b>                                   |               |                                  |                 | <b>25,000,000</b>    | <b>5.143%</b>            |
| Commonwealth Bank - At Call Account <sup>(1)</sup>         |               |                                  |                 | 6,016,710            | 4.350%                   |
| Commonwealth Bank Balance - General <sup>(1)</sup>         |               |                                  |                 | 2,063,641            | 4.200%                   |
| Reliance Bank <sup>(1)</sup>                               |               |                                  |                 | 30,764               | 0.000%                   |
| <b>Total Cash and Investments</b>                          |               |                                  |                 | <b>33,111,115</b>    |                          |
| Benchmarks:  |               | BBSW 90 Day Index <sup>(1)</sup> |                 |                      | 4.445%                   |
|  |               | RBA Cash Rate <sup>(1)</sup>     |                 |                      | 4.350%                   |

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

| <b>Summary of Investment Movements - June 2024</b> |                      |                                    |
|--|----------------------|------------------------------------|
| <b>Financial Institution</b>                       | <b>Amount<br/>\$</b> | <b>Commentary</b>                  |
| Westpac  | (525,131)            | Term deposit matured 04/06/2024    |
| Westpac  | 500,000              | Term deposit reinvested 04/06/2024 |
| Auswide Bank                                       | (513,315)            | Term deposit matured 11/06/2024    |
| Auswide Bank                                       | 500,000              | Term deposit reinvested 11/06/2024 |
| NAB  | (526,897)            | Term deposit withdrawn 11/06/2024  |
| Westpac  | (527,175)            | Term deposit matured 18/06/2024    |
| Westpac  | 500,000              | Term deposit reinvested 18/06/2024 |
| Macquarie Bank                                     | (526,178)            | Term deposit matured 25/06/2024    |

| <b>Long Term Credit Rating (or<br/>Moody's, Fitch, S&amp;P or<br/>Equivalent)</b> | <b>Policy<br/>Maximum<br/>%</b> | <b>Current<br/>Holding<br/>%</b> | <b>Current Holding<br/>\$</b> |
|---|---------------------------------|----------------------------------|-------------------------------|
| TCorp IM Funds  | 100%                            | 0%                               | -                             |
| AAA – AA Category   | 100%                            | 62%                              | 15,500,000                    |
| A- Category   | 40%                             | 16%                              | 4,000,000                     |
| BBB+ Category   | 25%                             | 16%                              | 4,000,000                     |
| BBB Category  | 5%                              | 2%                               | 500,000                       |
| BBB- Category and below:<br>Local <sup>(2)</sup> ADI's                            | 10%                             | 4%                               | 1,000,000                     |
| BBB+ / BBB / BBB- & below<br>categories combined                                  | 25%                             | 22%                              |                               |
|   |                                 |                                  | <b>25,000,000</b>             |

2. ADI's located within the Local Government Area

| Individual Institution Limit | Rating  | Policy Maximum<br>\$ | Current Holding<br>\$ |
|------------------------------|---------|----------------------|-----------------------|
| Auswide Bank                 | A2/BBB+ | 1,000,000            | 500,000               |
| Bank of Queensland           | A2/BBB+ | 1,000,000            | 1,000,000             |
| Bendigo & Adelaide Bank      | A2/BBB+ | 1,000,000            | 1,000,000             |
| CBA                          | A1+/AA- | 8,000,000            | 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            | 1,000,000             |
| MyState Bank Ltd             | A2/BBB+ | 1,000,000            | 500,000               |
| NAB                          | A1+/AA- | 8,000,000            | 5,000,000             |
| Reliance Bank                | Unrated | 1,000,000            | 1,000,000             |
| Westpac                      | A1+/AA- | 8,000,000            | 5,500,000             |
| <b>Total Investments</b>     |         |                      | <b>25,000,000</b>     |

| <b>Summary of Restricted, Allocated and Unrestricted Cash &amp; Investments</b> |   |   |   |
|---|---|---|---|
|   | <b>Actual<br/>30/06/2023<br/>\$ 000's</b> | <b>Actual<br/>30/06/2024<br/>\$ 000's</b> | <b>Forecast<sup>(1)</sup><br/>30/06/2024<br/>\$ 000's</b> |
| External Cash Restrictions  | 20,329                                    | 19,831                                    | 9,958   |
| Internal Cash Allocations   | 8,751                                     | 9,359                                     | 5,330   |
| <b>Total Restricted, Allocated Cash &amp; Investments</b>                       | <b>29,080</b>                             | <b>29,190</b>                             | <b>15,288</b>   |
| Unrestricted Cash   | 191                                       | 3,921 <sup>(2)</sup>                      | 4,959 <sup>(2)</sup>                                      |
| <b>Total Restricted, Allocated and Unrestricted Cash &amp; Investments</b>      | <b>29,271</b>                             | <b>33,111</b>                             | <b>20,247</b>   |

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

<sup>(2)</sup> Unrestricted cash is forecast to be higher 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. Balances are indicative and represent best available information as at 30/06/2024. Further adjustments are still anticipated throughout finalisation of the 2023/24 Financial Statements and the final unrestricted cash figure is likely to vary.

#### CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffaney Irlam, certify that the investments listed in this report have been made in accordance with s.625 of the Local Government Act (1993), the Local Government (General) Regulation (2021) 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

**04) 2024/25 COUNCILLOR AND MAYORAL REMUNERATION****Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** CM.CI.1

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**Recommendation:**

That Council:

1. Note the Local Government Remuneration Tribunal 2024 Annual Report and Determination.
2. In accordance with the maximum level for the Rural Council category in the Local Government Remuneration Tribunal 2024 Annual Report and Determination, set and fix the Councillor and Mayoral remuneration (excluding superannuation) for 2024/25 year as;
  - a) \$13,520 for Councillors, and
  - b) \$29,500 additional for the Mayor
3. Endorse the data allowance for up to 50% reimbursement of data charges associated with home internet and telephone is set at a maximum of \$78 per month.

**Reason for Report:**

For Council to determine Councillor and Mayoral Remuneration for the 2024/25 year following receipt of the determination from the Local Government Remuneration Tribunal.

**Report:**

Council is now in receipt of the Local Government Remuneration Tribunal (Tribunal) 2024 Annual Report and Determination and is now in a position to determine 2024/25 fees.

The Tribunal's report and determination provides details of a wide range of matters and submissions from stakeholders that it had taken into account in its determination. The Tribunal has determined that an increase of 3.75% in fees for councillors and mayors was appropriate.

Blayney Shire Council classification remains unchanged within the Rural Council category and is amongst 38 councils determined under s.239 of the Local Government Act for the purposes of the annual fees.

A comparison of 2024/25 fees to the relevant 2023/24 scale of fees for this category is shown below:

|   | <b>Minimum<br/>\$</b> | <b>Maximum<br/>\$</b> | <b>Current Fees<br/>\$</b> |
|---|-----------------------|-----------------------|----------------------------|
| Councillor                                    | 10,220                | 13,520                | 13,030                     |
| Mayor (payable in addition to Councillor fee) | 10,880                | 29,500                | 28,430                     |

Council also has included in the Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy a data allowance of up to 50% reimbursement of data charges associated with home internet and telephone up to a maximum value determined by Council annually. The current allowance stands at a maximum of \$75. It is proposed to index this by the Tribunal recommended increase of 3.75% to a maximum of \$78.

Councillors are also entitled to receive a superannuation contribution of 11.5% in 2024/25.

**Risk/Policy/Legislation Considerations:**

Under s.248 of the Local Government Act Council may fix an annual fee, and in doing so must fix it in accordance with the appropriate determination of the Remuneration Tribunal. Council is unable to fix fees greater than the maximum determined by the Tribunal.

**Budget Implications:**

Nil, as an indexation of 4.5% to Mayoral and Councillor fees was included in the 2024/25 Operational Plan.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

- |   |   |          |
|---|---|----------|
| 1 | OLG Circular: Local Government Remuneration Tribunal Report and Determination | 39 Pages |
|---|---|----------|



**05) REVIEW OF AGENCY INFORMATION GUIDE****Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** IM.CO.3

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**Recommendation:**

That Council adopt the Agency Information Guide and Proactive Release Program for the ensuing 12 months and make it available through Council's website.

**Reason for Report:**

For Council to review and adopt Council's Agency Information Guide.

**Report:**

Council is required to review and adopt its Agency Information Guide at intervals of not more than 12 months.

An Agency Information Guide serves the purpose to assist to for members of the public to find information that they seek and is as a document that:

- a) describes the structure and functions of the Council, and
- b) describes the ways in which the functions (including, in particular, the decision-making functions) of the Council affect members of the public, and
- c) specifies any arrangements that exist to enable members of the public to participate in the formulation of the Council's policy and the exercise of the Council's functions, and
- d) identifies the various kinds of government information held by the Council, and
- e) identifies the kinds of government information held by the Council that the Council makes (or will make) publicly available, and
- f) specifies the manner in which the Council makes (or will make) government information publicly available, and
- g) identifies the kinds of information that are (or will be) made publicly available free of charge and those kinds for which a charge is (or will be) imposed.

Council last adopted this guide at its August 2023 meeting.

Council must make government information publicly available as provided by its Agency Information Guide. This is done via Council's website where practical.

A review of Council's current document was undertaken with minor amendments and updates effected.

**Risk/Policy/Legislation Considerations:**

Council must review and adopt an Agency Information Guide on an annual basis pursuant to s.21 of the Government Information (Public Access) Act.

**Budget Implications:**

Nil

**Enclosures (following report)**

1      Blayney Shire Council Agency Information Guide      14 Pages

**Attachments (separate document)**

Nil

# BLAYNEY SHIRE COUNCIL



## AGENCY INFORMATION GUIDE

Prepared in accordance with the provisions of Section 20 of the  
Government Information (Public Access) Act.

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## STRUCTURE AND FUNCTIONS OF COUNCIL

### INTRODUCTION

Blayney Shire Council has adopted this Agency Information Guide (Guide) in accordance with section 20 of the Government Information (Public Access) Act (GIPA Act).

By describing Council's functions, responsibilities and organisational structure, the Guide aims to promote a better understanding of Council's work in our community. It also describes the various types of information held by Council, how that information can be accessed and how members of the public can participate in Council's decision-making processes.

### OVERVIEW

Blayney Shire Council is constituted under the Local Government Act and was proclaimed in August 1978.

The Council is an undivided area, with seven (7) Councillors. The Mayor and Deputy Mayor are elected for a 2 year term by the Councillors from among their numbers.

The roles of the Councillors, as members of the elected body are:

- to direct and control the affairs of the Council in accordance with the Local Government Act and other applicable legislation
- to participate in the optimum allocation of the Council's resources for the benefit of the area
- to play a key role in the creation and review of the Council's policies, objectives and criteria relating to the exercise of the Council's regulatory functions
- to review the performance of the Council and its delivery of services, management plans and revenue policies of the Council

The role of a Councillor is, as an elected person:

- to represent the interests of the residents and ratepayers
- to provide leadership and guidance to the community
- to facilitate communication between the community and the Council.

The Mayor presides at meetings of the Council, carries out the civic and ceremonial functions of the office, exercises, in cases of necessity, the decision making functions of the body politic, between its meetings and performs any other functions that the Council determines.

The Principal Officer of the Council is the General Manager. The General Manager is responsible for the efficient operation of the Council's organisation and for ensuring the implementation of Council decisions. The General Manager is also responsible for the day to day management of the Council, the exercise of any functions delegated by the Council, the appointment, direction and where necessary, the dismissal of staff, as well as the implementation of Council's Equal Employment Opportunity Management Plan.

To assist the General Manager in the exercise of these functions, there are 3 Directorates of Council. These Directorates are Corporate Services, Planning and Environmental Services and Infrastructure Services. Each of these Directorates is headed by a Director.

## ORGANISATIONAL STRUCTURE

The functional structure of the organisation is set out in the below diagram:



## COUNCIL FUNCTIONS

Council has functions conferred or imposed on it by the Local Government Act. These functions include:

| SERVICE FUNCTIONS   | REGULATORY FUNCTIONS   | ANCILLARY FUNCTIONS  | REVENUE FUNCTIONS   | ADMINISTRATIVE FUNCTIONS   | ENFORCEMENT FUNCTIONS   |
|---|--|--|---|--|---|
| Including:<br>* Provision of community health, recreation, education & information services<br>* Environmental protection<br>* Waste removal & disposal<br>* Land & property, industry & tourism development & assistance<br>* Civil Infrastructure Planning<br>* Civil Infrastructure Maintenance & Construction | Including:<br>* Approvals<br>* Orders<br>* Building Certificates | Including:<br>* Resumption of land<br>* Powers of entry and inspection | Including:<br>* Rates<br>* Charges<br>* Fees<br>* Borrowings<br>* Investments | Including:<br>* Employment of staff<br>* Management plans<br>* Financial reporting<br>* Annual reports | Including:<br>* Proceedings for breaches of the Local Government Act & Regulations and other Acts & Regulations<br>* Prosecution of offences<br>* Recovery of rates and charges |

As well as the Local Government Act, Council has powers under a number of other Acts including:

*Biosecurity Act 2015*

*Community Land Development Act 1989*

*Companion Animals Act 1998*

*Contaminated Land Management Act 1997*

*Conveyancing Act 1919*

*Environmental Planning and Assessment Act 1979*

*Fire and Rescue NSW Act 1989*

*Fluoridation of Public Water Supplies Act 1957*

*Food Act 2003*

*Government Information (Public Access) Act 2009*

*Heritage Act 1977*

*Library Act 1939*

*Privacy & Personal Information Protection Act 1998*

*Protection of the Environment Operations Act 1997*

*Public Health Act 2010*

*Recreation Vehicles Act 1983*

*Roads Act 1993*

*State Emergency & Rescue Management Act 1989*

*State Emergency Service Act 1989*

*Strata Schemes Management Act 2015*

*Swimming Pools Act 1992*

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## HOW COUNCIL FUNCTIONS AFFECT MEMBERS OF THE PUBLIC

As a service organisation, the majority of the activities of Blayney Shire Council have an impact on the public. The following is an outline of how the broad functions of Council affect the public.

*Service functions* affect the public as Council provides services and facilities to the public. These include provision of human services such as libraries, halls and community centres, recreation facilities, infrastructure and the removal of garbage.

*Regulatory functions* place restrictions on developments and buildings to ensure that they meet certain requirements affecting the amenity of the community and not endanger the lives and safety of any person. Members of the public must be aware of, and comply with, such regulations.

*Ancillary functions* affect only some members of the public. These functions include, for example, the resumption of land or the power for Council to enter onto a person's land. In these circumstances, only the owner of the property would be affected.

*Revenue functions* affect the public directly in that revenue from rates and other charges paid by the public is used to fund services and facilities provided to the community.

*Administrative functions* do not necessarily affect the public directly but have an indirect impact on the community through the efficiency and effectiveness of the service provided.

*Enforcement functions* only affect those members of the public who are in breach of certain legislation. This includes matters such as the non-payment of rates and charges and unregistered dogs.

*Community planning and development functions* affect areas such as cultural development, social planning and involves:

- Advocating and planning for the needs of our community. This includes initiating partnerships; participating on regional, State or Commonwealth working parties; and preparation and implementation of the Community Plan.
- Providing support to community and sporting organisations through provision of grants, training and information.
- Facilitating opportunities for people to participate in the life of the community through the conduct of a range of community events such as Australia Day Awards and Youth Week, as well as promoting events of others.



## HOW MEMBERS OF THE PUBLIC CAN PARTICIPATE IN COUNCIL'S POLICY DEVELOPMENT AND THE EXERCISE OF FUNCTIONS

There are a number of avenues available to members of the public to enable participation in policy development and the general activities of Council. These avenues can be broken down into two categories, namely:

- representation;
- personal participation.

### 1. REPRESENTATION

#### Local Democracy

Councils in New South Wales are elected every four years. The next election for Blayney Shire is scheduled for 14 September 2024.

At each election for Blayney Shire Council, voters elect seven Councillors for a four-year term. The Mayor is elected for a 2 year term by the Councillors from among their numbers. All residents of the area who are on the electoral roll are eligible to vote. Property owners who live outside of the area and rate paying lessees can also vote but must register their intention to vote on the non-residential roll. Voting is compulsory.

#### Making Representations to Councillors

Residents are able to raise issues with, and make representations to, the elected Councillors. The Councillors, if they agree with the issue or representation, may pursue the matter on the resident's behalf thus allowing members of the public to influence the development of policy.

#### Appointments with Mayor

After speaking to Councillors and/or appropriate staff, members of the public may make an appointment with the Mayor to discuss issues that require further attention.

### 2. PERSONAL PARTICIPATION

#### Open Council Meetings

Blayney Shire Council meets regularly at Ordinary Council meetings to discuss local issues and make decisions on behalf of the community. All meetings of Council are open to the public and residents are welcome to attend, unless closed for specific reasons under the *Local Government Act*. Meetings are also [streamed](#) from Council's website for viewing by members of the public and residents. Ordinary [Council meeting](#) dates for the forthcoming year are determined by Council each year and are usually held on the third Tuesday of the month.

#### Public Address to Council

Members of the public are able to attend [Council meetings](#) (third Tuesday of each month – except June and August when meetings are the fourth Tuesday of the month) in the Blayney Shire Community Centre - Council Chamber, 41 Church Street, Blayney.

The opportunity is offered to interested persons to address Council prior to meetings on any matters that are within its jurisdiction. A [Public Forum Speaker Request Form](#) must be completed and lodged before scheduled deadline of 4.00pm on the day of the Council meeting. Forms are available from Council's website: <https://www.blayney.nsw.gov.au/council/council-meetings/public-speaker-request>

### Section 355 Committees

There are several [Committees](#) to which Council has delegated a function of Council to under s.355 of the Local Government Act. Council has the following community committees comprising and including members of the public:

- Blayney Shire Audit, Risk and Improvement Committee
- Blayney Shire Council Australia Day Committee
- Blayney Shire Financial Assistance Committee
- Blayney Shire Floodplain Management Committee
- Disability Inclusion Working Group

Community committee meeting times are promoted on Council's website and meeting calendar within [Council Business Paper Agendas](#). Invitations for membership of committees are called after Council elections and as committee vacancies arise. Notification of vacancies are publicised on Council's website and in the local newspaper. Members of the public interested in being involved with any community committee should contact Council in the first instance to enquire of any vacancies.

### Public Exhibitions / Submissions to Council

[Public exhibition](#) of Council documents are an important way for the community to participate in local government. Members of the community can submit feedback on proposed policies, plans, projects or development that Council is considering. Members of the public can, either personally or in writing, address any matter that falls within Council jurisdiction.

Information provided to Council in correspondence, submissions or requests, including personal information such as names and addresses may be made publicly available in accordance with the GIPA Act.

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## INFORMATION HELD BY BLAYNEY SHIRE COUNCIL

Council holds a wide range of information, in both hard copy and electronic form in respect of the wide range of functions undertaken by it. That information is contained in:

1. Records – either physical or electronic
2. Policy documents
3. General Information

### 1. RECORDS

Prior to 1996 Council had a “hard copy” records system, with material being held as physical records. Since then, Council’s records have been maintained in electronic format, physical records being dispensed with, except for development/building/construction applications.

Council’s records are not available on the website however this information may be made available either by informal release or via an access application, unless there is an overriding public interest against disclosure of the information, in accordance with the provisions of the GIPA Act.

Members of the public who require an informal release or an access application can do so by contacting the Right to Information Officer at Council on telephone (02) 6368 2104.

### 2. POLICY DOCUMENTS

Council’s policies are maintained in a policy register – access to which is available from Council’s website using the following link: <https://www.blayney.nsw.gov.au/council/council-information/council-policies>

### 3. GENERAL INFORMATION

The following list of general information held by Council has been divided into four sections as outlined by the Government Information (Public Access) Regulation 2018:-

1. Information about Council;
2. Plans and Policies;
3. Information about Development Applications;
4. Approvals, Orders and other Documents.

The Government Information (Public Access) Regulation 2018 requires that these documents held by Council, are to be made publicly available for inspection, free of charge. The public is entitled to inspect these documents either on Council’s website (unless there is an unreasonable additional cost to Council to publish these documents on the website) or at the offices of the Council during ordinary office hours or at any other place as determined by the Council. Any current and previous documents of this type may be inspected by the public free of charge. Copies can be supplied for reasonable copying charges.

These documents are:

**a. Information about Council**

- The model code of conduct prescribed under section 440 (1) of the LGA
- Council's adopted Code of Conduct
- Code of Meeting Practice
- Annual Report
- Annual Financial Reports
- Auditor's Report
- Community Strategic Plan
- Delivery and Operational Plan including resourcing strategy documentation such as Workforce Plan; Long-term Financial Plan; and Asset Management Plans
- EEO Management Plan
- Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy
- Annual Reports of Bodies Exercising Functions Delegated by Council
- Any Codes referred to in the Local Government Act
- Returns of the Interests of Councillors, Designated Persons and Delegates
- Agendas and Business Papers for any meeting of Council or any Committee of Council
- Minutes of any meeting of Council or any Committee of Council
- Departmental Representative Reports presented at a meeting of Council
- Land Register
- Register of Investments
- Register of Delegations
- Register of Graffiti removal works
- Register of current Declarations of Disclosures of Political donations
- Register of Voting on Planning Matters

**b. Plans and Policies**

- Local Policies adopted by Council concerning approvals and orders
- Plans of Management for Community Land
- Environmental Planning Instruments, Development Control Plans and Contribution Plans

**c. Information about Development Applications**

Development Applications and any associated documents received in relations to a proposed development:

- Home Warranty Insurance documents
- Construction Certificates
- Occupation Certificates
- Structural Certification Documents
- Town Planner Reports
- Submissions received on Development Applications
- Heritage Consultant Reports
- Tree Inspection Consultant Reports
- Acoustic Consultant Reports
- Land Contamination Consultant Reports
- Records of decisions on Development Applications including decisions on appeals
- Records describing general nature of documents that Council decides to exclude from public view including internal specifications and configurations, and commercially sensitive information

**d. Approvals, Orders and Other Documents**

- Applications for approvals under Part 1 of Chapter 7 of the LGA
- Applications for approvals under any other Act and any associated documents received
- Records of approvals granted or refused, any variation from Council Policies with reasons for the variation, and decisions made on appeals concerning approvals
- Orders given under Part 2 of Chapter 7 of the LGA, and any reasons given under section 136 of the LGA
- Orders given under the Authority of any other Act
- Records of Building Certificates under the Environmental Planning and Assessment Act
- Plans of land proposed to be compulsorily acquired by Council
- Compulsory Acquisition Notices
- Leases and Licenses for use of Public Land classified as Community Land

**HOW MEMBERS OF THE PUBLIC MAY ACCESS AND AMEND COUNCIL DOCUMENTS CONCERNING THEIR PERSONAL AFFAIRS**

As far as practicable, Council documents will be accessible by members of the public during office hours.

Persons interested in obtaining access to documents or who wish to seek an amendment to the Council's records concerning their personal affairs, should contact a Customer Service Officer. If you experience difficulty in obtaining documents or information you should contact Council's Public Officer.

**ACCESS TO INFORMATION HELD BY THE COUNCIL**

Blayney Shire Council is dedicated to good public decision making, transparency and accountability, and will provide access to information in accordance with the provisions of the GIPA Act.

Council has adopted a policy on access to information (Policy 2G: Access to Information), to facilitate public access to the information held by Council. This policy is publicly available from Council's policy register on Council's website using the following link:

<https://www.blayney.nsw.gov.au/council/council-information/council-policies>

In accordance with the GIPA Act, Council will make information available to the public in the following ways, unless there is an overriding public interest against disclosure of information:

**OPEN ACCESS INFORMATION**

Through the mandatory disclosure of open access information (see above, Information Held by Council) – where practicable, this information will be made available free of charge on Council's website. Where it is not practicable for Council to provide open access information on the website, the information will be made available free of charge in at least one other format.

To access information that is not currently available on Council's website, please contact Council's Right to Information Officer on (02) 6368 2104.

**PROACTIVE RELEASE OF INFORMATION**

Through the proactive release of as much information as possible – this information will be made available free of charge, or at the lowest reasonable cost.



**INFORMAL ACCESS REQUESTS**

In response to an informal request (without the need for a formal application, unless there are good reasons to require one) – this information will be made available free of charge, subject to any reasonable conditions that may be imposed by Council. Where information sought requires significant allocation of staff resource fees will be payable. Council may require a written record of an informal request to access information.

**FORMAL ACCESS APPLICATIONS**

In response to a formal access application (for information that Council does not provide proactively or informally) – application fees and processing charges apply as per the GIPA Act.

The GIPA Act sets out the procedure for making and dealing with formal access applications. An application for information that is not already available by other means must be made on the [Formal Access Application](https://www.blayney.nsw.gov.au/council/council-information/access-to-council-information) form, which is available at the Council office or on Council's website using the following link: <https://www.blayney.nsw.gov.au/council/council-information/access-to-council-information>

A formal application is not a valid application unless it is accompanied by an application fee of \$30. The application fee counts as payment of the first hour of any processing charge that may be payable by the applicant. Processing charges for dealing with formal access applications are charged at a rate of \$30 per hour for each hour of processing time.

Enquiries regarding formal access applications should be made to Council's Right to Information Officer on (02) 6368 2104.

**ADDITIONAL INFORMATION****COPYRIGHT**

Some information may be subject to copyright laws and the consent of the copyright owner will be required before releasing copies of such information. Alternatively, Council may grant 'view only' access to such material.

The Commonwealth Copyright Act takes precedence over State legislation. Therefore, the right to copy documents under the GIPA Act does not override the Copyright Act. Nothing in the GIPA Act or Regulations permits Council to make government information available in any way that would constitute an infringement of copyright.

Access to copyrighted documents will be granted by way of inspection only unless the copyright owner's written consent is provided. Where authority is unable to be obtained or the copyright owner is not able to be contacted, copies of copyright material will not be provided.

Copyright material includes, but not limited to, plans/drawings, consultant reports and survey reports.

Council's staff will advise if the information sought is subject to copyright.

**INTERACTION WITH PRIVACY LEGISLATION**

Access to certain information may be limited in accordance with the Privacy and Personal Information Protection Act (PPIP Act) and the Health Records and Information Privacy Act (HRIP Act). The PPIP Act and HRIP Act provide for the protection of personal and health information and for the protection of the privacy of individuals generally.

In accordance with the PPIP Act and the HRIP Act, Council has adopted a Privacy Management Plan (available on Council's website) which outlines Council's practice for dealing with privacy and

personal information in accordance with Information Protection Principles contained within the PPIP Act and the Health Protection Principles contained within the HRIP Act.

**DISCLOSURE LOG**

Council's [Disclosure Log](#) lists information released under a formal access application under the GIPA Act that is considered to be of interest to the wider public.

It should be noted that applicants can object to inclusion in Council's Disclosure Log.

**PUBLIC OFFICER – RIGHT TO INFORMATION OFFICER**

The Director Corporate Services is the appointed as the Public Officer. Amongst other duties, the Public Officer may deal with requests from the public concerning the Council's affairs and has the responsibility of assisting people to gain access to public documents of the Council. The Director Corporate Services is also Council's Right to Information Officer and, as such, is responsible for determining applications for access to documents or for the amendment of records. If you have any difficulty in obtaining access to Council documents, you may wish to refer your enquiry to the Public Officer. Also, if you would like to amend a document of Council which you feel is incorrect it is necessary for you to make written application to the Public Officer (Right to Information Officer) in the first instance.

Enquiries should be addressed as follows:

General Manager  
Blayney Shire Council  
PO Box 62  
BLAYNEY NSW 2799

Email: [council@blayney.nsw.gov.au](mailto:council@blayney.nsw.gov.au)

**INFORMATION AND PRIVACY COMMISSION NSW**

If you require any other advice or assistance about access to information you may contact the Information and Privacy Commission by telephone on 1800 472 679 (free call), in person at Level 15, McKell Building, 2-24 Rawson Place, Haymarket NSW 2000 in writing to GPO Box 7011 Sydney NSW 2001 or by email at [ipcinfo@ipc.nsw.gov.au](mailto:ipcinfo@ipc.nsw.gov.au). Further information may also be obtained from website: [www.ipc.nsw.gov.au](http://www.ipc.nsw.gov.au)

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|--------------------------------|-------------------|----------------------------|
| <b>Adopted:</b>                | <b>11/10/2010</b> | <b>Minute No. 1010/012</b> |
| <b>Date of Approval by IPC</b> | <b>09/12/2010</b> |                            |
| <b>Lasted Reviewed:</b>        | <b>20/06/2011</b> | <b>1106/006</b>            |
|                                | <b>10/12/2012</b> | <b>1212/003</b>            |
|                                | <b>08/07/2013</b> | <b>1307/006</b>            |
|                                | <b>14/07/2014</b> | <b>1407/006</b>            |
|                                | <b>13/07/2015</b> | <b>1507/007</b>            |
|                                | <b>18/07/2016</b> | <b>1607/012</b>            |
|                                | <b>17/07/2017</b> | <b>1707/006</b>            |
|                                | <b>16/07/2018</b> | <b>1807/007</b>            |
|                                | <b>15/07/2019</b> | <b>1907/008</b>            |
|                                | <b>20/07/2020</b> | <b>2007/012</b>            |
|                                | <b>21/07/2021</b> | <b>2107/016</b>            |
|                                | <b>15/08/2022</b> | <b>2208/011</b>            |
|                                | <b>15/08/2023</b> | <b>2308/006</b>            |
| <b>Next Review:</b>            | <b>16/07/2024</b> |                            |



**06) REVIEW OF EVENT MANAGEMENT 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

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**Recommendation:**

That Council:

1. Endorse the Event Management Policy and it be placed on public exhibition for a period of not less than 28 days.
2. Note that should no submissions be received it be adopted and updated to Council's Policy Register.

**Reason for Report:**

For Council to endorse the Event Management Policy.

**Report:**

Council has undertaken a review of the Event Management policy.

The objectives of the policy are:

- To recognise the important contribution public events make to achieving Council and community goals.
- To manage public events in a safe, effective, efficient and equitable manner.
- To manage public events in a way in which the benefits to the local community, including local businesses are maximised whilst potential negative impacts to the community are minimised.
- To provide quality entertainment and leisure opportunities for local residents and visitors.
- To ensure that unacceptable and/or irreversible damage does not occur to the local environment, and that events are held in accordance within the provisions of all relevant legislation and regulations, and
- To ensure that adequate revenue is returned to Council to cover costs of managing the event and (where appropriate) for the rehabilitation and enhancement of event venues.

Minor edits have been identified by staff following a final review and are shown in the policy document. Significant amendments include:

- Consideration of community impacts in the Event Application assessment process;
- Event organisers being encouraged to make their event accessible.

A copy of the policy for endorsement is provided as an attachment to this report.

**Risk/Policy/Legislation Considerations:**

Endorsement of the policy will establish a framework for approval of events held on Council controlled land.

**Budget Implications:**

Nil

**Enclosures (following report)**

1 Event Management Policy

6 Pages

**Attachments (separate document)**

Nil



## Event Management Policy

|                     |                             |
|---------------------|-----------------------------|
| Policy              | 9G                          |
| Officer Responsible | Director Corporate Services |
| Last Review Date    | <del>18/02/2019</del>       |

Strategic Policy

## **ADMINISTERING THE EVENT MANAGEMENT POLICY**

### **Objectives**

- To recognise the important contribution public events make to achieving Council and community goals.
- To manage public events in a safe, effective, efficient and equitable manner.
- To manage public events in a way in which the benefits to the local community, including local businesses are maximised whilst potential negative impacts to the community are minimised.
- To provide quality entertainment and leisure opportunities for local residents and visitors.
- To ensure that unacceptable and/or irreversible damage does not occur to the local environment, and that events are held in accordance within the provisions of all relevant legislation and regulations, and
- To ensure that adequate revenue is returned to Council to cover costs of managing the event and (where appropriate) for the rehabilitation and enhancement of event venues.

### **Scope of the policy**

This policy applies to events organised by Council, by other government agencies, by businesses, schools and special interest groups or community groups, on or in all areas under Council's ownership or control, or events outside of the Blayney Local Government Area (LGA), that directly affect the Blayney LGA.

The policy does not encompass:

- Events occurring on private property, or leased premises on public land.
- Events for which there is no organising body e.g. Halloween
- Civic events or ceremonies organised by Blayney Shire Council
- Detailed aspects on traffic management

### **Principles**

Factors that will be considered when assessing an Event Application, include, but are not limited to:

- Date of event and proposed location
- Availability of contact telephone numbers for event organisers and support staff for use on the day of the event
- Duration of the event including set-up and pull-down times
- Whether filming, including aerial photography with use of drones, is to take place
- Vehicle access to reserves and parking on reserves

- Community impacts e.g. impact of events to existing events or businesses
- Wet weather options
- Details of proposed measures to reduce traffic /parking impacts
- Requirements for reserved roadside parking for organisers, stall holders, etc
- Provision of shuttle bus services
- Nature and extent of pre-event publicity
- Identity and commercial status of the event organiser, including business or personal referees, and details of any sponsors
- Contact details for relevant staff at other Councils in whose areas the organiser has previously held an event
- Nature and extent of involvement by local/ community groups, and local businesses
- Expected number of participants and spectators
- Details of charges to event participants and /or spectators
- Nature and extent of food and beverage sales (or giveaways), and provision of hot water facilities to food and beverage stalls
- Provision if adequate waste and recycling facilities
- Availability of alcohol and details of liquor license held
- Equipment and personnel to be on site to guarantee orderly conduct and the safety of participants, e.g. possible attendance by St John's Ambulance, first aid kit and trained staff provided by organiser, security personnel (preferably identified as event staff-)
- Exact details concerning the installation of banners and other temporary signage, including location (e.g. within reserve, surrounding streets) and size
- Temporary toilet provision required or proposed
- Litter collection on the site and in surrounding streets
- Provision of electricity, including possible use of generators
- Applicable security/ damage bonds
- Proposed use of fireworks
- Measures taken to advise local residents, for e.g. letterbox drops
- Likely noise levels, e.g. public address systems or bands
- Details and locations of all structures to be erected (plan to be provided). Proposals for scaffolding and grandstands, camera towers etc, must be accompanied by a structural engineer's certificate obtained at the organiser's expense.
- Completion of an event management plan to be delivered to Council no later than three months prior to the event

#### **Conditions to apply for all events**

1. All applications for events will only be considered if submitted on the appropriate Council form
2. Applications for events are to be made not less than 3 months prior to the proposed date of the event

3. Approval for events are only to be granted on a year-by- year basis
4. Reservation of areas for an event on a particular date cannot be confirmed until such time as an application has been approved.
5. Where two or more applicants request the same date and venue then preference will be given to the applicant who lodges their application first.
6. Event organisers are required to obey the directions of Council Officers during the course of conducting the event.
7. Applications for events which require exclusive use of Council Facilities and which are not open to the public e.g. private corporate events, will be considered by Council on a casual use basis.
8. Event organisers are responsible for removal of all rubbish from the venue site and on adjacent carriageways. This includes the removal of all banners and signs at the venue and elsewhere in the Council area. If this does not occur then remedial action will be taken by the Council at the cost to the event organiser.
9. Organisers of events on Council-controlled lands will be billed for the provision and collection of additional rubbish and recycling receptacles and for the provision of electricity. The cost of these items will be deducted from any security/damage deposit held by Council.
10. Organisers of the events will be responsible for the provision of any temporary toilet facilities in quantities and locations as directed by the Council, and at the expense of the event organiser.
11. Event organisers are responsible for damage to Council facilities or infrastructure which occurs during the course of the event, e.g. damage to Council's irrigation system due to spikes being driven into the ground.
12. In the event that an application to hold an event is submitted by a person or group who has previously failed to abide by the conditions of the consent granted by Council, then such application will be rejected unless adequate cause can be shown as to why this should be varied.
13. The holding of a public liability insurance policy which notes the event and ~~Council's interest as a named insurer~~ Council as an interested party is a required condition of consent. In the case of events the minimum level of cover is \$20m. The original policy schedule and product disclosure issued by the insurer and a certificate of currency, or certified copy, must be provided to the Council not less than one month prior to the event taking place. Organisers will also be required to furnish an indemnity with event management application.

14. Prior to, or during the course of, the event no signs or other objects are to be attached to trees, street furniture or public utilities, without the written approval of Council.
15. No event shall commence prior to 8am or continue after 11pm without prior approval of Council.
16. ~~Food or beverages are not to be sold in polystyrene containers.~~ Food and beverages are to be sold in food grade containers.
17. Where the event will involve the participation of temporary food stalls then they shall comply with the provisions of the relevant Food Acts of NSW and with Council's requirements for temporary food stalls, and may be subject to inspection during the course of the event.
18. The organisers of all events are to comply with all environmental protection legislation at all times.
19. Amusement rides are not permitted without the express permission of Council.
20. No amplification is to be used at any event without Council's approval, with the exception of a public address system to make important announcements, e.g. prize winners.
21. For events that involve traffic control and management, event organisers shall attend a debrief meeting with Council.
22. Event organisers are encouraged to make their event accessible so that people with disability can attend and participate. Consideration should be given to:
  - Whether information about the event is provided in (multiple) accessible formats when promoting and inviting people to the event
  - Whether any website used for promotion or ticketing for the event is accessible
  - Whether the chosen venue, and the set up within the venue, is accessible for people with disability, including for people using mobility devices or assistance animals.

## **Risk Management**

All applicants must be aware of their responsibilities for the safe management of an event, safe management includes the principles of risk management and compliance with New South Wales Work Health and Safety Act (2011) and the Work Health and Safety Regulations (2017).

Council may request a formal written risk assessment to be submitted prior to formal acceptance of the application.



By early identification of hazards risks can be minimised. It is your responsibility to ensure that you comply with Council's Risk Management procedures and you complete the relevant paperwork.

#### End Policy

|                       | Date                                    | Minute          |
|-----------------------|---|-----------------|
| <b>Adopted:</b>       | <b>12/03/2008</b>                       | <b>08/047</b>   |
| <b>Last Reviewed:</b> | <b>12/11/2012</b>                       | <b>1211/014</b> |
|                       | <b>18/02/2019</b>                       | <b>1902/015</b> |
| <b>Next Review:</b>   | <del>15/03/2022</del> <b>08/06/2028</b> |                 |



**07) APPOINTMENT OF INDEPENDENT MEMBER TO AUDIT, RISK AND IMPROVEMENT COMMITTEE**

**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

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**Recommendation:**

That Council appoint Liz Jeremy as an Independent Member of the Blayney Shire Council Audit, Risk and Improvement Committee, for one term, until 4 July 2028.

**Reason for Report:**

For Council to make an appointment following the recruitment of the 3<sup>rd</sup> Independent Member for the Blayney Shire Council Audit, Risk and Improvement Committee.

**Report:**

Pursuant to the Guidelines for Risk Management and Internal Audit for Local Government in NSW legislated to come into effect on 1 July 2024 and as per the newly adopted Audit, Risk and Improvement Committee (ARIC) Terms of Reference, Council is required to appoint a 3<sup>rd</sup> Independent Member to the ARIC.

As reported to the June Council meeting this was undertaken with the other participating councils, Central Tablelands Water and Central Tablelands Weeds Authority, through an Expressions of Interest (EOI) process.

The EOI assessment panel was formed comprising the ARIC Chair, Donna Rygate, and a Councillor representative from each of the participating councils as follows:

- Cr. David Somervaille – Blayney Shire Council
- Cr. Bruce Reynolds – Central Tablelands Weeds Authority
- Cr. Michelle Cook – Central Tablelands Water.

The panel met and shortlisted four people from thirty candidates. Interviews were conducted with each of the four via video link.

The panel has recommended Liz Jeremy be appointed as the 3<sup>rd</sup> Independent Member for the three councils. The appointment is recommended for a term from 5/7/2024 to 4/7/2028. The Independent member may seek reappointment for further 4 year period at conclusion of the term.

**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 Section 428A of the Local Government Act 1993. Such areas include compliance; risk management; fraud control; internal control; financial management; governance; service reviews; other matters prescribed by the regulations, and execution of Council functions.

**Budget Implications:**

Costs associated with holding of Committee meetings, sitting fees and travel expenses for independent members and associated service reviews / audits are provided for in Council's Operational Plan for this purpose. An additional \$3,000 has been provided for in the 2024/25 Operational for an additional Independent Member.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**08) COMPLIANCE AND REPORTING ACTIVITIES****Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Build the Capacity and Capability of Local Governance and Finance**File No:** IM.CO.3**Recommendation:**

That the report on Compliance and Reporting Activities for the six month period to June 2024 be received.

**Reason for Report:**

For Council to be updated on compliance and reporting activities for the six month period to June 2024.

**Report:**

The Office of Local Government (OLG) issues all councils with a calendar of compliance and reporting activities annually. These activities are statutory obligations required under various pieces of legislation.

This report outlines compliance and reporting activities undertaken for the six month period to June 2024:

| <b>Activity</b>  | <b>Legislation</b>        | <b>Due Date</b> | <b>Completion Date</b> |
|--|---------------------------|-----------------|------------------------|
| Issue 3rd Rates Instalment notices   | L.G. Act s.562            | 31/01/2024      | 10/01/2024             |
| Ledgers prepared for 6 monthly inspection by Auditors  | L.G. Reg. cl.228          | 31/01/2024      | 31/01/2024             |
| Submission of Quarterly Budget Review Statement to Council (2 <sup>nd</sup> Quarter)         | L.G. Reg.cl.203(1)        | 28/02/2024      | 20/02/2024             |
| Delivery Program progress report to Council  | L.G. Act s.404(5)         | Six monthly     | 19/03/2024             |
| Issue 4 <sup>th</sup> Rates Instalment notices   | L.G. Act s.562            | 30/04/2024      | 11/04/2024             |
| Submission of Quarterly Budget Review Statement to Council (3 <sup>rd</sup> Quarter)         | L.G. Regulation cl.203(1) | 31/05/2024      | 21/05/2024             |
| Adoption of 2024/25-2027/28 Delivery Program / 2024/25 Operational Plan and updating of LTFP | L.G. Act s.404 and s.405  | 30/06/2024      | 25/06/2024             |

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**09) 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

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**Recommendation:**

That Council note the Infrastructure Services Monthly Report for July 2024.

**Reason for Report:**

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

**Report:****Major Contracts**Four Mile Creek Road Bridge (FCB2A)

Pre-casting of beams is now complete. Physical commencement on site is still scheduled for July 2024.

**Major Works**Forest Reefs/Tallwood Road Intersection (R4R8)

Works now complete.

Unwin & Stabback Street (LRCI)

Works substantially complete, with private works for concrete driveways remaining.

Reseal of both projects will be undertaken next financial year once there is conforming road surface temperature.

**Minor Road Works**Maintenance works

Since the previous report, pothole patching has been performed on the following roads: Spring Terrace Road, Forest Reefs Road, Buesnel Lane, Clover Ridge Road, Hobbys Yards Road, Belubula Way.

Pothole patching has also generally been performed in the following towns/areas: Blayney, Lyndhurst, Mandurama, Carcoar, Newbridge, Barry, Neville.

Maintenance grading and minor gravel patch repair works have been undertaken on the following roads: Wallace Road, Ashleigh Park Road, Kings Plains Road, Village Road, Spring Hill Road, Fell Timber Road, Pomona Lane, Hilton Lane, Stringybark Road, West Wimbledon Road, Fairford Road, Bundaleer Road, St Brigids Lane, and Glenelg Road.

Roadside drainage works have been undertaken on Vittoria Road and Hobbys Yards Road, with drainage works on Newbridge Road and Matthews Lane programmed.

### **Footpaths**

#### Trunkey Street, Newbridge (R4R8)

Works substantially complete, with final railing to be installed week ending 21<sup>st</sup> July pending inclement weather.

#### Plumb/Palmer/Orange Road, Blayney (SCCF5)

The footpath has been completed from Piggot Place to Starr Place. Progression to Frape Street still underway amidst poor weather conditions.

### **Open Spaces & Facilities**

#### Maintenance works

Weather has been a driving factor for works over the last month. A tree planting event with schools for Planet Ark day has been postponed due to weather, and likewise the grounds at most parks and ovals have become too wet for mowing. Weed removal and tree trimming have progressed intermittently between rain days.

The team have been undertaking general maintenance type repairs throughout the shire, including at playgrounds and other council facilities.

#### King George Oval Upgrades (R4R8, SCCF4, SCCF5)

Rail placement has been delayed due to inclement weather. Works expected to be completed by end of July 2024.

#### Heritage Park New Toilets (R4R8)

The modules for the new structure have been assembled with fitout items completed. Final sewer connection and pouring of the concrete path from the disabled parking space remain to be completed before the site can be reopened to the public. Project completion is anticipated within the next couple of weeks, pending weather.

### **Sewer Treatment Plant (STP)**

#### Programmed Works

Cleaning and CCTV inspections have been completed by JR Richards with council staff supporting access. Council are now reviewing the reports to identify risk areas.

Interflow have commenced lining works of sewer sections identified in the 2022/2023 cleaning and CCTV works. A number of buried manholes have been identified. Rectification works to raise manholes are being undertaken by both council staff and interflow, with council undertaking the simpler jobs. Interflow have programmed their works till mid September.

The STP team have been undertaking minor plant and equipment maintenance, including upgrades of telemetry to ensure continued service when the 3G network is deactivated.

**Blayney High Pedestrian Area****Lower speed limits in Blayney Town Centre to Boost Pedestrian Safety**

Transport for NSW (TfNSW) initiated the reduced speed limits of 40kph along a section of the Mid Western Highway (Adelaide Street) as it passes through Blayney town centre, and other adjoining local streets on Monday 25 June 2024. Ancillary works included street blisters and signage which have been completed. TfNSW have committed to rectifying some aesthetic design elements of the blisters installed.

TfNSW deployed variable sign boards (still on site) to advertise the speed change. Council have supported this message with notices on its social media channels.

**Risk/Policy/Legislation Considerations:**

Information report only.

**Budget Implications:**

Work detailed is undertaken within existing budget allocations.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**10) ADDITION OF NAMES TO THE PRE-APPROVED ROAD, PATHWAY AND BRIDGE NAME LIST**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 1. Maintain and Improve Public Infrastructure and Services

**File No:** RD.AD.1

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**Recommendation:**

That Council endorse inclusion of the following names to the pre-approved road and bridge names list in the Road, Pathway and Bridge Naming Policy (25F): Adams, Arkins, Bailey, Beddie, Burragarra, Giimbir, Goodman, Higgins, Lumme, Moore, Parker, Pascoe, Phipson, and Webb.

**Reason for Report:**

To seek direction from Council on the inclusion of names on the List of Pre-Approved Names (Appendix A) in the *Road, Pathway and Bridge Naming Policy (25F)*.

**Report:**

Council resolved to engage with the community seeking to expand and diversify the names on the pre-approved names list, contained within *Council's Road, Pathway and Bridge Naming Policy (25F)*.

For the period of 23 February 2024 to 30 April 2024, Council sought expressions of interest for names to be nominated by the community with supporting information for consideration.

At the closing date, Council had received five submissions which contained 36 nominations for road names.

An assessment team comprised of Council's Director Infrastructure Services, Manager Tourism & Communications and Design & Development Engineer assessed the submitted names against the Council Policy and the requirements of the Geographical Names Board.

14 names are recommended for inclusion in the pre-approved road and bridge names list.

The names contained within Table 1 are recommended for inclusion in the pre-approved names list. A summary of these submissions is contained within Tables 2 – 15.

The names contained within Table 16 are not recommended for inclusion in the pre-approved names list for the reasons listed.



| Proposed Name | Initial | Locality   | Conflict  | Limitations   |
|---------------|---------|------------|-----------|---|
| Adams         | EA      | Millthorpe | NA        |   |
| Arkins        | I       | Millthorpe | NA        |   |
| Bailey        | Eric    | Blayney    |           | Bailee Street in Bathurst, ~39km away from Blayney.   |
| Beddie        | M       | Carcoar    | NA        |   |
| Burragarra    |         | Millthorpe | NA        |   |
| Giimbir       |         | Millthorpe | NA        |   |
| Goodman       | PS      | Millthorpe | 1915-1916 |   |
| Higgins       | T       | Millthorpe | NA        |   |
| Lumme         | E A     | Lyndhurst  | NA        |   |
| Moore         | J E     | Lyndhurst  | NA        |   |
| Parker        | G       | Blayney    | NA        |   |
| Pascoe        | DJ      | Millthorpe | NA        | Pascoe Street in Neville, ~36km away from Millthorpe. |
| Phipson       | J       | Mandurama  | NA        |   |
| Webb          | W       | Millthorpe | NA        |   |

Table 1 – Names recommended for inclusion.

The application of each name recommended for endorsement is summarised in the tables 2-16, below;

| <b>Jean Elizabeth ADAMS (06.03.1924 – 29.10.2016)</b>                        |                 |  |
|--|-----------------|--|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b>                      |
| Member of the Adams Family who were early settlers in the district 1878-1880 | Verified        | Complies with policy.                              |
| Councillor at Blayney Shire Council 1974-1987                                | Verified        | Complies with policy.                              |
| Female business woman and proprietor of Millthorpe Stock and Station Agency  | Unverified      | Considered paid work – not consistent with policy. |
| Secretary of Millthorpe and District Historical Society 1987-2003            | Verified        | Complies with policy.                              |
| Recipient of Blayney Shire Community Service Award                           | Verified        | Complies with policy.                              |
| Member of Millthorpe Village Progress Association                            | Unverified      | Complies with policy.                              |

Table 2: Adams Submission Summary

| <b>Isabella ARKINS (DoB – DoD Unknown)</b>  |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Trustee of Millthorpe Branch of the Temperance Society and the Good Templers Hall.                                | Verified.       | Complies with Policy.         |
| Significant role in the preservation of the Good Templers Hall in 1930 (now a building in Golden Memories Museum) | Verified.       | Complies with Policy.         |

Table 3: Arkins Submission Summary

| <b>Sgt Eric BAILEY (14.10.1906 – 12.01.1945)</b>   |                 |                               |
|--|-----------------|-------------------------------|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Serving Police Constable who arrested his own killer outside the Adelaide St Exchange Hotel on 12 January 1945 | Verified.       | Complies with Policy.         |
| Posthumously awarded the George Cross.   | Verified.       | Complies with Policy.         |

Table 4: Bailey Submission Summary

| <b>Mary BEDDIE (17.12.1856 – 16.07.1933)</b>   |                 |                               |
|--|-----------------|-------------------------------|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Born and raised in Carcoar.  | Verified.       | Complies with Policy.         |
| President of the Domestic Worker's Union (1907-1913)   | Verified.       | Complies with Policy.         |
| Foundation member of the ALP's Women's Central Organising Committee.   | Verified        | Complies with Policy.         |
| Formed the Howard Prison Reform League, 1928   | Verified        | Complies with Policy.         |
| Estate was bequeathed to various charities and political causes, while her vast library was donated to the Sydney Trades Hall. | Verified        | Complies with Policy.         |

Table 5: Beddie Submission Summary

| <b>BURRAGARRA</b>   |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| This is a Wiradjuri word for a plant that is very similar to the modern potato.                 | Verified        | Complies with policy.         |
| Millthorpe was one of NSW's finest potato growing regions in the early 20 <sup>th</sup> century | Unverified.     | Complies with Policy          |

Table 6: Burragarra Submission Summary

| <b>GIIMBIR</b>   |                 |                               |
|--|-----------------|-------------------------------|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Local Wiradjuri name for a “spring” or well with water. Millthorpe was known as Spring Grove and today springs still are a feature of the landscape. | Verified        | Complies with policy.         |
| Opportunity to use a name that reflects local aboriginal heritage.   | Unverified.     | Complies with Policy.         |

Table 7: Giimbir Submission Summary

| <b>Pearl Stella GOODMAN (31/05/1886 – 06/03/1919)</b>   |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Resident of Forest Reefs.   | Verified        | Complies with Policy          |
| Enlisted and serviced in two units Reinforcements Australian Nursing Service and the Australian Imperial Force. | Verified        | Complies with Policy.         |
| Service in General Hospital Rouen, France.  | Verified        | Complies with Policy.         |
| Awarded two world war 1 service medals; British War Medal and the Victory Medal, 1922                           | Verified        | Complies with Policy          |

Table 8: Goodman Submission Summary

| <b>Thomas HIGGINS (1849 – 1928)</b>  |                 |  |
|--|-----------------|--|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b>                      |
| Early Pioneer of the central west district and lived in Millthorpe for most of his life. | Verified        | Complies with policy.                              |
| Operated a horse stud in Springhill.   | Verified        | Considered paid work – not consistent with policy. |
| Was an Auctioneer which extended into the Spring Gove (now Millthorpe) area.             | Verified        | Considered paid work – not consistent with policy. |
| Appointed as Pound Keeper for the Public Pound at Millthorpe, 1893.                      | Verified        | Considered paid work – not consistent with policy. |
| Appointed Vice President Millthorpe Agricultural Society.                                | Verified        | Complies with policy.                              |
| Appointed Vice President Millthorpe Progress Association.                                | Verified        | Complies with policy.                              |
| Appointed Trustee of Reserve for Public Recreation.                                      | Verified        | Considered paid work – not consistent with policy. |
| Elected as Deputation representing the Ratepayer's Association.                          | Verified        | Complies with policy.                              |
| Active in the establishment of the Methodist Church, constructed 1885.                   | Verified        | Complies with policy.                              |
| Appointed District Justice of the Peace (acting Magistrate), 1899.                       | Verified        | Considered paid work – not consistent with policy. |
| Appointed Returning Officer for Local Elections, 1913.                                   | Verified        | Considered paid work – not consistent with policy. |
| Supported the Salvation Army and Sisters of St Joesph Catholic School.                   | Unverified      | Complies with policy.                              |
| Leadlight memorial window erected and dedicated in honour of Thomas Higgins, 1935.       | Verified        | Complies with policy.                              |

Table 9: Higgins Submission Summary

| <b>Evan Atoni LUMME (DoB – 1932)</b>   |                 |                               |
|--|-----------------|-------------------------------|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Moved to Lyndhurst and later settled in Burnt Yards  | Unverified      | Complies with Policy.         |
| Collection of glass negatives discovered at his home – Donated to the Nation and housed at the National Library in Canberra.   | Verified        | Complies with Policy.         |
| Photos still reside in local family collections and can be found in the Blayney Shire Local & Family History Group Collection. | Verified        | Complies with Policy.         |

Table 10: Lumme Submission Summary

| <b>Jane Elizabeth MOORE (1841-1936)</b>   |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Born at Mt Macquarie, presided in the Carcoar/Garland District.   | Verified        | Complies with Policy          |
| Was known as Granny Moore, a bush nurse in the district. Attended homes attending to injured and dying patients as well as baby delivery. | Unverified      | Complies with Policy          |
| Died at age of 95 and is buried at Lyndhurst Cemetery   | Verified        | Complies with Policy.         |

Table 11: Moore Submission Summary

| <b>Grace PARKER (1862-1935)</b>  |                 |                               |
|--|-----------------|-------------------------------|
| <b>Statement</b>   | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Grace was recorded as a member of the Women's Liberal League Blayney Branch, 1910.   | Verified        | Complies with Policy.         |
| Presided over a meeting of ladies at Presbyterian church to conduct luncheon arrangements for the Blayney Caledonian Society carnival to be held at Showground, 1915 | Verified        | Complies with Policy.         |
| Was on War Service Committee for Blayney Red Cross.  | Verified        | Complies with Policy.         |
| Member of A & P Association.   | Verified        | Complies with Policy.         |
| Founding member of London Lyceum Club.   | Verified        | Complies with Policy.         |

Table 12: Parker Submission Summary

| <b>Dorothy Joyce PASCOE (14.04.1940 - 30.07.2017)</b>   |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Born in Millthorpe Hospital in April 1940   | Verified        | Complies with Policy          |
| Student of Millthorpe Public School   | Verified        | Complies with Policy          |
| Joined Millthorpe CWA in 1960. National Treasurer 1997-2000. Member of CWA for over 50 years and NSW State Judge.         | Verified        | Complies with Policy          |
| Forest Reefs Methodist Church Secretary (24 yrs), organist (34 yrs) and volunteer for church's Womens Fellowship (36 yrs) | Unverified      | Complies with Policy          |
| Awarded an Order of Australia Medal, 2003.  | Verified        | Complies with Policy          |
| Blayney Shire Citizen of the Year, 1990.  | Verified        | Complies with Policy          |
| Life Member of CWA, 2004.   | Verified        | Complies with Policy          |
| Life Member of Millthorpe Museum, 2016.   | Verified        | Complies with Policy          |
| Awarded life membership of the NSW Parents and Citizens Association.  | Verified        | Complies with Policy          |

Table 13: Pascoe Submission Summary



| <b>Joan PHIPSON (1912-2003)</b>   |                 |                               |
|---|-----------------|-------------------------------|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b> |
| Moved to Mandurama in 1944.   | Verified.       | Complies with Policy          |
| Awarded the New York Herald Tribune Children's Spring Book Festival Award, 1964.  | Verified.       | Complies with Policy          |
| Awarded the Dromkeen Medal for advancing children's literature in Australia, 1987 | Verified.       | Complies with Policy          |
| Awarded Order of Australia Medal for services to Children's literature, 1994.     | Verified.       | Complies with Policy          |
| Two novels won the Australian Children's Book of the Year Award.                  | Verified.       | Complies with Policy          |

Table 14: Phipson Submission Summary

| <b>William WEBB</b> (circa 1830 – 13.08.1911)   |                 |  |
|---|-----------------|--|
| <b>Statement</b>  | <b>Evidence</b> | <b>Compliance with Policy</b>                      |
| Early Pioneer of the Millthorpe Area  | Verified        | Complies with Policy.                              |
| September 1869 appointed as first Principal of Spring Grove (later Millthorpe) Public School.   | Verified        | Considered paid work – not consistent with policy. |
| Instrumental in convincing the NSW Council of Education to build new school and residence (1879 building was opened and still stands today) | Verified        | Complies with Policy.                              |
| First Post Master of Spring Grove (later Millthorpe) Post Office 1874.  | Verified        | Considered paid work – not consistent with policy. |
| Undertook three post delivery contracts in 1878. All horseback deliveries.  | Verified        | Considered paid work – not consistent with policy. |
| Trustee of St Marks Anglican Church and Trustee of the Presbyterian portion of the cemetery, 1879   | Verified        | Complies with Policy                               |
| Built and named the bluestone residence “Spring Grove”, 1903  | Verified        | Complies with Policy                               |

Table 15: Webb Submission Summary

The names contained within Table 16 are not recommended for inclusion in the pre-approved names list for the reasons listed.

| <b>Proposed Name</b> | <b>Initial</b> | <b>Locality</b> | <b>Reason for refusal</b>   |
|----------------------|----------------|-----------------|---|
| Frape                | J              | Millthorpe      | Frape (street) already in use 12km away in Blayney. Does not comply with criteria 7.  |
| Bennett              | JV             | Millthorpe      | Bennett (lane) already in use 16km away in Springside. Does not comply with criteria 7.   |
| Evans                | J              | Millthorpe      | Evans (cres) already in use 12km away in Blayney. Does not comply with criteria 7.  |
| Unwin                | W              | Greghamstown    | Unwin (street) already in use 10km away in Millthorpe. Does not comply with criteria 7.   |
| Bloomfield           |                | Blayney         | Bloomfield (road) already in use 30km away in Orange. Does not comply with criteria 7.  |
| Russart              | J              | Blayney         | Russart (street) already in use 26km away in Lyndhurst. Does not comply with criteria 7.  |
| Biddulph             | TL             | Carcoar         | The information provided indicates that contribution to Blayney Shire is not above and beyond paid work. Does not comply with criteria 5. |
| Getty                | W              | Carcoar         | The information provided indicates that contribution to Blayney Shire is not above and beyond paid work. Does not comply with criteria 5. |
| Getty                | S              | Carcoar         | The information provided indicates that contribution to Blayney Shire is not above and beyond paid work. Does not comply with criteria 5. |

|           |    |            |  |
|-----------|----|------------|--|
| Stimpson  | B  | Carcoar    | Phonetically similar to Stinson (street) in use 14km away in Blayney. Does not comply with criteria 7.   |
| Pascoe    | T  | Beneree    | Duplication of proposed name recommended for approval – Pascoe (Dorothy Joyce). Does not comply with criteria 2.                                     |
| Marsh     | C  | Blayney    | Marsh (lane) already in use in Blayney. Does not comply with criteria 7.   |
| Crofts    | J  | Blayney    | Name is currently in use as part of a current commercial business name within Blayney. Does not comply with criteria 5.                              |
| Hoadley   | E  | Blayney    | Name is currently in use as part of a current commercial business name within Blayney. Does not comply with criteria 5.                              |
| Garwood   | C  | Millthorpe | Information provided indicates that contribution to Blayney Shire is not above and beyond paid work. Does not comply with criteria 5.                |
| Lister    | JH | Millthorpe | Lister (Drive) already in use 26km away in Orange. Does not comply with criteria 7.  |
| Cowen     | Z  | Unknown    | No supporting information provided with nomination. Referred back to applicant for more information to be considered.                                |
| Wilkinson | A  | Millthorpe | Information provided indicates that person did not make a substantial contribution to the local community as they left the Shire in their childhood. |

|            |    |            |   |
|------------|----|------------|---|
| Dodd       | JO | Carcoar    | Phonetically similar to Rodd (street) in use in Carcoar. Does not comply with criteria 7.       |
| Trevarthen | MA | Millthorpe | Minimal information provided that recognizes contribution to the Shire.                         |
| Carson     | S  | Blayney    | Veteran achievements and subsequent roles were predominately while serving for another country. |
| Goode      | G  | Millthorpe | Name already exists on the pre-approved list for a relation to George Goode.                    |

Table 16 – Names not recommended for inclusion.

**Risk/Policy/Legislation Considerations:**

Request for use of any of these names to name roads still requires assessment of compliance of the proposed name against the NSW Addressing User Manual and approval from the Geographical Names Board (GNB).

In the circumstance that names on the pre-approved list are not approved by the GNB, Council will advise the proponent that another name will need to be proposed.

If the name is proposed for a bridge, it will be subject to a further Council report for endorsement and can only be adopted following a minimum 28 day public exhibition.

**Risk/Policy/Legislation Considerations:**

Request for use of any of these names to name roads still requires assessment of compliance of the proposed name against the NSW Addressing User Manual and approval from the Geographical Names Board (GNB).

In the circumstance that names on the pre-approved list are not approved by the GNB, Council will advise the proponent that another name will need to be proposed.

If the name is proposed for a bridge, it will be subject to a further Council report for endorsement and can only be adopted following a minimum 28 day public exhibition.

**Budget Implications:**

Nil

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**11) BLAYNEY SHOWGROUND MASTERPLAN 2024****Department:** Infrastructure Services**Author:** Manager Waste Water and Urban Services**CSP Link:** 1. Maintain and Improve Public Infrastructure and Services**File No:** RD.AD.1

---

**Recommendation:**

That Council:

1. Note the community feedback received on the Blayney Showground Masterplan
2. Endorse the Blayney Showground Masterplan as attached to this report
3. Note there is no allocation in the current Delivery Program and/or Long Term Financial Plan to deliver any project in the Masterplan.
4. Work with user groups to identify funding opportunities to deliver the projects within the Masterplan.
5. Be provided with a report and any project sought to be delivered by user groups with a value greater than \$50,000 be endorsed by Council prior to lodgement of any grant application.

**Reason for Report:**

To progress the development of the Blayney Showground Masterplan.

**Report:**

Council has engaged with the community in developing the masterplan for the Blayney Showground. The draft was exhibited publicly for 4 weeks from 25/4/24, following the initial consultation with user groups. Three submissions were received with a total of 24 comments.

**6/5/24 – Blayney A&P Association (16 items)**

- PA system supported (I)
- Full electrical system review (I)
- Shelter southern side of arena (IA)
- Kitchen and BBQ want concrete floor (SL)
- Upgrade toilets and showers (IA)
- Dog arena on western side under trees (SL)
- Pedestrian gate and ticket booth near southern gate (SL)
- Portable stage (FI)
- Prefer other methods to isolate than moving truck entry away from pedestrians (SL)
- Stable block complex (CQ)
- Visitor parking to the east of trotting track (SL)
- Shaded link track to amenities (SL)
- Concrete paths for access to trotting track buildings (IA)
- Tree planting (IA)
- Fence water body not needing upgrade (SL)

- Signage supported (I)

#### **14/5/24 – Blayney A&P Association (3 items)**

- Dog yards on western end (SL)
- Power upgrade (I)
- Parking on NE of main ring should remain for horse floats (SL)

#### **14/5/24 – Central Western Dressage Club (note they submitted same report as during the initial targeted consultation) (5 items)**

- Surface prep differs for specific events (SR)
- Specific campdraft area limits warmup areas / cross county track (FI)
- Entrance accessibility / conflict with portable seating (FI)
- Permanent Cattle Yards – impacts space for horse movements (FI)
- Conflicting needs of campdraft vs equestrian events – see case studies for ideas (FI)

The items raised have been categorised and tallied as follows:

| Category   | Reference | Count |
|--|-----------|-------|
| Specific Layout – e.g. where an item is proposed | SL        | 9     |
| Functional Issues                                | FI        | 5     |
| Increased Amenity                                | IA        | 4     |
| Infrastructure (supporting infrastructure)       | I         | 4     |
| Safety Risks                                     | SR        | 1     |
| Cost Query                                       | CQ        | 1     |

#### **Risk/Policy/Legislation Considerations:**

Council is delivering the masterplan to set a layout framework for potential future works.

There is no allocation in the current Delivery Program and/or Long-Term Financial Plan to deliver any project in the Masterplan.

#### **Budget Implications:**

Delivery of the Masterplan has been 100% funded under the NSW Government Resources for Regions round 9 program.

Council becomes responsible for all assets at the Blayney Showground, and any new capital projects have the potential to significantly impact Councils long term financial sustainability. It is therefore proposed where a user group proposes to apply for a grant to deliver a project exceeding the value of \$50,000, a report is to be provided and endorsed by Council prior to lodgement of any grant application.



**Enclosures (following report)**

Nil

**Attachments (separate document)**

- 1 Blayney Showground Strategic Masterplan Draft

## **12) DEVELOPMENT ASSESSMENT QUARTERLY REPORT**

**Department:** Planning and Environmental Services

**Author:** Director Planning and Environmental Services

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

**File No:** GO.ME.1

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**Recommendation:**

That the Development Assessment Quarterly Report be received and noted.

**Reason for Report:**

To update Council on development applications and complying development certificates determined during the period 1 April 2024 to 30 June 2024.

To advise Council with a list of applications currently under assessment.

**Report:**

The following enclosures are provided for Council's information;

1. Applications approved under delegated authority during the period,
2. Applications currently under assessment

There were no applications refused under delegated authority during the period.

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

|   |   |         |
|---|---|---------|
| 1 | Development Assessment Quarterly Report | 5 Pages |
|---|---|---------|

**Attachments (separate document)**

Nil

**1. Applications approved under delegated authority during the period**

| DA NUMBER   | APPLICATION DATE | APPLICANTS NAME                    | APPLICATION DESCRIPTION OF WORK   | PROPERTY ADDRESS                 | DATE APPROVED | VALUE       |
|-------------|------------------|------------------------------------|---|----------------------------------|---------------|-------------|
| 2021/0150/2 | 09/04/2024       | Richard Southwell                  | Modification - Erection of a Studio, Garage & Carport   | 35 Crowson St Millthorpe         | 07/05/2024    | -           |
| 2022/0039/1 | 16/04/2024       | Carribee Property Holdings Pty Ltd | Modification - Alterations & Additions to Existing Dwelling   | 63 Forest Reefs Rd Millthorpe    | 29/05/2024    | -           |
| 2022/0048/1 | 22/01/2024       | Benedict Johnson                   | Modification - Demolition of existing buildings, construction of a commercial premises, dual occupancy & associated site works and car parking - Site and building level changes, Additional water tank, Minor internal floorplan alteration to 3Br Dwelling, Amendment to window schedule, Modification to Consent Condition 14 - Service Vehicles Manoeuvring | 10 Pym St Millthorpe             | 07/05/2024    | -           |
| 2023/0006/1 | 25/03/2024       | Darren & Joanne Copelin            | Two (2) Lot Subdivision   | 28 Hillside Lane Forest Reefs    | 30/05/2024    | 0           |
| 2023/0056/1 | 02/04/2024       | Michael Gerke                      | Modification - Erection of a shed and retaining walls   | 23 St Vincent Welsh Way Blayney  | 02/05/2024    | -           |
| 2023/0060/1 | 13/03/2024       | Ian Gillings                       | Modification - Erection of a Patio  | 27 Victoria St Millthorpe        | 04/06/2024    | -           |
| 2023/0064/1 | 09/04/2024       | Greenbrook (Barry) Pty Ltd         | Modification - Boundary Adjustment  | 202 Moorilda Rd Barry            | 17/05/2024    | -           |
| 2023/0101   | 24/08/2023       | Margaret & Peter Fowler            | Installation of a Manufactured Home (Dual Occupancy)  | 271 Forest Reefs Rd Millthorpe   | 04/06/2024    | \$630,100   |
| 2023/0110   | 18/09/2023       | Paul Watters                       | Demolition of Existing Dwelling and Erection of a Dwelling  | 109 Pitlochry Rd Neville         | 23/05/2024    | \$1,051,500 |
| 2023/0118/1 | 22/05/2024       | Gregory J. Coleman Pty. Limited    | Modification - Erection of a Dwelling   | 16 St Vincent Welsh Way Blayney  | 29/05/2024    | -           |
| 2023/0124/1 | 22/05/2024       | Danielle Ralston                   | Modification - Erection of a shed   | 10 Collins St Carcoar            | 29/05/2024    | -           |
| 2023/0136   | 20/11/2023       | Michelle Droulers                  | Demolition of Existing Shed   | 339-343 Tallwood Rd Forest Reefs | 02/04/2024    | 0           |
| 2024/0008   | 24/01/2024       | Nathan Stonestreet                 | Erection of a shed  | 13 Cooper St Blayney             | 02/04/2024    | \$19,000    |

|           |            |                               |  |                                 |            |             |
|-----------|------------|-------------------------------|--|---------------------------------|------------|-------------|
| 2024/0009 | 25/01/2024 | Peter Edwards                 | Addition of a new Lounge room and deck area to existing single story dwelling  | 1049 Neville-Trunkey Rd Neville | 04/06/2024 | \$48,912    |
| 2024/0014 | 19/02/2024 | Cadia Holding Pty Ltd         | Geotechnical Investigation   | 242 Meribah Rd Errowanbang      | 29/05/2024 | \$3,500,000 |
| 2024/0015 | 20/02/2024 | B & J Flowers Pty Ltd         | Erection of a Dwelling   | 8 Knox Place Millthorpe         | 18/06/2024 | \$550,000   |
| 2024/0019 | 08/03/2024 | Housing Plus                  | Erection of a Dwelling   | 11c Frape St Blayney            | 07/05/2024 | \$555,733   |
| 2024/0022 | 02/04/2024 | Southwell Design And Drafting | Demolish Existing Shed, Erection of a Shed   | 44 Church St Millthorpe         | 21/06/2024 | \$43,000    |
| 2024/0024 | 02/04/2024 | Tristan Hugh Martin           | Demolition of Existing Shed and Erection of a Shed   | 42 Osman St Blayney             | 02/05/2024 | \$18,220    |
| 2024/0025 | 02/04/2024 | Phillip Anthony Bird          | Two (2) Lot Boundary Adjustment  | 1476 Mandurama Rd Neville       | 17/05/2024 | 0           |
| 2024/0027 | 09/04/2024 | Fernleigh Drafting            | Erection of a Shed and Carport   | 19 Binstead St Blayney          | 21/05/2024 | \$11,300    |
| 2024/0028 | 16/04/2024 | Mark Blanchard                | Addition of sitting room to west of existing property and partially enclosed entertaining area to north west of property | 748 Carcoar Rd Browns Creek     | 02/05/2024 | \$170,000   |
| 2024/0030 | 30/04/2024 | Taylor Made Buildings Pty Ltd | Demolition of existing house, delivery and the installation of a new manufactured dwelling.                              | 118 Ellerys Lane Burnt Yards    | 05/06/2024 | \$515,968   |
| 2024/0035 | 23/05/2024 | Christopher Keith Clarke      | Erection Of Steel Frame Steel Clad Shed Over Existing Pool   | 26 Johnston Cr Blayney          | 13/06/2024 | \$11,000    |
| 2024/0040 | 30/05/2024 | Rebuilt House Pty Ltd         | Alteration and Additions to an Existing Dwelling (fire damage)   | 4 Sturt St Blayney              | 20/06/2024 | \$156,000   |
|           |            |                               |  |                                 | Total      | \$7,280,733 |

**2. Applications currently under assessment**

| DA NUMBER   | APPLICATION DATE | APPLICANTS NAME              | APPLICATION DESCRIPTION OF WORK   | PROPERTY ADDRESS               | VALUE       |
|-------------|------------------|------------------------------|---|--------------------------------|-------------|
| 2019/0047   | 27/05/2019       | Rockleigh Properties Pty Ltd | Two (2) lot subdivision   | 50 Victoria St Millthorpe      | \$5,000     |
| 2007/131/1  | 14/07/2023       | Warren Watts                 | Modification - Consolidation of Thirty-One (31) Lots and Re-subdivision into Seventeen (17) Lots  | 160 Forest Reefs Rd Millthorpe | -           |
| 2021/0094   | 28/07/2021       | Jameel Qureshi               | Office Premise  | 99 Adelaide St Blayney         | \$300,000   |
| 2022/0120/1 | 19/06/2024       | Michael Molloy               | Boundary Adjustment   | 352 Gallymont Rd Mandurama     | 0           |
| 2022/0121   | 09/09/2022       | Haderslev Pty Ltd            | Establishment of a Primitive Camping Ground   | 245 Carcoar Dam Rd Carcoar     | 0           |
| 2022/0122   | 28/09/2022       | David James Woods            | Erection of a Dwelling and Shed   | 6436 Mid Western Hwy Lyndhurst | \$350,000   |
| 2023/0020/1 | 06/06/2024       | Richard Southwell            | Modification - Fence  | 24 Church St Millthorpe        | -           |
| 2023/0028   | 06/03/2023       | Bathurst Sheds               | Erection of a shed  | 2 Bourke St Newbridge          | \$26,647    |
| 2023/0033   | 10/03/2023       | David Somerville             | Boundary Adjustment   | 17 Henry St Blayney            | 0           |
| 2023/0055   | 01/05/2023       | Rovest Holdings Pty Ltd      | Change of use from a bowling club to motel accommodation including provision of a reception, laundry, kitchen, amenities and office within the existing bowling club building, demolition of other structures within the site, construction and installation of modular motel accommodation buildings providing 102 motel rooms and associated works including signage, parking and essential services connections. | 62 Osman St Blayney            | \$1,000,000 |
| 2023/0059   | 10/05/2023       | Hannah Hart                  | Two (2) Lot Subdivision   | 37 Martha St Blayney           | 0           |
| 2023/0061   | 18/05/2023       | Rockleigh Properties Pty Ltd | Change of Use - Dwelling to Medical Centre  | 3 Victoria St Millthorpe       | \$150,000   |
| 2023/0067   | 30/05/2023       | Metziya Pty Limited          | Proposed Forklift Storage Building and Vehicle Servicing Building   | 137a Newbridge Rd Blayney      | \$1,000,000 |
| 2023/0106   | 06/09/2023       | Lyndall Hadlow               | Erection Of A Dwelling And Garage   | 4072 Mid Western Hwy Blayney   | \$650,000   |
| 2023/0116   | 27/09/2023       | Haderslev Pty Ltd            | Change of use - Animal Boarding and Training Facility for a maximum of Twenty (20) greyhounds only  | 239 Carbine Rd Forest Reefs    | 0           |

| DA NUMBER | APPLICATION DATE | APPLICANTS NAME                                | APPLICATION DESCRIPTION OF WORK  | PROPERTY ADDRESS                  | VALUE        |
|-----------|------------------|--|--|-----------------------------------|--------------|
| 2023/0125 | 23/10/2023       | Mark Whitney                                   | Farm Stay Accommodation  | 3399 Mid Western Hwy Kings Plains | \$309,000    |
| 2023/0132 | 08/11/2023       | Arete Survey Solutions                         | Two (2) Lot Subdivision  | 40 Plumb St Blayney               | 0            |
| 2024/0001 | 12/01/2024       | Southwell Design And Drafting                  | Alterations and Additions to an Existing Dwelling  | 16 Park St Millthorpe             | \$694,070    |
| 2024/0002 | 12/01/2024       | Edward Leabeater                               | Consolidation of Lots, Demolition of Existing Dwelling and Erection of Transportable Dwelling  |                                   | \$263,286    |
| 2024/0004 | 16/01/2024       | Suzanne McGregor                               | Five (5) Lot Subdivision   | 78 Clover Ridge Rd Millthorpe     | \$350,000    |
| 2024/0006 | 22/01/2024       | Felicity Slattery                              | Alterations and additions to existing guesthouse accommodation, Erection of Three (3) cabin accommodation units, pool and new dwelling   | 12 Naylor St Carcoar              | \$2,222,000  |
| 2024/0007 | 22/01/2024       | Green Gold Energy Pty Ltd T/A Green Gold Solar | Installation 5MW solar farm including solar array, inverter station, security fencing, temporary construction facilities and new powerline connection to adjacent Essential Energy infrastructure. | 269 Marshalls Lane Blayney        | \$5,660,600  |
| 2024/0013 | 19/02/2024       | Nicholas Reeks                                 | Erection of Farm Stay Accommodation  | 2043 Hobbys Yards Rd Barry        | \$150,000    |
| 2024/0016 | 29/02/2024       | Newbridge Progress Association Inc             | Erection of Covered Walkway to Existing Pavilion   | 40 Three Brothers Rd Newbridge    | \$22,747.45  |
| 2024/0018 | 01/03/2024       | Matthew Richard James Hardman                  | Erection of a Dwelling   | 9 Nyes Gates Rd Millthorpe        | \$5,000      |
| 2024/0020 | 15/03/2024       | Southwell Design And Drafting                  | Change of use - former stables building to studio. New horse shed and shelter  | 571 Forest Reefs Rd Forest Reefs  | \$200,000    |
| 2024/0021 | 27/02/2024       | Gerad Nixon                                    | Boundary Adjustment  | 3580 Mid Western Hwy Blayney      | 0            |
| 2024/0023 | 02/04/2024       | Southwell Design And Drafting                  | Alterations and Additions to an Existing Dwelling  | 37 Park St Millthorpe             | \$149,509    |
| 2024/0026 | 02/04/2024       | Interbrands Pty Ltd                            | Construction of self storage units, hire yard, business office and the related site works and signages   | 7 Radburn St Blayney              | \$3,165,911  |
| 2024/0029 | 26/04/2024       | Southwell Design And Drafting                  | Erection of a Dwelling   | 2 Knox Place Millthorpe           | \$436,405.50 |
| 2024/0032 | 22/05/2024       | Gregory Coleman                                | 4 bedroom residential dwelling with attached double garage, retaining wall and proposed shed by owner  | 4 Streatfeild Close Blayney       | \$505,224    |

| DA NUMBER | APPLICATION DATE | APPLICANTS NAME                | APPLICATION DESCRIPTION OF WORK   | PROPERTY ADDRESS             | VALUE        |
|-----------|------------------|--------------------------------|---|------------------------------|--------------|
| 2024/0034 | 23/05/2024       | Kenneth Mcrae                  | Alterations and Additions to an Existing Dwelling                                 | 60 Victoria St Millthorpe    | \$218,300    |
| 2024/0039 | 28/05/2024       | David Stansfield               | Demolish Existing Shed, Erection Of A New Shed                                    | 8 Long Swamp Rd Forest Reefs | \$66,000     |
| 2024/0041 | 30/05/2024       | Cad Constructions              | Erection of a Shed  | 22 Charles St Blayney        | \$55,000     |
| 2024/0044 | 04/06/2024       | Chin Chang                     | Demolition of a garage and erection of a two storey residence and detached garage | 3 Hawke St Millthorpe        | \$482,360    |
| 2024/0045 | 12/06/2024       | Richard Mark Southwell         | Dwelling  | 31 Crowson St Millthorpe     | \$255,000    |
| 2024/0046 | 14/06/2024       | Blayney Investments Pty Ltd    | Erection of a Shed (Farm Building)  | 4429 Mid Western Hwy Blayney | \$92,500     |
| 2024/0047 | 17/06/2024       | Andrew Brincat                 | Erection of a shed  | 22 Burton St Blayney         | \$25,000     |
| 2024/0048 | 19/06/2024       | S & K Toshack Building Pty Ltd | Erection of a Dwelling  | 3 Raphael St Blayney         | \$310,000    |
| 2024/0050 | 26/06/2024       | S & K Toshack Building Pty Ltd | Subdivide block and build a new house   | 12 Gilchrist St Blayney      | \$310,000    |
| 2024/0051 | 26/06/2024       | Southwell Design And Drafting  | Carport   | 10 Park St Millthorpe        | \$10,000     |
|           |                  |                                |   | Total                        | \$19,439,560 |

**13) DA2024/47 - ERECTION OF A DETACHED OUTBUILDING (SHED AND ATTACHED CARPORT) - 22 BURTON STREET BLAYNEY**

**Department:** Planning and Environmental Services

**Author:** Manager Development Assessment

**CSP Link:** 5. Protect Our Natural Environment

**File No:** DB.AB.2105

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**Recommendation:**

That Council consents to Development Application DA2024/47 for the Erection of a Detached Outbuilding (Shed and Attached Carport) at Lot 4 Section 23 DP1450 – 22 Burton Street, Blayney subject to the recommended conditions of consent.

**Reason for Report:**

To seek Council's consent for the Erection of a Detached Outbuilding (Shed and Attached Carport) (Shed, 9m x 7m, 63m<sup>2</sup>; Carport, 9m x 7m, 63m<sup>2</sup>; total cumulative floor area 126m<sup>2</sup>) on Lot 4 Section 23 DP1450 – 22 Burton Street, Blayney. The application does not comply with the Council's Development Control Plan (DCP) in relation to cumulative floor area for the site and a variation has been sought. Consent will be recommended subject to conditions.

**Report:**

A development application has been received from Mr A Brincat seeking consent for the Erection of a Detached Outbuilding (Shed and Attached Carport) (Shed, 9m x 7m, 63m<sup>2</sup>; Carport, 9m x 7m, 63m<sup>2</sup>; total cumulative floor area 126m<sup>2</sup>) on Lot 4 Section 23 DP1450 – 22 Burton Street, Blayney (the 'subject property').

The subject property is located in a R1 General Residential zone under the *Blayney Local Environmental Plan 2012 (BLEP)* and contains an existing Dwelling House.

The application does not comply with the DCP, Part C: Residential Development, C3.3, as the proposed development exceeds the acceptable solution of a 96m<sup>2</sup> cumulative floor area.

The proposed shed will have a floor area of 126m<sup>2</sup>, which exceeds the standard by 30m<sup>2</sup>. As such, the applicant has sought Council's approval for a variation to the acceptable solution.

The key consideration is whether the proposed development meets the relevant objectives / performance criteria and acceptable solutions of the Blayney Development Control Plan 2018 (DCP) for an outbuilding in a R1 General Residential Zone.



Based on the rationale set out in the body of this report, it is recommended that a variation should be supported allowing for a variation in the cumulative floor area on the subject property.

In summary, it is considered that the proposed development is consistent with the aims, objectives and performance criteria of the *BLEP* and *DCP* subject to the recommended conditions of consent.

#### **Risk/Policy/Legislation Considerations:**

The proposed development is for the Erection of a Detached Outbuilding (Shed and Attached Carport) (Shed, 9m x 7m, 63m<sup>2</sup>; Carport, 9m x 7m, 63m<sup>2</sup>; total cumulative floor area 126m<sup>2</sup>) on Lot 4 Section 23 DP1450 – 22 Burton Street, Blayney.

The purpose of the development is a private use for the storage for motorcycles, caravan and trailers.

#### **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*. Relevant issues are addressed in the body of this report.

##### **Clause 1.7 Maps**

|                            |                        |
|----------------------------|------------------------|
| Land zoning:               | R1 General Residential |
| Lot size:                  | 809.35m <sup>2</sup>   |
| Heritage:                  | N/A                    |
| Terrestrial biodiversity:  | N/A                    |
| 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**

The subject property is zoned R1 General Residential Zone. An Outbuilding (Shed and Carport) are permissible in the R1 General Residential Zone.

The objectives of the R1 General Residential Zone seeks to:

- *To provide for the housing needs of the community.*
- *To provide for a variety of housing types and densities.*
- *To enable other land uses that provide facilities or services to meet the day to day needs of residents.*

The development is assessed to be consistent with the foregoing objectives. In particular, the proposed development will make a positive contribution towards the existing street setting and amenity of the area.

### **Part 6 – Additional local provisions**

#### **Clause 6.2 Stormwater management**

Clause 6.2 seeks to minimise the impacts of urban stormwater on land to which this clause applies and on adjoining properties, native bushland and receiving waters. The proposed development setbacks from boundaries

minimises and mitigates the impact of stormwater to any surrounding neighbours. The application is assessed as no significant impact on groundwater or river water and no significant adverse impacts of stormwater runoff on adjoining properties, native bushland or receiving waters. The requirements of this clause have been assessed and there is no impediment to granting development consent.

#### **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.

Essential services are identified as the supply of reticulated water and sewerage, the supply of electricity, stormwater drainage / conservation and suitable vehicle access. It is understood that all essential services are available to the subject property.

#### **State Environmental Planning Policy (Resilience and Hazards) 2021**

*State Environmental Planning Policy (Resilience & Hazards) 2021* (the Policy) 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.

Furthermore, the Policy requires that before determining an application to carry out development that would involve a change of use of land; the consent authority must carry out an initial evaluation. A preliminary investigation is required if the initial evaluation concludes further investigation is necessary.

Given that the subject property is located within a residential area and shows no evidence of a potentially contaminating land use, it is considered unlikely to be contaminated. Consequently, the initial evaluation concludes that no further investigation is required.

#### **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 to this application.

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

Part C – Residential of the *DCP* applies to development applications for a wide range of dwellings, residential accommodation types and ancillary development.

**C3 Garages, Carports, Outbuildings & Sheds in Large Lot Residential Areas**

C3 outlines the provisions in a *Zone R1 General Residential areas where the existing lot size is < 900m<sup>2</sup> in addition to the visual impact/amenity controls above any garages, carports, outbuildings or sheds must not exceed:*

- 1) A ridge height of 4.8m from existing ground level;*
- 2) A cumulative floor area greater than 96m<sup>2</sup>; and*
- 3) Should generally be located behind any existing or proposed dwelling or towards the rear of any property.*

The application does not comply with the *DCP, Part C: Residential Development, C3.3*, as the proposed development exceeds acceptable the solution of 96m<sup>2</sup> cumulative floor area.

The total cumulative floor area for the existing and proposed Outbuilding (Shed and Attached Carport) is 126m<sup>2</sup>, which exceeds the standard by 30m<sup>2</sup>. As such, the applicant has sought Council's approval for a variation to the acceptable solution.

In accordance with *DCP, A1.11 Variation to Controls*, Council may consent to a Development Application involving departure from a control contained within the DCP, where Council has considered a 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.

The applicant has provided a submission asserting that compliance with the cumulative floor area requirements of the DCP are unreasonable/unnecessary in this instance citing the structure is in keeping with other structures in the surrounding area and that the setback of the building will ensure no impact on the streetscape. In the circumstances of this case, the assertions raised in the submission are not unreasonable. A variation can be supported allowing for a variation in the cumulative floor area on the subject property due to the following:

- The objectives of the relevant controls are to ensure *that outbuildings and garages/carports:*
  - a) will not dominate views from the street or key public places;*
  - b) will be in keeping with the scale and setting of the relevant land use zone, streets and locality character;*
  - c) will integrate with the dwelling design and surrounding landscaping and buildings;*
  - d) will not significantly impact on the amenity of neighbouring properties (e.g. shadow, noise).*

The proposed development sufficiently addresses the objective through the design and layout of the proposed buildings to ensure that the scale and setting integrates into the existing residential landscape, whilst not impacting on the amenity on the surrounding area.

- The proposed Detached Outbuilding (Shed and Attached Carport) is located behind the front building line of the existing dwelling house. The Detached Outbuilding is located to the rear of the subject property being setback 1.5m from the rear and side boundaries, 4.545m from the rear of the existing Dwelling House and is setback 4.615m from the secondary street frontage of Smith Street. This reduces the scale, bulk and visual impact on Burton Street and adjoining land owners.

Therefore, it is recommended that a variation should be supported allowing for a variation in the cumulative floor area on the subject property.

#### **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)**

Not applicable to this 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**

The likely impacts of the proposed development have been considered in the body of this report. Based on this assessment, it is considered that the proposed development is unlikely to have a significant or detrimental impact and will have a positive improvement on the amenity of the surrounding area.

#### **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**

The proposed development was notified to adjoining landowners. No submissions were received.

**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.

**Budget Implications:**

Nil

**Enclosures (following report)**

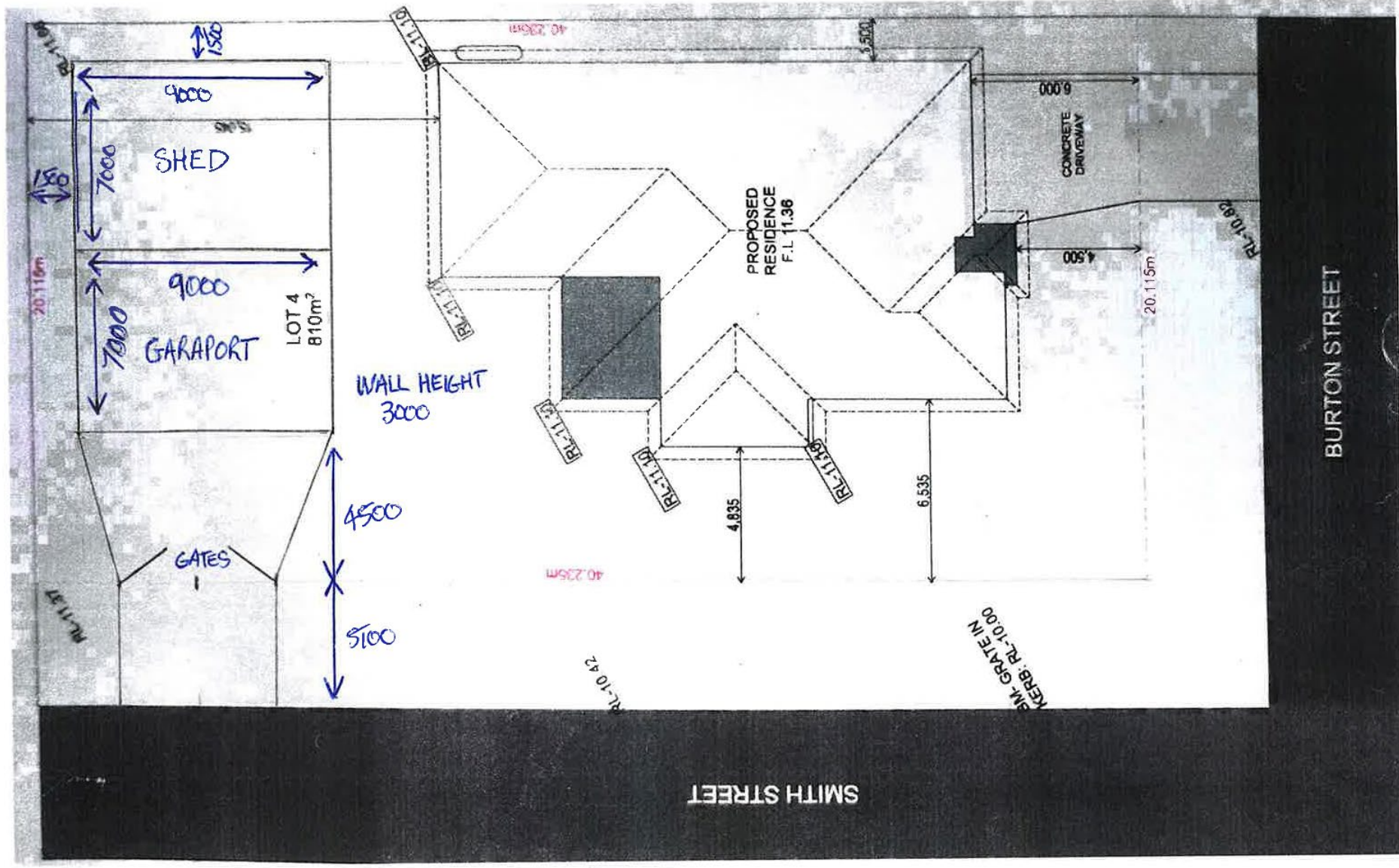
- |          |            |        |
|----------|------------|--------|
| <b>1</b> | Site Plan  | 1 Page |
| <b>2</b> | Elevations | 1 Page |

**Attachments (separate document)**

- |          |                      |        |
|----------|----------------------|--------|
| <b>3</b> | Justification Letter | 1 Page |
|----------|----------------------|--------|

*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.*

NOT TO SCALE APPROX







**14) CENTRAL NSW JOINT ORGANISATION SUBMISSION REGARDING THE ABILITY OF LOCAL GOVERNMENT TO FUND INFRASTRUCTURE AND SERVICES**

**Department:** Executive Services

**Author:** Councillor Scott Ferguson

**CSP Link:** 1. Maintain and Improve Public Infrastructure and Services

**File No:** CM.ME.3

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**Recommendation:**

That Council note the submission by the Central New South Wales Joint Organisation to the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport's inquiry into Local Government Sustainability.

**Reason for Report:**

For Council to note the recent regional submission made by the Central New South Wales Joint Organisation

**Report:**

The House of Representatives Standing Committee on Regional Development, Infrastructure and Transport announced an inquiry into local government matters, on 21 March 2024 with a particular focus on:

- The financial sustainability and funding of local government;
- The changing infrastructure and service delivery obligations of local government;
- Any structural impediments to security for local government workers and infrastructure and service delivery;
- Trends in the attraction and retention of a skilled workforce in the local government sector, including impacts of labour hire practices;
- The role of the Australian Government in addressing issues raised in relation to the above; and
- Other relevant issues.

The attached submission has been developed, endorsed and submitted on behalf of the members of the CNSWJO. Issues raised in the submission include:

- Cost shifting impeding financial sustainability
- Infrastructure and service delivery obligations of local government
- Impact of rate peg significantly reducing income
- Attraction and retention of skilled workforce

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

1 CNSWJO Submission

10 Pages

**Attachments (separate document)**

Nil

# Submission to the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport's inquiry into local government sustainability



30 May 2024

Enquiries: Ms J Bennett: 0428 690 935

[Make a Submission – Parliament of Australia \(aph.gov.au\)](https://aph.gov.au)

House of Representatives Standing Committee on Regional Development, Infrastructure and Transport

To whom it may concern,

**Re: Submission to the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport's inquiry into local government sustainability**

Joint Organisations (JO) were proclaimed in May 2018 under the NSW Local Government Act 1993. The Central NSW Joint Organisation (CNSWJO) represents over 177,000 people covering an area of more than 51,000sq kms comprising the eleven Local Government Areas of Bathurst, Blayney, Cabonne, Cowra, Forbes, Lachlan, Lithgow, Oberon, Orange, Parkes and Weddin.

Tasked with intergovernmental cooperation, leadership and prioritisation, JOs have consulted with their stakeholders to identify key strategic regional priorities. The CNSWJO Strategic Plan can be found here: [Strategic Plan & Regional Priorities - Central Joint Organisation \(nsw.gov.au\)](https://www.cnswjoo.org.au/strategic-plan)

Thank you for the opportunity to provide feedback on the inquiry into local government sustainability from the House Standing Committee on Regional Development, Infrastructure and Transport.

CNSWJO understands that The House of Representatives Standing Committee on Regional Development, Infrastructure and Transport will inquire into and report on local government matters, with a particular focus on:

- The financial sustainability and funding of local government;
- The changing infrastructure and service delivery obligations of local government;
- Any structural impediments to security for local government workers and infrastructure and service delivery;
- Trends in the attraction and retention of a skilled workforce in the local government sector, including impacts of labour hire practices;
- The role of the Australian Government in addressing issues raised in relation to the above; and
- Other relevant issues.

**The financial sustainability and funding of local government**

In the first instance, it is suggested that there be an agreed definition of financial sustainability for local government. An example of a potential definition is;

*“A local government will be financially sustainable over the long term when it is able to generate sufficient funds to provide the levels of service and infrastructure agreed with its community.”<sup>1</sup>*

In NSW Councils are administered under the Local Government Act and are rate capped. Under the Local Government Act Councils must use the Integrate Planning and Reporting Framework (IP&R) based on ISO 55,000.

Costs to councils in NSW are growing well above the rate cap and include:

- Costs of road building including quarrying, bitumen and fuel;
- the Emergency Service Levy;
- Costs of audit risk and improvement including the Auditor General;
- Costs of electricity including the AER determination for street lighting;
- The Local Government Award;
- The costs of local government elections;
- A review of the costs imposed by the NSW government through cost shifting;
- The costs of COVID-19; and
- The costs of disasters.

Cost shifting is a significant impediment to financial sustainability. IP&R guidelines require councils to produce 10 year long term financial plans. Unplanned financial shocks, such as cost shifting, impact council's ability to adequately plan for the future.

Cost shifting describes the situation where the responsibility for, or the cost of, providing a certain service, concession, facility or regulatory function is shifted from a higher level of government to Council **without the provision of corresponding funding or an ability to raise revenue** to adequately fund the shifted responsibility. The rates peg is based on lagging indicators and does not take into account cost shifting in the year it occurs. In many cases, cost shifting, is never factored into the rate peg.

In 2023, Local Government NSW estimated cost shifting had reached \$1.36 billion a year. This is estimated to equate to \$460.67 for each NSW ratepayer. Cost shifting reduces the availability of Council funding to provide and maintain essential infrastructure and services, impacts Council's financial performance, and places additional pressure on its financial sustainability.

Concurrently Federal Assistance Grants have been eroded. While the recently announced budget had some relief regarding roads the overall picture is deteriorating. It is understood that constitutional recognition is on the agenda of this government and this would help with the ongoing funding challenges.<sup>2</sup>

Then there is the sovereign risk of the withdrawal of significant change to funding streams such as FAGs and Resources for Regions which, when withdrawn, add to the level of income Councils must derive from elsewhere if existing service levels are to remain.

<sup>1</sup> TCORP Financial Sustainability of the New South Wales Local Government Sector Findings, Recommendations & Analysis” 2013 found [Eurobodalla Shire Council - Attachment 4 - TCorp Financial Assessment.PDF \(nsw.gov.au\)](https://www.nsw.gov.au/eurobodalla-shire-council-attachment-4-tcorp-financial-assessment.pdf)

<sup>2</sup> [Constitutional recognition of LG 'on Labor's future agenda' - Australian Local Government Association \(alga.com.au\)](https://alga.com.au/constitutional-recognition-of-lg-on-labor-s-future-agenda/)

This region is extremely concerned about the extent to which our communities that experience the shocks of massive industrial change such as decarbonisation. Please find in Figure One a Case Study from the response by CNSWJO to the review of the Energy Framework by what was the Department of Planning Industry and Environment at the time. As it stands, renewable energy generators are enjoying substantial income streams as part of its incentivisation while impacted communities are not being compensated. This is simply not fair and results in communities and their council representatives having to advocate with the resourcing impacts of being in a polity of growing anger.

All of the above suggests that Councils and communities need to be in control of their own financial destiny as much as possible to be able to weather the constant economic shocks of their business-as-usual operating environment.

### **The changing infrastructure and service delivery obligations of local government**

Under IP&R every community in this region has differing needs as identified in their Community Strategic Plans. The more remote the Council the greater likelihood they are offering services as the “provider of last resort.” In this region services include airports, water and sewer, childcare, housing and aged services. Added to this in the substantial and variable impacts of climate change on service level needs through drought and severe weather events.

Further, Councils need income to provide various services as regulated under multiple pieces of legislation. These have corollary costs imposed on them over which councils have no control. Local Government NSW has documented this growing challenge and its costs.<sup>3</sup> On top of this is the need to reserve or plan for income for those activities that the State may impose on Local Government, recent examples are Disaster Adaptation Plans that may be called for under the Reconstruction Act and the mandatory Audit Risk and Improvement Framework under the Local Government Act.

A hot topic in this region is the costs of audits where these have increased substantially since being imposed by the NSW Auditor General. The revised costs of audit were not provided to council in time to be incorporated into its LTFF or budget. Council therefore had no ability to plan for this so must consider the services it can provide, in order, to remain financially sustainable. Interestingly, given

#### **Case Study: Compensation for communities impacted by the rewiring of NSW**

At the time of writing the NSW Government is giving consideration to a revised energy policy framework. Included in this framework is guidance for voluntary compensation for affected communities. This includes a \$1050 per megawatt hour voluntary benefit sharing arrangement.

#### **Assuming**

- A 40% capacity factor for wind renewable energy generation
- The current price for Large Generation Certificate (LGC) is \$46; and
- All LGCs will be realised and they are realised annually as is the case at present.

\$1050 pa equates to just 0.7% of the annual income from only LGCs. The generator then sells its electricity at profit on top of that.

As it stands, renewable energy generation is being significantly incentivised and impacted communities are not being compensated. This is simply not fair.

*Figure 1 Case Study: Compensating Communities for the Rewiring of NSW – part of a response to the review of the Energy Framework being undertaken by the NSW Government.*

<sup>3</sup> [Cost Shifting Summary 2018.pdf \(lgnsw.org.au\)](https://www.lgnsw.org.au/~/media/Files/2018/04/Cost-Shifting-Summary-2018.pdf)



examples such as Central Coast, the extent to which this added level of scrutiny with its corollary costs and time blow-outs is making much of a difference is questionable.

Importantly, the accounting standard for Local Government in NSW (AASB 116) is confusing and not fit for purpose. This region has expressed concerns for depreciation in particular. AASB 116 depreciation is the systematic allocation of the depreciable amount of an asset over its useful life. The depreciable amount is the cost of an asset, or other amount substituted for cost, less its residual value. Depreciation can be described/explained as follows:

“Depreciation is a planned, gradual reduction in the recorded value of an asset over its useful life by charging it to expense. The use of depreciation is intended to spread expense recognition over the period of time when a business expects to earn revenue from the use of the asset.” It is also accepted that in the commercial environment depreciation expenses are integral in determining the profit distribution through dividends, this however is not afforded to councils as there is no taxation offset or benefit.

In local government depreciation is not used as a reserve for asset replacements and arguably things like roads do not have a “life,” Roman roads form the road base across Europe. When disasters are added into the equation it increases depreciation’s nonsense value. Given that roads are the biggest asset class with the greatest depreciation members of CNSWJO with significant road assets have particular challenges with depreciation.

NSW Councils are judged by the OLG as financially sustainable, in part, if their operating result is at least balanced. The operating result includes depreciation expense, i.e. Councils must constrain their operating expenditure to include non-cash depreciation expense which is increasing with asset revaluations and is a NSW Government requirement to include non-controlled RFS red fleet assets.

Councils also have to resource their side of state and federal legislation, regulation and assurance. If the state is not adequately resourced to regulate to the extent its bureaucrats aspire to, then it sets

### **Case Study – Modern Slavery Legislation – how an under resourced State entity drives costs up for Local Government and their suppliers**

Everyone supports the idea of fighting modern slavery through better supply chains. How should this be implemented?

As it stands, councils must manage the modern slavery risks of their supply chains including international businesses. Every council, every supply chain. Councils must report their compliance in a Formal Annual Report to the Auditor General, annually online with the Anti-Slavery Commission and as from 1 July, 2024 Online Reporting to the Anti-Slavery Commission for all contracts arising from any high risk procurement with a value of \$150K within 45 days from the date of contract.

Suppliers deemed high risk must be surveyed. Surveys alone are not enough, councils must also demonstrate due diligence and show what they are doing to reduce the risks including following up non respondents and offering them support in lowering their risks. All suppliers must be informed of their ratings. The total list of suppliers for Bathurst Regional Council is approximately 4,000, with over 100 currently rated as high risk. The estimate for the CNSWJO region’s members is 14,600, with a lot of overlap.

Meanwhile the advice on the Federal Attorney General’s website is that though they have a Register for Modern Slavery they do not check the veracity of the advice therein. Checking become councils’ job. The Commissioner suggests that this could include contacting business directly – hopefully councils have staff fluent in the languages of those countries viewed as high risk.

To be compliant there are 14 questions on Modern Slavery in every procurement activity the CNSWJO undertakes. Every supplier responding to Requests for Quotation and Tender must respond to these questions. The Commissioner’s guidance is suggesting these questions should be weighted between 5-10%. This competes with other criteria like safety, capability, quality, environmental, pricing and supporting local providers.

CNSWJO is undertaking this work collaboratively to try and reduce duplication both for suppliers and councils and can report that suppliers are furious.

*Figure 2 Case Study: Modern Slavery Legislation*

up resource intensive processes for councils to demonstrate their compliance. Water management frameworks are a case in point. Another is Modern Slavery Legislation. Please see the Case Study at Figure 2.

Not appreciating that Local Government is regulated under the Local Government Act, agencies such as the NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) seek to double regulate under their frameworks such as its Regulatory and Assurance Framework which duplicates the mandatory Integrated Planning and Reporting Framework (IP&R) under the Local Government Act. If NSW Government agencies supported the existing Local Government regulatory framework seeking to embed their aspirations into IP&R they will both get better outcomes and save everyone time, confusion, effort and money.

Then there is the cost of administering the state and federal government funding frameworks. Take for example disaster declarations double auditing where both the NSW and Australian Governments have separate concurrent audit processes councils must respond to while there is still no common sense on betterment.

Finally, Councils resource an inordinate amount of wasted time on processes generated by the other levels of government. Current examples are the more than five years of inputting into draft regional transport plans which are then dumped or five years on regional water strategies. The Transport Plan had several repetitive approaches as staff turned over/Machinery of Government changes occurred at Transport for NSW (TfNSW).

In its first iteration, the transport plan for the region undertook substantial cross agency engagement which had senior bureaucrats from agencies across the region working with senior TfNSW bureaucrats in a two day "Benefits Realisation" workshop. See at Figure 3 the output of this work. This approach to the transport plan was superseded by version two and this work was lost. The region is about to embark on version three as version two was axed with the change of government.

Another salient example is the extent to which these plans developed at the NSW Government level are ever implemented as well as their accountability. It is the CNSWJO Board's view that for plans for a region, such as transport, land use planning and water should have place-based implementation plans with associated governance and transparent accountability frameworks. **These do not exist for any agency that CNSWJO is aware of.** This means that all the resourcing applied by both all levels of government and community ultimately informs internal facing documents or becomes shelfware.



Figure 3 Table cloth sized output of a 2 day workshop of key senior staff in TfNSW and other agencies. The font is 9pt. This approach was ultimately superseded. The work was lost.



All of this builds the case for constitutional recognition.

The funding framework is another area that challenges councils' infrastructure and service delivery. Grant devolve, often from the federal level down through the state to local government. One General Manager in the region described the experience of grant funding as follows:

*"I feel like there are a mob of accountants and grant funding managers standing around me and I'm the only bloke with a shovel."*

The double auditing of federal disaster funding as it is then administered by the state government is just one example.

The challenges of the current funding framework can be summarised as follows:

- unrealistic timeframes for announcements and programs leading to poorer quality outcomes and reputational damage;
- significantly burdensome administration and application incurring council staff resource;
- significant financial impacts as grants come and go are successful or otherwise;
- programming being driven by funding opportunities rather than community priority;
- challenges with recruitment and retention as staff continuity is driven by ongoing grant acquisition success;
- insufficient allowance for administration and contingency;
- growing community expectation for councils to provide OPEX and/or top up funding for project completion for community owned infrastructure projects;
- poor or no alignment with Community Strategic Plans;
- community expectation that council will apply for those annual opportunities for Youth Week etc for trivial amounts;
- withdrawal of programs leaving legacy community expectations for councils to continue grant funded services; and
- metro focus.

### **Any structural impediments to security for local government workers and infrastructure and service delivery**

In NSW the rate peg is a significant structural impediment. The IPART information paper issued with its 2024-25 rates peg announcement noted that "on average, general income (from rates) represents around one third of NSW councils' combined total income. The impact of fluctuating rates pegs can significantly reduce council's income, in its Long Term Financial Plan. Rates peg percentages have in recent times, decreased when costs are rising steeply.

Our members question whether we have reached a point where the purpose of the rate peg is to strip communities and particularly rural and regional communities, of the services and infrastructure they need. There is no question that the rate peg will force councils to either cut services and the maintenance of core infrastructure such as roads, drainage and public buildings or drive them into debt. There has been some hope with the new methodology IPART has developed however history shows that it will not keep pace with rising costs. The new methodology has improved to a certain extent but still relies of lagged costs and average costs over time. This particularly impacts councils during inflationary periods. Rural and regional councils, with static populations, do not benefit from the population factor.

Rate pegging disempowers communities and their councils and flies in the face of IP&R. Councils and Joint Organisations spend time and effort trying to get a better result from IPART and advocating for financial sustainability.

As councils struggle with their financial positions, staff experience pressure and uncertainty as with income capped, the only solution to manage resourcing pressure is to cut services including staff. Councils across this region report that their staffing structures for this term are not at 100% where vacancies across the region range from 5% to 18%. Staff turnover rates for this term vary across the region, where the median is 16% showing that staff are willing to move on rather than stay in overworked situations. While assisting with sustainability, lower staffing numbers impacts the workloads of other staff. In order to meet the significant costs of legislative compliance, many councils are forced to employ contractors, generally, at a much higher rate, than employees.

In NSW Special Rate Variation processes take up staff time and are not always successfully navigated through council. General Managers are particularly at risk as elected representatives form views on their capacity to deliver financial sustainability. At its most toxic council sustainability becomes fodder of social media with council staff having to experience the stresses associated with online pile-ons. This has knock on effects of broader community confidence with the council, pressure on elected representatives and at council election time. The more toxic the environment the greater likelihood of poor governance and corollary poor fiscal management.

As councils in NSW are financially constrained they seek funding from other levels of government with their corollary administrative burden and lack of job security. Added to this is the constant in flow of “new jobs” that councils must do for example compliance with the Modern Slavery framework.

Then there is the issue of poor succession planning. There is a lack of funds for investing in the future where once newspapers were filled with cadetship roles over Christmas to pick up school leavers. Now councils put on wage freezes as they attempt to navigate the torturous Special Rate Variations to maintain staff with ballooning expectations. Other levels of government have not invested in succession instead the state and federal bureaucracies are typified by at best machinery of government change and at worst churn.

The vocational education sector and education frameworks more broadly is a challenge for CNSWJO member councils. A case in point in this region is the training of councils’ staff in the delivery of compliant, quality and secure water and sewer services. This region has dutifully attended over a decade of consultation on improving training for water utilities staff in NSW. Concurrently, it has done its best to train staff in a very thin trainer market with few or no courses on scope for any Registered Training Organisations in NSW. Navigability is difficult and well outside what the average council HR department could contemplate for a few staff at their local water utility. Arguably, CNSWJO has the highest percentage of trained staff in regional Australia. This has only been able to be achieved through aggregation, persistence, some tears and grit. For more detail please go to

The Local Government Award in NSW pays well below State Awards. In this region Councils must also compete with the mining sector. The Rate Peg supposedly takes consideration of the Award so where councils pay a higher amount they effectively go backwards.

Arguably all frameworks, whether they be legislative, regulatory, strategic or funding at the state and federal level make poor use of local government more broadly and regional communities in particular.

Take for example consideration of urban water for regional communities in the Murray Darling Basin.

There is a lack of recognition of the productive value of urban water to the economy at both the local and national level. This has been recognised by both the Productivity Commission and Infrastructure Australia where clearly more work is needed to understand the impact of drought on the resilience of urban communities and the social and economic implications of this.

Regional Water Strategies in NSW, five or more years in the making, are yet to be finalised for the communities of Central NSW. Implementation with associated governance and accountability is still under development. All Regional Water Strategies in NSW make the assumption that no town will run out of water and therefore in their cost benefit analyses do not include the social and economic benefits to NSW and the nation of not having to close down urban based industry and services.

### **Trends in the attraction and retention of a skilled workforce in the local government sector, including impacts of labour hire practices.**

With growing challenges in financial sustainability, succession planning for local government in NSW has been well-nigh impossible. Beyond financial constraints other significant challenges particularly for regional NSW include:

- the NSW Local Government Award not being competitive with either State awards or the mining and construction sectors;
- as grant funded positions are not for “business as usual” there is no job security for shorter term contracts of up to three years and staff move on;
- complex roles often requiring a good understanding of some type of legislation at best or requiring certain levels of training/tertiary qualifications at worst see a thin market in regional NSW;
- the training sector not being “regional council” friendly for on-the-job training with staff having to go away from home for training, this is particularly challenging for women with childcare obligations;
- the fragmentation and challenging navigability of the training and educational sector particularly for the more council specific roles, for example in the delivery of quality secure water and town planning; and
- the opacity and poor reputation of council roles – what young person says, “when I grow up, I want to be a health inspector.”

Without staff, councils engage consultancies where they are available, to provide support. This comes at a premium if available at all. At present, members are reporting that they just can’t get enough project managers to deliver the infrastructure task.

### **The role of the Australian Government in addressing issues raised in relation to the above**

In the first instance increasing untied Federal Assistance Grants particularly for regional and remote councils would be very helpful where 1% of GST has been suggested by the Australian Local Government Association.

Where previous federal governments have transferred responsibility to local government, for example airports in regional NSW, effort in ensuring funding for them to be fit for purpose should be undertaken.

Then there is an opportunity to have a good look at the administration of the competitive funding sector and examine ways to reduce the resources required for councils to participate.

Some effort in improving the navigability of the training and education sector would be welcomed.

Where possible funding that needs to be local should go directly to councils without the state introducing another level of time and resource wasting step in the process. If there are barriers to this, they should be removed. A particular effort needs to be undertaken in disaster funding.

Other areas this region is keen to work on with the federal government are reducing waste emissions and supporting the roll out of distributed energy.

Finally, supporting Constitutional recognition would be very helpful.

### **Any other related matters**

There is a significant opportunity cost to the Australian people of consistently not doing business better at the local level. The costs are ongoing and endemic and have never been effectively tackled. Concurrently innovations like Joint Organisations in NSW are an enabler the Australian Government could consider leveraging.

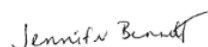
This JO delivers a conservative return on investment of 9.4:1 to its members for every dollar they spend on membership and programs. Working with other Joint Organisations it is identifying opportunities to do business better with the NSW Government. Current collaborations with the NSW government are around one source of truth for data, reducing emissions, water loss management or disaster preparedness are showing an effective and efficient way for NSW Government aspirations to be realised at the local level through a regional lens.

More mature regions with sound own source income have been able to transition into Joint Organisations and manage the regulatory burden. Others are finding it more than challenging and are stepping away from the model, undermining the overall value to the communities of NSW. The federal government could give consideration to providing direct support to regional council collaborations across Australia.

### **Conclusion**

This region hopes the work undertaken in this review will lead to genuine change and commends the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport, and the Parliament of Australia for taking on the challenge. Please contact Ms Jenny Bennett on 0428 690 935 or send an email to [jenny.bennett@centraljo.nsw.gov.au](mailto:jenny.bennett@centraljo.nsw.gov.au)

Yours sincerely



Ms Jenny Bennett  
**Executive Officer**  
Central NSW Joint Organisation

**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.

**15) 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.*