



File No: 4.1.14

NOTICE OF ORDINARY MEETING OF COUNCIL

Dear Councillor,

The next Ordinary Meeting of the Northampton Shire Council will be held on Friday 19th November 2021 in the Meeting Room of the Allen Centre, Grey Street, Kalbarri, commencing at 1.00pm.

Lunch will be served from 12.00pm.

A handwritten signature in blue ink, appearing to be 'Garry L Keeffe', is shown within a light blue rectangular box.

**GARRY L KEEFFE
CHIEF EXECUTIVE OFFICER**

12th November 2021



~ Agenda ~

19th November 2021

NOTICE OF MEETING

Dear Elected Member

The next ordinary meeting of the Northampton Shire

Council will be held on Friday 19th November 2021, at the

Allen Centre, Kalbarri commencing at 1.00pm.

GARRY KEEFFE
CHIEF EXECUTIVE OFFICER

12th November 2021

SHIRE OF NORTHAMPTON

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In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for licence, any statement, limitation or approval made by a member or officer of the **Shire of Northampton** during the course of any meeting is not intended to be and is not taken as notice of approval from the **Shire of Northampton**. The **Shire of Northampton** warns that anyone who has lodged an application with the **Shire of Northampton** must obtain and should only rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the **Shire of Northampton** in respect of the application.

Signed  _____

Date 12th November 2021

GARRY L KEEFFE
CHIEF EXECUTIVE OFFICER

AGENDA
ORDINARY MEETING OF COUNCIL
19th November 2021

1. OPENING

2. PRESENT

- 2.1 Leave of Absence
- 2.2 Apologies

3. QUESTION TIME

4. DISCLOSURE OF INTEREST

Councillors are to advise the Presiding Member or Chief Executive Officer prior to the meeting commencing of items they have a financial interest in or alternatively declare their interest immediately before the item that is to be discussed.

5. CONFIRMATION OF MINUTES

- 5.1 Ordinary Meeting of Council – 15th October 2021
- 5.2 Special Meeting of Council – 19th October 2021

6. RECEIVAL OF MINUTES

7. REPORTS

- 7.1 Works & Technical Services
- 7.2 Health/Building
- 7.3 Town Planning
- 7.4 Finance
- 7.5 Administrative & Corporate

8. COUNCILLORS & DELEGATES REPORTS

- 8.1 Presidents Report
- 8.2 Deputy Presidents Report
- 8.3 Councillors' Reports

9. NEW ITEMS OF BUSINESS FOR DECISION

10. NEXT MEETING

11. CLOSURE

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SHIRE OF NORTHAMPTON

**Minutes of Ordinary Meeting of Council held at the Northampton Council Chamber on
Friday 15th October 2021**

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10.1 OPENING

The President thanked all Councillors and staff present for their attendance and declared the meeting open at 1.00pm.

10.2 PRESENT

Cr C Simkin	President	Northampton Ward
Cr S Krakouer		Kalbarri Ward
Cr P Stewart		Kalbarri Ward
Cr S Smith		Kalbarri Ward
Cr S Stock-Standen		Northampton Ward
Cr D Pike		Kalbarri Ward
Cr R Suckling		Northampton Ward
Cr L Sudlow		Northampton Ward
Cr T Hay	From 2-00pm	Northampton Ward
Mr Garry Keeffe	Chief Executive Officer	
Mr Grant Middleton	Deputy Chief Executive Officer	
Mr Neil Broadhurst	Manager of Works and Technical Services	
Mrs Michelle Allen	Planning Officer	

10.2.1 LEAVE OF ABSENCE

Nil

10.2.2 APOLOGIES

Nil

10.2.3 WALGA RECOGNITION OF SERVICE TO LOCAL GOVERNMENT

On behalf of the Department of Local Government, Sport and Cultural Industries, Cr Simkin presented Cr Stock-Standen with a 'Long and Loyal Service Award' on behalf of the Western Australian Local Government Association in acknowledgement of 17 years of service as Councillor for the Shire of Northampton.

10.3 QUESTION TIME

Nil

10.4 DISCLOSURE OF INTEREST

Cr Krakouer declared a financial interest in Item 7.3.3 Mobile Food Vehicle 'Mad Macaws' as Cr Krakouer has a financial interest in a similar business and may incur a financial gain or loss from the decision of Council.

10.5 CONFIRMATION OF MINUTES

**10.5.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING
FRIDAY 17th SEPTEMBER 2021**

Moved Cr KRAKOUER seconded Cr SUCKLING

That the minutes of the Ordinary Meeting of Council held on the 17th September be confirmed as a true and correct record.

CARRIED 8/0

**10.5.2 RESCINDMENT OF MOTION 9.10.1 SPECIAL MEETING OF COUNCIL
(ITEM 7.5.1) OF MINUTES – ORDINARY COUNCIL MEETING FRIDAY
17th SEPTEMBER 2021**

Cr Sudlow raised the matter of the inability of some Councillors to attend the Special Meeting of Council scheduled for Monday 18 October 2021 and sought to reschedule the date of the meeting.

Moved Cr SUDLOW seconded Cr STOCK-STANDEN

That Council rescind the motion 9.10.1 Special Meeting of Council of the minutes of Ordinary Council Meeting Friday 17 September 2021 and set a new date and time for a Special Meeting of Council.

CARRIED 8/0

Moved Cr KRAKOUER seconded Cr STEWART

That the date for a Special Meeting of Council be rescheduled for Tuesday 19 October 2021 commencing at 9.30am to be held at the Northampton Council Chamber, Hampton Road, Northampton with the order of Business to be:

1. Swearing in of Councillors
2. Election of President
3. Election of Deputy President
4. Election of Committees
5. Election/Appointment of Delegates

CARRIED 8/0

10.6 WORKS & ENGINEERING REPORT

10.6.1 INFORMATION ITEMS - MAINTENANCE/CONSTRUCTION WORKS PROGRAM (ITEM 7.1.1)

Noted

10.6.2 REQUEST FOR QUOTE (RFQ – 03/2022) SUPPLY OF FLEET VEHICLES – 2021/2022, ONE (1) X 4 WHEEL ARTICULATED LOADER (ITEM 7.1.2)

Council determined that a Sale by Tender method should be undertaken for the sale of the trade in loader to ensure an equitable and transparent process is applied to the sale of this item of plant.

Moved Cr STOCK-STANDEN seconded Cr KRAKOUER

That Council defer the decision to purchase a new loader and the current loader (Shire plant number P252-NR10101) be advertised for sale by public tender process with results presented to Council for determination at their November 2021 meeting.

CARRIED 8/0

Neil Broadhurst departed the meeting at 1.26pm.

10.7 HEALTH & BUILDING REPORT

10.7.1 BUILDING APPROVALS (ITEM 7.2.1)

Noted.

10.8 TOWN PLANNING REPORT

10.8.1 RENEWAL OF LICENSE AGREEMENT – CANOE SAFARI TOURS (ITEM 7.3.1)

Moved Cr SMITH seconded Cr SUCKLING

That Council:

1. Grant Development Approval for an experiential use (canoe safaris) over Reserves 12996, 25307 & 26591 and Lot 1545, Murchison River Foreshore, Kalbarri subject to the following conditions:
 - a) This Development Approval is an approval for the proposed use for the purposes of the Shire of Northampton's *Local Planning Scheme No. 11 – Kalbarri* and the *Planning and Development Act (2005)* only and does not constitute and approval of the proposed use by the Shire in its capacity as management body of the reserve within which the use is proposed to be located;
 - b) This Development Approval is subject to:
 - (i) In-principle approval of the Shire in its capacity as management body of the reserve within which the proposed use is to be located;
 - (ii) Approval of the Minister of Lands in accordance with the provisions of the *Land Administration Act (1997)*; and
 - (iii) A license agreement being entered into by the applicant and the Shire in accordance with Council's *Policy 9.2 – Requirements for License Agreements to Use Crown Reserves for Commercial, Recreational and Tourism Activities*;

- c) This Development Approval shall remain valid whilst the License Agreement referred to in Condition (b)(iii) remains current and valid, and on the expiration or in the termination of such License Agreement, this Development Approval shall cease to be valid.
2. Authorise delegation to the Chief Executive Officer and Planning Officer for the preparation and execution of the License Agreement, with any disputes to be referred back to Council for final determination.

Advice Notes:

- Note 1: *The Applicant is advised that this development approval does not negate the requirement for any additional approvals which may be required under separate legislation including but not limited to Environmental Protection Act 1986, Fire and Emergency Services Act 1998 and Aboriginal Heritage Act 1972, It is the Applicant's responsibility to obtain any additional approvals required before the use lawfully commences.*
- Note 2. *The Applicant is advised that they should undertake due diligence and take into consideration the State's Aboriginal Heritage when planning specific developments associated with the proposal so as to mitigate any risks where heritage sites may be present. More information is available at <https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/aboriginal-heritage>*
- Note 3. *If the development/use the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect;*
- Note 4. *Where an approval has so lapsed, no development must be carried out without the further approval of the local government having first been sought and obtained.*
- Note 5: *If an Applicant or Owner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the Planning and Development Act 2005 Part 14. An application must be made within 28 days of determination.*

CARRIED 8/0

10.8.2 SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 7.3.2)

Noted.

Cr Krakouer declared a financial interest in Item 7.3.3 Mobile Food Vehicle 'Mad Macaws' as Cr Krakouer has a financial interest in a similar business and may incur a financial gain or loss from the decision of Council.

Cr Krakouer departed the meeting at 1.25pm.

10.8.3 PROPOSED DEVELOPMENT APPROVAL – MOBILE FOOD VEHICLE –
MAD MACAWS – RESERVE 25307 GREY STREET, KALBARRI (ITEM
7.3.3)

Moved Cr STEWART, seconded Cr SUCKLING

That Council, having taken into consideration the provisions of the Shire of Northampton's Local Planning Scheme No. 11 (Kalbarri) and the Shire's Local Planning Policy *Mobile Food Vehicles*, grant approval for a mobile food vehicle to operate upon Reserve 25307 in the carparking area opposite the Kalbarri Riverview Resort at the intersection of Clotworthy and Grey Streets, Kalbarri, subject to the following conditions:

1. Development/use shall be in accordance with the attached approved plans dated 15 October 2021 and subject to any modifications required as a consequence of this approval the endorsed plan(s) shall not be modified or altered without the prior written approval of the local government;
2. Any additions to, or change to, the approved use (not the subject of this consent/approval) requires further application and planning approval for that use/addition;
3. This Development Approval and Mobile Food Vehicle Permit is valid until 30 January 2022, after which the further renewal of the approval by the local government will be required. It is the responsibility of the operator to reapply in good time before expiration, and the local government will not automatically re-issue approvals;

4. That Council determines the application renewal fee of \$30 plus mobile food vehicle permit fee of \$250 for a three month period (as per Local Planning Policy – *Mobile food Vehicles*) as the appropriate fee for this application;
5. That it is the responsibility of the operator to pay the appropriate mobile food vehicle permit fee in good time before expiration, and the local government will not automatically issue renewal notices;
6. Should payment of the permit fee not be received by the due date, the current application will become void and no longer valid;
7. The Mobile Food Vehicle Permit issued shall be displayed on the dash or another prominent visible location of the approved vehicle at all operating times;
8. The approval is for one (1) Mobile Food Vehicle only;
9. The approved hours of operation of this food van are between 5pm and 9pm, 5 days per week from Thursday through to Monday;
10. The Applicant shall at no time interfere or obstruct the operations and activities of Reserves 25307 and Reserve 52436, or any approved users of the Reserves to the satisfaction of the local government;
11. Should substantiated ongoing complaints be received in relation to Condition No. (10), the Shire of Northampton reserves the right to review and/or revoke this Development Approval;
12. The Applicant shall obtain Public Liability Insurance coverage to a minimum of \$20 million, and forward a copy of this certificate to the Shire of Northampton, to comply with the provisions of the *Shire of Northampton's Local Planning Policy – Mobile Food Vehicles*;
13. No signage is permitted in relation to this Development Approval unless otherwise approved in writing by the local government;
14. This approval is issued only to D. Richardson and is NOT transferable to any other person or to any other land parcel, without the further application and approval of the Shire of Northampton;

15. The food van is approved to sell pastas, burgers, nachos, sushi, and salads and cool drink items only;
16. The Applicant is required to provide adequate rubbish disposal facilities, remove all rubbish associated with the operation and maintain clean and sanitary conditions at all times;
17. The land use hereby permitted shall not cause injury to or prejudicially affect the amenity of the locality by reason of the emission of smoke, dust, fumes, odour, noise, vibration, waste product or otherwise;
18. The mobile food vehicle is required to be removed from the approved Reserve locations at the close of business each day and is not permitted to be stored overnight upon any Reserve;
19. The use of a generator upon Reserve 25307 is only allowed during power outages and when the on-site power source is not accessible. At all other times, the Applicant shall utilise the power source provided by the Shire of Northampton;
20. The Applicant shall be wholly financially responsible for the use of electricity accessed via the metered outlet upon Reserve 25307;
21. The parking and storage of the commercial vehicle (mobile food vehicle) upon Lot 830 (No. 14) Bridgeman Rd, Kalbarri shall be provided for within the property boundary and the street verge areas are to be kept free of such vehicles;
22. The Shire of Northampton reserves the right to reposition the mobile food vehicle's permitted trading area, to be undertaken in consultation with the Applicant, so as to improve the efficiency and effectiveness of the site's use, if required.

Advice Notes

1. *The Applicant is advised that it is not the responsibility of the local government to ensure that all correct approvals are in place and that all conditions contained within said approvals are upheld during the operations of the business.*

2. *The Applicant is advised that compliance with any and all governmental legislation and regulations, including but not limited to the Health Act and Regulations, the Food Act and Regulations and the Environmental Protection (Noise) Regulations, is required at all times;*
3. *If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be made within 28 days from the date of this notice.*
4. *If a commercial vehicle owner/driver, who has been granted approval to park a vehicle on a lot, wishes to replace the vehicle with a different type of commercial vehicle, or park the vehicle in a different location to that approved, a new application is required to be lodged with the local government.*

CARRIED 8/0

Cr Krakouer returned to the meeting at 1.39pm.

10.9 FINANCE REPORT

10.9.1 ACCOUNTS FOR PAYMENT (ITEM 7.4.1)

Moved Cr SMITH, seconded Cr STOCK-STANDEN

That Municipal Fund Cheques 22119 to 22127 inclusive totalling \$61,394.17, Municipal EFT payments numbered EFT22628 to EFT22728 inclusive totalling \$949,911.54, Trust Fund Cheques 2637 to 2644, totalling \$5,657.20, Direct Debit payments numbered GJ0303 to GJ0312 inclusive totalling \$383,049.23 be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 8/0

10.9.2 MONTHLY FINANCIAL STATEMENTS – SEPTEMBER 2021 (ITEM 7.4.2)

Moved Cr STEWART, seconded Cr STOCK-STANDEN

That Council adopts the Monthly Financial Report for the period ending 30 September 2021.

CARRIED 8/0

10.10 ADMINISTRATION & CORPORATE REPORT

10.10.1 CAR PARK LIGHTING (ITEM 7.5.1)

Moved Cr STOCK-STANDEN seconded Cr STEWART

That Council defer the installation of solar lighting towers at the Allen Centre car parks for consideration in the 2022/23 Budget.

CARRIED 7/1

Cr PIKE wished for his name to be recorded as voting against the motion.

10.10.2 SUPERANNUATION FOR ELECTED MEMBERS (ITEM 7.5.2)

Moved Cr SMITH, seconded Cr SUCKLING

That Council, in response to the Western Australian Local Government Associations (WALGA) Draft Superannuation for Elected Members Policy, not support the payment of superannuation to Elected Members or an amendment to the Local Government Act 1995 to pay superannuation to elected Members.

CARRIED 8/0

10.10.3 REQUEST TO LEASE – LOT 81 SEVENTH AVE/KITSON CIRCUIT,
NORTHAMPTON (ITEM 7.5.3)

Moved Cr SUCKLING, seconded Cr STEWART

That Council:

1. Approve the leasing of Lot 81 Seventh Avenue/Kitson Circuit Northampton to John Van Maanen for the purpose of a laydown and storage area for fabrication equipment, machinery, steel supplies and workspace subject to:
 - (a) that the lessee to construct a commercial grade security fence on the boundary of Lot 81 within six months from the commencement of the lease term; and
 - (b) that the lessee to construct a light industrial shed on the lot with the same material and colours as existing sheds in the area within two years from the commencement of the lease.
2. That Council determine that the leasing of Lot 81 has no significant benefit to any other person as the lot has been vacant for many years and no other person/s have shown an interest in either leasing or purchasing the lot and therefore determine it be exempt from advertising requirements as per Section 3.58 of the Local Government Act 1995.

CARRIED 8/0

10.10.4 CHANGE TO BOUNDARY – RESERVE 36615 PORT GREGORY (ITEM
7.5.4)

Moved Cr STOCK-STANDEN, seconded Cr SUDLOW

That Council commence procedures to widen the foreshore severance of Port Street, including the facilities situated both on Reserve 36615 and on the adjoining UCL into the dedicated Port Street road reserve pursuant to section 56 of the *Land Administration Act* and Regulation 8 of the *Land Administration Regulations*.

CARRIED 8/0

Cr HAY joined the meeting at 2-00pm.

10.10.5 VIDEO CONFERENCING SYSTEM (ITEM 7.5.5)

Moved Cr SIMKIN, seconded Cr SMITH

That Council approves the purchase of a video conferencing system to include mobile screen with microphone, speaker, minimum 65" television screen, full integration with Council computer system, delivery, setup and training for a total cost of \$8,645 excl GST and this be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 9/0

10.10.6 REQUEST FOR FINANCIAL ASSISTANCE – CREATIVE OBSESSIONS
(ITEM 7.5.6)

Moved Cr SIMKIN, seconded Cr KRAKOUER

That Council not support the request by Creative Obsessions for a \$5,000 per annum contribution from Council for operational expenses and defers a decision on the request for an upfront grant to assist with the purchase of Lot 42 Hampton Road, Northampton for consideration at the 19 November 2021 Council meeting following clarification on the ownership and operation of the property.

CARRIED 9/0

10.10.7 CAMPFIRES – REQUEST FOR BAN (ITEM 7.5.7)

Moved Cr SUDLOW seconded Cr SMITH

That Council ban open campfires during the restricted and burning periods, being 15th October to 14th April each year at Lucky Bay, Little Bay and Half Way Bay camp areas as per Section 25 of the Bushfires Act 1954.

CARRIED 9/0

**10.10.8 LETTER OF SUPPORT – EASTERN STATE WORKERS APPROVALS (ITEM
7.5.8)**

Moved Cr STOCK-STANDEN seconded Cr SUDLOW

That Council provides a Letter of Support to Geraldton Building Services and Cabinets supporting the request to secure eastern state workers to relocate to the Midwest Region of Western Australia to address current worker shortages.

CARRIED 9/0

10.11 PRESIDENT'S REPORT

Since the last Council meeting Cr SIMKIN reported on his attendance at:

- 21/09/2021 Western Australian Local Government Week, Perth
- 22/09/2021 Hon. Minister for Emergency Services Reece Whitby MLA, Perth – Workforce Accommodation
- 24/09/2021 Western Australian Local Government Association, West Leederville – Health Support
- 12/10/2021 Mid-West Regional Road Group Meeting, Geraldton

10.12 VICE PRESIDENT'S REPORT

Since the last Council meeting Cr KRAKOUER reported on his attendance at:

- 20 - 21/09/2021 Western Australian Local Government Week, Perth
- 29/09/2021 Hon. Sandra Carr, MLC and Peter Foster, MLC, Kalbarri
- 5/10/2021 Kalbarri Foreshore Revitalisation meeting, Kalbarri

10.13 COUNCILLORS' REPORTS

10.14.1 CR SUDLOW

Since the last Council meeting Cr SUDLOW reported on her attendance at:

- 20 - 21/09/2021 Western Australian Local Government Convention, Perth
- 5/10/2021 Kalbarri Foreshore Revitalisation meeting, Kalbarri

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Friday 15th October 2021

10.14.2 CR PIKE

Since the last Council meeting Cr PIKE reported on his attendance at:

29/09/2021 Hon. Sandra Carr, MLC and Peter Foster, MLC, Kalbarri
5/10/2021 Kalbarri Foreshore Revitalisation meeting, Kalbarri

10.14.3 CR STEWART

Since the last Council meeting Cr STEWART reported on his attendance at:

20 - 21/9/2021 Western Australian Local Government Convention, Perth
29/09/2021 Hon. Sandra Carr, MLC and Peter Foster, MLC, Kalbarri
5/10/2021 Kalbarri Foreshore Revitalisation meeting, Kalbarri

10.14.4 CR HAY

Since the last Council meeting Cr HAY reported on his attendance at:

20 – 21/09/2021 Western Australian Local Government Convention, Perth

10.14.5 CR SMITH

Since the last Council meeting Cr SMITH reported on his attendance at:

12/10/2021 Kalbarri Visitor Centre meeting, Kalbarri

10.14.6 CR SUCKLING

Since the last Council meeting Cr SUCKLING reported on her attendance at:

5/10/2021 Kalbarri Foreshore Revitalisation meeting, Kalbarri

10.14 NEW ITEMS OF BUSINESS

10.14.1 INTERNET CAPACITY IN KALBARRI

Cr Stewart raised concern about slow internet speeds in Kalbarri and their continued decline which is impacting on businesses.

Moved Cr STEWART seconded Cr SUDLOW

That Council forward correspondence to Telstra and NBN seeking an explanation for slow internet speeds and their continued decline in Kalbarri.

CARRIED 9/0

10.14.2 EXPRESSION OF THANKS TO OUTGOING SHIRE PRESIDENT

Cr Stock-Standen acknowledged the efforts and commitment of Craig Simkin in his role as Shire President over the past ten years.

Moved Cr KRAKOUER seconded Cr SMITH

That Council records an official vote of thanks to Craig Simkin for the dedication and commitment shown in his term as Shire President of the Shire of Northampton.

CARRIED 9/0

10.15 NEXT MEETING OF COUNCIL

The next Ordinary Meeting of Council will be held on Friday 19th November 2021 commencing at 1.00pm at the Allen Centre, Kalbarri.

10.16 CLOSURE

There being no further business, the President thanked everyone for their attendance and declared the meeting closed at 2.45pm.

SHIRE OF NORTHAMPTON
Minutes of Ordinary Meeting of Council held at the Northampton Council Chamber on
Friday 15th October 2021

THESE MINUTES CONSISTING OF PAGES 1 TO 13 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON FRIDAY 19TH NOVEMBER 2021.

PRESIDING MEMBER: _____

DATE: _____

SHIRE OF NORTHAMPTON

**Minutes of a Special Meeting of Council held at the Northampton Council Chambers,
Northampton, on Tuesday 19th October 2021 for the purpose of swearing in of Councillors
and the Election of the President, Deputy President, Committees and Delegates.**

10.1 PRESENT

Cr S Krakouer	Kalbarri Ward
Cr E Sudlow	Northampton Ward
Cr D Pike	Kalbarri Ward
Cr- elect P Stewart	Kalbarri Ward
Cr R Suckling	Northampton Ward
Cr Elect S Stock-Standen	Northampton Ward
Cr Elect R Horstman	Northampton Ward
Mr G L Keeffe	Chief Executive Officer

10.2 APOLOGIES

Cr Elect T Gibb	Kalbarri Ward
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10.3 OPENING OF MEETING

The CEO, Mr Garry Keeffe declared the meeting open at 9:30 am.

10.4 QUESTION TIME

There were no members of the public present therefore no questions were raised.

10.5 SWEARING IN OF COUNCILLORS

Councillor Stock-Standen took the Affirmation of Allegiance read and signed the declaration to the Office of Councillor.

Councillor Stewart took the Oath of Affirmation, read and signed the declaration to the Office of Councillor.

Councillor Horstman took the Affirmation of Allegiance read and signed the declaration to the Office of Councillor.

10.6 ELECTION OF PRESIDENT

The Chief Executive Officer called for nominations for the position of Shire President.

Two nominations were received being Cr's Krakouer and Sudlow. As a result a secret ballot was conducted. Result of the secret ballot was:

Cr Krakouer	3 votes
Cr Sudlow	4 votes

Therefore Cr Sudlow was elected to the office of Shire President.

SHIRE OF NORTHAMPTON

Minutes of a Special Meeting of Council held at the Northampton Council Chambers, Northampton, on Tuesday 19th October 2021 for the purpose of swearing in of Councillors and the Election of the President, Deputy President, Committees and Delegates.

Cr Sudlow read aloud and signed the declaration to the Office of Shire President.

Cr Sudlow thanked Councillors for their confidence in electing her to the office of President.

10.7 ELECTION OF DEPUTY SHIRE PRESIDENT
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Cr Sudlow took the chair and called for nominations for the position of Deputy Shire President.

CEO advised that two nomination have been received from Cr's Horstman and Stewart for the office of Deputy Shire President.

As a result an election by secret ballot was undertaken. Result of the secret ballot was:

Cr Horstman	4 votes
Cr Stewart	3 votes

Cr Horstman read aloud and signed the declaration to the Office of Deputy Shire President.

10.8 ELECTION OF COMMITTEE'S

Moved Cr Stewart, seconded Cr Suckling

That the below Councillors be appointed to their respective Committees for a two year term:

Audit Committee

Cr's Sudlow, Stock-Standen, Suckling & Stewart

Disability Services Committee

Cr's Stewart, Suckling & EHO/BS

Senior Staff Employment Performance Review Committee

Cr's Sudlow, Horstman, Stewart, Suckling & CEO

CARRIED BY ABSOLUTE MAJORITY 7/0

10.9 ELECTION OF DELEGATES

Moved Cr Stewart, seconded Cr Suckling

That the below Councillors be appointed to delegates of the respective organisation for a two-year term;

Northampton Visitors Centre

Cr Suckling

Kalbarri Development Association – (includes Kalbarri Foreshore Re Development Plan)

Cr Pike

Kalbarri Visitors Centre

Cr Stewart

Kalbarri Sport & Recreation Club

Cr Pike

Kalbarri Roadwise Committee

Cr Pike

Coastal Sub Group of the Regional Road Group

Cr's Sudlow, Horstman & CEO

Batavia Local Emergency Management Committee

Cr Horstman and Deputy CEO

Development Assessment Panel

Cr Pike

Drought Resilience Planning Group

Cr Sudlow

Northampton Community Centre

Cr Stock-Standen

CARRIED 7/0

SHIRE OF NORTHAMPTON

Minutes of a Special Meeting of Council held at the Northampton Council Chambers, Northampton, on Tuesday 19th October 2021 for the purpose of swearing in of Councillors and the Election of the President, Deputy President, Committees and Delegates.

10.10 CLOSURE

There being no further business for discussion, the President thanked those members present for their attendance and declared the meeting closed at 9.56am.

THESE MINUTES CONSISTING OF PAGES 1 TO 3 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON FRIDAY 19 NOVEMBER 2021.

PRESIDING MEMBER: _____

DATE: _____

WORKS & ENGINEERING REPORT CONTENTS

7.1.1	INFORMATION ITEMS MAINTENANCE /CONSTRUCTION WORKS PROGRAM	2
7.1.2	REQUEST FOR QUOTE (RFQ - 03/2022) SUPPLY OF FLEET VEHICLES – 2021/2022 ONE (1) x 4 WHEEL ARTICULATED LOADER	4

7.1.1	INFORMATION ITEMS – MAINTENANCE/CONSTRUCTION WORKS PROGRAM
--------------	---

REPORTING OFFICER:	Neil Broadhurst - MWTS
DATE OF REPORT:	10th November 2021

Since 11th April 2021, Works when possible have basically surrounded the effects of cyclone Seroja. Vegetation removals, roadside furniture replacement including signs and guideposts etc have all been prioritized and progressing. These works shall continue. However, with the commencement of the 2021 harvest day labour crew works have been targeted in this area.

The following works, outside of the routine works, have been undertaken since the last report and are for Council information.

Specific Road Works

- Maintenance grading carried out on Ogilvie East, Isachar, Teakle, Ruddaway, Oakabella East, Yarra, Jackson, Hatch, Nolba Stock Route, Reynolds, Yambuna, Ogilvie South, Sudlow, Thomas, Ralphs, Oakabella Homestead, Oakabella East, Binu East, Starling, Hose, Balline, Ajana Back, Barrel Well, Eastough, Hulme and Warribanno Chimney Road/s.
- Gravel Patching/Sheeting/Verge works carried out on Ogilvie East, Nolba Stock Route, Hatch, Starling, Oakabella Homestead, Oakabella East and Starling Road/s.

Maintenance Items

- General – Various signage and road furniture works mainly surrounding cyclone Seroja works.
- Northampton – Community Centre – Drainage issue surrounding groundwater and possible reticulation water leakage.
- Northampton – Kings Park Garden reinstatement and additional mulching works.
- Northampton – Firebreaks installed/maintained to ensure all LGA comply.
- Northampton and Horrocks – Assistance with supply of gravel to sites.
- Northampton Tip Site – Significant maintenance works including closure of some areas.
- Northampton and Kalbarri – Potholes works undertaken.
- Northampton AFL Football figures – Assistance with site works.
- Northampton – Cartage of material and works to reinstate damaged verge areas.
- Kalbarri – Seroja reinstatement works – Progress with the southern foreshore area surrounding the Sandspit bore area. Power to site reinstated, bore infrastructure reinstated, reticulation operational and repaired with onset of warmer weather. Installation of new pump cover undertaken.

- Kalbarri – Coastal carpark areas, repairs to drainage scours etc.
- Kalbarri – Backfill works completed at boat hire retaining wall site.
- Kalbarri – Shell Park/Marina assistance with playground installation.
- Binnu – Water supply issue with existing water supply line.
- Binnu Tip Site – Works progressing to close existing area and development and opening of new site.

Other Items (Budget)

- Northampton – Gwalla Street / Second Avenue works commenced.
- Kalbarri – Allen Centre long vehicle parking area. White lining and pavement markings marked out waiting for painting to be undertaken.

Plant Items

- Northampton Construction Loader – Request for Quotes and Outright Sale documents have been advertised and closed 10th November 2021. Presented at Council's November 2021 meeting.
- Northampton Fleet vehicles – Supply of 1 x Sedan and 3 x Utilities advertised and close on 1st December 2021. To be presented at Council's December 2021 meeting.

Staff Items

- 3 Staff completed Craning/Slewing course to satisfy load lifting requirements.

OFFICERS RECOMMENDATION

For Council information.

**7.1.2 REQUEST FOR QUOTE – (RFQ – 03/2022).
SUPPLY OF FLEET VEHICLES – 2021/2022
ONE (1) x 4 WHEEL ARTICULATED WHEEL LOADER**

REPORTING OFFICER:	Neil Broadhurst - MWTS
DATE OF REPORT:	10th November 2021
APPENDICES:	1. Nil.

SUMMARY:

Council to determine quotes for the supply of One (1) New 4 Wheel Articulated Loader Truck and/or sale of Councils existing loader as a trade or sale only basis.

BACKGROUND:

Trade vehicle – 2013 Komatsu 4 Wheel Articulated Loader (P252 – NR10101 – 8500 hours August 2021).

Management utilized the West Australian Local Government (WALGA) Preferred Supply Panel – Contract Number RFQ 023_11 Documentation and Specifications to advertise the quote.

Documentation was prepared in requesting a new 4 Wheel Articulated Loader (as per existing loader fleet specifications). An identical sized/powered plant item was requested for the loader. Option to supply the plant item with an IT/Quick release tool carrier was also requested.

Quotes (Request for Quote) for the supply of one new 4 Wheel Articulated Loader and /or sale of Councils 4 Wheel Articulated Loader as a trade or sale only basis closed 4:00pm Wednesday 29th September 2021.

Following presentation of this item to Council at their October 2021 general meeting additional advertising was carried out as directed by Council to offer the trade vehicle to interested parties via 'Outright Sale'.

Advertising for sale of Councils existing 4 Wheel Articulated Loader on an Outright sale only basis was carried out in the 'Geraldton Guardian' (Friday 22nd October 2021) and 'Northampton News' (November 2021) closed 4:00pm Wednesday 10th November 2021.

In addition to this, written confirmation from suppliers who have submitted a quote for the new loader was requested to confirm that their submitted quotes remain current and unchanged to the end of November 2021. All suppliers have confirmed this information.

FINANCIAL & BUDGET IMPLICATIONS:

The 2021/2022 Budget made the following provisions for the purchase of new and trade vehicles. (All figure excluding GST)

Purchase of New.

4 Wheel Articulated Loader. (Vehicle 1)	\$ 330,000
Total	\$ 330,000 (exc GST)

Proceeds from Sale (Trades)

4Wheel Articulated Loader (Trade 1)	\$ 85,000
Total	\$ 85,000 (exc GST)

Available funds as per within 2021/2022 budget \$245,000 (exc GST)

SUMMARY OF QUOTES:

Due to the confidentiality matter included in this item a separate report is provided

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.1.2.

For Council Determination.

SHIRE OF NORTHAMPTON

WORKS CREW 12 MONTHLY PROGRAM AND PROGRESS REPORT (2020/2021)

(November 2021)

2021/2022 Budget Works	Job No	Status	Comments
<u>REGIONAL ROAD GROUP PROJECTS - 150300</u>			
Kalbarri Road Reseal works 28.00 - 38.00 slk	RR14		
Northampton Nabawa Road Reseal works 0.00 - 4.38 slk	RR15		
<u>ROADS TO RECOVERY - 152100</u>			
Ogilvie East Road Reseal works 0.00 - 3.20 slk	RT36		
Kalbarri Road Reseal 28.00 - 38.00 slk	RT37		
Northampton Nabawa Road Reseal works 0.00 - 4.38 slk	RT38		
Port Gregory Road Reseal works 0.00 - 5.32 slk	RT39		
<u>MUNICIPAL FUND CONSTRUCTION - 150600</u>			
Carried Over from 2019/2020			
<u>Kalbarri</u>			
Karina Mews Reseal and replace concrete kerbing 210m	R982		
Smith Street Asphalt reseal and replace concrete kerbing 0.40 - 0.66 slk	R990		
Cont.			
2021/2022 Budget Works	Job No	Status	Comments

<u>MUNICIPAL FUND CONSTRUCTION - 150600</u>			
New Projects			
<u>Northampton</u>			
Gwalla Street Construct, Seal and Drainage	R326		
Second Avenue Construct, Seal and Drainage	R327		
Forrest Street Reseal 0.42 - 1.37 slk	R328		
Brook Street Reseal 0.00 - 0.?? slk	R329		
Harney Street Reseal 0.00 - 0.?? slk	R331		
<u>Kalbarri</u>			
Grey Street Stage 1 Asphalt reseal	R330		
Richardson Street Reseal 0.000 - 0.??slk	R333		
Daglish Crescent Reseal 0.030 - 0.00 - 0.?? Slk	R334		
Grey Street Construct parrallel parking - Wood street north on west side.	R996	COMPLETE	
<u>Horrocks</u>			
Glance Street Reseal xx -xx slk	R223		
Mitchell Street Seal access to dump point	5044		
Cont.			
2021/2022 Budget Works	Job No	Status	Comments

Rural			
Port Gregory Road Reseal works 0.00 - 5.32 slk	R332		
<u>MUNICIPAL FOOTPATHS - 150900</u> Carried Over from 2019/2020			
Northampton - Stephen Street Replace DUP from NWCH to West Street	F702		
Kalbarri - Grey Street Replace DUP at front of Allen Centre	F707		
<u>MUNICIPAL FOOTPATHS - 150900</u> New Projects			
Kalbarri - Malaluca Pathway Maintenance of existing	08/T379		
Kalbarri -Grey Street Replace old asphalt with concrete opposite Allen Centre	F715		
<u>OTHER WORKS - Depots/Ovals/Parks/Gardens etc</u>			
Northampton - Oval renovation Undertake Verti mowing	F016	COMPLETE	October 2021
Northampton Tip Site Turn Contamination site - 2 actions per year	3854/08		
Northampton Cemetery Site - Memorial Tree area Stage 2 - Shelter and Paving to south	4422/08		Works commenced
Northampton - Community Centre Install drainage pipe	08/D003	COMPLETE	
Kalbarri - Oval Renovation Undertake Verti Drain	F003	COMPLETE	October 2021
Binnu Tip Site Establish new site/trenches Cont.	3858/08		Works commenced
2021/2022 Budget Works	Job No	Status	Comments

<u>PLANT ITEMS - Major</u>			
Northampton - New Loader (Construction) Purchase new - trade/sell existing P252 Loader	4214/99		Advertised - November General meeting
Northampton - New Maintenance Truck Purchase New - trade/sell P234	4214/99	COMPLETE	Delivered by -Purcher International
Northampton - Load Covers 1 x Truck, 1 x Trailer Install and fit Load Covers	4214/99		
Horrocks - New Zero Turn Mower New mower	4214/99		
<u>PLANT ITEMS - Minor/Other/Sundry tools</u>			
Northampton - Set of hand held 2-way radios	7362/02		
Northampton - Tip site generator	7362/02		
Northampton - Chainsaw small rechargeable	7362/02		
Northampton Maintenance - Stihl power sweeper	7362/02		
Northampton - Manager of Works Dash Cam	7362/02		
Northampton - Tip Site water tank	7362/02		
Kalbarri - Chainsaw small rechargeable	7362/02	COMPLETE	
Kalbarri - Ranger Ute storage box	7362/02	COMPLETE	

HEALTH AND BUILDING REPORT CONTENTS

7.2.1	BUILDING STATISTICS FOR THE MONTH OF OCTOBER 2021	2
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7.2.1	INFORMATION ITEM: BUILDING STATISTICS
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DATE OF REPORT:	12th November 2021
RESPONSIBLE OFFICER:	Deb Carson – Manager of Building Services

1. BUILDING STATISTICS

Attached for Councils' information are the Building Statistics for October 2021.

OFFICER RECOMMENDATION – ITEM 7.2.1
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For Council information.

SHIRE OF NORTHAMPTON - BUILDING APPROVALS - OCTOBER 2021

Approval Date	App. No.	Owner	Builder	Property Address	Type of Building	Value
05-10-21	21CS139	Global Ag Properties II Australia Pty	Wheatbelt Steel Pty Ltd (103186)	Loc 750, No 851 Ogilvie West Rd, Ogilvie	Steel frame, metal clad farm shed	\$ 148,060.00
05-10-21	21CS158	Kate and Mark Ralph	Kate and Mark Ralph	19 (Lot 6) Carlton Crescent, Kalbarri	Patio 48sqm replacement	\$ 4,000.00
05-10-21	21CS160	Henry Westlake	Noel Visser	15 (Lot 323) Hasleby St, Kalbarri	Remove 10m ACM fence	\$ 3,825.50
05-10-21	21CS161	TN & AL Gardiner	Noel Visser	22 (Lot 230) Patrick Crescent, Kalbarri	Remove ACM cladding from roof of dwelling	\$ 3,000.00
05-10-21	21CS162	P Coetzer	Noel Visser	18 (Lot 220) Hasleby Street, Kalbarri	Replace ACM on dwelling walls	\$ 18,000.00
07-10-21	21086	Clinton Maver	Level 1, 826 Albany Hwy, East Vic Park	73 (Lot 358) Bateman Street, Northampton	Construction of new storage shed	\$ 18,570.00
07-10-21	21100	St Mary's Catholic Church	St Mary's Catholic Church	26 (Lot 26) Mary St, Northampton	3x Sea Containers with pitched roof	\$ 19,000.00
07-10-21	21CS130	Christine Ball	Batavia Timber & Salvage (WAD288 & WR379)	64 (Lot 33) Mary Street	Full demolition of house including	\$ 27,830.00
07-10-21	21CS151	R & V Davis/M & C Cannon	Gliss Holdings Pty Ltd (WR313)	5 (Lot 270) Ash Place, Kalbarri	Remove all ACM from the building	\$ 11,000.00
07-10-21	21CS157	HJ Pierce and JD Mayo	Kingston Building Australia (BC13901)	69 (Lot 23) Robinson St, Northampton	Replace roof cladding to dwelling	\$ 241,491.00
08-10-21	21074	Ann Lee-Steere	Connolly Creative Building Co.	7 (Lot 62) Horan Way	Bedroom & Ensuite extention	\$ 49,500.00
08-10-21	21CS152	Jo McGill	WA Insurance Builders Pty Ltd (100985)	5 (Lot 713) Callion Way, Kalbarri	Replace roof battens and cladding	\$ 279,789.40
08-10-21	21CS163	Sunpoint Nominees	Boodjera Construct Pty Ltd (130403)	44 (Lot 472) Porter Street, Kalbarri	Repairs to motel and walkways	\$ 880,000.00
08-10-21	21CS169	RB & MJ Burgess	Gliss Holdings Pty Ltd	8A (Lot 42) Grey St, Kalbarri	Remove asbestos fence	nil
11-10-21	21CS114	I Bursnell & J Booth	Noel Visser	U1/15 Carlton Crescent, Kalbarri	Full demolition of house & clear site	\$ 15,000.00
11-10-21	21CS153	KS Drage	Auspan Building Systems P/L (12984)	29 Pigeon Well Rd, Northampton	Farm shed, steel clad, steel frame	\$ 283,991.00

SHIRE OF NORTHAMPTON - BUILDING APPROVALS - OCTOBER 2021

Approval Date	App. No.	Owner	Builder	Property Address	Type of Building	Value
11-10-21	21CS170	KC Investments Pty Ltd	Gliss Holdings Pty Ltd	14 (Lot 343) Penn Street, Kalbarri	Remove ACM fence/erect Colorbond fence	\$ 6,000.00
12-10-21	21CS135	FA Ralph	Alexander Thomas Reid Boodjera Construct P/L	141 (Lot 601) Hampton Rd, Northampton	Replace roof cladding, remove	\$ 242,550.00
14-10-21	21096	W&D Smith	Capricorn Blue Pty Ltd	41 (Lot 45) Hackney St, Kalbarri	Patio and shed addition to residence	\$ 35,170.00
14-10-21	21CS148	Edith Blood	Kingston Building Australia (BC13901)	152 (Lot 234) Stephen St, Northampton	Replace timber battens & C/bond	\$ 250,842.00
14-10-21	21CS164	S Cloughessy	Inserve Australia T/A Construct Services (13655)	9 (Lot 352) Patrick Crescent, Kalbarri	Replace ACM roof with Colorbond, repair wall	\$ 195,313.47
15-10-21	21CS159	RL McVeigh	OCS Building Maintenance (12132)	6 (Lot 724) Menari Court, Kalbarri	construct 30m brick fence, repair	\$ 80,988.07
15-10-21	21CS166	G Teakle	Wheatbelt Steel Pty Ltd (103186)	817 (Loc. 72) Port Gregory Road, Sandy Gully	Rebuild steel clad farm shed	\$ 221,320.00
15-10-21	21CS175	GE & NA Balaam	Inserve Australia T/A Construct Services	123 (Lot 81) Hampton Rd, Northampton	Reroof dwelling	\$ 137,154.00
15-10-21	21CS178	JM & HF Regan	Inserve Australia T/A Construct Services	8B (Lot 500) Harvey Place, Kalbarri	Replace battens and cladding to roof, repair wall cladding	\$ 151,916.00
15-10-21	21CS179	Raina Robinson	Inserve Australia T/A Construct Services	18 (Lot 701) Gantheaume Cr, Kalbarri	Replace roof battens and cladding, repair verandah	\$ 106,817.00
15-10-21	21CS180	RG & JM Borschmann	Inserve Australia T/A Construct Services	8 (Lot 41) Grey St, Kalbarri	Replace ACM roof with Colorbond, Repair brick wall, shed, dwelling roof battens and ceilings	\$ 152,061.44
19-10-21	21CS171	Coolooloo Nominees Pty Ltd	Pure Steel Shed Constructions	1220 Wundi Rd, Northampton	Rebuild steel framed steel clad farm shed	\$ 108,311.50
19-10-21	21CS172	Coolooloo Nominees Pty Ltd	Pure Steel Shed Constructions	1220 Wundi Rd, Northampton	Rebuild steel framed steel clad farm shed	\$ 106,777.00
19-10-21	21CS173	Coolooloo Nominees Pty Ltd	Pure Steel Shed Constructions	201 Port Gregory Road, Northampton	Rebuild steel framed steel clad farm shed	\$ 222,537.10
20-10-21	21101	Nookanderri Nominees Pty Ltd	Fox Modular	331 Ford Road, Binu	Transportable workers accommodation	\$ 90,000.00

SHIRE OF NORTHAMPTON - BUILDING APPROVALS - OCTOBER 2021

Approval Date	App. No.	Owner	Builder	Property Address	Type of Building	Value
20-10-21	21CS183	W & D Smith	Capricorn Blue Ent P/L	16 (lot 336) Cornell Place	Cyclone repairs and new patio/verandah	\$ 19,800.00
25-10-21	21CS195	Margaret Clancy	Bellaluca Construction (WAD376)	104 (Lot 450) Stephen St, Northampton	Remove ACM from dwelling and shed	\$ 29,942.00
26-10-21	21097	Derryn Cotterill	Derryn Cotterill (O/B)	168 (Lot 348) Wannarenooka Rd, Northampton	Transportable ancillary dwelling (2ndH)	\$ 30,000.00
26-10-21	21109	R & M Denney	Outdoor World Wangara (8293)	74 (Lot 20) John Street, Northampton	Construct new carport	\$ 23,650.00
26-10-21	21CS147	P & P Rock	AJ Grant Building Pty Ltd (100480)	39 (Lot 250) Smith St, Kalbarri	Replace timber battens & C/bond	\$ 153,190.00
26-10-21	21CS174	PJ Hellmrich	Lane Hose (WR 336)	48L (Lot 63) Fifth Avenue, Northampton	Demolish 50m ² ACM fence	\$ 4,800.00
26-10-21	21CS186	TA & ML DeBoick	Inserve Australia T/A Construct Services (BC13655)	25 (Lot 946) Crocos Circuit, Kalbarri	Replace roof sheeting, new garage, new masonry wall	\$ 276,094.00
26-10-21	21CS187	RM & MJ Eves	Presidential Building Services (103023)	1 (Lot 782) Cygnet Court, Kalbarri	Rebuild cyclone-damaged carport	\$ 13,500.00
27-10-21	21103	SM Robertson	Owner Builder	9 (Lot 231) Carlton Crescent, Kalbarri	Construct new 48sqm Colorbond shed	\$ 12,000.00
27-10-21	21106	RJ Hartwich & NB McCullough	Sheds Down South	8 (Lot 332) Cornell Place, Kalbarri	Construct new steel framed, steel shed	\$ 10,500.00
27-10-21	21110	BA & KAW Ashford	WA Country Builders (11422)	42 (Lot 22) Jacques Blvd, Kalbarri	Construct new two storey dwelling	\$ 601,931.00
27-10-21	21CS128	D&H Stinson	Titanium Services	11 (Lot 139) Brook Street	Rebuild carport	\$ 8,200.00
27-10-21	21CS140	G Teakle	CSS Contracting	Loc 70, No 256 Mitchell Rd, Sandy Gully	new garage to replace cyclone	\$ 20,000.00
27-10-21	21CS177	Sun River Chalets	Bay Building Services (BC14536)	Units 2-22 Sun River Chalets	Replace roof battens and cladding to multiple units	\$ 997,444.68
27-10-21	21CS188	RG Murray & CA Mellowship	Shoreline Outdoor World (101567)	2 (Lot 4) Horrocks Road, Northampton	Replace damaged patio and lean-to	\$ 18,784.00
27-10-21	21CS190	Brett Jones	Bellaluca Construction (WAD376)	10 (Lot 13) Rosser St, Northampton	Demolish house and clear site	\$ 36,096.00
27-10-21	21CS194	RG Hasleby	Outdoor World Wangara (8293)	972 Horry Road, East Bowes	Rebuild patio	\$ 17,820.00
28-10-21	21CS204	LW & JF Sutton	Bellaluca Construction (WAD376)	4 (Lor 255) Hasleby St, Kalbarri	Remove ACM from dwelling	\$ 9,845.00
29-10-21	21104	RB Burges	Owner Builder	3874 (Lot 14) George Grey Drive, Kalbarri	Construct new steel framed, steel clad shed	\$ 170,000.00
29-10-21	21107	PA Vukelic	Bradley Smith Builders (100380)	2 (Lot 67) Horan Way, Horrocks	Retaining wall only	\$ 70,000.00

SHIRE OF NORTHAMPTON - BUILDING APPROVALS - OCTOBER 2021

Approval Date	App. No.	Owner	Builder	Property Address	Type of Building	Value
29-10-21	21CS167	TJ & GM Ivey	Johns Lyng Insurance Building Solutions (101004)	12 (Lot 515) Chick Pl, Kalbarri	Replace roof battens, cladding and ceilings, remove ACM wall sheeting	\$ 140,701.99
29-10-21	21CS168	L Page- Sharp	Johns Lyng Insurance Building Solutions (101004)	3 (244) Carlton Cr, Kalbarri	Repairs to battens, sheeting and ceilings of dwelling	\$ 185,384.25
29-10-21	21CS184	JH Wood	Auspan Building Systems (12984)	1697 (Loc. 8623) Swamp Rd, Yallabatharra	Rebuild steel framed steel clad farm shed	\$ 248,085.00
29-10-21	21CS189	ME Ash	Auspan Building Systems (12984)	1519 Horrocks Road, Sandy Gully	Rebuild steel clad, steel framed farm shed	\$ 175,000.00
29-10-21	21CS191	Gregory Donaldson	Gregory Ellis	33 (Lot 253) Smith Street, Kalbarri	Replace battens and cladding on roof of dwelling and verandah	\$ 18,000.00
29-10-21	21CS192	CJ & JA Howlett	Johns Lyng Insurance Building Solutions (101004)	35 (Lot 48) Hackney Street, Kalbarri	Replace roof battens & cladding to dwelling, patio and shed	\$ 292,687.65
29-10-21	21CS193	AC & DL Shiosaki	Johns Lyng Insurance Building Solutions (101004)	27 (Lot 121) Mortimer Street, Kalbarri	rebuild patio, repair wall cladding and exterior staircase	\$ 43,915.16

**TOWN PLANNING REPORT
NOVEMBER 2021**

7.3.1	PROPOSED LAND-BASED FISHING TOURS LICENSE AGREEMENT – RESERVE 12996 (NORTH), R26591 MURCHISON RIVER FORESHORE, KALBARRI AND COMMERCIAL VEHICLE PARKING AND STORAGE UPON LOT 202 (NO. 137) STILES ROAD, KALBARRI 2	
7.3.2	SUMMARY OF PLANNING INFORMATION ITEMS.....	77

7.3.1 PROPOSED LAND-BASED FISHING TOURS LICENSE AGREEMENT – RESERVE 12996 (NORTH), R26591 MURCHISON RIVER FORESHORE, KALBARRI AND COMMERCIAL VEHICLE PARKING AND STORAGE UPON LOT 202 (NO. 137) STILES ROAD, KALBARRI

LOCATION:	Reserve 12996 (North) and Reserve 26591 Murchison River Foreshore, Kalbarri and Lot 944 on Deposited Plan 74339, Lot 202 (No. 137) Stiles Road, Kalbarri
APPLICANT:	Robert Tenaglia
FILE REFERENCE:	10.6.1.3
DATE OF REPORT:	11 November 2021
REPORTING OFFICER:	Michelle Allen
RESPONSIBLE OFFICERS:	Hayley Williams and Garry Keefe
APPENDICES:	
1.	Application Details
2.	Schedule of Submissions

AUTHORITY / DISCRETION:

Quasi-Judicial *when Council determines an application within a clearly defined statutory framework, abiding by the principles of natural justice, acting only with discretion afforded it under law, and giving full consideration to Council policies and strategies relevant to the matter at hand. These decisions are reviewable by the State Administrative Tribunal.*

SUMMARY:

Council is in receipt of an application for Development Approval for Kalbarri Land Based Fishing Tours to use Reserve 12996 (North) and Reserve 26591 to provide experiential fishing tours along the northern coastline of Kalbarri. Reserves 12996 and 26591 are vested in the Shire of Northampton, and therefore a Licence Agreement is also being sought for the use of land to transport customers to coastal fishing sites, for the launching of a registered barge vessel and tender boat and for land-based whiting tours between the months of November and April each year.

Advertising of the proposal was undertaken in August/September 2021 with 14 days allowed for submissions to be made in respect of the application. During the period 26 submissions were received with 15 raising objections.

This Application for Development Approval has been referred to Council as it is a business seeking approval to use reserved land vested in the Shire of Northampton and a number of objections have been made regarding the proposal.

This report recommends conditional approval of the Application for Development Approval to utilise Reserve 12996, Reserve 26591 and Lot 944 for the purpose of

conducting land-based fishing tours that traverses the reserves as part of a collective coastal recreational activity but does not support overnight tours.

LOCALITY PLANS:

Figure 1 – Location Plan (Proposed location of coastal fishing tours in red)

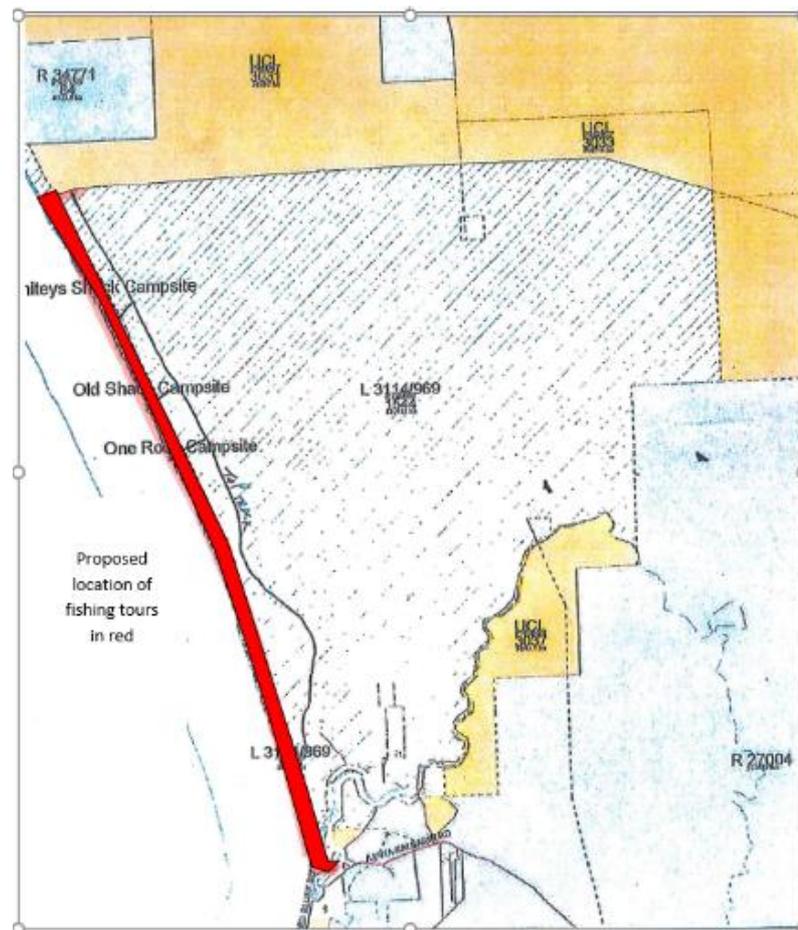
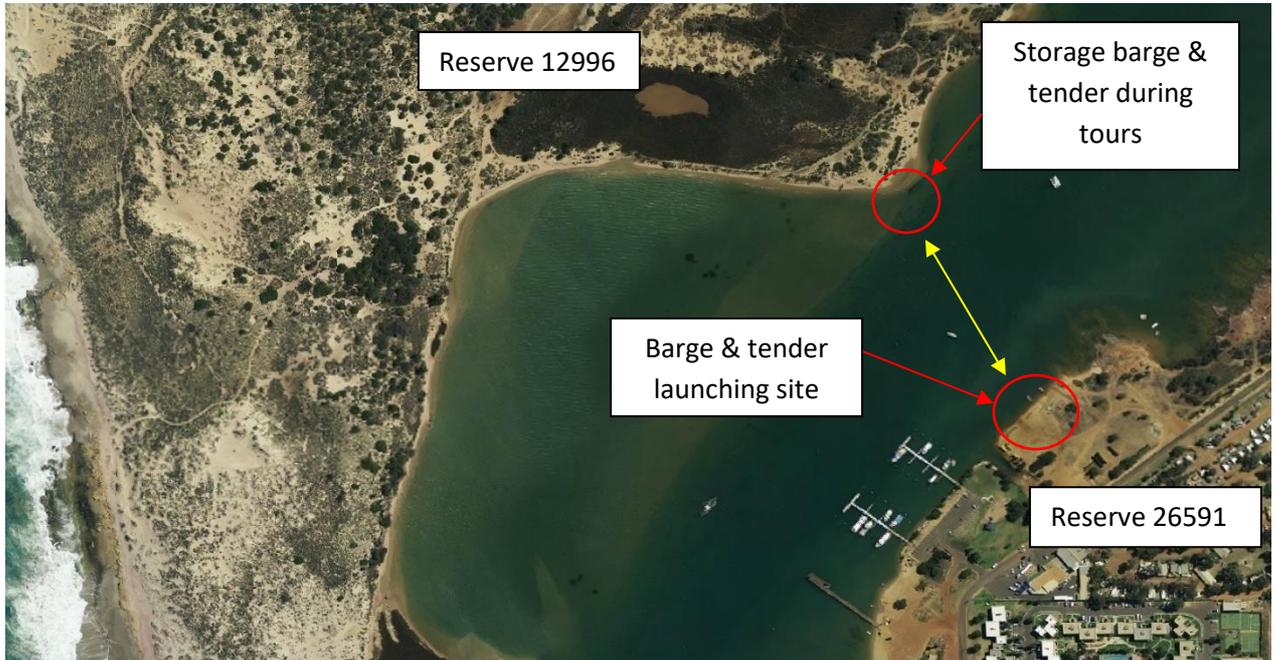


Figure 2 – Location Plan – Reserve 12996 and Reserve 26591, Murchison River Foreshore, Kalbarri



BACKGROUND:

An application has been received from Robert Tenaglia for a Land-based Fishing Tour business, which proposes to operate fishing tours along the Kalbarri coastline, north of the Kalbarri townsite and on Reserve 12996, the foreshore area opposite the Volunteer Marine Rescue building.

As part of the application to Council the applicant has provided:

- Completed Application for Development Approval for Fishing Tours;
- Detailed information regarding the business operations including hours of operation, experience of staff, operation procedures and summary of tour schedules; and
- Letter of support from the Nanda Aboriginal Corporation.

A copy of the information provided by the applicant in relation to operational activities has been included as **Appendix 1** to this report. It is noted that further information has been provided by the Applicant amending some aspects of the

original application and full copies of all information received in relation to this proposal can be provided to Councillors upon request.

THE PROPOSAL:

The proposal involves the provision of fully guided, land-based fishing tours commencing at the northern boat launching ramp, Reserve 26591 Anchorage Lane, Kalbarri, where the applicant will launch the vehicles. Tour patrons will make bookings via social media business pages or directly with the applicant, therefore no formal business office will exist.

Four different types of tours are proposed in the application as follows:

1. **Overnight Camping Tour** – Leave Kalbarri at 4.00am and return to Kalbarri by 11.30am the following day. Lunch, dinner and breakfast will be supplied on this tour using fish that is caught for meals, in some instances. A portable shower will be provided for customers to wash down after fishing and a portable toilet will be supplied close to the camp. Location/s of overnight camp spots have not been identified within the application.
2. **Half Day Tours** – Customers will meet at 3.30am at the lower boat ramp in Kalbarri and are transferred to opposite side of the river after which they will travel on quad bikes up the coast to fishing spots. Morning tea will be served at 9.45am and fishing will continue until 11.30am and the tour group will return to Kalbarri by 12 noon.
3. **Night Tours** - Customers meet at 3.30pm (afternoon) at the lower boat ramp and are transferred to opposite side of river after which they will travel on quad bikes up the coast to fishing spots. Fishing will continue until 10.30pm and the tour group will return to Kalbarri by 11.00pm.
4. **Whiting tours** (November to April) – Customers will meet at 6-30am at lower boat ramp and be transported via tender boat to the foreshore area opposite Volunteer Marine Rescue building where people will be taken to the flats on the inside of Oyster Reef. Customers will fish until approximately 11-30am and then be transported back to the lower boat ramp via tender boat.

The number of tours offered each week is dependent on weather and swell conditions, and the maximum number the applicant can conduct is five tours per week. On the weeks there is an overnight tour the number of fishing tours

to be conducted in that week is proposed to reduce to three. Both morning and night tours are available options but the applicant has advised that both tours will not be conducted

on the same day (ie. either a morning or a night tour only will operate on any one day). If required, another guide/operator will be employed to conduct the whiting tours whilst the applicant is conducting a fishing tour along the coast.

The following equipment is proposed to be used being:

- One 5.1 metre registered barge vessel;
- One 4 metre tender boat;
- Two all terrain vehicles (quad bikes).

It is noted that further supplementary information has been received from the applicant revising the original application and providing further details as follows:

- The number of proposed all-terrain vehicles will be two quad bikes and the Polaris All-Terrain Vehicle (ATV) will not form part of the operation;
- The number of customers proposed to undertake the tours at any one time will now be revised down from four to three customers; and
- A second operator will be employed to conduct the whiting tours, if required.

Prior to commencement of the tour and the arrival of customers to the boat ramp launching site, the tour operator/applicant will use the barge to transport two all-terrain vehicles (ATV) and the tender boat across the Murchison River to the other side, being the northern portion of Reserve 12996. He will return to the boat launching ramp, Reserve 26591, in the tender boat to meet customers who will be transported back to the other side of the river to the all-terrain vehicles in preparation for the tour.

The applicant will commence the coastal land-based fishing tour with a maximum number of three (3) customers for each tour. Whilst on tour, the barge and tender boat will be anchored in the waters of the Murchison River, adjacent to Reserve 12996 as shown in **Figure 2**. At the conclusion of the tour, customers will be transported back via quad bikes to the tender boat and

barge, where customers and the applicant will return to the southern side of the river and will disembark.

It is proposed by the applicant that the barge will not be used to transport any fishing customers, and that transportation of customers to the northern side of the river will only be undertaken in the tender boat. Both the barge and the tender boat will be approved vessels under the Department of Transport Maritime Authority Regulations and both vessels will be removed from the water at the end of each tour and transported by trailer to the applicant's place of residence.

The applicant proposes to also store the two all-terrain vehicles at his place of residence, Lot 202 (No. 137) Stiles Road, Kalbarri, transporting them on a trailer between the place of residence and the northern boat ramp. A letter granting approval to the applicant to store the two all-terrain vehicles, the barge and the tender boat has been provided by the owner of Lot 202 (No. 137) Stiles Road, Kalbarri. The lot is located within the Rural Residential area of Kalbarri.

The applicant has confirmed that any food provided on the tour will be of a pre-packaged, or pre-purchased nature, and therefore no food preparation for tour purposes will be undertaken by the applicant.

COMMUNITY CONSULTATION:

The land-based fishing tour proposal was advertised in accordance with Section 6.4.2 of *Local Planning Scheme No. 11 (Kalbarri)* for a period of 14 days as follows:

- Letters sent to the relevant government authorities;
 - Department of Primary Industries and Regional Development;
 - Department of Water and Environmental Regulation;
 - Department of biodiversity, Conservation and Attractions;
 - Department of Mines, Industry Regulation and Safety;
 - Tourism WA;
 - Department of Fisheries, Midwest and Perth;
 - Department of Jobs, Tourism, Science and Innovation;
 - Department of Planning, Lands and Heritage;
 - Department of Transport;
 - Yamatji Marlpa Aboriginal Corporation; and
 - Nanda Aboriginal Corporation.

- Notice of the application placed on the Shire’s website and social media page;
- Notice placed in two Community newsletters ‘Northampton News’ and Kalbarri Town Talk’; and
- Advertisement placed in the Geraldton Guardian on 20 August 2021.

The consultation period commenced on Thursday 19 August and concluded on Friday 3 September 2021.

During this time 26 submissions were received with 15 raising objection to the proposed development. The objections were made in relation to potential impacts to fish stocks and the coastal environment and conflict with recreational fishers.

A submission schedule, including a summary of the submissions received and comments made from the advertising process, is provided as **Appendix 2** to this report.

FINANCIAL & BUDGET IMPLICATIONS:

The applicant has paid a development application fee of \$447.00 under the Shire’s ‘*Commercial Recreational Tourism Activity on Crown Reserves*’ Local Planning Policy.

Should Council grant formal development approval of this application and enter into a Licence Agreement for a period of three (3) years, the applicant will be required to pay in advance an annual Reserve User Fee of \$500.00 (per year) as per Council Policy 9.2.5 (5.2-Reserve User Fee), a total of \$1500.00 + GST.

Alternatively, should Council refuse this application and the applicant proceeds to exercise their right of appeal, costs are likely to be imposed on the Shire through its involvement in the appeal process.

STATUTORY IMPLICATIONS:

- State:* Planning and Development Act 2005
Planning and Development (Local Planning Scheme) Regulations 2015
Yamatji Nation Indigenous Land Use Agreement
Fish Resources Management Act 1994
Fish Resources Management Regulations 1995
- Local:* Shire of Northampton Local Planning Scheme No. 11- Kalbarri
Shire of Northampton Local Planning Scheme No. 10 - Northampton

Reserves 12996 and 26591 are vested with the Shire for the purposes of ‘Parkland and Recreation’ and “Parklands” respectively under *Local Planning Scheme No.11 (Kalbarri)*.

Shire of Northampton Local Planning Scheme No. 11 (Kalbarri)

Clause 2.2 Local Reserves of the Scheme provides the following objectives for Reserves situated on the Foreshore:

Foreshore	<ul style="list-style-type: none"> • To set aside areas for foreshore reserved abutting a body of water or water course, particularly those required pursuant to State Coastal Planning Policy 2.6 - State Coastal Planning Policy and any other Commission policy. • To provide for the protection of natural values, a range of active and passive recreational uses, cultural and community activities, activities promoting community education of the environment and/or uses that are compatible with and/or support the amenity of the reservation.
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Shire of Northampton Local Planning Scheme No. 10 (Northampton)

The area of land on the coastline north of Kalbarri where fishing tours are proposed is identified as Lot 944 of Deposited Plan 74339 which is located within the Rural zone of *Local Planning Scheme No. 10 – Northampton*.

Part 3 Zones and the use of land of the Scheme provides the following objectives for land located within the Rural zone:

Rural	<ul style="list-style-type: none"> • To provide for the maintenance or enhancement of specific local rural character. • To protect broad acre agricultural activities such as cropping and grazing and intensive uses such as horticulture as primary uses, with other rural pursuits and rural industries as secondary uses in circumstances where they demonstrate compatibility with the primary use. • To maintain and enhance the environmental qualities of the landscape, vegetation, soils and water bodies, to protect sensitive areas especially the natural valley and watercourse systems from damage. • To provide for the operation and development of existing, future and potential rural land uses by limiting the introduction of sensitive land uses in the Rural zone. • To provide for a range of non-rural land uses where they have demonstrated benefit and are compatible with surrounding rural uses.
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Planning and Development (Local Planning Scheme) Regulations 2015

Clause 67 of Schedule 2 of the Regulations outlines a number of other matters that should be considered by local government when determining an application. The most relevant provisions are outlined below:

“In considering an application for development approval the local government is to have due regard to the following matters to the extent that, in the opinion of the local government, those matters are relevant to the development the subject of the application -

- (a) the aims and provisions of this Scheme and any other local planning scheme operating within the Scheme area;*
- (c) any approved State planning policy;*
- (g) any local planning policy for the Scheme area;*
- (j) in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;*
- (m) the compatibility of the development with its setting including the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;*
- (n) the amenity of the locality including the following -
 - (i) environmental impacts of the development;*
 - (ii) the character of the locality;*
 - (iii) social impacts of the development;**
- (o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;*
- (q) the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bush fire, soil erosion, land degradation or any other risk;*
- (r) the suitability of the land for the development taking into account the possible risk to human health or safety;*
- (s) the adequacy of –
 - (i) the proposed means of access to and egress from the site; and*
 - (ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;**

- (t) *the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;*
- (u) *the availability and adequacy for the development of the following -*
 - (i) *public transport services;*
 - (ii) *public utility services;*
 - (iii) *storage, management and collection of waste;*
 - (iv) *access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities);*
 - (v) *access by older people and people with disability;*
- (v) *the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;*
- (w) *the history of the site where the development is to be located;*
- (x) *the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;*
- (y) *any submissions received on the application;*
- (za) *the comments or submissions received from any authority consulted under clause 66;*
- (zb) *any other planning consideration the local government considers appropriate.*

Yamatji Nation Agreement

The Yamatji Nation Indigenous Land Use Agreement (*Yamatji Nation Agreement*) was conclusively registered on 26 October 2020. This means that non-exclusive native title rights and interests are recognised over culturally significant parcels of land in the Agreement area which includes Reserve 12996 and Reserve 26591.

According to Tribunal File No. WDC2018/011 – *Nanda People and Nanda #2*, native title and interests do not exist in relation to Reserve 12996 and Reserve 26591.

Fish Resources Management Act 1994

The *Fish Resources Management Act 1994* defines a ‘fishing tour’ as ‘a tour a central purpose of which is to provide an opportunity for recreational fishing and may include the provision of fishing guidance, fishing gear, accommodation or transport’.

Regulation 1281 of the *Fish Resources Management Regulations 1995* states the following:

“1281 Requirements for person conducting fishing tour using boat

A person who uses a boat to conduct a fishing tour for a commercial purpose in a zone set out in Schedule 15 –

(a) must be the master of the boat; and

(b) must be authorised under a fishing tour operator’s

licence or a restricted fishing tour operator’s licence for

that zone to conduct the fishing tour.”

As the tour specifically includes transport to a fishing location using a boat provided as part of the tour, it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development.

POLICY IMPLICATIONS:

*Local: Shire of Northampton Kalbarri Townsite Strategy
Shire of Northampton Local Planning Strategy
Shire of Northampton Kalbarri Coastal Management Strategy
Shire of Northampton Local Planning Policy – Commercial Recreational Tourism Activity*

Shire of Northampton Kalbarri Townsite Strategy

The *Kalbarri Townsite Strategy* emphasises the importance of tourism to Kalbarri and states:

“It is considered that Kalbarri’s long term security of visitors lies heavily in expanding and promoting the Intrastate family tourist market and, in particular, heightening the range of experiences and services available to families. This requires not only the provision of accommodation, attractions, and entertainment but, more importantly, the “packaging” of these into a “whole of family” (eg Club Med) experience where the parents have the opportunity to enjoy their holiday as much as the children.”

The Kalbarri Townsite Strategy also emphasises that the proper management and use of the Murchison River estuary is a priority, stating:

“The mouth of the River and the waters adjacent to the Townsite are subject to intense competition for use by recreational swimmers and boaters, recreational

and commercial fishing vessels accessing the ocean and tourism activities which is continuing to increase. As a consequence, existing conflicts and issues can be expected to intensify including:

- *Ensuring the safety of swimmers from boating traffic and the need to ensure clear demarcation of boating channels for swimmers;*
- *Conflicts between swimmers and other recreational users of non-powered craft, including commercially hired craft;*
- *The need for emergency response measures in the event of fuel spills or other localised contamination; and*
- *The impacts of the adjacent urban development on maintenance of water quality.”*

The *Kalbarri Townsite Strategy* also makes the following recommendations for the Anchorage Precinct, and it is considered that the proposed use accords with the functions of this Precinct:

PRECINCT	ANCHORAGE
Objective	<i>To enhance the visitor experience of the marine environment and provide for the development of a major tourist node based around Kalbarri's traditional industry.</i>
Planning Area	Use & Development Provisions
A7	<p>Boat Launching Ramps :</p> <p>Two boat launching ramps and retrieval jetty to service boat users along northern River and to absorb any increase in demand for launching facilities at western River Foreshore ramps.</p> <p>In the design and construction of the ramps and adjacent trailer parking area, allow for up to four ramps in the event that longer term demand requires additional launching facilities.</p> <p>Limit western River Foreshore boat ramps to two ramps only and associated parking at western River Foreshore boat launching facility as any increase in ramp numbers at this location and associated trailer parking will severely impinge on the usable foreshore area to the detriment of broader resident and tourist needs as well as present a major eyesore.</p>
A8	<p>Boat Trailer Parking :</p> <p>Amend vesting of site with Council for Community Purposes including parking for Boat Trailer associated with adjacent boat ramps. Identify an area within the eastern portion of the site for sub-leasing for the development of secured and monitored boat parking to encourage visitors to refrain from trailering boats on a daily basis.</p> <p>Develop the water frontage of the boat trailer parking area with a "hard" edge to facilitate line fishing. Consider inclusion of a small grassed area and shade / picnic table adjacent to foreshore fishing area for use by family groups.</p>

Shire of Northampton Kalbarri Coastal Management Strategy

The objectives for this Strategy relate to environmental protection, protection of assets and facilitating ongoing human uses of the coast. The objectives of this Strategy are to:

- *“Protect and maintain the environmental and cultural values of the Kalbarri coast- To ensure significant landscape, environmental features and conservation values are preserved and/or enhanced. This includes maintaining the coastal environment and the social, environmental and economic services which they currently provide;*
- *Protect and maintain the environmental and cultural values of the Murchison River- To conserve areas of geological, environmental and cultural significance, minimise the impact of human activities on the values and preserve the important cultural and recreational values of the River Reserve;*
- *Protect and enhance the attraction of Kalbarri as a tourist destination- To ensure that Kalbarri can continue to support a local tourist economy and to enhance Kalbarri’s position as a premier holiday destination within Western Australia;*
- *Protect and maintain facilities and access for commercial and recreational use- To facilitate ongoing, sustainable public access and recreational use of the area for current and future generations. Ensure the facilities are adequate to meet the current needs of the community, visitors and local industry; and*
- *Manage public safety and protect infrastructure- To ensure public safety and the protection of infrastructure from damage by coastal and fluvial forces.”*

The Strategy also identifies the use of off-road vehicles as a cause of environmental degradation and source of risk to the Murchison River Reserve:

“Problems associated with the use of off-road vehicles are still being experienced throughout the Murchison River Reserve and it is necessary to control vehicle use to limit environmental damage, protect heritage and culturally significant sites. The significant area of the reserve and the lack of active management to date means enforcement of access and monitoring of use of routes throughout the area is difficult.”

Commercial Recreational Tourism Activity on Crown Reserves - Local Planning Policy (2014)

The application has been lodged under Council's 'Commercial Recreational Tourism Activity on Crown Reserves' Local Planning Policy.

The objectives of the Policy are as follows:

- *"To ensure that commercial activities on reserves do not diminish the recreational amenity of residents or visitors who are attracted to the Shire for its natural beauty and environment;*
- *To ensure ecologically sustainable use and protection of reserves for the benefit and enjoyment of future generations;*
- *To retain reserves (where appropriate) as places for passive and/or active recreation for residents and visitors;*
- *To regulate the level and intensity of commercial activities on reserves as necessary to ensure that it does not destroy the value and nature of the activity and the resource on which it is based;*
- *To enable appropriate (limited) opportunities for commercial tourism operators to provide services and facilities to the public to enhance their visit to the Shire; and*
- *To provide criteria for assessing and determining applications."*

Section 3.3 of the Policy states the following in relation to assessing and determining applications and those involving land-based activities:

"3.3.1 General

3.3.1.1 *The natural systems should be able to sustain the form of recreation or activity which is proposed.*

3.3.1.2 *The activity should be compatible with the vesting purpose of the land and with the preservation values of the land, eg. they do not impinge upon rare or fragile ecosystems or impair key features*

of the landscape, or increase visitor pressure on land to an unacceptable level and do not detract from the reasonable enjoyment of the land by the public.

- 3.3.1.3 *Generally the widest range of activities consistent with the reserve purpose should be allowed. Uses that impair other forms of use to an unreasonable extent or place the safety of others in jeopardy should be controlled or eliminated. In certain instances, for safety reasons, priority use may be allocated to specialised recreation activities at sites that are uniquely suited to those activities (eg. jet ski hire).*
- 3.3.1.4 *Sites that are likely to suffer environmental/stability problems from increased human activity or have a high conservation value will be excluded.*
- 3.3.1.5 *The Shire will endeavour within the resources available to it to provide an appropriate level of supervision of activities on the reserve or UCL. This is particularly important where natural and cultural values may be impaired. If this cannot be done, the activity should where practicable be restricted, relocated or eliminated.*
- 3.3.1.6 *The activity should enhance the appropriate use of, enjoyment, understanding and appreciation of the land.*
- 3.3.1.7 *The activity should meet all statutory and industry requirements relevant to the operation including compliance with statutory local planning requirements (ie. zoning provisions, development control, Scheme purposes and objectives) and any relevant strategic planning report recommendations.*
- 3.3.1.8 *If an application is received for an existing activity by a previous Agreement holder of that activity and on the same site, Council will give preference to the previous Agreement holder where no recorded breach of any condition has been noted by Council.*

3.3.2 Land-Based Activities

- 3.3.2.1 *If Council's roads, carparks or dual use paths are to be used, then the activity will be assessed in terms of whether it will create a danger to other users of the accessway/areas or will create an obstruction to traffic movement or will result in a major loss of carparking spaces.*
- 3.3.2.2 *Where appropriate, activities should be located adjacent to constructed public car parking areas and public conveniences (within 100 metres). The applicant may be required to contribute towards the construction of the public facilities. Approved applications may be required to contribute towards the upkeep of the local public infrastructure and facilities if considered necessary as a consequence of that activity.*
- 3.3.2.3 *If the beach is to be used then the activity must be determined as compatible with the beach environment.*
- 3.3.2.4 *Hire sites adjacent to foreshore areas must be related to the hire of beach-related equipment. A range of complementary operations may be permitted in the same vicinity if there are sufficient facilities and impacts are minor.*
- 3.3.2.5 *Beach site activities are not to damage, or lead to degradation of, coastal or other natural environment. All applications for beach sites are to be assessed to ensure that community demands outweigh commercial demands. Passive and informal recreation use of the beach will be the dominant use.*
- 3.3.2.6 *All activities are to demonstrate that they will not create a public nuisance to adjacent residential areas in context of noise, traffic, etc. and not create a conflict with the main beachgoers.*

Furthermore Section 3.4 of the Policy states:

“3.4.2.1 Based on experience of the impacts of previous/similar activities (within or outside the Shire), the fragile nature of certain areas, and/or the dominant public use of certain areas, Council is of the view that certain activities should not be supported in certain areas and also that a restriction on the number of certain activities in certain areas should be prescribed.

3.4.2.2 These restrictions are attached to this policy and are based on knowledge and experience at this time and may be amended from time to time by Council as further knowledge and experience is accumulated.”

Location	Restriction
Reserve 12996, 25307 & 26591 “Murchison River Foreshore” Kalbarri	Jet Skis & Houseboats are NOT PERMITTED. No further approvals will be issued other than for the following: <ul style="list-style-type: none"> • BBQ Pontoon Hire – 1 Agreement (maximum of 2 pontoons); and • River Boat Cruise – maximum of 2 boats (current Agreement is one boat – 35 passengers & 2 crew)
Reserve 12996 (North) – the area of land immediately adjacent to and north of the Murchison River	<ul style="list-style-type: none"> • Skydive Kalbarri – no current agreement; • Wilderness Canoe – 1 Agreement (emergency access track only). Six three seater canoes 2 x 4WD and 1 trailer.

In assessing and determining application, Council will be guided by the following selection criteria, as per section 3.5.2:

- “(a) Previous relevant experience of the applicant(s);*
- (b) Full details of type of service to be operated;*
- (c) Preferred location of operation (with alternatives);*

- (d) *Diagram of layout of service when in operation showing location of equipment, trailers, signs, operators table etc;*
- (e) *Hours and dates of operation;*
- (f) *Method of operation, eg. hourly hire, 15 minute rides, day trips, and proposed charges to clients;*
- (g) *Type and numbers of equipment to be hired/used including details of make, age, special features etc;*
- (h) *All of the intended safety measures – ie. marker buoys, rescue boats, sign etc;*
- (i) *A cover note or similar statement from an insurance company indicating a willingness to promote insurance coverage (minimum \$20 million public liability coverage required);*
- (j) *Any on-site storage requirements (if permitted);*
- (k) *Intended signage (may require Council's additional separate approval); and*
- (l) *Any additional information specific to the individual service to be provided."*

A Local Planning Policy shall not bind Council in respect of any application for Planning Consent but Council shall take into account the provisions of the policy and objectives which the policy was designed to achieve before making its decision.

STRATEGIC IMPLICATIONS:

The Shire of Northampton is well positioned to take advantage of the increasing demand from visitors for this kind of coastal tourism experience. Tourism, especially within Kalbarri, is a major contributor to the Shire's economy and the area's local cultural heritage, fishing, beaches and spectacular coastal and rural environments are attractive tourist features.

It is therefore pertinent for Council to consider the strategic importance of tourism operations such as Kalbarri Land-based Fishing Tours and the additional tourism value that it may contribute to Kalbarri.

COMMENT:

A number of factors have been considered in relation to the proposed use, with each of the factors being detailed separately below.

Alignment with Statutory and Strategic Framework

Reserves 12996 and 26591 are Crown Reserves managed by the Shire of Northampton and are located on the Murchison River foreshore having the purpose of “Parklands and Recreation” and “Parklands” respectively. These foreshore reserves provide for a range of active and passive recreation uses that are compatible with and/or support the amenity of the reservation.

The proposed land-based fishing tours are considered to accord with the *Shire of Northampton Local Planning Policy - Commercial Recreational Tourism Activity on Crown Reserves* and its objectives and requirements, with the exception of section 4.4.2, which places restrictions upon the number of activities that may occur within Reserves 12996 and 26591.

Given that the proposed use of Reserves 12996 and 26951 is for land-based whiting tours between the months of November and April and for the transportation of customers to adjacent land areas, it is pertinent for Council to consider the use upon these Reserves and whether the activities are compatible with the vesting purpose and the preservation values of the land. It is recommended that Council consider the use as active and passive recreational uses that are compatible with the amenity of the reservation and where an appropriate level of supervision can be

undertaken so as to conserve the natural and cultural values and therefore accord with provisions of the *Local Planning Policy*.

The *Shire of Northampton Kalbarri Coastal Management Strategy* also raises concerns regarding use of coastal areas by off-road vehicles, noting that these vehicles are a significant contributor to environmental degradation. Whilst this is in reference to unlicensed use by the general public, it is important that Council seeks to achieve a balance between the natural environment and the proposed tourism operation. Should Council issue approval to the operations it is recommended that a condition be placed on the approval requiring the operator to use existing access tracks to fishing locations and within coastal and Murchison River Reserve areas.

Three of the four proposed land-based fishing tours are considered to accord with the *Shire of Northampton Local Planning Scheme No. 11 – Kalbarri*, the *Shire of Northampton and the Kalbarri Townsite Local Planning Strategy*.

Submissions

A total number of 26 submissions were received with 15 raising objections to the proposal.

In considering the objections raised, a significant number of concerns relate to the potential impact on fish stocks and the use of coastal areas by off-road vehicles on a regular basis. These main points of objection are considered in further detail below:

Use of Coastal areas

Council needs to weigh the use of this coastal area for commercial tourism purpose against passive/informal recreation use and determine whether or not community demands outweigh commercial demands. Community demand is that passive/informal recreation is the dominant use of the beach.

Given the extensive nature of the coastline and the limited number of people on the tours, along with the limitation of one tour per day for no more than 4 or 5 days per week, the proposed tours are not considered to be the dominant use. Other users are able to gain access and utilise the sites in question and will not impede the passive/informal recreational use of the areas. It is further noted that approval to conduct tours does not provide exclusive use rights to the tour operator.

It is also recognised that extending the tours over a 24 hour period with the 'Overnight Tour' shifts the proposed use to more dominant use of the subject land.

Therefore, should Council consider granting approval, it is recommended that conditions be placed on the approval specifying the types of tours (and explicitly excluding the overnight tour) along with requiring the operator to use existing access tracks to fishing locations and within the coastal and Murchison River Reserve areas.

Impact to fish stocks

In response to the number of objections highlighting concern at the potential impact to fish stocks, further information was sought from the Department of Primary Industries and Regional Development.

As a tour whose purpose is to provide an opportunity for recreational fishing and may include the provision of fishing guidance, fishing gear, accommodation or transport, should Council consider granting approval it is recommended that a condition be included requiring the applicant/operator

to obtain a Fishing Tour Operators Licence (FTOL). As part of the FTOL licence obligations, operators are required to provide daily log book records of all fish caught by customers providing real data on impact on fish resources and aquatic habitats thereby addressing concerns raised.

Another approach in determining potential impact on fishing stock is for Council to grant a time limited approval for the activity. Generally, licence agreements are of a period of three years, and the planning approval is only valid for this time. This approval period can be reduced should there be concerns about the operation of the tours and potential impact on fish stocks. It is understood that the Department of Planning Lands and Heritage will only issue a licence for two years and this may also be considered an appropriate approval period for the activity based upon the high level of community concern.

Aboriginal Heritage

Public advertising has been undertaken with referrals to various Government agencies and groups including the Yamatji Marlpa Aboriginal Corporation, the Nanda Aboriginal Corporation and the Department of Planning, Lands and Heritage.

Should Council grant approval of this application, a Licence Agreement will be entered into with the applicant for use of Reserves 12996 and 26591, with the agreement requiring the approval of the Minister of Lands. The Licence Agreement contains all those requirements and conditions considered essential for the operations of the business and to ensure ecologically sustainable use and protection of Reserves for the benefit and enjoyment of future generations. This also extends to the protection of Aboriginal heritage whereby an additional condition is included requiring the Licensee and the activity to comply with the Aboriginal Heritage Act.

Overnight Camping

The overnight camping component of the tour does not identify a location for a camp site or address a number of essential operational matters. Whilst there are no specific provisions applicable to this stretch of coastline within the Shire of Northampton's Coastal Strategy, there has been a general view that camping outside of approved nodes should not be supported, such as, camping on the beach at Lucky Bay. It is also considered that permitting tours to operate for all hours of a 24 hour period is at odds with the objectives of the *Commercial Recreational Tourism Activity on Crown Reserves - Local Planning Policy*, in particular the following provisions:

- 3.3.2.5 *Beach site activities are not to damage, or lead to degradation of, coastal or other natural environment. All applications for beach sites are to be assessed to ensure that community demands outweigh commercial demands. Passive and informal recreation use of the beach will be the dominant use.*

Tours over a 24 hour period are not considered to be a passive/informal recreational use of the beach, rather the dominant use.

- 3.3.1.2 *The activity should be compatible with the vesting purpose of the land and with the preservation values of the land, eg. they do not impinge upon rare or fragile ecosystems or impair key features of the landscape, or increase visitor pressure on land to an unacceptable level and do not detract from the reasonable enjoyment of the land by the public.*

Overnight camping is considered to increase visitor pressure on the land, particularly in regard to servicing a camp for four people in a remote location. This is also considered to detract from the reasonable enjoyment of the land by the public if it can not be used at all within a 24 hour period.

- 3.3.1.5 *The Shire will endeavour within the resources available to it to provide an appropriate level of supervision of activities on the reserve or UCL. This is particularly important where natural and cultural values may be impaired. If this cannot be done, the activity should where practicable be restricted, relocated or eliminated.*

Again, given the remote location of the tours and the difficulty in supervising the activities on land further along the coast, the activity should be restricted to hours where passive surveillance can be easily undertaken.

Whilst the proposed overnight tours may be considered partially compatible with the objectives of the Rural zone in LPS10, this component of the tour is not considered to accord with the objectives of the “Parks and Recreation” Reserve zone under *Local Planning Scheme No. 11*. The zoning objectives provides for the protection of natural values and supports uses that are considered compatible with and support the amenity of the reservation. Whilst the zone objectives allows for a range of active and passive recreational uses to be considered, the objectives of the Local Planning Policy are considered to provide more specific guidance for these types of uses on Crown Reserves.

VOTING REQUIREMENT:

Absolute Majority Required: No

CONCLUSION:

Having taking into consideration the requirements of the Shire’s *Local Planning Scheme No. 11 (Kalbarri)*, the *Kalbarri Townsite Local Planning Strategy*, *Kalbarri Coastal Management Strategy*, *Local Planning Policy ‘Commercial Recreational Tourism Activity on Crown Reserves’* and the submissions received in relation to the land based fishing tours proposal, it is recommended that approval be issued to the Kalbarri Land-Based Fishing Tours for the use of Reserve 12996 (North), Reserve 26591, subject to a number of conditions and specifically not permitting the inclusion of overnight tours..

**OFFICER RECOMMENDATION – ITEM 7.3.1
APPROVAL**

That Council:

- 1. Grant Development Approval for the experiential use (land-based fishing tours) of Reserve 12996 (North) and Reserve 26591 Murchison River Foreshore Kalbarri, and Lot 944 on Deposited Plan 74339 with the following conditions:**
 - a) This Development Approval is an approval for the proposed use for the purposes of the Shire of Northampton’s *Local Planning Scheme No. 11 – Kalbarri* and the *Planning and Development Act (2005)* only and does not constitute an Agreement/Licence with the Shire of Northampton or the State of Western Australia in their capacities as management bodies of the reserves/lots within which the use is proposed to be located;**
 - b) The proposed tours that traverse the Murchison River from Reserve 12996 to Reserve 26591, and land areas of Reserves 12996 and 26591, and coast-line north of Kalbarri (Lot 944 of Deposited Plan 74339) shall be limited to a maximum of one 5.1 metre barge vessel, one 4 metre tender boat and two all-terrain vehicles (quad bikes);**
 - c) This approval is issued only to R. Tenaglia and is NOT transferable to any other person or to any other land parcel. Should there be a change of the occupier on the land in respect of which this planning approval is issued this approval shall no longer be valid;**
 - d) The proposed Land-based Fishing tours shall only operate in the locations indicated upon the attached approved plan(s) dated [insert date] as follows:**
 - (i) Half day tours;**
 - (ii) Night tours; and**
 - (iii) Whiting tours (November to April).**

- e) **This approval is valid for a period of two years from the date of this advice, after which the further renewal of the approval by the local government is required. This is the responsibility of the applicant and the local government will not automatically re-issue approvals.**
- f) **The Applicant shall provide an Emergency Management Plan, including a Fire Management Plan, to the Shire of Northampton, and to the approval of the local government, prior to the commencement of the proposed use;**
- g) **Prior to commencement of the proposed use, the Applicant is required to contact the Shire of Northampton's Environmental Health Officer to ensure compliance with the *Health (Miscellaneous Provisions) Act 1911* and *Food Act (2008)*;**
- h) **This development approval shall remain valid so long as the necessary food registration remains current and valid and upon expiration or earlier termination of the food registration this development approval shall cease to be valid;**
- i) **The barge, tender vessel and two all-terrain vehicles is permitted to be stored at Lot 202 (No. 137) Stiles Road, Kalbarri when not in operation subject to the vehicles being stored within the property boundaries and the vehicles not causing injury to or prejudicially affecting the amenity of the locality by reason of the emission of smoke, dust, fumes, odour, noise, vibration, waste product or otherwise;**
- j) **The Applicant shall conduct the tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approved land locations in any way;**
- k) **The Applicant shall obtain appropriate approvals for commercial vessel safety with the Australian Maritime Safety Authority, and/or use approved vessels only, to traverse the Murchison River between Reserves 12996 and 26591;**

- l) Pursuant to Section 15 of Regulation 128l of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use;**
- m) The applicant shall comply with Department of Transport's vehicle and vessel licensing requirements and use navigational lights during hours of restricted visibility;**
- n) The Applicant shall at no time interfere or obstruct the operations and activities of the commercial fishing activities upon areas adjacent to the boat launching area, to the satisfaction of the local government;**
- o) The Applicant shall at no time interfere or obstruct the activities of other Reserve/beach users, to the satisfaction of the local government;**
- p) Should substantiated ongoing complaints be received in relation to Condition (n), the Shire of Northampton reserves the right to review and/or revoke this Development Approval;**
- q) The Applicant is required to provide adequate rubbish disposal facilities, remove all rubbish associated with the operation, and maintain clean and sanitary conditions at all times;**
- r) The Applicant shall obtain Public Liability Insurance coverage to a minimum of \$20 million, and forward a copy of this certificate to the Shire of Northampton, to comply with the provisions of the Shire of Northampton's *Local Planning Policy – Commercial Recreational Tourism Activity*;**
- s) No freestanding signs or hoardings advertising the operation of the Land-based fishing tours are permitted to be erected whether temporary or permanent in nature:**

- t) This Development Approval is subject to:**
- (i) In-principle approval of the Shire in its capacity as management body of the reserve within which the proposed use is to be located;**
 - (ii) Approval of the Minister of Lands in accordance with the provisions of the *Land Administration Act (1997)*;**
 - (iii) A licence agreement being entered into by the Applicant and the Shire in accordance with Council's *Local Planning Policy – Commercial Recreational Tourism Activity on Crown Reserves*;**
- u) This Development Approval shall remain valid whilst the agreement referred to in Condition 1t (iii) remains current and valid, and on the expiration or in the termination of such Licence Agreement, this Development Approval shall cease to be valid;**
- v) Authorise delegation to the Chief Executive Officer and Principal Planner for preparation and execution of the Licence Agreement in Condition 1t (iii) above with any disputes to be referred back to Council for final determination; and**
- w) The Applicant is advised that it is not the responsibility of the local government to ensure that all correct approvals are in place and that all conditions contained within said approvals are upheld during the operations of the business.**

Advice Notes

- 1. *The Applicant is advised that this development approval does not negate the requirement for any additional approvals and compliance with any and all governmental legislation and regulations which may be required under separate legislation including but not limited to the Health (Miscellaneous Provisions) Act 1911, the Food Act 2008, Environmental Protection Act 1986, Fire and Emergency Services Act 1998, Aboriginal***

Heritage Act 1972 and Fish Resources Management Resources Act 1994;

- 2. The Applicant is advised that they should undertake due diligence and take into consideration the State's Aboriginal Heritage when planning specific developments associated with the proposal so as to mitigate any risks where heritage sites may be present. More information is available at <https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/aboriginal-heritage>***
- 3. The Applicant is advised that this approval confers no right of exclusive occupation of the approved areas of operation upon the Applicant, including its employees and clients, and at all times must exercise other Reserve and beach users rights to possess and enjoy the whole or any part of the approved areas;***
- 4. If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be made within 28 days from the date of this notice.***
- 5. If a commercial vehicle owner, who has been granted approval to park a vehicle on a lot, wishes to replace the vehicle with a different type of commercial vehicle, or park the vehicle in a different location to that approved, a new application is required to be lodged with the local government;***

APPENDIX 1 – Application Detail

KALBARRI LANDBASED FISHING TOURS OPERATIONAL LAYOUT

Overnight Camping Tour

1. Customers are to meet at 0400hrs at the lower Boat Hire ramp for transfer to the opposite side of the river.
2. Customers are taken over to the opposite side of the river by Operator in tender boat, life jackets will be supplied for the trip over to the opposite side of the river.
3. Tour Operator/Guide will return to cross over with the Polaris vehicle or Quad bikes on a pontoon barge which is situated down near the Boat Pens at the lower boat ramp in town.
4. Customers are picked up by Tour Operator/Guide with the Polaris Vehicle or Quad bikes from the other side of the river. Before Departure with the Customers on the Polaris, Customers will be briefed on the trip north to the Overnight Camping spot. Customers will be briefed on safety when riding in the Polaris and will be given Safety Helmets, Safety Goggles and Gloves to wear while being a passenger in the Polaris Vehicle.
5. Customers who will be riding Quad bikes will be given instruction on operation of the Quad bikes and safe riding procedure of the vehicles. Helmets will be issued before any Customer can operate the Quad bikes.

6. The tour will make its way up the coast directly to the designated overnight camping spot which will take approximately 1 to 2 hours depending on area of camping.
7. Once at the designated overnight camping spot, customers will be able to relax and have something to eat and if they have bought their own fishing gear, can setup their fishing gear and prepare for the day.
8. Tour Operator/Guide will unload the Polaris and trailer of Equipment, Camping Gear, Gazebo and set up camp.
9. All supplied fishing gear will be organised and setup of Customers using the businesses gear and a brief will be given on safe practice of fishing the area, whether it be the beach or Rock Ledges. If fishing off Rock Ledges (conditions permitting) Customers will be given an inflatable life jacket each and will be given a brief on safe fishing from the ledges.
10. Customers that are experienced fishermen/women will be allowed to go and fish the area. Any Customers who are inexperienced or unsure of fishing and require assistance will be shown fishing techniques and assisted by the Tour Operator/Guide to enhance their fishing experience throughout the day.
11. At approximately 1230hrs, the Tour Operator/Guide will start preparing lunch for the customers and fishing will stop for at least 30-45 minutes allowing people to eat lunch and relax.
12. Fishing will resume after lunch and if required the Polaris or Quad bikes will be used to transport customers to various areas for fishing.
13. At approximately 1730hrs, the Tour Operator/Guide will start preparing Dinner for the customers. Fishing will stop near or around sunset or when

customers feel that they have finished with their fishing for the day. A shower will be provided for customers to wash themselves down after a full day of fishing. A portable toilet will be supplied and situated in a suitable area close to the camp as well for use by the customers.

14. After dinner, if customers want to keep fishing, they are able to continue fishing in an area close to where the camp will be situated. Depending on weather conditions fishing will be permitted only at certain areas.

15. Swags will be supplied for customers for sleeping. Customers are more than welcome to stay up until they want to go to sleep. There will be sufficient lighting around the camp for customers.

16. Tour Operator/Guide will be the last person to go to bed making sure all customers are accounted for before ending the night.

17. Tour Operator/Guide will be awake next morning well before dawn to allow for any person who would like to start fishing early in the morning.

18. At approximately 0630hrs, Tour Operator/Guide will prepare breakfast for customers.

19. At 0900hrs camp will be packed up, all gear will be loaded into the Polaris vehicle and trailer and after accounting for all customers the tour will depart for return to Kalbarri, arriving back at Murchison river opposite lower boat ramp by 1130hrs. Tender will be utilised to ferry customers across the river back to the lower boat ramp where the Overnight Camping Tour will end.

20. Once Tour Operator/Guide has returned over the river with the Polaris vehicle or Quad bikes on the pontoon barge any catch from the tour will be handed out to customers.

Additional Information for Overnight Camping Tour

- Polaris vehicle will have UHF radio installed with booster aerials fitted for extra communications range
- There will be strictly no fishing allowed if the Tour Operator/Guide feels that a certain area is too dangerous or unsuitable for fishing and the tour will move to another area for fishing.
- The Polaris vehicle will have an extensive First Aid Kit on board for use of any injuries obtained during the tour.
- Main meals will be provided for customers for the duration of the tours. All food will be pre-packaged food from shop and also any fish that will be used for meals as well that have been caught during the tour.

■ KALBARRI LANDBASED FISHING TOURS OPERATIONAL LAYOUT

■ HALF DAY and NIGHT TOURS

1. Customers are to meet at 0330hrs or 1530hrs at the lower boat ramp in town for transfer over to the opposite side of the river.
 2. Customers are taken over to the opposite side of the river by tender boat, life jackets will be supplied for the trip over to the opposite side of the river.
 3. Tour Operator/Guide will return over river to cross over with the Polaris vehicle or Quad bikes on a pontoon barge which is situated down near the Boat Pens at lower boat ramp.
 4. Customers are picked up by Tour Operator/Guide with the Polaris Vehicle from the other side of the river. Before Departure with the customers on the Polaris, customers will be briefed on the trip north to the fishing spots for the morning. Customers will also be briefed on the safety when riding in the Polaris.
 5. Customers using Quad bikes will be given instruction on safe riding procedure of the Quad bikes and issued helmets for the trip.
- The Tour will make its way up the coast to the fishing spots for the morning. Depending on weather and swell conditions is where the tour will be located for fishing during the morning and appropriate fishing spots will be chosen during the tour.
 - Once at the fishing location, customers will be able to setup their gear, if they have brought their own fishing gear to use and prepare for the fishing session. Tour Operator/Guide will setup provided fishing gear for customers that are using the businesses provided fishing gear. A brief will be given to customers on the safe practices of fishing the area chosen and the DOS AND

DON'TS of fishing the area chosen. If fishing off rock ledges, weather and swell conditions permitting the Tour Operator/Guide will make sure appropriate clothing and footwear is worn by the customers before being allowed on the Rock Ledges.

- Experienced fishermen/women will be allowed to go off and fish without any supervision, customers that require supervision and instruction on fishing techniques will be given lessons and advice to maximise their fishing experience during the morning.
- Once fishing has commenced, Tour guide/operator will make tea, coffee for any customers that would like one.
- If required the tour will be mobile and can easily move on to another area during the morning.
- At approximately 0945hrs the Tour Operator will supply morning tea for Customers consisting of Tea or Coffee, bottled juice and packet biscuits
- Fishing will continue until approximately 1130hrs or 2230hrs when the tour will start packing up for departure back to Kalbarri.
- The tour will arrive back at Kalbarri opposite the lower boat ramp by 1200hrs or 2300hrs and customers will be ferried back across the river with the tender boat.
- The Tour Operator/Guide will transport the Polaris Vehicle or Quad bikes back over via barge and customers catch during the morning will be handed out.

ADDITIONAL INFORMATION FOR HALF DAY/NIGHT TOUR

- There will be strictly no fishing allowed if the Tour Operator/Guide feels that a certain area is too dangerous or unsuitable for fishing and the tour will move to another area for fishing.
- The Polaris Vehicle or lead Quad bike will have an extensive First Aid Kit on board for use in case of any injuries that might arise during the tour.
- Tour Operator/Guide will make sure all customers have with them appropriate clothing and footwear if fishing near or on rock ledges.

EVACUATION PLAN FOR KALBARRI LANDBASED FISHING TOURS

Depending on type of injury, Tour Operator will make decision on appropriate action to be taken at that time.

- First Aid will be applied to injured person and if required tour will cease immediately and return to Kalbarri with Polaris or Quad bike.
- If injury requires urgent attention, phone will be used to contact Kalbarri medical unit for assistance and procedures put in place to meet medical unit in transit back to Kalbarri.
- Tour Operator is Senior First Aid Trained and will be able to treat majority of injuries that would be expected to arise from such an activity as Land Based Fishing. If any doubt arises from an injury, Tour Operator/Guide will request assistance from Kalbarri Medical Centre via phone to make sure injuries are not more serious than first thought.
- All due care and responsibility will be taken by the Tour Operator/Guide to ensure the customers are safe and any injury incurred during the tour is taken care of immediately and appropriately.

LANDBASED
WHITING TOURS
(NOVEMBER-APRIL)

Customers are to meet at the lower boat ramp at lower boat ramp at 0630hrs. They will be transported via tender boat to the foreshore opposite VMR Sea Search Rescue where people will be taken to the flats on the inside of Oyster Reef.

Customers will fish the flats for Whiting using bait and small lures until 1130hrs. At the completion of the tour customers will be transported back to the lower boat ramp via tender boat where the tour will finish.

All fishing gear and tackle will be supplied for the tour.

LANDBASED

INFORMATION

- KLBFT will be utilising a 5.1m COMMERCIALY REGISTERED barge to transport the Quad bikes and or the Polaris 6-seater vehicles over the river to the other side.
- KLBFT will be utilising a 4m tender boat to transport customers from the lower boat ramp over the river to the other side.
- KLBFT will be utilising a Polaris-6-seater diesel SxS and or 2 Quad bikes for the operation of the tours.
- KLBFT will issue helmets for customers to use before any operation of the Quad bikes is allowed.
- KLBFT will operate the tours with a maximum number of 4 PAX on tour.
- KLBFT will charge \$225 per person for half day tours. Overnight tour price per person is yet to be finalised.

KLBFT will run Whiting tours on the flats opposite VMR on the inside of Oyster Reef. A price for these tours is yet to be finalised. These tours will only run between November and April.

- KLBFT will take bookings via their Facebook business page or direct via phone call to the Tour Operator.
- KLBFT will utilise the coastal beach for access to fishing spots
- The Tours will not disturb any areas where tracks have not already been set.
- KLBFT will supply all fishing gear, safety equipment for riding Quad bikes e.g.: helmets, Extensive First Aid box, pre-packaged food, water, refreshments.

KALBARRI LANDBASED FISHING TOURS BRIEF SINCE START OF TOURS OCT 2016

Since starting operation of the tours in October 2016, Kalbarri Land based Fishing Tours has abided by all the conditions set by the Shire of Northampton.

Since starting the tours there has been Zero impact on the tracks utilised and also Zero impact on the beach while travelling with the Polaris SxS. All customers were made aware of the importance of keeping the area where the tours were run to be kept clean of any rubbish and impact on any Flora and Fauna.

Since starting the tours all Customers were courteous to any other people that frequented the same areas to fish and were more than happy on numerous occasions to make room for other people that wanted to fish the same area. Most often than not, the tours did not run into any of the other people who frequented the area to fish. As I know the majority of people that fish up there, often we would pull up and have a chat about the fishing and a lot of the time I was happy to share information on where fish were being caught and also the conditions of the beach and waters up the coast so people were made aware of areas to avoid or to fish.

Since starting there has been Zero increased traffic impact on the coastal area where the tours were operating. Apart from the usual people that frequented the areas up the coast we did not observe any other people impacting on the coastal area up the coast.

KLBF has had a good name since starting operation with not one negative comment made from any of the Customers who have come on tour. We have tried to showcase the amazing coast that we have and the importance of keeping it clear and free from any impact. Apart from

the tracks we make on the beach we leave a zero-foot print when we leave the area.

KLBF has on a couple of occasions showcased the area with fishing shows and also practiced the importance of looking after the fish stocks while on tours.

KLBF has been involved in tagging and release program with WESTAG especially with the mulloway that frequent the area and are a major part of the fishing tours and what a lot of people come up to Kalbarri to fish with us to target. Majority of people that have come on tour were happy to only take one fish and tag others showing the importance of education to people of looking after these unique and majestic fish. The information that has been recorded on tagging and recaptures of mulloway up the coast has shown that the stocks are healthy and with the continued education and practice of tagging and releasing fish along with letting people know that taking a feed of fish but not going overboard with bag limits has proven to show that KLBF has been advertised as not only a great tour to come along and do but also that the tours are all about letting people enjoy this beautiful unspoilt part of the coast and also being able to get a feed of fish while looking after the fish stocks.

KLBF prides itself on given people an amazing experience up the coast with a casual and friendly day or night out and will continue to follow the same path as that is what people come on tour to enjoy.

Please feel free to visit KALBARRI LANDBASED FISHING TOURS Facebook page and review our customer reviews and comments to better understand how well these tours have been since starting operation.

Showcasing the coastline and also what Kalbarri has to offer is what these tours are all about and we will continue to operate in the same manner.

KBLFT has gone through all the proper protocols that have been set in place since the coastal land from Shark Bay south has been given back to the local Indigenous people and has met all the requirements from the NANDA ABORIGINAL BOARD. We have taken a board member up the coast and showed them exactly what we do, where we go and they have been very impressed by the thoroughness of looking after Country.

Rob KLBFT

ATTACHMENTS:

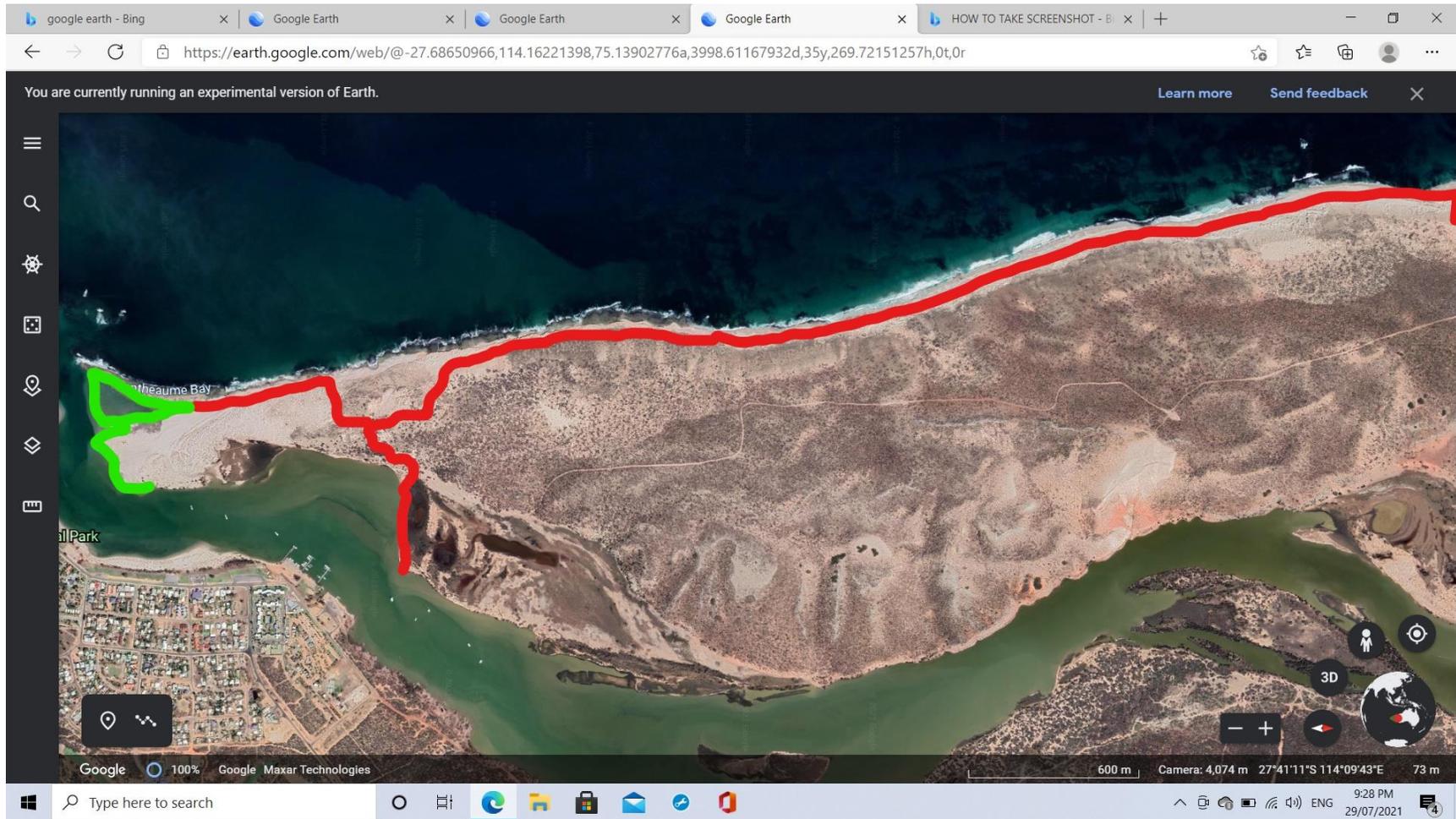
MAP 1. Red outline are tracks marked and to be used for transport
Green outline shows walking to access fishing areas for tours.

MAP 2. Red outline is access along beach with transport

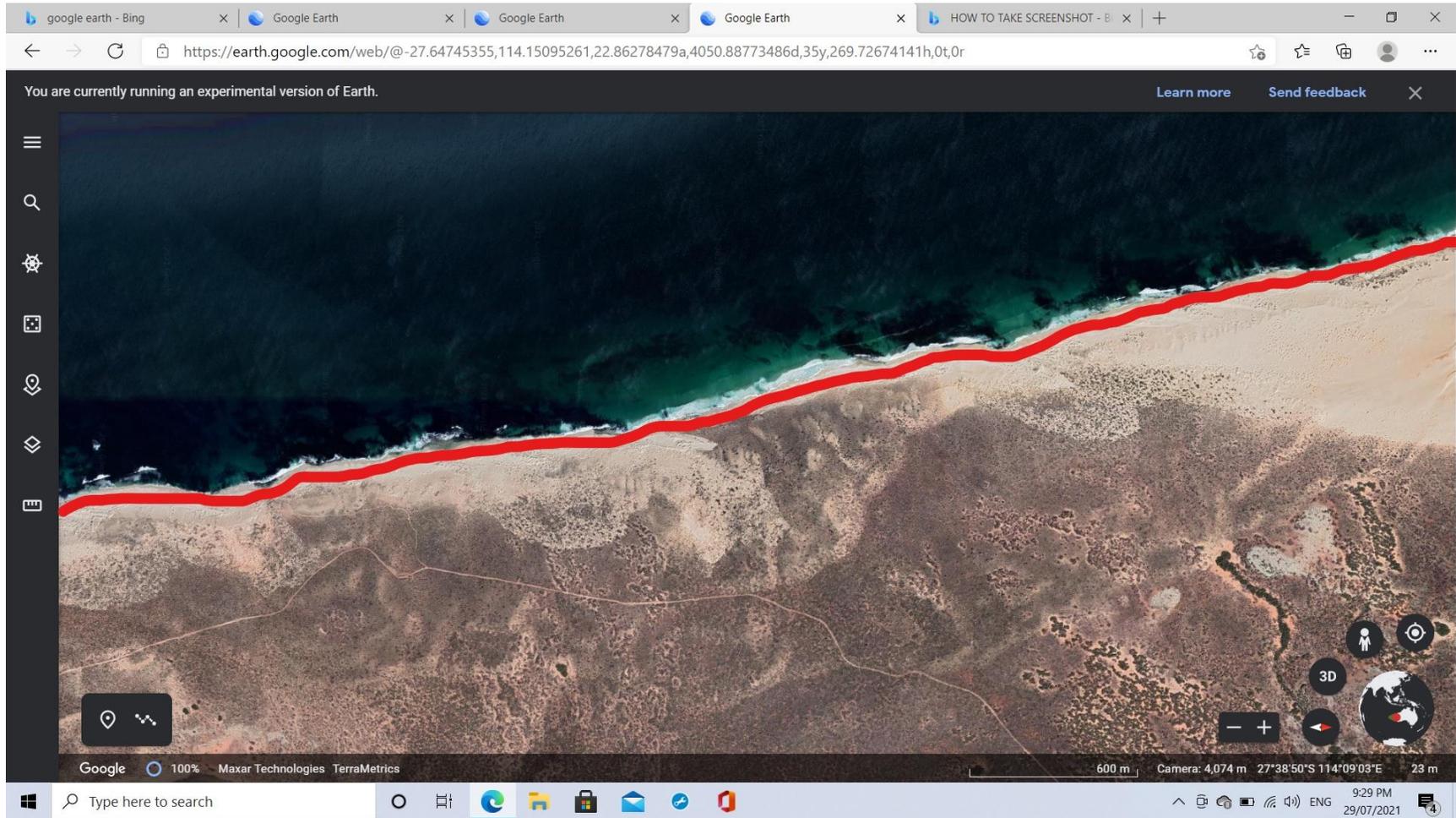
MAP 3. Red outline shows transport along beach and quad bike track

MAP 4. Red outline shows access along quad bike track and beach access
Green outline shows access to areas where people are required to walk to access spots

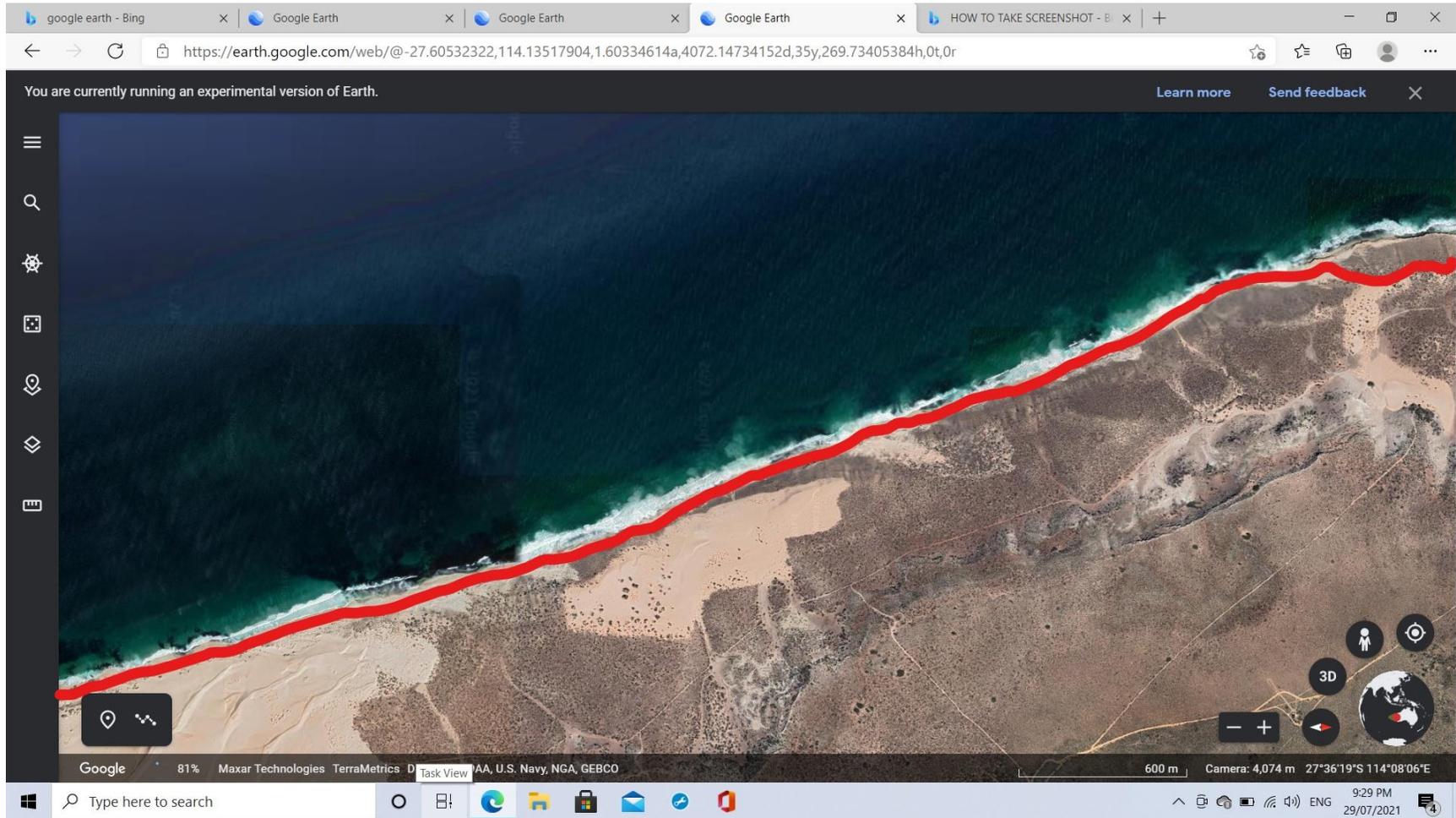
MAP 5. Blue outline shows crossing of Murchison river for tour
Orange and Yellow outline show meeting place for tours at drop off and return



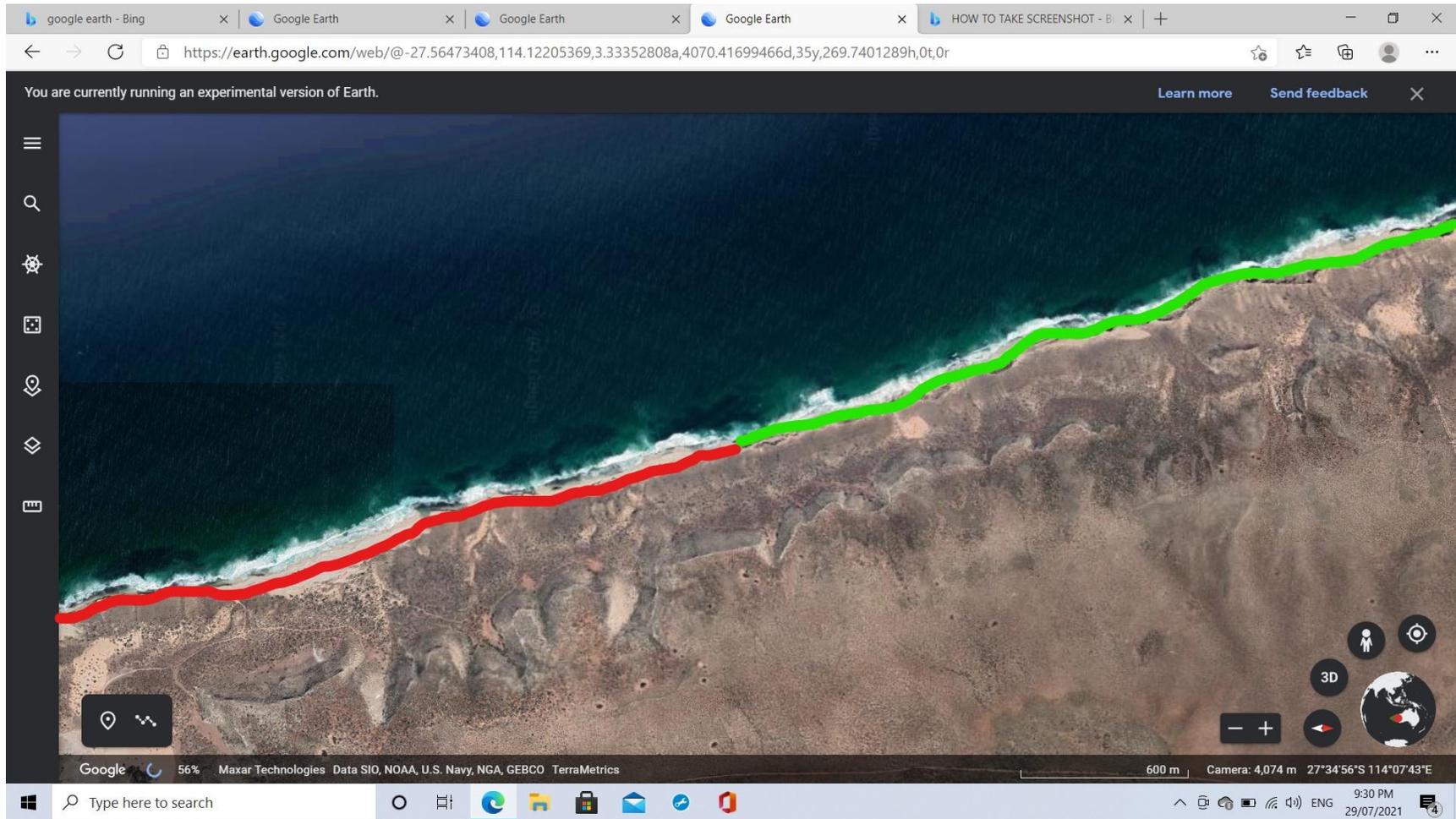
Red Outline are tracks marked and to be used for transport. Green outline shows walking to access fishing areas for tours.



Red outline is access along beach with transport



Red outline shows transport along beach and quad bike track



Red outline shows access along quad bike track and beach access. Green outline shows access to areas where people are required to walk to access spots.

APPENDIX 2 – SCHEDULE OF SUBMISSIONS

Submission No & Date Received	Respondent	Nature of Submission	Shire Comment	Shire Recommendation
1. 23/08/2021)	Tourism WA	<p>NO OBJECTION – COMMENTS PROVIDED</p> <p>Tourism WA is supportive of promoting a large range of tours being available to visitors. Tour Operator claims to have run fishing tours in the area since 2016 yet is not a member of Visitor Centre and does not have much up-to-date presence on the web. Customer feedback regarding this operation is difficult to find online.</p> <p>Following observations are made:</p> <ol style="list-style-type: none"> 1. Early departure times are questioned as very early start would require customer to be up by 3 to 3-30am with trip to fishing spot being undertaken in the dark. Self driving Quad bikes in rough terrain at night is a poor idea and it is recommended that departures after sunrise should be undertaken to reduce risks. 2. Tour descriptions indicate a very full day for tour operator with little rest again highlighting potential risks during road trips to and from fishing location. 3. Can tour operator monitor all fishermen on tour who are in different locations at one time. Duty of care consideration. 4. Insurance coverage for this operation is a major consideration for the Shire of Northampton considering terrain being accessed and lack of skill of some customers, liability insurance costs will be high. 5. Cost of \$225 per day seems high in comparison to other tours of same duration. 6. Tourism WA would like to see tour operator as a member of local Tourism 	<p>1. Further information provided by applicant highlights the limited number of tours proposed per week and limited number of tour patrons as being three. No night/day tours will operate consecutively.</p> <p>2, 3 & 5. Some content of the submission does not include matters of planning consideration.</p> <p>4. Provisions of LPP include a requirement for minimum insurance coverage. This provision is always applied in licence applications.</p> <p>6. No legislative requirement exists requiring tour operators to be a member of tourism organisations.</p>	<p>Should Council consider granting approval to the proposed development the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The applicant shall comply with Department of Transport’s vehicle and vessel licensing requirements and use navigational lights during hours of restricted visibility; ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ The Applicant shall obtain Public Liability Insurance coverage to a minimum of \$20 million, and forward a copy of this certificate to the Shire of Northampton, to comply with the provisions of the Shire of Northampton’s <i>Local Planning Policy – Commercial Recreational Tourism Activity</i>; ■ It is recommended that should Tourism WA have concerns in regard to the tourism product in terms of pricing and registration with the local Visitors Centre than this matter be addressed by their organisation personally rather than through the Development Application process.

		Association and Visitor Centre playing their part by contributing to attracting and servicing visitors to the area.		
2. (25/08/2021)	Nanda Aboriginal Corporation	SUPPORT The Nanda Aboriginal Corporation provides support for Kalbarri Land Based Fishing Tours, as per enclosed letter of support. This being conditional on the basis that KLBFT carries out their business aligning with the information provided to the Board.	The applicant attended a Nanda AC Board meeting on 17 June 2021 and took representatives to tour areas. A Letter of Support was subsequently provided to the Applicant from the Chairman of Nanda AC dated 21 July 2021. No further comment has been forthcoming from Nanda AC.	Submission informally withdrawn 02/09/2021 by third party of Nanda AC.
3. (25/08/2021)	Department of Primary Industries and Regional Development	NO OBJECTION The Department of Primary Industries and Regional Development does not object to the proposed land based fishing tours at the abovementioned Reserves.	No response required	Submission noted
4. (27/08/2021)	Department of Biodiversity, Conservation and Attractions	NO OBJECTION The Department of Biodiversity, Conservation and Attractions has no objections to the proposal as outlined. It is anticipated that the proposed land based fishing tours and any associated environmental impacts will be appropriately managed through the existing planning framework.	No response required.	Submission noted
5. 27/08/2021	Colin Doyle	OBJECTION This proposal is absurd as there is too many barriers to overcome. 1. Seasonal changes to the Coast, wind and swell. 2. Conflict with other recreational fishermen. 3. Unregistered buggy and quads on reserves.	1,2 & 4 - Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not considered to be the dominant use when other users	Submission upheld in part. Should Council consider granting approval to the proposed development the following condition is recommended:

		<p>4. The fact it is for hire and reward against other users. 5. The limited amount of fishable beach.</p>	<p>are able to gain access and utilise the proposed sites. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>3.&5. - The proposed tour has been in operation under a previous approval period and is required to hold licenses with the Department of Transport for the permitted vehicles.</p>	<ul style="list-style-type: none"> ■ The applicant shall comply with Department of Transport's vehicle and vessel licensing requirements and use navigational lights during hours of restricted visibility; ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement that the Licensee acknowledges that the Licence does not convey any right of exclusive possession over the area or interfere with the use of the area by the Shire or by the public generally or attempt to restrict or prohibit access of members of the public to the area at any time. ■ In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this same provision be included so as to address any potential conflict with other recreational users of land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.
<p>6. (30/08/2021)</p>	<p>Department of Water and Environmental Regulation, Midwest Gascoyne</p>	<p>CONDITIONS RECOMMENDED DWER reviewed the information provided and identified potential for impact and/or water resource values and/or management. Key issues and recommendations were provided on matters that should be addressed:</p>		<p>Submission upheld.</p> <ul style="list-style-type: none"> ■ Given the lack of definitive information concerning the location of overnight camping tours, how servicing of the camp will be addressed (provision of water/effluent disposal) and potential environmental impacts it is recommended

		<p><u>1. Sewerage sensitive area</u> Servicing the camping ground with ablution facilities that comply with the Government Sewerage Policy</p> <ul style="list-style-type: none"> • Murchison River is described as being a sewage sensitive area and separation distances to water resources and groundwater should be complied with. • As site is not connected to reticulated sewerage the type, installation, servicing and maintenance of the on-site treatment system should be noted as an essential consideration for allowing proposal to proceed. • A best practice approach to provision of on-site sewage treatment and disposal, in accordance with Australian/New Zealand Standard 1547 On-site domestic wastewater management should be considered prior to a decision being made. <p><u>2. Water supply to the campground and water source protection</u> The site currently has no registered bores for the supply of water for camping facilities.</p> <ul style="list-style-type: none"> • No information regarding how site will be supplied with water and accessibility of water to service the site should be considered. Transporting water to site for each trip maybe time consuming and costly and the site is located in a proclaimed groundwater area and licences are required. 	<p>1. Utilisation of the Murchison River Foreshore area is not for camping but for transportation from one side of the river to the other and for whiting tours. Adequate public ablution facilities exist in these areas to cater for tour patrons pre and post tour. The applicant proposes to also provide a portable ablution facility for tour patrons, of which a maximum number of three patrons is anticipated.</p> <p>2. No camping is proposed on the Murchison River. Overnight camping is proposed on the northern coastline although no specific area has been nominated for the activity. Limited information has been provided in regard to servicing of the over night camping component of the tours.</p>	<p>that Council not approve this part of the Application.</p>
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		<ul style="list-style-type: none"> • Proposal is located within Gascoyne, Kalbarri/Eurardy, Carnarvon groundwater area proclaimed under the <i>Rights in Water and Irrigation Act 1914</i> (RiWI Act). A 5C licence to take water and a 26D licence to construct/alter a well for water supply bores is required in this area. • There are minor water courses/drainage lines that pass through the reserve and the campground has the potential to impact water resources. • Potential impacts from campground include turbidity; pathogens; elevated nutrients associated with on-site management of domestic wastewater and animal wastes. <p>3. Flood and risk of becoming isolated The Murchison River floods and causes the river to become dangerous to cross, which could result in people becoming isolated at the campgrounds.</p> <ul style="list-style-type: none"> • Siting of campsite and accessibility to campground needs to be considered in the event of flooding. Campsite needs to be located outside of known flood areas and away from areas that are prone to inundation. • Murchison River, when in flood, would result in dangerous conditions for crossing the river and could result in people becoming isolated at the campground. 	<p>3. Although no specific location has been provided for the overnight camping component of the tour, it is proposed to be conducted further along the coastline and not in the vicinity of the Murchison River. In the event of flooding this could result in people becoming isolated. It is considered that there is a lack of information in regard to the exact site location and operating procedures to managed risks.</p>	
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		<ul style="list-style-type: none"> Site location and operating procedures should be considered in relation to managing those risks. <p>4. Clearing of native vegetation Under section 51C of the Environmental Protection Act 1986 (EPA), clearing of native vegetation is an offence unless undertaken under the authority of a clearing permit, or the clearing is subject to an exemption.</p> <ul style="list-style-type: none"> Proposed area has significant areas of native vegetation that will need to be considered if the request for the purpose of camping is issued. Siting of campground would need to consider the value of the vegetation, the habitat it provides for fauna, the proximity of vegetation to waterways and access tracks. Activity would need to be managed in a way that prevents degradation and additional clearing beyond the already cleared area. 	<p>4. The Applicant has advised that the tours will only utilise the existing cleared tracks and as such no clearing is permitted unless a permit is obtained from the Department of Water and Environment Regulation (DWER). However, no specific location has been provided for the overnight camping component of the tour.</p>	
<p>7. (31/08/2021) and (06/09/2021)</p>	<p>Department of Primary Industries and Regional Development, Midwest</p>	<p>TECHNICAL INFORMATION PROVIDED We have received the application and would like to advise that this agency has no comment (31/08/2021).</p> <p>One person on the vessel must hold a recreational boat fishing licence. But I'm not exactly sure how this may apply to a commercial land based venture. The licence itself covers passengers to fish from the boat and exempts the passenger from holding a</p>	<p>DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing</p>	<p>Should Council consider granting approval to the proposed development the following condition is recommended:</p> <ul style="list-style-type: none"> Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use.

		<p>recreational boat fishing licence to take a daily limit.</p> <p>The use of the boat to convey passengers makes this a different proposal to others and the question is whether proposal is for a fishing charter or recreational fishing.</p> <p>Our licensing department would need to be contacted to determine whether this venture is able to be operated recreationally or under the authority of a fish tour operators licence. (06/09/2021)</p>	<p>tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development.</p> <p>A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis.</p>	
8. (31/08/2021)	Department of Mines, Industry Regulation and Safety	<p>NO OBJECTION</p> <p>The Department of Mines, Industry Regulation and Safety has determined that this proposal raises no significant issues with respect to mineral and petroleum resources, geothermal energy, and basic raw materials..</p>	No response required.	Submission noted.
9. 02/09/2021	Rebecca Bond (The Doyle Family)	<p>OBJECTION</p> <p>Strongly disagree with the application for land based fishing charters. My family have been going up the coast for many decades and generations. This will impact the coast and environment.</p>	<p>Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>It is further noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make</p>	<p>Submission upheld in part.</p> <p>Should Council consider granting approved for the proposed development the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct the tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approved land locations in any way. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be

			<p>good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.</p>	<p>requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.</p>
10. 02/09/2021	Lyn Randell	<p>OBJECTION</p> <p>1. Impact on the beach making new tracks through the hills, as Polaris Buggy crab walks and digs up tracks as has happened in previous years.</p> <p>2. Impact on fish being caught, 4 customers fishing 6 days a week each customer taking at least 1 fish home each will soon deplete stocks as has happened in previous years.</p> <p>3. Tag and release by locals is vital to the future of fishing.</p>	<p>1. Polaris vehicle no longer forms part of the tour operations.</p> <p>2 & 3. DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary</p>	<p>Submission upheld.</p> <p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use.

			Industries and Regional Development. A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis	
11. 02/09/2021	Charmaine Hearn	OBJECTION We are against Kalbarri Land Based Fishing Tours. It's not good for the environment, beaches etc.	<p>Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>It should be noted that all users, including recreational and tour groups, have potential to impact on the environment.</p> <p>It is further noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its</p>	<p>Submission partly upheld.</p> <p>Should Council consider granting approval for the proposed development, the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.

			<p>termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.</p>	
12. 02/09/2021	Steven Tovey	<p>OBJECTION Depletion of fish stock for recreational fishing by locals.</p>	<p>DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development. A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis</p>	<p>Submission upheld in part</p> <p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <ul style="list-style-type: none"> ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use.
13. 02/09/2021	Paul Lemon	<p>OBJECTION I am a long term resident and small business owner and frequent the area of beach in question and know the area well. I object to the use of this area for KLFT and disagree</p>		<p>Submission upheld in part</p> <p>Should Council consider granting approval for the proposed development, the following conditions are recommended:</p>

		<p>with many of the statements made by the proposed operator in the layout.</p> <ol style="list-style-type: none"> 1. Fish stocks is a major concern 2. Resident fish will be most at risk. The fish that live in the area and breed in the area will not stand a chance if fished day in, day out. Migrating fish during breeding season (Oct, Nov) will also be impacted. I am aware the operator does practice some tag and release he does however take a substantial number of fish when the fishing is good. I believe it would not be a sustainable practice. 3. The proposed operator has total disregard or respect for other uses of the area, both on the beach, and the launching area. He has in the past 'staked' out up to 500m of beach (an entire bay) with rods in the water (many unmanned). He has 'pushed in' to fishing holes already being fished by other people. He has on many occasions tied his 'pontoon' up to other vessels (damage caused by movement) and/or to the boat launching jetty for his convenience, not returning until the following day. I have witnessed these incidents first hand. 4. The polaris vehicle that is used has a much wider wheel track than all the other quad bikes being used in the area. It simply widens the small tracks, encouraging bigger 4WD vehicles to enter those traks and they become bogged once on the beach. 5. He has also made tracks through virgin scrub when beach access has been difficult due to swell or erosion. This is evident at 'Frustrations' a popular fishing spot opposite town. 	<ol style="list-style-type: none"> 1&2. DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development. A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis. 3. The Applicant must have consideration for other users in order to comply with the requirements of a Licence agreement issued by either the Shire of Northampton or the Minister for Lands (DPLH). 4. Polaris vehicle no longer forms part of the tour operations. 6. Given the extensive nature of the coastline and the limited number of people on 	<ul style="list-style-type: none"> ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use. ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement that the Licensee acknowledges that the Licence does not convey any right of exclusive possession over the area or interfere with the use of the area by the Shire or by the public generally or attempt to restrict or prohibit access of members of the public to the area at any time. ■ In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this same provision be included so as to address any potential conflict with other recreational users of land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.
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14. 02/09/2021	Cheryl Eley 6 Starfire Cl, Kalbarri	<p>OBJECTION</p> <p>I oppose the project based on the proposed operators past experience of:-</p> <ol style="list-style-type: none"> 1. Driving an unregistered vehicle on roads at early hours of the morning to transport his passengers and equipment to the river reserve. 2. The reserves in question are very sensitive and cannot withstand a lot of traffic, they are already under a lot of pressure from current traffic without adding more to it, quad bikes & horses in particular. 3. Leaving the barge unattended and blocking the 'recreational' launching facility for his own purpose, this facility is not there for tour operators and vessels should not be left tied up and unattended. 	<p>1. It is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee complies with vehicle and vessel licensing requirements.</p> <p>2. There is no use of quad bikes on Reserve 26591 only a portion of Reserve 12996 (North of the Murchison River) and Lot 944. There are currently no other approved licences for commercial activity in this location. It is further noted that when entering into a licence agreement, it is a requirement</p>	<p>Submission partly upheld.</p> <p>Should Council consider granting approval for the proposed development, the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The applicant shall comply with Department of Transport's vehicle and vessel licensing requirements and use navigational lights during hours of restricted visibility; ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly

			<p>of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its termination if the default is not remedied.</p> <p>3. The applicant has stated within the application that the vehicles and vessels will be taken out of the water at the end of each day and parked at an approved location. The barge and tender boat will be left on the north side of the river whilst coastline tours are in operation.</p>	<p>adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.</p>
15. 02/09/2021	Paul Eley (Yeti) PO Box 386 NORTHAMPTON WA 6535	<p>OBJECTION Believes it is a retrograde step granting a license to a non-indigenous person who has not even shown capacity for training Indigenous People while taking all the benefits from this project. Prospect of this happening makes me think of memory of my Mother who was one of the people who started the fight for ownership of this land for our people and her words ring in my ears = "Why would we give away that right that we fought so hard for? For nothing? No benefit or future for our children?"</p>	<p>Cl. 67(2) of the 'Deemed Provisions' of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> do not include within the matters of consideration people's identity or racial background as a means of refusal/approval. Consideration can be given to the impact on cultural heritage significance.</p>	<p>Submission upheld in part</p> <p>Should Council consider granting approval the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The Applicant is advised that this development approval does not negate the requirement for any additional approvals and compliance with any and all governmental legislation and regulations which may be required under separate legislation including but not limited to the Health (Miscellaneous Provisions) Act 1911, the Food Act 2008, Environmental Protection Act 1986, Fire and Emergency Services Act 1998, Aboriginal Heritage Act 1972 and

				<p>Fish Resources Management Resources Act 1994;</p> <p>■ The Applicant is advised that they should undertake due diligence and take into consideration the State's Aboriginal Heritage when planning specific developments associated with the proposal so as to mitigate any risks where heritage sites may be present. More information is available at https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/aboriginal-heritage</p>
16. 02/09/2021	John Bendall 27 Smith St, Kalbarri	<p>OBJECTION</p> <p>Tourism based on fishing should be discouraged as it affects local fish stocks with increased overfishing. Fishing tourism should be managed by Fishers not Council as in the Boat Fishing Tours. We have spent enormous time and effort in building stocks up with eco-tourism such as Blue Holes. Please do not undo that good work. Blue Holes is a tourist and must do and has delivered results.</p>	<p>DoF and DPIRD did not raise impact to fishing stocks as a concern. However, DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development.</p>	<p>Submission upheld</p> <p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <p>■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use</p>

			A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis.	
17. 03/09/2021	Helen Nutter	<p>OBJECTION</p> <p>Although this LBFT has received a letter supporting this proposal from the Chairperson Mr Sandy Davies and on behalf of the Nanda Aboriginal Corporation, these are on 12 members of the Nanda Community and they don't have the right to make these decisions without information the Community Members of their intentions. "The PBC authority is via the voice of the Members, not the chosen few!".</p> <p>I have read this proposal and question the zero impact referenced several times in proposal. Who was qualified to make this assertion?</p> <p>Has an environmental study been done to support this?</p> <p>I have been a Nanda Community Member for over 20 years and have witnessed through the years the constant ravaging and destruction of our Country. We received merely a drop in the ocean through our Nanda Determination and now there is a proposal put before the Community without benefit to the Nanda Community.</p> <p>This is Nanda Traditional Land It think it is a detrimental move for us to be granting a license to a non-Aboriginal person who in their 'plan' have in no way, shape or form offered any intention of benefit for the Traditional Owners. There is no benefit or future in this for us and our young people.</p> <p>As history shows there are no benefits for Traditional Aboriginal Owners, only</p>	<p>The Yamatji Nation Agreement was conclusively registered on 26 October 2020. According to Tribunal File No. WDC2018-011 – Nanda People and Nanda #2, native title and interests do not exist in relation to Reserves 12996 and 26591. Lot 944 is subject to separate licensing requirements under the Land Administration Act 1997.</p> <p>The application proposes to only use existing tracks and does not include any proposal to clear native vegetation.</p> <p>However, it is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its termination if the default is not remedied.</p>	<p>Submission upheld in part.</p> <p>Should Council consider granting approval, the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The Applicant is advised that this development approval does not negate the requirement for any additional approvals and compliance with any and all governmental legislation and regulations which may be required under separate legislation including but not limited to the Health Act XXXX, the Food Act 2008, Environmental Protection Act 1986, Fire and Emergency Services Act 1998, Aboriginal Heritage Act 1972 and Fish Resources Management Resources Act 1994; ■ The Applicant is advised that they should undertake due diligence and take into consideration the State's Aboriginal Heritage when planning specific developments associated with the proposal so as to mitigate any risks where heritage sites may be present. More information is available at https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/aboriginal-heritage

		beneficial to the Non-Aboriginal Owners, so it repeats. I repeat strongly object to the granting of a licence/any proposal that is being put forward regarding Reserves 26591, 12996 Murchison River and Foreshore Kalbarri.	For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.	
18. 03/09/2021	Robert McMorran PO Box 50 DOWERIN WA 6467	OBJECTION My family has had many fantastic holidays in Kalbarri since 1979 and do hope to keep supporting the town in the future. Coming from the wheatbelt each year to try our luck fishing is something we look forward to after harvest. In the early years Wittecarra Creek, Red Bluff and the sandspit were our families favourite fishing spots.	The content of the submission does not include matters of planning consideration.	Submission not upheld
19. 03/09/2021	Mark Moir Bennefor Boulevard, BUNBURY WA 6230	OBJECTION 1. Community unrest 2. Tour operator drives at excessive speed. I have witnessed this. 3. Significant pressure on fish stocks regardless of whether it's catch and release. The tours encourage more people to fish north of the river, taking more fish home. 4. More tours = more traffic = more damage from 4x4 vehicles and side by side buggies. These vehicles are wider than quad bikes and damage the existing tracks. Every year I come for holiday I see more damage to tracks from 4x4's and side by side buggies. 5. On a number of occasions, I have experienced poor fishing etiquette from tour operator. I have been fishing and have had Robert Tenaglia come and park up right next to me with a group of fisherman. This has ruined my experience a number of times.	1, 2 & 5. It should be noted that some content of the submission does not include matters of planning consideration. 3. DoF and DPIRD did not raise the matter of impact to fishing stocks as a concern. 4. Polaris vehicle no longer forms part of the tour operations. 4 & 6. Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not considered to be the	Submission upheld in part. Should council consider granting approval, the following conditions are recommended: ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will

		<p>6. Whilst I am not a local, I have been fishing in Kalbarri for many years. The proposal for the Land Based Fishing Tours will have a profound impact on the unique fishing experience that is “fishing north of Kalbarri”. In addition to the tours, I have seen first hand the damage the marketing of such businesses through Facebook does to fishing locations. The end result is more pressure on the fish stocks and the environment.</p>	<p>dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>6. DoF and DPIRD did not raise impact to fishing stocks as a concern. However, DPIRD advice received 19 October 2021 advises under ‘Fish Resources Management Act 1994’ this is defined as a ‘fishing tour’. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development. A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis.</p>	<p>be a requirement that the Licensee acknowledges that the Licence does not convey any right of exclusive possession over the area or interfere with the use of the area by the Shire or by the public generally or attempt to restrict or prohibit access of members of the public to the area at any time.</p> <p>■ In response to DPLH’s referral for a Section 91 LAA Licence it will also be requested that this same provision be included so as to address any potential conflict with other recreational users of land outside of the Shire of Northampton’s management, namely Lot 944 which runs along the northern coast line.</p>
<p>20. 03/09/2021</p>	<p>Peter McLean 33 Belmont Avenue, BELMONT</p>	<p>OBJECTION Submitter considers this will have a significant negative impact on the unique fishing experience we have become accustomed to.</p>	<p>Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not</p>	<p>Submission upheld in part.</p> <p>■ Should Council enter into a licence agreement with the Applicant, it will be a requirement that the Licensee acknowledges that the Licence does not convey any right of</p>

			considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights.	exclusive possession over the area or interfere with the use of the area by the Shire or by the public generally or attempt to restrict or prohibit access of members of the public to the area at any time. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this same provision be included so as to address any potential conflict with other recreational users of land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.
21. 03/09/2021	Department of Transport, Regional Services, Midwest	INDIFFERENT The Department of Transport advised that they have no jurisdiction over areas of land where activities will occur. Client would need to contact AMSA to ensure all operations on water are conducted in accordance with the National Law.	It is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee complies with vehicle and vessel licensing requirements.	Submission noted but condition applied Should Council consider granting approval for the proposed development, the following conditions are recommended: ■ The applicant shall comply with Department of Transport's vehicle and vessel licensing requirements and use navigational lights during hours of restricted visibility; ■ The Applicant shall obtain appropriate approvals for commercial vessel safety with the Australian Maritime Safety Authority, and/or use approved vessels only, to traverse the Murchison River between Reserves 12996 and 26591;
22. 03/09/2021	Nanda Aboriginal Corporation	OBJECTION Notification of withdrawal of original submission received from Nanda Aboriginal Corporation on 25 August 2021.	No further correspondence has been received from the Nanda AC.	Submission upheld in part. Should Council consider granting approval, the following conditions are recommended:

		<p>After further review, Nanda AC object to anyone accessing Reserve 12996 and 26591 due to their significance to Nanda People. The Board need to review/consult further to ensure the plans align with what was presented to them. Nanda AC do not want anyone utilising reserves 12996 or 26591.</p>	<p>The Yamatji Nation Agreement was conclusively registered on 26 October 2020. According to Tribunal File No. WDC2018-011 – Nanda People and Nanda #2, native title and interests do not exist in relation to Reserves 12996 and 26591.</p>	<ul style="list-style-type: none"> ■ The Applicant is advised that this development approval does not negate the requirement for any additional approvals and compliance with any and all governmental legislation and regulations which may be required under separate legislation including but not limited to the Health (Miscellaneous Provisions) Act 1911, the Food Act 2008, Environmental Protection Act 1986, Fire and Emergency Services Act 1998, Aboriginal Heritage Act 1972 and Fish Resources Management Resources Act 1994; ■ The Applicant is advised that they should undertake due diligence and take into consideration the State's Aboriginal Heritage when planning specific developments associated with the proposal so as to mitigate any risks where heritage sites may be present. More information is available at https://www.wa.gov.au/organisation/department-of-planning-lands-and-heritage/aboriginal-heritage
<p>23. 03/09/2021</p>	<p>Brendon Moir 5 Shine Court, AUSTRALIND</p>	<p>OBJECTION</p> <ol style="list-style-type: none"> 1. Massive pressure on fish stocks. The tours will encourage more people to fish, therefore taking more fish home. 2. Traffic and tours will damage the tracks and environment. 3. Civil unrest in community/local. 4. Increase of rubbish. I have witnessed people doing that and I picked up that rubbish. There is always someone in a tour that will throw rubbish away. 5. Social media – this will increase more people to join the tours which is therefore 	<p>DoF and DPIRD did not raise impact to fishing stocks as a concern.</p> <ol style="list-style-type: none"> 1. However, DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part 	<p>Submission upheld in part. Should Council consider granting approval, the following conditions are recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way.

		<p>more pressure on fish stocks. The social media will also encourage people who don't work to do tours – more liable, anti-social, damage to environment and dumping rubbish.</p>	<p>of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development.</p> <p>A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis</p> <p>2 & 5. The application proposes to only use existing tracks and does not include any proposal to clear native vegetation.</p> <p>However, it is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar</p>	<ul style="list-style-type: none"> ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line
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			<p>provisions can be included to address concerns regarding this matter.</p> <p>3. It should be noted that some content of the submission does not include matters of planning consideration.</p> <p>4. Issues of rubbish cannot be attributed solely to tour patrons. As a condition of licence, tour operators have formal responsibility for waste management of tour participants. No formal chain of responsibility exists for informal recreational users.</p> <p>5. Given the extensive nature of the coastline and the limited number of people on tours and the limitation of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p>	
24. 03/09/2021	Andrew Moir 4 Troon Court, PELICAN POINT	<p>OBJECTION</p> <p>1. Increased pressure on an already stretched eco system.</p>	DoF and DPIRD did not raise impact to fishing stocks as a concern.	Submission upheld in part

		<p>2. Increased traffic on beaches north of the Murchison River.</p> <p>3. Increased rubbish left from Land Based Fishing Tours. I wish to make note that this is something I have witnessed while fishing in close proximity.</p> <p>4. Demeanour of tour owner to be of poor and unapproachable nature.</p> <p>5. Degradation of unique experience for minor community gain.</p> <p>6. Personally experienced poor behaviour from tour operator.</p>	<p>1. However, DPIRD advice received 19 October 2021 advises under 'Fish Resources Management Act 1994' this is defined as a 'fishing tour'. As the tour specifically includes transport to a fishing location using a boat provided as part of the tour it is a fishing tour under the legislation. For fishing tours conducted under a Fishing Tour Operators Licence (FTOL), the catch is recorded by the responsible government authority being the Department of Primary Industries and Regional Development. A requirement of FTOL is to submit records of fish catches to DPIRD on a monthly basis</p> <p>2. The application proposes to only use existing tracks and does not include any proposal to clear native vegetation. However, it is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its</p>	<p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use. ■ The Applicant is required to provide adequate rubbish disposal facilities, remove all rubbish associated with the operation, and maintain clean and sanitary conditions at all times. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.
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			<p>termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.</p> <p>3. Issues of rubbish cannot be attributed solely to tour groups. As a condition of licence, tour operators have formal responsibility for waste management of tour participants. No formal chain of responsibility exists for informal recreational users.</p> <p>4 & 6. It should be noted that some content of the submission does not include matters of planning consideration.</p> <p>5. Given the extensive nature of the coastline and the limited number of people on tours and the limited number of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not</p>	
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			provide exclusive use rights to the tour operator.	
25. 03/09/2021	Matt Graeber PO Box 545 KALBARRI	OBJECTION Submitter objects and believes we should protect the land and local fishing spots.	<p>These matters not raised as a concern by relevant government agencies/authorities.</p> <p>Given the extensive nature of the coastline and the limited number of people on tours and the limited number of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>The application proposes to only use existing tracks and does not include any proposal to clear native vegetation. However, it is noted that when entering into a licence agreement, it is a requirement of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its</p>	<p>Submission upheld in part</p> <p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.

			<p>termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.</p>	
<p>26. 03/09/2021</p>	<p>Rachel Graeber PO Box 545 KALBARRI</p>	<p>OBJECTION Submitter has been fishing in Kalbarri all and does not want to see tour go ahead to protect the untouched, unknown land and local fishing spots.</p>	<p>These matters not raised as a concern by relevant government agencies/authorities.</p> <p>Given the extensive nature of the coastline and the limited number of people on tours and the limited number of tours, the proposed tour/s are not considered to be the dominant use when other users are able to gain access and utilise the sites in question. Granting of a licence/approval does not provide exclusive use rights to the tour operator.</p> <p>The application proposes to only use existing tracks and does not include any proposal to clear native vegetation. However, it is noted that when entering into a licence agreement, it is a requirement</p>	<p>Submission upheld in part</p> <p>Should Council consider granting approval for the proposed development, the following condition is recommended:</p> <ul style="list-style-type: none"> ■ The Applicant shall conduct tours using existing pathways, roads and tracks, and shall not negatively impact, degrade or damage the natural amenity within the approval land locations in any way. ■ Pursuant to Section 15 of Regulation 1281 of the Fish Resources Management Regulations 1995 the applicant/operator is required to obtain a Fishing Tour Operator's Licence for the West Zone prior to commencement of the approved use. ■ Furthermore, should Council enter into a licence agreement with the Applicant, it will be a requirement for the Licensee to firstly adhere to the permitted tracks using the permitted vehicles and secondly, repair, rehabilitate and make good any damage to the licensed area, including damage to

			<p>of this agreement that the Licensee is responsible to repair, rehabilitate and make good any damage to the Licensed area, including but not limited to damage to native vegetation. Failing to adhere to the licence agreement will result in its termination if the default is not remedied.</p> <p>For land outside of the Shire of Northampton's management (ie. land to the north along the coastline) DPLH has advised that similar provisions can be included to address concerns regarding this matter.</p>	<p>vegetation. In response to DPLH's referral for a Section 91 LAA Licence it will also be requested that this provision be included so as to address any potential impact on land outside of the Shire of Northampton's management, namely Lot 944 which runs along the northern coast line.</p>
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7.3.2 SUMMARY OF PLANNING INFORMATION ITEMS

DATE OF REPORT: 11 November 2021
REPORTING OFFICER: Michelle Allen – Planning Officer

COMMENT:

The following informs Council of the various planning items (including delegated approvals) that have been dealt with since last reported to Council. Further information regarding any of the items can be obtained from the Planning Officer.

REF	APPLICANT	LOCATION	PROPOSED DEVELOPMENT / USE	DATE
086	P CROGAN, SIMPLE LIFE PROJECTS	LOT 348 (NO. 2) PENN STREET, KALBARRI	ADDITIONS TO SINGLE HOUSE (R-CODE VARIATION)	6 October 2021
087	L CRICKMAY	LOT 169 (NO. 4) STEMODIA STREET, KALBARRI	SINGLE DWELLING (R-CODE VARIATION)	5 October 2021
088	L POMERY BARTON TYRE & MECHANICAL SERVICES	LOT 839 (NO. 16) AJANA-KALBARRI ROAD, KALBARRI	CHANGE OF NAME – MOTOR VEHICLE REPAIRS	13 October 2021
089	JC & KM DEADMAN	RESERVES 12996 & 26591 & LOTS 12678 & 202 MURCHISON RIVER FORESHORE	LICENSE AGREEMENT – CANOE SAFARI TOURS	15 October 2021 Meeting
090	D RICHARDSON	RESERVE 26507 GREY STREET, KALBARRI	MOBILE FOOD VEHICLE – MAD MACAWS (TEMPORARY)	15 October 2021 Meeting
091	MN HARRIS	LOT 99 (NO. 6) LYNTON AVENUE, PORT GREGORY	PATIO – R-CODE VARIATION	21 October 2021
092	RP BRYDEN & SG HOWE	LOT 894 (NO. 7) SEAKIST RETREAT, KALBARRI	FRONT FENCE – R-CODE VARIATION	25 October 2021
093	RP BURGESS	LOT 14 (NO. 3874) GEORGE GREY DRIVE, YALLABATHARRA	OUTBUILDING (LOCAL PLANNING SCHEME VARIATIONS)	27 October 2021
094	LR & JE DOUGLAS	LOT 20 (NO. 64) WALKER STREET, KALBARRI	SINGLE HOUSE & OUTBUILDING (R-CODE VARIATION)	27 October 2021

OFFICER RECOMMENDATION – ITEM 7.3.2

For Council Information

7.4.1	ACCOUNTS FOR PAYMENT	2
7.4.2	MONTHLY FINANCIAL STATEMENTS – OCTOBER 2021	11
7.4.3	CHILD CARE FEES AND CHARGES CHANGE	39

7.4.1 ACCOUNTS FOR PAYMENT

FILE REFERENCE:	1.1.1
DATE OF REPORT:	10th November 2021
DISCLOSURE OF INTEREST:	Nil
REPORTING OFFICER:	Grant Middleton/Leanne Rowe
APPENDICES:	1. List of Accounts

SUMMARY

Council to authorise the payments as presented.

BACKGROUND:

A list of payments submitted to Council on 19th November 2021, for confirmation in respect of accounts already paid or for the authority to those unpaid.

FINANCIAL & BUDGET IMPLICATIONS:

A list of payments is required to be presented to Council as per section 13 of the Local Government Act (Financial Management Regulations 1996).

POLICY IMPLICATIONS:

Council Delegation F02 allows the CEO to make payments from the Municipal and Trust accounts. These payments are required to be presented to Council each month in accordance with Financial Management Regulations 13 (1) for recording in the minutes.

VOTING REQUIREMENT:

Absolute Majority Required:

OFFICER RECOMMENDATION – ITEM 7.4.1

That Municipal Fund Cheques 22128 to 22140 inclusive totalling \$65,737.55, Municipal EFT payments numbered EFT22729 to EFT22849 inclusive totalling \$781,988.45, Trust Fund Cheques 2645 to 2655, totalling \$129,545.24, Direct Debit payments numbered GJ0406 to GJ0410 inclusive totalling \$243,428.74 be passed for payment and the items therein be declared authorised expenditure.

SHIRE OF NORTHAMPTON
FINANCE REPORT – 19 NOVEMBER 2021

MUNICIPAL FUND CHEQUES

Chq #	Date	Name	Description	Amount
22128	07-10-2021	SYNERGY	ELECTRICITY CHARGES	16071.73
22129	08-10-2021	PETTY CASH - NORTHAMPTON	PETTY CASH RECOUP	165.55
22130	13-10-2021	CITY OF GREATER GERALDTON	REFUSE DISPOSAL - MERU	19884.10
22131	13-10-2021	GERALDTON MOWER & REPAIR SPECIALISTS	MOWER PARTS	169.00
22132	13-10-2021	MCLEODS BARRISTERS & SOLICITORS	LEGAL FEES	545.05
22133	13-10-2021	STUART ROBERTSON	REFUND TOWN PLANNING APP	147.00
22134	13-10-2021	SHIRE OF NORTHAMPTON	VMR BUILDING APPLICATION 21CS150	41.18
22135	13-10-2021	SHIRE OF NORTHAMPTON	DOT JETTY RENEWAL FEE	85.90
22136	20-10-2021	TEAKHILL HOLDINGS PTY LTD	REFUND DOG REGISTRATIONS	92.50
22137	27-10-2021	CITY OF GREATER GERALDTON	REFUSE DISPOSAL - MERU	4715.60
22138	27-10-2021	KLEENHEAT GAS	FACILITY FEE	85.80
22139	28-10-2021	WATER CORPORATION	WATER CHARGES	8038.04
22140	28-10-2021	SYNERGY	ELECTRICITY CHARGES	15696.10
				\$65,737.55

ELECTRONIC FUND TRANSFERS – MUNICIPAL ACCOUNT

EFT #	Date	Name	Description	Amount
EFT22729	07-10-2021	DPT WATER & ENVIRONMENT REGULATION	NTON REFUSE SITE LIC RENEW	1218.00
EFT22730	07-10-2021	TELSTRA	TELEPHONE CHARGES	1673.18
EFT22731	13-10-2021	AFGRI GERALDTON	PARTS	640.88
EFT22732	13-10-2021	AW CRAGAN & ALLCAPRI PTY LTD	VARIOUS BOBCAT WORKS	2359.50
EFT22733	13-10-2021	KALBARRI IGA	GOODS	58.52
EFT22734	13-10-2021	MARY ASH	NCCA REIMB WASHING MACHINE	770.00
EFT22735	13-10-2021	BATAVIA TIMBER & SALVAGE	CYCLONE AJANA HALL DEMOLITION	42460.00
EFT22736	13-10-2021	BARRON BUILDING SURVEYING	BUILDING SERVICES	10210.59
EFT22737	13-10-2021	BLOOM MEDIA MANAGEMENT	NCCA ADVERTISING	60.00
EFT22738	13-10-2021	BULLIVANTS PTY LTD	LIFTING CHAINS/PINS	1226.68
EFT22739	13-10-2021	BUNNINGS (GERALDTON WAREHOUSE)	STORAGE BOXES - NEW TRUCK	443.57
EFT22740	13-10-2021	CLARKSON FREIGHTLINES	FREIGHT	175.73
EFT22741	13-10-2021	CLEANAWAY OPERATIONS PTY LTD	REFUSE COLLECTION, SITE MTCE	41424.97
EFT22742	13-10-2021	BOC GASES AUSTRALIA	INDUSTRY GASES	66.40
EFT22743	13-10-2021	WINC AUSTRALIA PTY LTD	P/COPIER MTCE	839.97
EFT22744	13-10-2021	CORSIGN WA PTY LTD	SIGNS	1641.20
EFT22745	13-10-2021	TOLL TRANSPORT PTY LTD	FREIGHT	271.36
EFT22746	13-10-2021	DEPARTMENT OF TRANSPORT	RECOUP WATER USE	132.75
EFT22747	13-10-2021	GARY DUNGATE	NCC & HAMPTON TOILETS PAVING	770.00
EFT22748	13-10-2021	ENGIN	ENGIN CHARGES	435.13
EFT22749	13-10-2021	FREEMANS LIQUID WASTE PTY LTD	PUMP LEACH DRAINS	8645.00
EFT22750	13-10-2021	PAULINE AMELIA FREEMAN	RATE RFUND	9000.00
EFT22751	13-10-2021	GERALDTON LOCK & KEY SPECIALISTS	KEYS	13.20
EFT22752	13-10-2021	GHS SOLUTIONS / GERALDTON HIRE	CYCLONE KCC FENCING	148.50
EFT22753	13-10-2021	GREAT NORTHERN RURAL SERVICES	KAL FORESHORE PARTS	326.65
EFT22754	13-10-2021	GOODYEAR & DUNLOP TYRES (AUST) PTY LTD	SUPLY AND FIT 2 TYRES	112.81
EFT22755	13-10-2021	C + J HANSON PLUMBING CONTRACTORS	HAMPTON GDN EXCAVATE SEPTIC TANK	720.50

SHIRE OF NORTHAMPTON
FINANCE REPORT – 19 NOVEMBER 2021

EFT #	Date	Name	Description	Amount
EFT22756	13-10-2021	J HINE AND SON CONSTRUCTION	CYCLONE PT GREG AMBULANCE, FITZ HOUSE	19847.30
EFT22757	13-10-2021	JCB CONSTRUCTION EQUIPMENT AUST (CFC, CEA, JCB)	PARTS	7048.65
EFT22758	13-10-2021	SCOTT ALEXANDER JONES	PT GREG MOWING	920.00
EFT22759	13-10-2021	KALBARRI AUTO CENTRE	KAL ABANDONED VEHICLE RECOVERY	165.00
EFT22760	13-10-2021	KALBARRI STATE EMERGENCY SERVICE	ESL	8497.50
EFT22761	13-10-2021	KALBARRI EXPRESS FREIGHT	FREIGHT	116.16
EFT22762	13-10-2021	KALBARRI BP ROADHOUSE & HARDWARE	HARDWARE, BOOTS	442.79
EFT22763	13-10-2021	KALBARRI CARRIERS	FREIGHT	113.85
EFT22764	13-10-2021	KALBARRI REFRIG & AIRCON SERVICE	REPLACE AIRCONS	3000.00
EFT22765	13-10-2021	KALBARRI CONSTRUCTION	CYCLONE SAFETY FENCING ABLUTIONS	2398.00
EFT22766	13-10-2021	KINGS BODYWORKS	INSURANCE EXCESS	300.00
EFT22767	13-10-2021	KALBARRI PEST CONTROL (BC DIGGINS & KP LAW)	VISUAL TERMITE INSP, PEST CONTROL	550.00
EFT22768	13-10-2021	KALBARRI SITEWORKS	CYCLONE CLEAR DEBRI	2431.00
EFT22769	13-10-2021	STATE LIBRARY OF WESTERN AUSTRALIA	BETTER BEGINNINGS PROGRAM	148.50
EFT22770	13-10-2021	MARK ARMSTRONG ELECTRICAL	SMITH ST RES SMOKE ALARM TESTING	436.70
EFT22771	13-10-2021	LGRCEU	PAYROLL DEDUCTIONS	82.00
EFT22772	13-10-2021	MIRACLE RECREATION EQUIPMENT PTY LTD	PLAYGROUND EQUIP	1815.00
EFT22773	13-10-2021	NORTHAMPTON IGA	NCCA GOODS	200.52
EFT22774	13-10-2021	NORTHAMPTON COMMUNITY CENTRE	SPORTS ADMINISTRATION	1950.00
EFT22775	13-10-2021	NORTHAMPTON NEWSAGENCY	STATIONERY, NEWSPAPERS	1540.18
EFT22776	13-10-2021	NORTHAMPTON AUTO ELECTRICS	PLANT ELECTRICAL WORKS	403.99
EFT22777	13-10-2021	NORTHAMPTON FAMILY STORE	UNIFORMS	39.65
EFT22778	13-10-2021	NORTHAMPTON MOTORS AND MACHINERY RESTORATION GROUP INC	CYCLONE NCC CRICKET NETS REMOVAL	550.00
EFT22779	13-10-2021	NOVUS WINDSCREENS GERALDTON	PLANT FIT WINDOW	810.00
EFT22780	13-10-2021	PEST-A-KILL WA	CYCLONE AJANA HALL BEE REMOVAL	539.00

SHIRE OF NORTHAMPTON
FINANCE REPORT – 19 NOVEMBER 2021

EFT #	Date	Name	Description	Amount
EFT22781	13-10-2021	PORT GREGORY CARAVAN PARK	FUEL	26.42
EFT22782	13-10-2021	PROTECTOR FIRE SERVICES	NCC FIRE EXTINGUISHER REVIEW	1304.44
EFT22783	13-10-2021	THE SHEARING SHED CAFE	REFRESHMENTS	162.50
EFT22784	13-10-2021	PAUL SHERIFF	COMPUTER MTCE SUPPORT	495.00
EFT22785	13-10-2021	STAR TRACK EXPRESS	FREIGHT	410.00
EFT22786	13-10-2021	2V NET IT SOLUTIONS	COMPTER MTCE	739.00
EFT22787	13-10-2021	TOTAL TOILETS	CYCLONE KAL FSHORE PORTABLE TOILETS	11447.50
EFT22788	13-10-2021	LANDGATE	VALUATION EXPENSES	502.22
EFT22789	13-10-2021	VISIMAX	VBFB PPE	25416.77
EFT22790	13-10-2021	WAYNES SPRAYPAINTING	INSURANCE EXCESS	300.00
EFT22791	13-10-2021	WEIRDO'S CARPENTRY & MAINTENANCE	KAL DR SUGERY/KAL TOWN TALK MTCE	3522.55
EFT22792	13-10-2021	WA LOCAL GOVERNMENT ASSOC	LG CONVENTION 2021	8515.00
EFT22793	13-10-2021	WEST AUSTRALIAN NEWSPAPERS LTD	ADVERTISING	1530.10
EFT22794	13-10-2021	NORTHAMPTON TYRES	SUPPLY AND FIT 10 TYRES, PUNCTURE REPAIR	4300.00
EFT22795	13-10-2021	WIDEGlide CONSTRUCTIONS	KAL CEMETERY WORKS	572.00
EFT22796	13-10-2021	P MARKHAM AND M A WILSON	CYCLONE OLD SCHOOL ADMIN BUILDING	748.00
EFT22797	13-10-2021	XAP TECHNOLOGIES PTY LTD	NCCA KIDSXAP MONTHLY SUBSCRIPTION	139.00
EFT22798	14-10-2021	NEIL BROADHURST	REIMB FUEL	521.65
EFT22799	14-10-2021	RIC DAVEY	REIMB IPAD COVER	109.00
EFT22800	14-10-2021	HAYLEY R WILLIAMS DEVISE URBAN PLANNING	PLANNING SERVICES	4290.00
EFT22801	14-10-2021	LEO RYAN	REIMB DODO LAND LINE	39.90
EFT22802	14-10-2021	AUSTRALIAN TAXATION OFFICE	SEPTEMBER 2021 BAS	30242.00
EFT22803	21-10-2021	WESTERN AUSTRALIAN TREASURY CORP	LOAN 157	18464.02
EFT22804	15-10-2021	SHANE KRAKOUER	REIMB FUEL LG WEEK	1112.74
EFT22805	25-10-2021	GERALDTON TOYOTA	2021 TOYOTA FORTUNER	45326.16
EFT22806	27-10-2021	AUSTRALIA POST	POSTAGE	608.73

SHIRE OF NORTHAMPTON
FINANCE REPORT – 19 NOVEMBER 2021

EFT #	Date	Name	Description	Amount
EFT22807	27-10-2021	AUSTRALIAN POST-TEL INSTITUTE (WA) INC.	RATE REFUND	3898.32
EFT22808	27-10-2021	AUSSIE SHEDS GROUP	CYCLONE LIA UNITS REPAIR SHEETING	15015.00
EFT22809	27-10-2021	BATAVIA COAST TRIMMERS	CYCLONE KAL CHILDCARE SHADE SAIL REPLACEMENT	11990.00
EFT22810	27-10-2021	BARRON BUILDING SURVEYING	CYCLONE/BUILDING SERVICES	12989.90
EFT22811	27-10-2021	MRS MK BOOKER	RATES REFUND	194.63
EFT22812	27-10-2021	LIBERTY NORTHAMPTON	FUEL AUG/SEPT	428.41
EFT22813	27-10-2021	CENTRAL WEST PUMP SERVICE	LIONS PARK PUMP REPAIRS	90.75
EFT22814	27-10-2021	WINC AUSTRALIA PTY LTD	P/COPIER MTCE	820.22
EFT22815	27-10-2021	CORSIGN WA PTY LTD	SIGNAGE	108.90
EFT22816	27-10-2021	CROWN METROPOL	LG WEEK ACCOMMODATION EXPENSES	10715.45
EFT22817	27-10-2021	HAYLEY R WILLIAMS DEVISE URBAN PLANNING	PLANNING SERVICES	4218.50
EFT22818	27-10-2021	ECO-FLORA CRANE, TRUCK & EXCAVATOR SERVICES	KAL CLEAR DRAINS REAR BP	680.00
EFT22819	27-10-2021	FENN PLUMBING & GAS	KAL DUMP POINT MAIN	440.00
EFT22820	27-10-2021	DEPARTMENT OF FIRE AND EMERGENCY SERVICES	21/22 ESL	298604.30
EFT22821	27-10-2021	FIVE STAR BUSINESS EQUIPMENT	PHOTOCOPIER COUNT/MTCE	977.04
EFT22822	27-10-2021	GRAEME GIBBONS PHOTOS	PHOTO PRINT	410.00
EFT22823	27-10-2021	GREAT NORTHERN RURAL SERVICES	NPTN OVAL KIKUYU SEED	51.62
EFT22824	27-10-2021	JOSHUA CHARLES GRAEBER	RATES REFUND	772.55
EFT22825	27-10-2021	HOLLOMBY FOUNDATION	2022 SCHOLARSHIP	2000.00
EFT22826	27-10-2021	HORROCKS COMMUNITY CENTRE INC	HKS FSHORE PLAYGROUND SAND	2299.00
EFT22827	27-10-2021	KALBARRI AUTO CENTRE	VEHICLE SERVICE	363.00
EFT22828	27-10-2021	KALBARRI WAREHOUSE	HARDWARE	261.70
EFT22829	27-10-2021	MARKETFORCE	ADVERTISING	620.64
EFT22830	27-10-2021	LGRCEU	PAYROLL DEDUCTIONS	82.00
EFT22831	27-10-2021	MIDWEST TURF SUPPLIES	KAL FORESHORE GRASS INSTALL	5173.00

SHIRE OF NORTHAMPTON
FINANCE REPORT – 19 NOVEMBER 2021

EFT #	Date	Name	Description	Amount
EFT22832	27-10-2021	MIDWEST AIR	RAILWAY CARRIAGE AIRCON	715.00
EFT22833	27-10-2021	MITCHELL & BROWN COMMUNICATIONS	COUNCILLOR IPADS	2143.20
EFT22834	27-10-2021	NORTHAMPTON COMMUNITY CENTRE	SPORTS ADMINISTRATION	650.00
EFT22835	27-10-2021	KALBARRI PALM RESORT	ACCOMMODATION	79.00
EFT22836	27-10-2021	PLATINUM ELECTRICIANS MIDWEST	CYCLONE NCC AIRCONDITIONERS	13514.33
EFT22837	27-10-2021	THE SHEARING SHED CAFE	REFRESHMENTS	240.00
EFT22838	27-10-2021	CRAIG SIMKIN	REIMB GIFT/FUEL	163.38
EFT22839	27-10-2021	SIMPLE LIFE PROJECTS	CYCLONE KAL SPORT & REC REPAIRS	1001.00
EFT22840	27-10-2021	STAR TRACK EXPRESS	FREIGHT	5.55
EFT22841	27-10-2021	THREE CHILLIES DESIGN	HKS PUMP TRACK	35750.00
EFT22842	27-10-2021	IT VISION	SYNERGYSOFT SUPPORT	550.00
EFT22843	27-10-2021	WESTRAC EQUIPMENT PTY LTD	PARTS	938.68
EFT22844	27-10-2021	WILLIAMS & HUGHES	LEGAL ADVICE	350.00
EFT22845	27-10-2021	LLEW WITHERS	PUBLIC HEALTH PLAN PREPARATION	4400.00
EFT22846	27-10-2021	CT & L WOODCOCK & SON PTY LTD	FERTILISERS, RETIC, HARDWARE, FIREBUG	6514.20
EFT22847	28-10-2021	TELSTRA	TELEPHONE CHARGES	597.76
EFT22848	28-10-2021	KEVIN MOSS	REIMB FUEL PT GREG WATER	95.94
EFT22849	28-10-2021	LEO RYAN	REIMB DODO LAND LINE	39.90
				\$781,988.45

TRUST FUND CHEQUES

Chq #	Date	Name	Description	Amount
2645	04-10-21	DEPARTMENT OF TRANSPORT	SPECIAL SERIES PLATES 1971NR	200.00
2646	06-10-21	DEPARTMENT OF TRANSPORT	SPECIAL SERIES PLATES 265NR	200.00
2647	06-10-21	DEPARTMENT OF TRANSPORT	SPECIAL SERIES PLATES 606NR	200.00
2648	07-10-21	MCLEODS BARRISTERS & SOLICITORS BUILDING CONST. INDUSTRY TRAINING FUND	SALE PROCEEDS 44 SMITH ST KALBARRI	119741.84
2649	19-10-21	SHIRE OF NORTHAMPTON	BCITF SEPTEMBER 2021	6948.13
2650	19-10-21	SHIRE OF NORTHAMPTON	BCITF COMMISSION SEPTEMBER 2021	189.75
2651	19-10-21	SHIRE OF NORTHAMPTON DPT MINES INDUSTRY REG SAFETY BUILDING	BRB COMMISSION SEPTEMBER 2021	55.00
2652	19-10-21	DEPARTMENT OF TRANSPORT	BRB SEPTEMBER 2021	1550.52
2653	19-10-21	DEPARTMENT OF TRANSPORT	SPECIAL SERIES PLATES 184NR	200.00
2654		CANCELLED		
2655	21-10-21	OLYMPIANS BASKETBALL CLUB	KIDSPORT	260.00
				\$129,545.24

DIRECT DEBITS

Jnl #	Date	Name	Description	Amount
	14-10-2021	PAYROLL	FN/E 13/10/2021	96421.00
	14-10-2021	SUPERCHOICE	SUPERANNUATION FN/E 13/10/2021	23742.89
	28-10-2021	PAYROLL	FN/E 27/10/2021	91866.00
	29-10-2021	SUPERCHOICE	SUPERANNUATION FN/E 27/10/2021	23608.10
GJ0406	31-10-2021	NATIONAL AUSTRALIA BANK	BANK FEES	241.02
GJ0407	31-10-2021	NATIONAL AUSTRALIA BANK	BANK MERCHANT FEES	1907.98
GJ0408	31-10-2021	COMMONWEALTH BANK	BPOINT FEES	1286.91
GJ0409	31-10-2021	NATIONAL AUSTRALIA BANK	BPAY	429.44
GJ0411	31-10-2021	NAB CEO CORPORATE CARD	BANK CHARGES	9.00
			REFRESHMENTS LG WEEK	1160.12
			FUEL NR1	304.34
			OFFICE EXPENSES LGMA CONF	93.83
GJ0412	31-10-2021	NAB DCEO CORPORATE CARD	BANK CHARGES	9.00
			NCCA IINET	81.92
			KAL CHILD CARE IINET	79.99
			COMPUTER EXPS 2VNET/ADOBE/CABLE	811.73
			TRADELINK RETIC	50.71
GJ0410	31-10-2021	NATIONAL AUSTRALIA BANK	SS LOAN 152 FACILITY FEE	1033.35
				1324.76
				\$243,428.74

7.4.2 MONTHLY FINANCIAL STATEMENTS – OCTOBER 2021

FILE REFERENCE:	1.1.1
DATE OF REPORT:	10th November 2021
DISCLOSURE OF INTEREST:	Nil
REPORTING OFFICER:	Grant Middleton
APPENDICES:	Monthly Financial Report for October 2021

SUMMARY

Council to adopt the monthly financial reports as presented.

BACKGROUND:

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

The Monthly Statements of Financial Activity for the period ending 31 October 2021 are detailed from page 1 to page 26 per the attached Monthly Financial Report.

FINANCIAL & BUDGET IMPLICATIONS:

The 31st October 2021 financial position is comprised of the following:

Total operating revenue has a surplus position of \$1,925,568 and operating expenditure has a deficit position of \$366,135 to the end of October 2021.

The surplus revenue position is predominately due to the \$1,750,000 insurance payment from LGIS received during August. The additional expenditure compared to budget relates predominately to Cyclone Seroja insurance repairs which will be offset by insurance revenue.

Investing and Financing variances will reconcile as the year progresses and it is anticipated there will be no significant budget variations.

Further explanations of material variations are detailed by reporting program in Note 15 of the Monthly Financial Report.

Cyclone Seroja

DFRAWA - Cyclone Seroja clean-up works during 2021/2022 has had less impact on our financial position compared to 2019/2020. To the end of October we have spent \$124,641. Staff are currently liaising with DFES to determine the extent of reimbursement for current year expenditure.

Insurance (LGIS) – Repairs to building and infrastructure is ongoing and progressing. It is anticipated that building repairs and works will be funded by our insurance payout.

STATUTORY IMPLICATIONS:

Local Government (Financial Management) Regulation 34 1996
Local Government Act 1995 Section 6.4

POLICY IMPLICATIONS:

Council is required annually to adopt a policy on what it considers to be material as far as variances that require to be reported for Council. The current Council Policy sets the material variance at \$5,000.

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.4.2

That Council adopts the Monthly Financial Report for the period ending 31 October 2021.

SHIRE OF NORTHAMPTON
MONTHLY FINANCIAL REPORT
(Containing the Statement of Financial Activity)
For the period ending 31 October 2021

LOCAL GOVERNMENT ACT 1995
LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

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**MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 31 OCTOBER 2021**

SUMMARY INFORMATION

PREPARATION TIMING AND REVIEW

Date prepared: All known transactions up to 31 October 2021

BASIS OF PREPARATION

REPORT PURPOSE

This report is prepared to meet the requirements of *Local Government (Financial Management) Regulations 1996, Regulation 34*. Note: The statements and accompanying notes are prepared based on all transactions recorded at the time of preparation and may vary due to transactions being processed for the reporting period after the date of preparation.

BASIS OF ACCOUNTING

This statement comprises a special purpose financial report which has been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities and to the extent they are not in-consistent with the *Local Government Act 1995* and accompanying regulations), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the *Local Government Act 1995* and accompanying regulations. Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated otherwise.

Except for cash flow and rate setting information, the report has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

THE LOCAL GOVERNMENT REPORTING ENTITY

All Funds through which the Council controls resources to carry on its functions have been included in this statement. In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between Funds) have been eliminated. All monies held in the Trust Fund are excluded from the statement, but a separate statement of those monies appears at Note 14.

SIGNIFICANT ACCOUNTING POLICES

GOODS AND SERVICES TAX

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

CRITICAL ACCOUNTING ESTIMATES

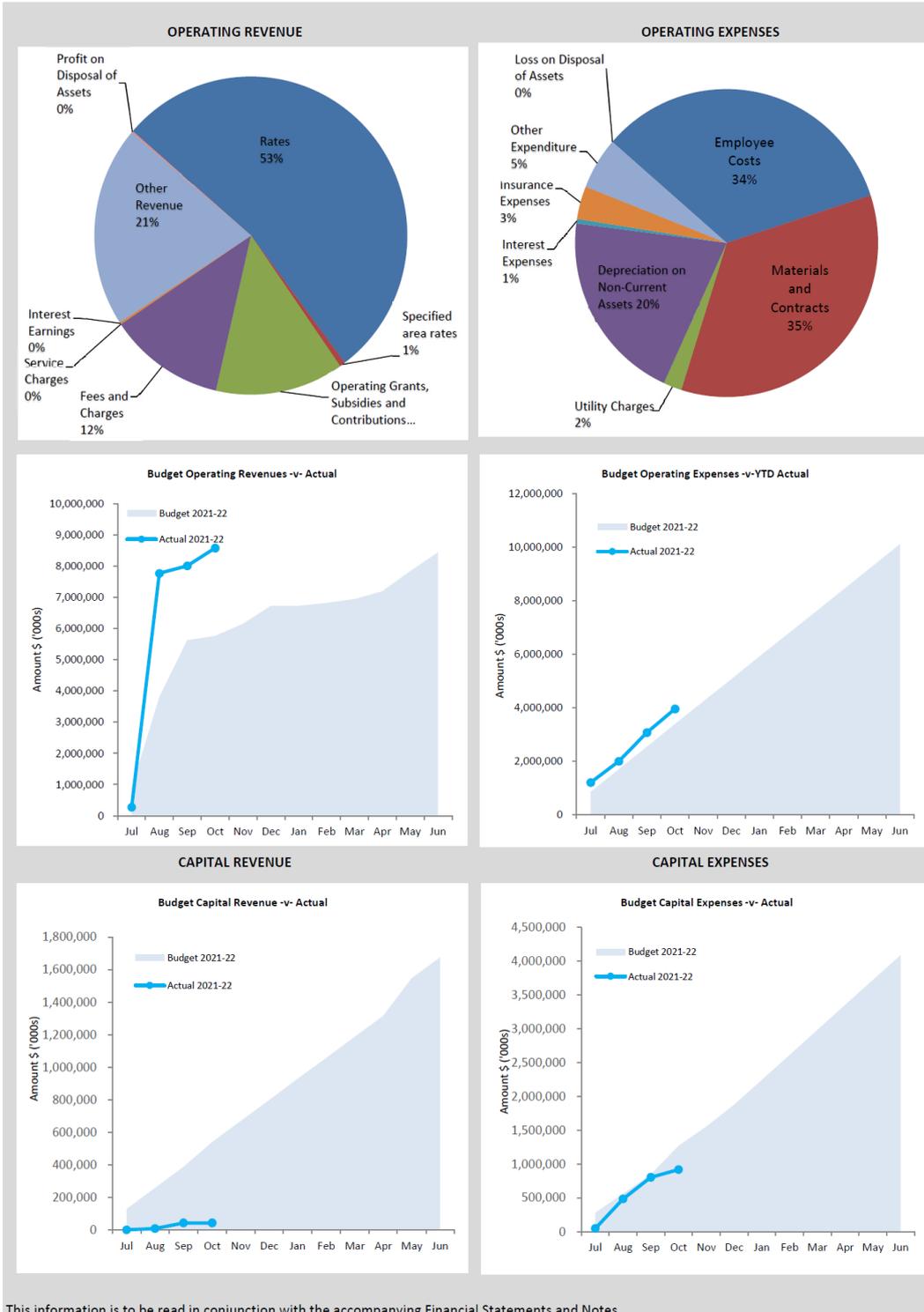
The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses. The estimates and associated assumptions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

ROUNDING OFF FIGURES

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

MONTHLY FINANCIAL REPORT
FOR THE PERIOD ENDED 31 OCTOBER 2021

SUMMARY INFORMATION - GRAPHS



Please refer to the compilation report

**KEY TERMS AND DESCRIPTIONS
FOR THE PERIOD ENDED 31 OCTOBER 2021**

STATUTORY REPORTING PROGRAMS

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

	ACTIVITIES
<p>GOVERNANCE</p> <p>To provide a decision making process for the efficient allocation of scarce resources.</p>	<p>Includes the activities of members of council and the administrative support available to the Council for the provision of governance of the district.</p>
<p>GENERAL PURPOSE FUNDING</p> <p>To collect revenue to allow for the provision of services.</p>	<p>Rates, general purpose government grants and interest revenue.</p>
<p>LAW, ORDER, PUBLIC SAFETY</p> <p>To provide services to help ensure a safer and environmentally conscious community.</p>	<p>Supervision and enforcement of various local laws relating to fire prevention, animal control and other aspects of public safety including emergency services.</p>
<p>HEALTH</p> <p>To provide an operational framework for environmental and community health.</p>	<p>Inspection of food outlets and their control, administration of health local laws and maintenance</p>
<p>EDUCATION AND WELFARE</p> <p>To provide services to disadvantaged persons, the elderly, children and youth.</p>	<p>Maintenance of child minding centre's, operational costs associated with the Northampton Child Care Association.</p>
<p>HOUSING</p> <p>To provide and maintain shire housing.</p>	<p>Provision and maintenance of shire housing.</p>
<p>COMMUNITY AMENITIES</p> <p>To provide services required by the community.</p>	<p>Rubbish collection services, operation of rubbish disposal sites, litter control, construction and maintenance of urban storm water drains, protection of the environment and administration of town planning schemes, cemetery and public conveniences.</p>
<p>RECREATION AND CULTURE</p> <p>To establish and effectively manage infrastructure and resource which will help the social wellbeing of the community.</p>	<p>Maintenance of public halls and buildings, recreation centres and various sporting facilities. Provision and maintenance of parks, gardens and playgrounds. Operation of library, other cultural facilities.</p>
<p>TRANSPORT</p> <p>To provide safe, effective and efficient transport services to the community.</p>	<p>Construction and maintenance of roads, streets, footpaths, depots, cycle ways, parking facilities and traffic control. Cleaning of streets and maintenance of street trees, street lighting etc.</p>
<p>ECONOMIC SERVICES</p> <p>To help promote the shire and its economic wellbeing.</p>	<p>Tourism and area promotion including the maintenance and operation of camping facilities. Provision of Building Services and Port Gregory Water Supply.</p>
<p>OTHER PROPERTY AND SERVICES</p> <p>To monitor and control Shire's overhead operating accounts.</p>	<p>Private works operation, plant repair and operation costs and engineering operation costs.</p>

STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

STATUTORY REPORTING PROGRAMS

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	1,846,346	1,846,346	1,846,346	0	0.00%	
Revenue from operating activities							
Governance		55,530	18,504	36,830	18,326	99.04%	▲
General purpose funding	6	5,481,789	4,831,055	4,889,748	58,693	1.21%	▲
Law, order and public safety		91,166	30,376	55,914	25,538	84.07%	▲
Health		33,112	12,360	823	(11,537)	(93.34%)	▼
Education and welfare		199,723	66,568	80,359	13,791	20.72%	▲
Housing		76,240	25,408	20,024	(5,384)	(21.19%)	▼
Community amenities		1,278,003	912,078	785,758	(126,320)	(13.85%)	▼
Recreation and culture		612,449	204,132	28,043	(176,089)	(86.26%)	▼
Transport		206,300	197,797	203,305	5,508	2.78%	▲
Economic services		231,555	155,946	117,384	(38,562)	(24.73%)	▼
Other property and services		586,104	195,356	2,356,959	2,161,603	1106.49%	▲
		8,851,971	6,649,580	8,575,148	1,925,568		▲
Expenditure from operating activities							
Governance		(917,940)	(347,650)	(301,937)	45,713	13.15%	▲
General purpose funding		(281,435)	(97,606)	(93,125)	4,481	4.59%	▲
Law, order and public safety		(371,591)	(146,208)	(194,949)	(48,741)	(33.34%)	▼
Health		(221,420)	(76,630)	(74,645)	1,985	2.59%	▲
Education and welfare		(247,577)	(85,388)	(101,058)	(15,670)	(18.35%)	▼
Housing		(80,882)	(31,616)	(36,229)	(4,613)	(14.59%)	▼
Community amenities		(1,611,155)	(544,470)	(528,585)	15,885	2.92%	▲
Recreation and culture		(1,898,598)	(670,744)	(505,314)	165,430	24.66%	▲
Transport		(3,842,840)	(1,285,202)	(1,127,506)	157,696	12.27%	▲
Economic services		(428,844)	(144,606)	(127,586)	17,020	11.77%	▲
Other property and services		(208,349)	(160,924)	(866,245)	(705,321)	(438.29%)	▼
		(10,110,631)	(3,591,044)	(3,957,179)	(366,135)		▼
Non-cash amounts excluded from operating activities	1(a)	2,337,800	774,076	785,415	11,339	1.46%	▲
Amount attributable to operating activities		1,079,140	3,832,612	5,403,385	1,570,773		▲
Investing Activities							
Proceeds from non-operating grants, subsidies and contributions	13	981,656	328,216	1,500	(326,716)	(99.54%)	▼
Proceeds from disposal of assets	7	157,000	104,664	35,000	(69,664)	(66.56%)	▼
Proceeds from self supporting loans	9	35,626	11,872	7,786	(4,086)	(34.42%)	▼
Purchase of property, plant and equipment	8	(3,886,400)	(1,202,648)	(862,204)	340,444	28.31%	▲
Amount attributable to investing activities		(2,712,118)	(757,896)	(817,918)	(60,022)		▼
Financing Activities							
Proceeds from new debentures	9	100,000	0	0	0	0.00%	
Repayment of debentures	9	(196,293)	(65,431)	(55,613)	9,818	15.01%	▲
Transfer to reserves	10	(117,075)	(39,025)	(112,555)	(73,530)	(188.42%)	▼
Amount attributable to financing activities		(213,368)	(104,456)	(168,168)	(63,712)		▼
Closing funding surplus / (deficit)	1(c)	0	4,816,606	6,263,645			

KEY INFORMATION

▲ ▼ Indicates a variance between Year to Date (YTD) Actual and YTD Actual data as per the adopted materiality threshold. Refer to Note threshold. Refer to Note 15 for an explanation of the reasons for the variance.

The material variance adopted by Council for the 2021-22 year is \$5,000 or 0.00% whichever is the greater.

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

KEY TERMS AND DESCRIPTIONS
FOR THE PERIOD ENDED 31 OCTOBER 2021

NATURE OR TYPE DESCRIPTIONS

REVENUE

RATES

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

OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

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

NON-OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS

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

GRANT REVENUE

Revenue from contracts with customers is recognised when the local government satisfies its performance obligations under the contract.

Assets that were acquired for consideration that was less than fair value principally to enable the Shire to further its objectives may have been measured on initial recognition under other Australian Accounting Standards at a cost that was significant less than fair value. Such assets are not required to be remeasured at fair value.

Volunteer Services in relation have not been recognised in revenue and expenditure as the fair value of the services cannot be reliably estimated and the services would not have been purchased if they had not been donated.

FEES AND CHARGES

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

SERVICE CHARGES

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

EXPENSES

INTEREST EARNINGS

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

OTHER REVENUE / INCOME

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

PROFIT ON ASSET DISPOSAL

Profit on the disposal of assets including gains on the disposal of long term investments. Losses are disclosed under the expenditure classifications.

EMPLOYEE COSTS

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

MATERIALS AND CONTRACTS

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

UTILITIES (GAS, ELECTRICITY, WATER, ETC.)

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

INSURANCE

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

LOSS ON ASSET DISPOSAL

Loss on the disposal of fixed assets.

DEPRECIATION ON NON-CURRENT ASSETS

Depreciation expense raised on all classes of assets.

INTEREST EXPENSES

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

OTHER EXPENDITURE

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

Please refer to the compilation report

SHIRE OF NORTHAMPTON | 6

STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

BY NATURE OR TYPE

	Ref Note	Adopted Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening funding surplus / (deficit)	1(c)	1,846,346	1,846,346	1,846,346	0	0.00%	
Revenue from operating activities							
Rates	6	4,595,218	4,595,218	4,575,770	(19,448)	(0.42%)	▼
Specified area rates	6	51,000	51,000	50,070	(930)	(1.82%)	
Operating grants, subsidies and contributions	12	2,883,980	1,013,962	1,137,823	123,861	12.22%	▲
Fees and charges		1,254,773	949,072	1,028,395	79,323	8.36%	▲
Interest earnings		51,500	30,000	18,589	(11,411)	(38.04%)	▼
Other revenue		0	0	1,750,000	1,750,000	0.00%	
Profit on disposal of assets	7	15,500	10,328	14,501	4,173	40.40%	
		8,851,971	6,649,580	8,575,148	1,925,568		▲
Expenditure from operating activities							
Employee costs		(3,837,409)	(1,339,188)	(1,329,656)	9,532	0.71%	▲
Materials and contracts		(2,809,898)	(939,936)	(1,379,713)	(439,777)	(46.79%)	▼
Utility charges		(326,395)	(108,712)	(77,358)	31,354	28.84%	▲
Depreciation on non-current assets		(2,353,300)	(784,404)	(799,916)	(15,512)	(1.98%)	▼
Interest expenses		(61,171)	(20,384)	(19,688)	696	3.42%	
Insurance expenses		(211,641)	(211,596)	(136,745)	74,851	35.37%	▲
Other expenditure		(510,817)	(186,824)	(214,103)	(27,279)	(14.60%)	▼
		(10,110,631)	(3,591,044)	(3,957,179)	(366,135)		▼
Non-cash amounts excluded from operating activities	1(a)	2,337,800	774,076	785,415	11,339	1.46%	▲
Amount attributable to operating activities		1,079,140	3,832,612	5,403,385	1,570,773		▲
Investing activities							
Proceeds from non-operating grants, subsidies and contributions	13	981,656	328,216	1,500	(326,716)	(99.54%)	▼
Proceeds from disposal of assets	7	157,000	104,664	35,000	(69,664)	(66.56%)	▼
Proceeds from self-supporting loans	9	35,626	11,872	7,786	(4,086)	(34.42%)	
Payments for property, plant and equipment	8	(3,886,400)	(1,202,648)	(862,204)	340,444	(28.31%)	▲
Amount attributable to investing activities		(2,712,118)	(757,896)	(817,918)	(60,022)		▼
Financing Activities							
Proceeds from new debentures	9	100,000	0	0	0	0.00%	
Repayment of debentures	9	(196,293)	(65,431)	(55,613)	9,818	15.01%	▲
Transfer to reserves	10	(117,075)	(39,025)	(112,555)	(73,530)	(188.42%)	▼
Amount attributable to financing activities		(213,368)	(104,456)	(168,168)	(63,712)		
Closing funding surplus / (deficit)	1(c)	0	4,816,606	6,263,645			

KEY INFORMATION

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

Refer to Note 15 for an explanation of the reasons for the variance.

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

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

NOTE 1
STATEMENT OF FINANCIAL ACTIVITY INFORMATION

(a) Non-cash items excluded from operating activities

The following non-cash revenue and expenditure has been excluded from operating activities within the Statement of Financial Activity in accordance with Financial Management Regulation 32.

	Notes	Adopted Budget	YTD Actual (b)
Non-cash items excluded from operating activities		\$	\$
Adjustments to operating activities			
Add/Deduct: Profit/Loss on asset disposals	7	(15,500)	(14,501)
Add: Depreciation on assets		2,353,300	799,916
Total non-cash items excluded from operating activities		2,337,800	785,415

(b) Adjustments to net current assets in the Statement of Financial Activity

The following current assets and liabilities have been excluded from the net current assets used in the Statement of Financial Activity in accordance with *Financial Management Regulation 32* to agree to the surplus/(deficit) after imposition of general rates.

		Last Year Closing 30 June 2021	Year to Date 31 October 2021
Adjustments to net current assets			
Less: Reserves - restricted cash	10	(839,610)	(952,165)
Less: - Financial assets at amortised cost - self supporting loans	4	(35,627)	(7,786)
Less: Land Held for Resale		(235,000)	(235,000)
Add/Less: Adjustments			151,363
Add: Borrowings	9	196,293	55,613
Add: Provisions - Employee	11	757,961	718,085
Total adjustments to net current assets		(155,983)	(269,890)

(c) Net current assets used in the Statement of Financial Activity

Current assets			
Cash and cash equivalents	2	2,558,150	5,874,684
Rates receivables	3	253,928	988,805
Receivables	3	423,158	274,683
Other current assets	4	240,791	284,396
Less: Current liabilities			
Payables	5	(490,296)	(115,334)
Borrowings	9	(196,293)	(55,613)
Provisions	11	(787,109)	(718,085)
Less: Total adjustments to net current assets	1(b)	(155,983)	(269,890)
Closing funding surplus / (deficit)		1,846,346	6,263,645

CURRENT AND NON-CURRENT CLASSIFICATION

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. Unless otherwise stated assets or liabilities are classified as current if expected to be settled within the next 12 months, being the Council's operational cycle.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 2
CASH AND FINANCIAL ASSETS

Description	Classification	Unrestricted	Restricted	Total Cash	Trust	Institution	Interest Rate	Maturity Date
		\$	\$	\$				
Cash on hand								
Cash Deposits	Municipal	1,921,069		1,921,069		NAB		At call
Petty Cash	Cash on Hand	1,450		1,450				
Investment	Reserves	0	952,165	952,165		NAB	0.28%	28/09/2021
Cash Deposits	Trust	0	146,436	146,436	146,436	NAB		At Call
Investment	Term Deposit	500,000		500,000		NAB		28/02/2022
Investment	Term Deposit	500,000		500,000		NAB		30/11/2021
Investment	Term Deposit	1,000,000		1,000,000		NAB		30/12/2021
Investment	Term Deposit	1,000,000		1,000,000		NAB		31/01/2022
Total		4,922,519	1,098,601	6,021,120	146,436			
Comprising								
Cash and cash equivalents		4,922,519	1,098,601	6,021,120	146,436			
		4,922,519	1,098,601	6,021,120	146,436			

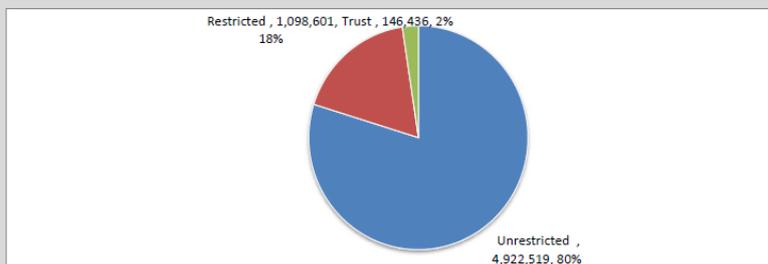
KEY INFORMATION

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

The local government classifies financial assets at amortised cost if both of the following criteria are met:

- the asset is held within a business model whose objective is to collect the contractual cashflows, and
- the contractual terms give rise to cash flows that are solely payments of principal and interest.

Financial assets at amortised cost held with registered financial institutions are listed in this note other financial assets at amortised cost are provided in Note 4 - Other assets.



Total Cash	Unrestricted
\$6.02 M	\$4.92 M

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 3
RECEIVABLES

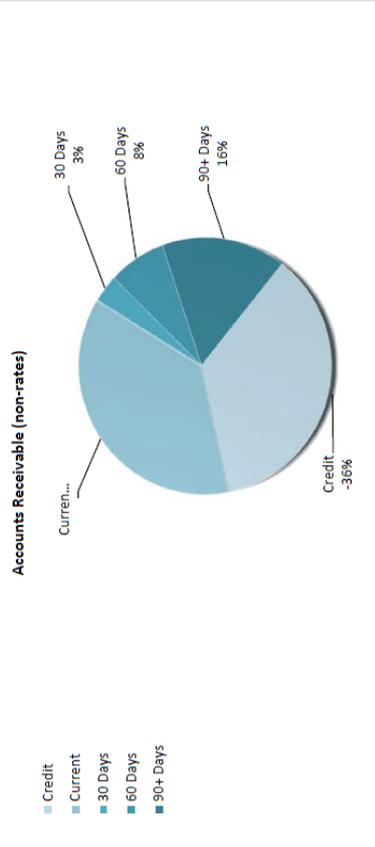
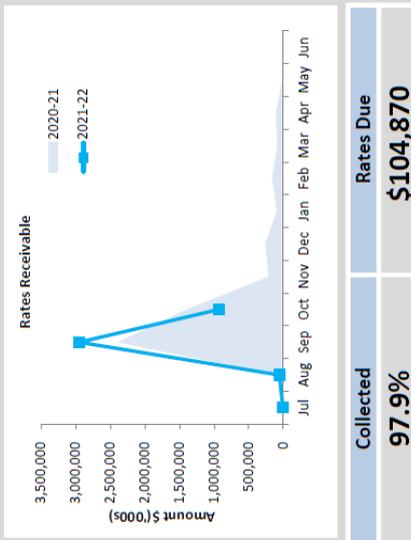
Rates receivable	31-Oct-21	30 Jun 2021
Opening arrears previous years	104,870	211,013
Levied this year	4,625,840	4,709,139
Less - collections to date	(3,741,906)	(4,815,282)
Equals current outstanding	988,805	104,870
Net rates collectable	988,805	104,870
% Collected	79.1%	97.9%

Receivables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
Receivables - general	(22,700)	23,803	2,259	4,812	10,143	18,316
Percentage	(123.9%)	130%	12.3%	26.3%	55.4%	
Balance per trial balance	(22,700)	23,803	2,259	4,812	10,143	18,316
Sundry receivable		38,501				38,501
GST receivable		115,542				115,542
Rubbish Receivables		(8,656)				(8,656)
Accrued Income		110,979				110,979
Emergency Services Levy						
Total receivables general outstanding						274,683

Amounts shown above include GST (where applicable)

KEY INFORMATION

Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business. Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets. Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.



Debtors Due	\$274,683
Over 30 Days	94%
Over 90 Days	55.4%

Collected	97.9%
Rates Due	\$104,870

Please refer to the compilation report

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 4
OTHER CURRENT ASSETS

	Opening Balance 1 July 2021	Asset Increase	Asset Reduction	Closing Balance 31 October 2021
Other current assets	\$	\$	\$	\$
Inventory				
Fuel & Materials	5,791	0	43,605	49,396
Land Held for Resale	235,000	0	0	235,000
Total other current assets				284,396
Amounts shown above include GST (where applicable)				

KEY INFORMATION

Inventory

Inventories are measured at the lower of cost and net realisable value.

Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

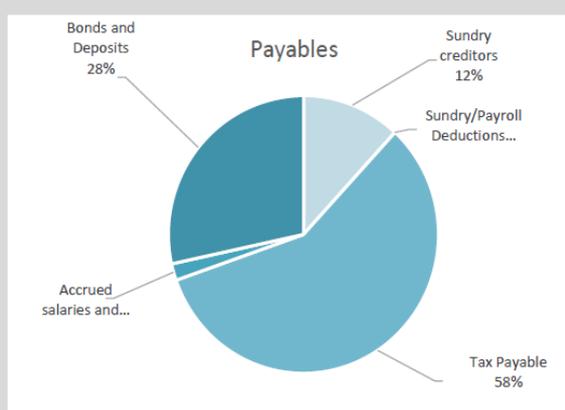
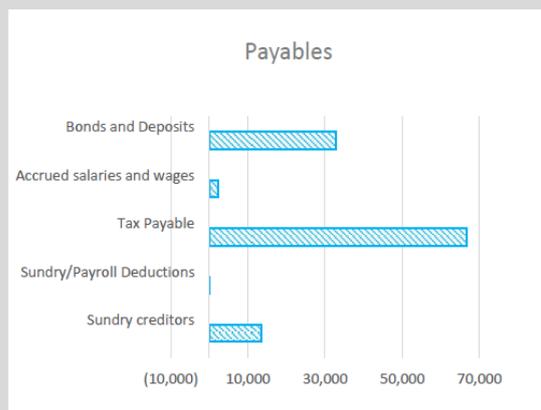
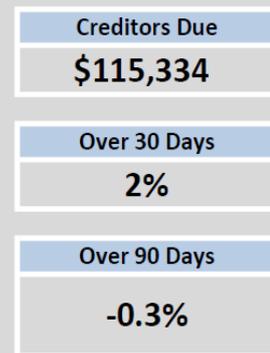
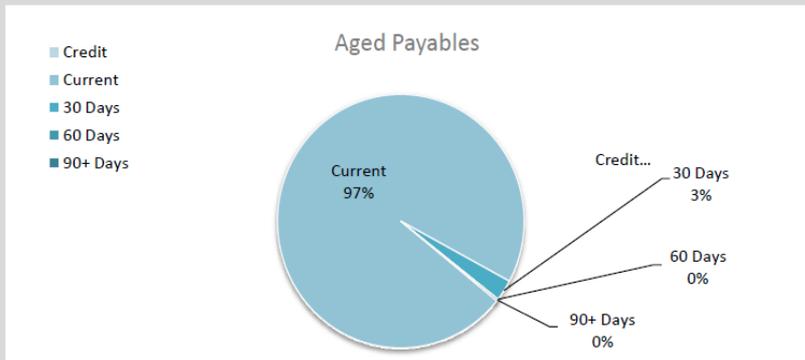
OPERATING ACTIVITIES
NOTE 5
Payables

Payables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$	\$
Payables - general	0	13,308	371	0	(37)	13,642
Percentage	0%	97.5%	2.7%	0%	-0.3%	
Balance per trial balance						
Sundry creditors	0	13,308	371	0	(37)	13,642
Sundry/Payroll Deductions		(40)				(40)
Tax Payable		66,705				66,705
Accrued salaries and wages		2,236				2,236
Bonds and Deposits		32,791				32,791
Total payables general outstanding	0	115,000	371	0	(37)	115,334

Amounts shown above include GST (where applicable)

KEY INFORMATION

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



NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 6
RATE REVENUE

General rate revenue	Rate in \$ (cents)	Number of Properties	Rateable Value	Budget			YTD Actual			Total Revenue
				Rate Revenue	Interim Rate	Back Rate	Rate Revenue	Interim Rates	Back Rates	
Gross rental value				\$	\$	\$	\$	\$	\$	\$
General GRV	0.079956	1,459	20,058,557	1,591,761	0	0	1,603,614	(26,649)	(7,219)	1,569,746
Unimproved value										
General UV	0.011983	428	203,434,031	2,338,452	0	0	2,338,747	1,627	80	2,340,454
Sub-Total		1,887	223,492,588	3,930,213	0	0	3,942,361	(25,022)	(7,139)	3,910,200
Minimum payment										
General GRV	565	1,116	3,390,741	630,540	0	0	630,540			636,755
General UV	565	61	789,227	34,465			34,465			28,815
Sub-total		1,177	4,179,968	665,005	0	0	665,570	0	0	665,570
Total general rates							4,595,218			4,575,770
Specified area rates										
Kalbarri Tourism	0.001821		16,484,984	30,000	0	0	29,070	0	0	29,070
Port Gregory Water Supply	0.037394		561,586	21,000	0	0	21,000	0	0	21,000
Total specified area rates			17,046,570	51,000	0	0	50,070	0	0	50,070
Total							4,646,218			4,625,840

Please refer to the compilation report

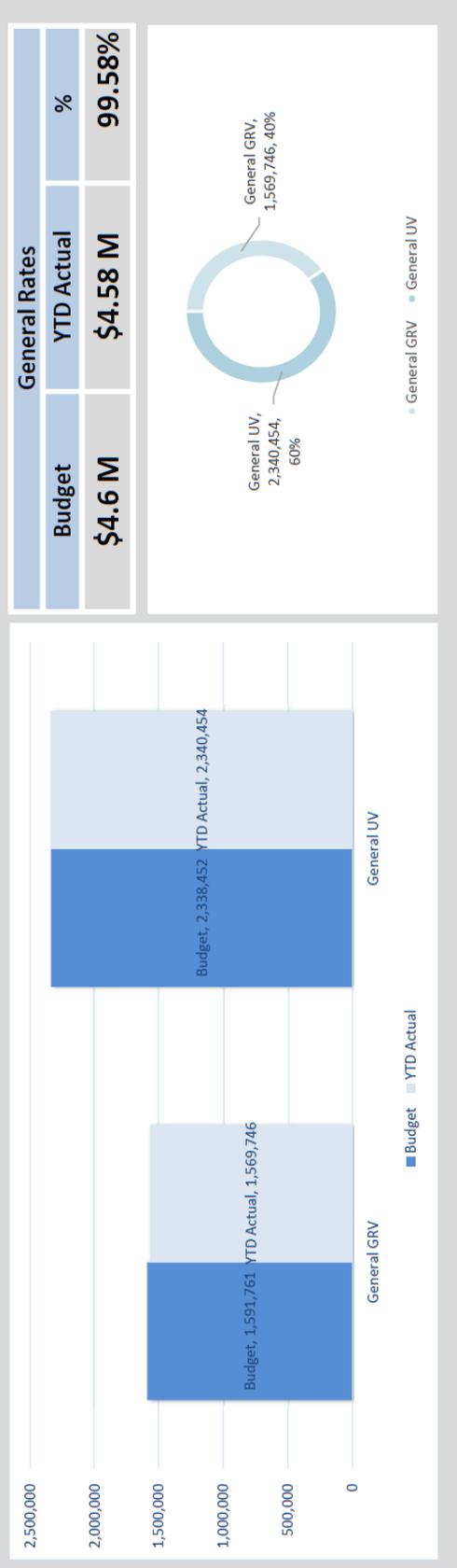
SHIRE OF NORTHAMPTON | 13

OPERATING ACTIVITIES
NOTE 6
RATE REVENUE

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

KEY INFORMATION

Prepaid rates are, until the taxable event for the rates has occurred, refundable at the request of the ratepayer. Rates received in advance give rise to a financial liability. From 1 July 2019 prepaid rates were recognised as a financial asset and a related amount was recognised as a financial liability and no income was recognised. When the taxable event occurs the financial liability is extinguished and income recognised for the prepaid rates that have not been refunded.

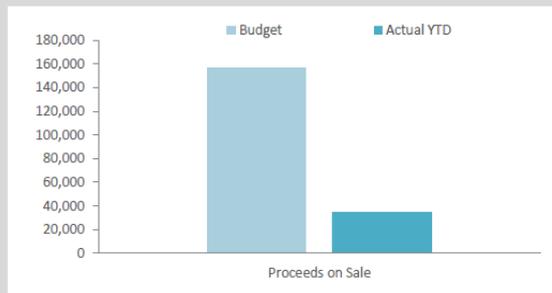


NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 7
DISPOSAL OF ASSETS

Asset Ref.	Asset description	Budget				YTD Actual			
		Net Book Value	Proceeds	Profit	(Loss)	Net Book Value	Proceeds	Profit	(Loss)
		\$	\$	\$	\$	\$	\$	\$	\$
	Plant and equipment								
	Health								
41768	P282 - Kia Optima - EHO	11,000	15,000	4,000	0			0	0
	Transport								
41770	P284 - Ute LH Main't N'hpton	15,000	10,000	0	(5,000)			0	0
41758	P271 - Ute LH Road Construction	2,000	10,000	8,000	0			0	0
41676	P198 - Ute M'tce Grader Op	2,500	2,000	0	(500)			0	0
41736	P252 - Heavy Loader N'hpton	90,000	85,000	0	(5,000)			0	0
41715	P234 - M'tce Truck N'hpton	21,000	35,000	14,000	0	20,499	35,000	14,501	0
		141,500	157,000	26,000	(10,500)	20,499	35,000	14,501	0

KEY INFORMATION



Proceeds on sale		
Annual Budget	YTD Actual	%
\$157,000	\$35,000	22%

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

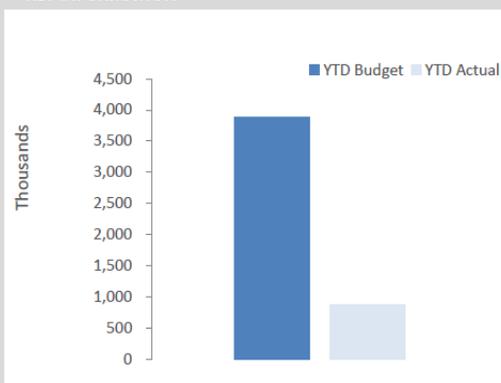
INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS

Capital acquisitions	Adopted		YTD Actual	YTD Actual Variance
	Budget	YTD Budget		
	\$	\$	\$	\$
Buildings	866,500	140,164	373,288	233,124
Furniture and equipment	10,000	3,332	201	(3,131)
Plant and equipment	759,015	347,332	210,516	(136,816)
Infrastructure - Roads	1,718,625	572,852	18,684	(554,168)
Infrastructure - Footpaths & Carparks	274,684	53,120	125,683	72,563
Infrastructure - Parks & Ovals	252,076	84,016	133,832	49,816
Infrastructure - Other	5,500	1,832	0	(1,832)
Capital Expenditure Totals	3,886,400	1,202,648	862,204	(340,444)
Capital Acquisitions Funded By:				
	\$	\$	\$	\$
Capital grants and contributions	981,656	328,216	1,500	(326,716)
Borrowings	100,000	0	0	0
Other (disposals & C/Fwd)	157,000	104,664	35,000	(69,664)
Cash backed reserves				
Leave Reserve	237,014	237,014	235,904	(1,110)
Roadworks Reserve	29,640	29,640	29,195	(445)
Kalbarri Airport Reserve	205,573	205,573	205,483	(90)
Building/Housing Reserve	131,864	131,864	131,419	(445)
Kalbarri Tourism Rate Reserve	6,975	6,975	6,975	0
Computer and Office Equipment Reserve	33,948	33,948	33,728	(220)
Land Development Reserve	311,671	311,671	309,461	(2,210)
Contribution - operations	1,691,059	(186,917)	(126,461)	60,456
Capital funding total	3,886,400	1,202,648	862,204	(340,444)

SIGNIFICANT ACCOUNTING POLICIES

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

KEY INFORMATION



Acquisitions	Annual Budget	YTD Actual	% Spent
	\$3.89 M	\$0.86 M	22%
Capital Grant	Annual Budget	YTD Actual	% Received
	\$0.98 M	\$0 M	0%

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

INVESTING ACTIVITIES
NOTE 8
CAPITAL ACQUISITIONS (CONTINUED)



%	Account Description	Current Budget	Year to Date Budget	Year to Date Actual	Variance (Under)/Over
	Governance				
	Photocopier Northampton Office	10,000	3,332	201	9,799
	Governance Total	10,000	3,332	201	9,799
	Health				
	EHO Vehicle	34,000	22,664	0	34,000
	Education and Welfare Total	34,000	22,664	0	34,000
	Purchase of Lot 72 Seventh Avenue Northampton	0	0	323,515	(323,515)
	Communities Amenities				
	Marina Ablutions	156,000	0	30,000	126,000
	Sallys Tree ablutions	160,000	0	0	160,000
	Chinamans Ablutions	130,000	0	0	130,000
	Memorial Tree (LR&I Funding)	17,100	5,700	0	17,100
	Install Dump Point Horrocks	5,000	1,664	0	5,000
	Seal Access Road to Horrocks Dump Point	24,825	8,264	0	24,825
	Communities Amenities Total	492,925	15,628	30,000	462,925
	Recreation And Culture				
	Horrocks Playground Equipment	5,720	1,904	8,737	(3,017)
	Pump Tracks Horrocks & Northampton	120,000	39,996	35,113	84,887
	Marina Playground	104,256	34,752	89,983	14,274
	Allen Centre - Tourist Bus Carpark	117,064	588	125,683	(8,619)
	Kalbarri Community Camp Kitchen	400,000	133,332	0	400,000
	Northampton Bowling Club Fence (Funded by the Club)	0	0	19,773	(19,773)
	Recreation And Culture Total	747,040	210,572	279,288	467,752
	Transport				
	Road Construction	1,693,800	564,588	18,684	1,675,116
	Footpath/Carpark Construction	157,620	52,532	0	157,620
	Maintenance Truck C/Over	167,515	55,837	169,269	(1,754)
	Truck & Trailer Tarpaulins	25,000	8,333	0	25,000
	Heavy Loader - Northampton	330,000	109,998	0	330,000
	Zero Turn Mower - Horrocks	10,500	3,500	0	10,500
	Ute Leading Hand Maintenance	52,000	37,000	0	52,000
	Ute Road Construction	55,000	55,000	0	55,000
	Ute Maintenance Grader	40,000	55,000	0	40,000
	Kalbarri Depot Ablution	20,500	6,832	0	20,500
	Transport Total	2,551,935	948,620	187,952	2,363,983
	Economic & Other Property and Services				
	Purchase Vehicle Building Surveyor	45,000	0	41,247	3,753
	Monitoring system - Port Gregory Water Supply	5,500	1,832	0	5,500
	Economic & Other Property and Services Total	50,500	1,832	41,247	9,253
	Capital Expenditure by Program Total	3,886,400	1,202,648	862,204	3,024,196

Please refer to the compilation report

SHIRE OF NORTHAMPTON | 17

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

FINANCING ACTIVITIES
NOTE 9
BORROWINGS

Repayments - borrowings

Information on borrowings

Particulars	1 July 2021		New Loans		Principal Repayments		Principal Outstanding		Interest Repayments	
	\$	\$	Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
Housing										
Loan 154 - Staff Housing	189,159	0	0	0	36,586	152,573	189,159	152,573	5,773	5,773
Recreation and culture										
Loan 156 - RSL Hall Extensions	454,484	0	0	0	47,420	407,064	454,484	407,064	10,920	10,920
Transport										
Loan 153 - Plant Purchases	133,684	0	0	0	44,538	89,146	111,637	89,146	1,827	3,787
Loan 157 - Plant Purchases	340,000	0	0	0	15,997	32,122	324,003	307,878	2,467	6,864
Loan 158 - Plant Purchases	0	100,000	0	100,000	0	100,000	0	100,000	0	0
	1,117,327	0	0	100,000	38,044	160,666	1,079,283	1,056,661	4,294	27,344
Self supporting loans										
Education and welfare										
Loan 155 - Pioneer Lodge	358,026	0	0	0	7,786	15,726	350,240	342,300	6,772	15,723
Recreation and culture										
Loan 151 - Kalbarri Bowling Club	0	0	0	0	0	0	0	0	0	0
Other property and services										
Loan 152 - Staff Housing (CEO)	293,742	0	0	0	9,783	19,901	302,907	273,841	8,621	18,104
	651,768	0	0	0	17,569	35,627	653,147	616,141	15,394	33,827
Total	1,769,095	0	0	100,000	55,613	196,293	1,732,430	1,672,802	19,688	61,171
Current borrowings	196,293						55,613			
Non-current borrowings	1,572,802						1,676,817			
	1,769,095						1,732,430			

All debenture repayments were financed by general purpose revenue.

Self supporting loans are financed by repayments from third parties.

Please refer to the compilation report

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

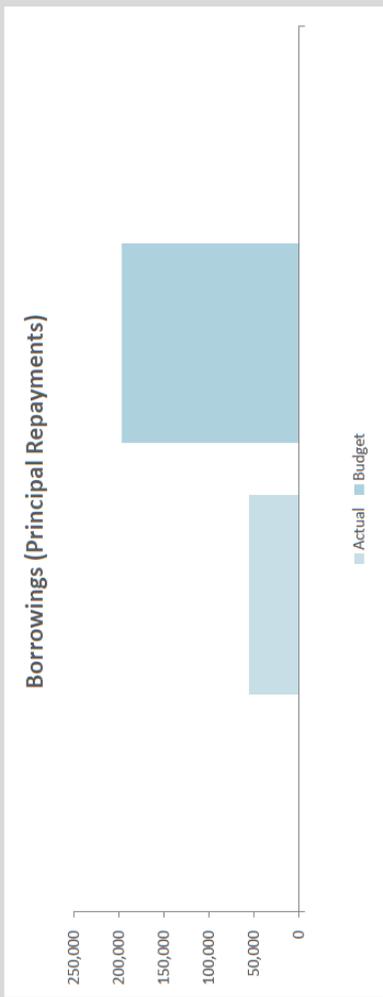
FINANCING ACTIVITIES
NOTE 9
BORROWINGS

New borrowings 2021-22

Particulars	Amount Borrowed		Institution	Loan Type	Term Years	Total Interest & Charges	Interest Rate	Amount (Used)		Balance Unspent
	Actual	Budget						Actual	Budget	
Loan 158 - Plant Purchases	\$ 0	\$ 100,000	WATC	Fixed	10	\$ 7,392	1.25	\$ 0	\$ 0	\$ 0
	0	100,000				7,392		0	0	0

KEY INFORMATION

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



Principal repayments	\$55,613
Interest earned	\$18,589
Reserves balance	\$0.95 M
Interest expense	\$19,688
Loans due	\$1.73 M

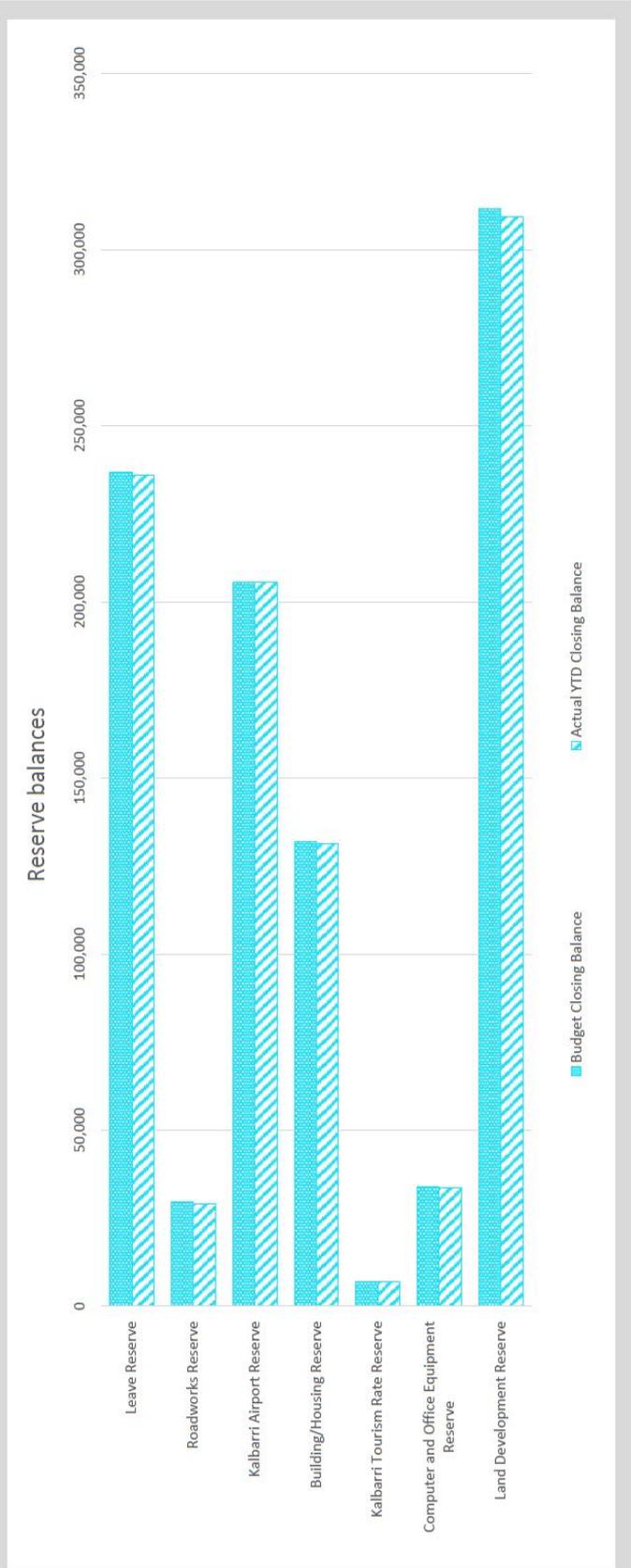
Please refer to the compilation report

OPERATING ACTIVITIES
NOTE 10
CASH RESERVES

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

Reserve name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers		Actual Transfers		Budget Closing Balance	Actual YTD Closing Balance
				In (+)	Out (-)	In (+)	Out (-)		
Leave Reserve	230,764	1,250	140	5,000	0	5,000	0	237,014	235,904
Roadworks Reserve	29,140	500	55	0	0	0	0	29,640	29,195
Kalbarri Airport Reserve	105,473	100	10	100,000	0	100,000	0	205,573	205,483
Building/Housing Reserve	131,364	500	55	0	0	0	0	131,864	131,419
Kalbarri Tourism Rate Reserve	0	0	0	6,975	0	6,975	0	6,975	6,975
Computer and Office Equipment Reserve	33,698	250	30	0	0	0	0	33,948	33,728
Land Development Reserve	309,171	2,500	290	0	0	0	0	311,671	309,461
	839,610	5,100	580	111,975	0	111,975	0	956,685	952,165

KEY INFORMATION



NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

OPERATING ACTIVITIES
NOTE 11
OTHER CURRENT LIABILITIES

Other current liabilities	Note	Opening Balance 1 July 2021	Liability Increase	Liability Reduction	Closing Balance 31 October 2021
		\$	\$	\$	\$
Provisions					
Annual leave		258,553			258,553
Long service leave		459,531			459,531
Total Provisions		718,085	0	0	718,085
Total other current assets		718,085			718,085
Amounts shown above include GST (where applicable)					

KEY INFORMATION

Provisions

Provisions are recognised when the Shire has a present legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.

Employee benefits

Short-term employee benefits

Provision is made for the Shire's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.

The Shire's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the calculation of net current assets.

Other long-term employee benefits

The Shire's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.

Long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations of service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur. The Shire's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Shire does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

NOTE 12

OPERATING GRANTS AND CONTRIBUTIONS

Description/Provider	Unspent operating grant, subsidies and contributions liability			Operating grants, subsidies and contributions revenue			
	Liability 1 Jul 2020	Increase in Liability (As revenue)	Liability Reduction 31 Oct 2021	Current Liability 31 Oct 2021	Adopted Budget Revenue	YTD Budget	YTD Revenue Actual
	\$	\$	\$	\$	\$	\$	\$
Operating grants and subsidies							
General purpose funding							
Grants Commission - General/	0	0	0	0	426,350	106,587	195,743
Grants Commission - Roads/	0	0	0	0	357,000	89,250	93,750
Law, order, public safety							
Emergency Services Levy - BFB	0	0	0	0	44,445	14,814	12,762
Emergency Services Levy - SES	0	0	0	0	31,221	10,406	8,965
Education and welfare							
NCCA Operational Grant/Fundraising	0	0	0	0	72,000	24,000	35,000
Transport							
MRD - Maintenance	0	0	0	0	187,809	187,809	187,809
	0	0	0	0	1,118,825	432,866	534,029

Please refer to the compilation report

SHIRE OF NORTHAMPTON | 23

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

NOTE 13
NON-OPERATING GRANTS AND CONTRIBUTIONS

Description/Provider	Unspent non operating grants, subsidies and contributions liability			Non operating grants, subsidies and contributions revenue			
	Liability 1 Jul 2020	Increase in Liability	Liability Reduction (As revenue)	Liability 31 Oct 2021	Current Liability 31 Oct 2021	YTD Revenue	YTD Actual
	\$	\$	\$	\$	\$	\$	(b) \$
Non-operating grants and subsidies							
Recreation and culture							
Pump Tracks (LRCI Grant)	0			0		86,544	28,848
Backyard Cricket Grant (Library)				0		1,500	1,500
Marina Ablutions (Kalbarri)				0		83,461	27,820
Transport							
Regional Road Group Funding				0		356,667	118,888
Roads to Recovery Funding				0		453,484	151,160
	0	0	0	0	0	981,656	328,216
							1,500

Please refer to the compilation report

SHIRE OF NORTHAMPTON | 24

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021**

**NOTE 14
TRUST FUND**

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

Description	Opening Balance 1 July 2021	Amount Received	Amount Paid	Closing Balance 31 Oct 2021
	\$	\$	\$	\$
Building Levies (BCITF & BRB)	7,920	33,143	(28,278)	12,785
Community Bus Bond	5,600	400	(800)	5,200
Unclaimed Monies - Rates	5,179	0	0	5,179
BROC - Management Funds	1	0	0	1
RSL Hall Key Bond	430	0	0	430
Special Series Plates	1,540	3,100	(1,800)	2,840
Northampton Child Care Association	12,797	10,432	0	23,229
Horrocks Memorial Wall	204	500	(150)	554
One Life	940	0	0	940
Rubbish Tip Key Bond	1,400	200	0	1,600
Horrocks - Skatepark	1,050	0	0	1,050
RSL - Kalbarri Memorial	16,130	0	0	16,130
DOT - Department of Transport	0	111,469	(111,469)	0
Cyclone Seroja Donations	23,219	34,540	(12,500)	45,259
Sale of Land	0	150,503	(119,742)	30,761
Nomination Deposits	0	480	0	480
	76,409	344,768	(274,739)	146,437

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2021

NOTE 15
EXPLANATION OF MATERIAL VARIANCES

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

The material variance adopted by Council for the 2021-22 year is \$5,000 or 0.00% whichever is the greater.

Reporting Program	Var. \$	Var. %	Timing/ Permanent	Explanation of Variance
	\$	%		
Revenue from operating activities				
Governance	18,326	99.04%	▲ Permanent	Var due to reimb of lease costs, ATO refund & additional agents fees
General purpose funding	58,693	1.21%	▲ Permanent	Variance due to additional FAG's funding
Law, order and public safety	25,538	84.07%	▲ Timing	Var due to (DFES Funded) SES outboard motor purchase.
Health	(11,537)	(93.34%)	▼ Timing	EHO billings and lease fees to be raised
Education and welfare	13,791	20.72%	▲ Timing	Var associated with NCCA operational grant payment
Housing	(5,384)	(21.19%)	▼ Permanent	Var due to reduced residential rental income
Community amenities	(126,320)	(13.85%)	▼ Timing	Var associated with insurance reimbursement allocation for replacement of buildings (Ablutions)
Recreation and culture	(176,089)	(86.26%)	▼ Timing	Var associated with insurance reimbursement allocation for replacement of buildings (Kalbarri Camp)
Transport	5,508	2.78%	▲ Timing	Minor variance
Economic services	(38,562)	(24.73%)	▼ Timing	Var due to lease debtors not being raised
Other property and services	2,161,603	1106.49%	▲ Timing	Var due to recieval of LGIS Insurance pre-payments and DRFAWA reimbursement
Expenditure from operating activities				
Governance	45,713	13.15%	▲ Timing	Positive short term and will reconcile as the year progresses
Law, order and public safety	(48,741)	(33.34%)	▼ Permanent	Var due to Kalbarri SES outboard motor purchase and BFB PPE bulk purchase
Education and welfare	(15,670)	(18.35%)	▼ Timing	Var due to increased NCCA payroll costs (inc workers compensation employee payments)
Community amenities	15,885	2.92%	▲ Timing	Var due to lag in refuse collection payments
Recreation and culture	165,430	24.66%	▲ Timing	Minor variance across multiple accounts, actuals and budget will converge
Transport	157,696	12.27%	▲ Timing	Variance due to muni roads underspend, actuals and budget should reconcile as year progresses
Economic services	17,020	11.77%	▲ Timing	Budget profile issue only
Other property and services	(705,321)	(438.29%)	▼ Timing	Var due to the costs associated with cyclone Seroja insurance and recovery works
Investing activities				
Non-operating grants, subsidies and contributions	(326,716)	(99.54%)	▼ Timing	Var due to non operational grant revenue
Capital acquisitions	340,444	28.31%	▲ Timing	Further Plant purchase to be completed in November/December
Financing activities				
Repayment of debentures	9,818	15.01%	▲ Timing	Will reconcile, budget timing situation only
Transfer to reserves	(73,530)	(188.42%)	▼ Timing	Transfers processed October 2021

Please refer to the compilation report

SHIRE OF NORTHAMPTON | 26

7.4.3 CHILD CARE FEES AND CHARGES CHANGE

FILE REFERENCE:	1.1.1
DATE OF REPORT:	10 November 2021
DISCLOSURE OF INTEREST:	Nil
REPORTING OFFICER:	Grant Middleton
APPENDICES:	Northampton Child Care Fees and Charges

SUMMARY:

Council to consider the child care fee changes recommended by the Northampton Child Care Association committee.

The revised fees and charges are highlighted yellow in the schedule listed below.

BACKGROUND:

Councils Schedule of Fees and Charges includes child care fees for the Northampton Child Care.

The Northampton Child Care Association recommended a change to the permanent booking charge at their Annual General Meeting held on 28th October 2021 from \$95.00 per day to \$100 per day. This increase will also change the staff discount Rate from \$66.50 to \$70.00 per day for the full day. Additionally, a \$52.50 staff discount rate has been added to the schedule for the morning/afternoon session.

The session times advertised in the fees and charges will also change:

Morning - from 8.00 am – 1.00 pm to 8.00 am to 12.30 pm.
Afternoon - from 12.00 noon – 5.30 pm to 1.00 pm to 5.30 pm.

FEES AND CHARGES

As per the requirements of the Local Government Act Council is required to adopt its schedule of Fees and Charges as part of the Annual Budget adoption process. As the child care fees have only recently been recommended for change by the Northampton Child Care Association committee the Schedule of Fees and Charges adopted in June 2021 needs to be updated to accommodate the proposed changes.

FINANCIAL & BUDGET IMPLICATIONS:

The adopted schedule of fees and charges will result in a moderate increase in child care fees for the 2021/2022 financial year.

STATUTORY IMPLICATIONS:

Section 6.16 Local Government Act 1995 requires the Local Government to adopt a Schedule of Fees & Charges when adopting the Annual Budget.

(1) A local government may impose* and recover a fee or charge for any goods or service it provides or proposes to provide, other than a service for which a service charge is imposed.

* Absolute majority required.

(2) A fee or charge may be imposed for the following —

- (a) providing the use of, or allowing admission to, any property or facility wholly or partly owned, controlled, managed or maintained by the local government;
- (b) supplying a service or carrying out work at the request of a person;
- (c) subject to section 5.94, providing information from local government records;
- (d) receiving an application for approval, granting an approval, making an inspection and issuing a licence, permit, authorisation or certificate;
- (e) supplying goods;
- (f) such other service as may be prescribed.

(3) Fees and charges are to be imposed when adopting the annual budget but may be —

- (a) imposed* during a financial year; and
- (b) amended* from time to time during a financial year.

* Absolute majority required.

Section 6.19 Local Government Act 1995 requires the Local government to give notice of fees and charges.

If a local government wishes to impose any fees or charges under this Subdivision after the annual budget has been adopted it must, before introducing the fees or charges, give local public notice of —

- (a) its intention to do so; and
- (b) the date from which it is proposed the fees or charges will be imposed

VOTING REQUIREMENT:

Absolute Majority Required:

OFFICER RECOMMENDATION – ITEM 7.4.3

That Council reviews and adopts the amended Child Care Fees as presented.

SCHEDULE 6 - EDUCATION & WELFARE

DESCRIPTION	COMMENTS	2020/2021 UNIT RATE		2021/2022 UNIT RATE	
		Total	Std Rate	Total	Std Rate
NORTHAMPTON CHILD CARE					
Daily Fee (Permanent Bookings)	Set by NCCA AGM/Council	\$95.00	\$100.00	\$100.00	per session
Casual/Daily Fee	Set by NCCA AGM/Council	\$110.00	\$110.00	\$110.00	per session
Morning Session (8.00 am - 12.30 pm)	Set by NCCA AGM/Council	\$75.00	\$75.00	\$75.00	per session
Afternoon Session (1.00 pm - 5.30 pm)	Set by NCCA AGM/Council	\$75.00	\$75.00	\$75.00	per session
Before School Care (8.00 am - 9.00 am)	Set by NCCA AGM/Council	\$10.00	\$10.00	\$10.00	per session
After School Care (3.00 pm - 5.30 pm)	Set by NCCA AGM/Council	\$30.00	\$30.00	\$30.00	per session
Membership Fee	Set by NCCA AGM/Council	\$10.00	\$10.00	\$10.00	per annum
Staff Discount					
Daily Fee (Staff Rate)	Set by NCCA AGM/Council	\$66.50	\$70.00	\$70.00	per session
Morning/Afternoon Session Fee (Staff Rate)	Set by NCCA AGM/Council	N/A	\$52.50	\$52.50	per session
After School Care (Staff Rate)	Set by NCCA AGM/Council	\$21.00	\$21.00	\$21.00	per session
Northampton Child Care Association	Peppercorn Lease	\$1.00	\$0.91	\$1.00	per annum
Kalbarri Day Care Centre	Peppercorn Lease	\$1.00	\$0.91	\$1.00	per annum

ADMINISTRATION & CORPORATE REPORT

7.5.1	LEASE – NORTHAMPTON OLD SCHOOL COMMUNITY INITIATIVE INC.....	2
7.5.2	REQUEST FOR FINANCIAL ASSISTANCE – CREATIVE OBSESSIONS	4
7.5.3	REQUEST FOR SPONSORSHIP	6
7.5.4	NORTHAMPTON STUD BREEDERS SHED	8
7.5.5	OFFER TO PURCHASE LOT 25 RAKE PLACE, NORTHAMPTON.....	13
7.5.6	LOCAL ROAD & COMMUNITY INFRASTRUCTURE PROGRAMME	17
7.5.7	PROPOSED MULTI-PURPOSE COMMUNITY CENTRE, KALBARRI.....	25
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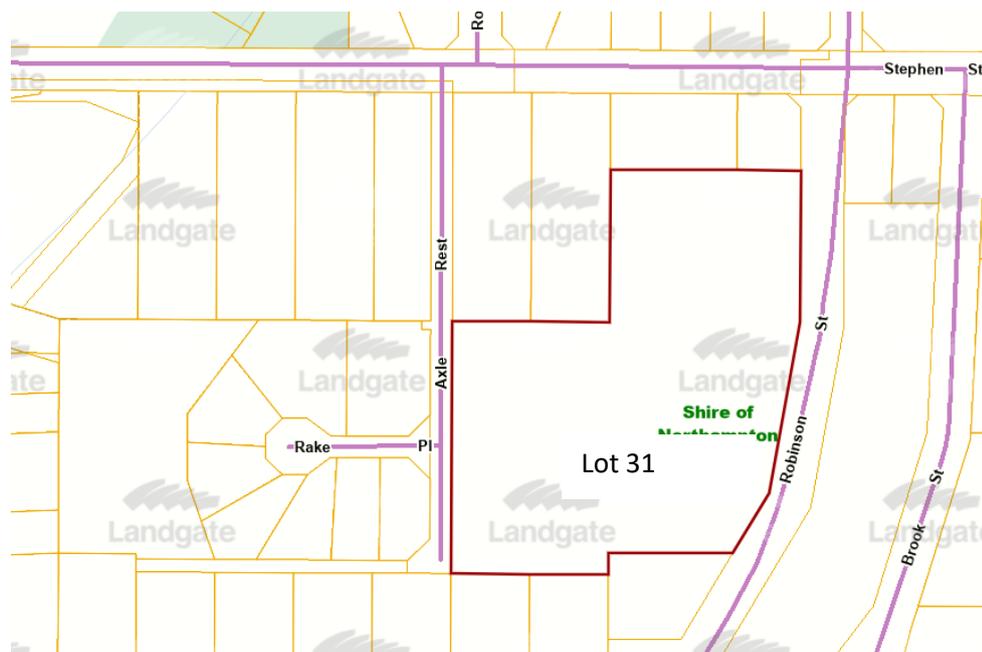
7.5.1 LEASE – NORTHAMPTON OLD SCHOOL COMMUNITY INITIATIVE INC

LOCATION:	Lot 31 Robinson Street, Northampton
FILE REFERENCE:	10.2.8
CORRESPONDENT:	Northampton Old School Community Initiative Incorporated
DATE OF REPORT:	25 November 2021
REPORTING OFFICER:	Garry Keeffe

SUMMARY:

Council to consider approving a renewal of the existing lease for a further term of ten years.

LOCALITY PLANS:



BACKGROUND:

The NOSCI have leased the premises known as the “Old School” for the past ten years with the current lease to expire 30 June 2022 and they have now requested a renewal of the lease for a further term of ten years.

FINANCIAL & BUDGET IMPLICATIONS:

There will be an estimated cost of \$2,000 to Council in the process to renew the lease and with these type of community groups, the Council in the past has not charged the above costs due to the limited financial capacity of the groups. The

costs will be covered by the current budget provision for such purposes. In addition the annual rent is \$1 (or peppercorn rent) per year.

STATUTORY IMPLICATIONS:

State: Local Government Act 1995 – Section 3.58

(1) In this section —

dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not;

property includes the whole or any part of the interest of a local government in property, but does not include money

(2) Except as stated in this section, a local government can only dispose of property to —

(a) the highest bidder at public auction; or

(b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.

This section does not apply if:

- the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee;
- the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature

With this lease renewal the exempt provisions apply.

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.5.1

That Council approve the renewal of the lease for Lot 31 Robinson Street to the Northampton Old School Initiative Inc for a further term of ten years.

7.5.2 REQUEST FOR FINANCIAL ASSISTANCE – CREATIVE OBSESSIONS

LOCATION:	Lot 42 Hampton Road, Northampton
FILE REFERENCE:	11.1.1 & 9.2.4
CORRESPONDENT:	Northampton Creative Obsessions
DATE OF REPORT:	4 October 2021
REPORTING OFFICER:	Garry Keeffe
APPENDICES:	1. Copy of groups correspondence

SUMMARY:

Council to re-consider a request from the Northampton based Creative Obsessions group for financial assistance for the operation of their new premises.

BACKGROUND:

A request from the correspondent was received seeking financial assistance with an upfront grant of \$20,000 to assist the group in purchasing Lot 42 Hampton Road Northampton (being the Masonic Lodge) and for ongoing operational financial assistance of \$5,000 per annum.

This request was presented to Council at the October meeting where Council resolved not to provide an ongoing grant of \$5,000 per annum and to defer a decision on the \$20,000 up front grant to assist with the groups property purchase to allow further clarification of ownership of the property.

COMMENT:

As advised at the October meeting, a similar request, focused on Council purchasing the above property, was received and considered at the meeting of Council held 21 May 2021 where the Council resolved not to purchase the property as the Council was not in a financial position to undertake such a purchase, particularly following the event of cyclone Seroja.

As per Councils' request, clarification on the ownership of the property has been undertaken with a copy of the Certificate of Title being obtained that confirms that the property is under the ownership of the Creative Obsessions Group.

The group have been advised that Council has already adopted its 2021/22 Budget and it is unlikely that any financial assistance would be forthcoming in 2021/22.

FINANCIAL & BUDGET IMPLICATIONS:

There is no provision for this grant request within the 2021/22 Budget therefore if the request is approved the Council needs to approve the grant as authorised expenditure.

STATUTORY IMPLICATIONS:

Local Government Act 1995 – Section 6.8, authorising unbudgeted expenditure.

VOTING REQUIREMENT:

Absolute Majority Required: - As there is no provision for this expenditure within the 2021/2022 Budget, Council needs to approve the expenditure by an absolute majority as per Section 6.8 of the Local Government Act 1995.

OFFICER RECOMMENDATION – ITEM 7.5.2

For Council determination.

7.5.3

REQUEST FOR SPONSORSHIP

FILE REFERENCE:	2.1.3
CORRESPONDENT:	Isolated Children's Parents Association
DATE OF REPORT:	25 October 2021
REPORTING OFFICER:	Garry Keeffe

SUMMARY:

Council to consider providing sponsorship to the Isolated Children's Parents' Association to assist with the conducting of their 2022 State Conference.

BACKGROUND:

The Isolated Children's Parents' Association (ICPA) is a well-respected Local, State and National not-for profit, non-partisan and voluntary organisation. It is a parent body that advocates for all regional, rural and remote students and supports families to access a suitable and equitable education, from early childhood education through to post compulsory education. Members include a significant number of families in the Midwest and Central Wheatbelt.

The ICPA Midwest Branch is convening their next State Conference on the 18 March 2022 at the Pagoda Resort, Como. Their state conference has approximately 80-100 Statewide members in attendance, in addition to members of parliament, education department officials, telecommunication representatives, ABC news reporters and rural press.

ICPA is inviting Council to provide \$1,000 to sponsor their conference. Financial sponsorship greatly assists in helping to keep their conference costs to a level that promotes State-wide attendance by parent members.

ICPA consider that this conference would give this Council good regional exposure to a group of people who could be interested in our services or are already using them.

All sponsorship will be fully acknowledged in conference booklets, PowerPoint presentation and speeches. Sponsorship is also publicised in their bi-annual magazine 'Bits and Pieces'.

COMMENT:

Council previously sponsored the 2018 ICPA state conference and contributed \$500. The sponsorship was made on the basis that there are many students from this shire who board for their schooling.

FINANCIAL & BUDGET IMPLICATIONS:

The Council has a general donation budget provision for such requests.

VOTING REQUIREMENT:

Absolute Majority Required – If Council decides to sponsor the event, then the expenditure will need to be declared authorised expenditure and therefore an absolute majority is required.

OFFICER RECOMMENDATION – ITEM 7.5.3

That Council sponsor the isolated Children’s Parents Association to the value of \$(amount to be inserted) to assist with the holding of their 2022 state conference.

7.5.4 NORTHAMPTON STUD BREEDERS SHED

LOCATION:	Harvey Road, Northampton
FILE REFERENCE:	5.1.8 & 11.1.1
DATE OF REPORT:	25 October 2021
REPORTING OFFICER:	Garry Keeffe
APPENDICES:	1. Plans of Shed

SUMMARY:

Council to accept the quote submitted by Norwest Building Group (Aussie Sheds) Geraldton for the construction for a new stud breeders shed for Northampton.

LOCALITY PLANS:



BACKGROUND:

It has been reported to Council previously that the previous stud breeders shed located at the Northampton Recreation Ground was deemed structurally unsound and could not be repaired and subsequently was demolished.

Plans for the construction of a new shed have been developed in association with the executive of the Northampton Stud Breeders Association and firm quotes were requested from two shed construction companies.

One of the shed construction companies has only provided a cost for the provision of the shed, being \$115,118 plus GST, however no cost estimates for construction, freight to site or any electrical requirements which were requested. Also they did not quote on the storeroom and mezzanine floor. Repeated requests to provide these costs have been made however at the time of compiling this report the requested costs have not been received and if received they will be presented at the Council meeting.

Norwest Building Group (Aussie Sheds), Geraldton, who assisted with the development of the plans, has submitted a quote for the supply and erection, including all electrical needs - \$360,000 plus GST.

COMMENT:

The shed is to be placed on the existing slab and will be in the same colors as the existing and only remaining exhibition shed.

There will be additional costs for plumbing requirements for water sources for stock yards and a small kitchen sink bench area which is to be located near the storeroom. This has been at the request of the stud breeders.

FINANCIAL & BUDGET IMPLICATIONS:

The cost of the new shed will be covered by the insurance payout for the now demolished shed. The payout is \$546,281 less structural engineers' costs \$5,500 and demolition costs \$36,400, the balance for this project is \$504,381

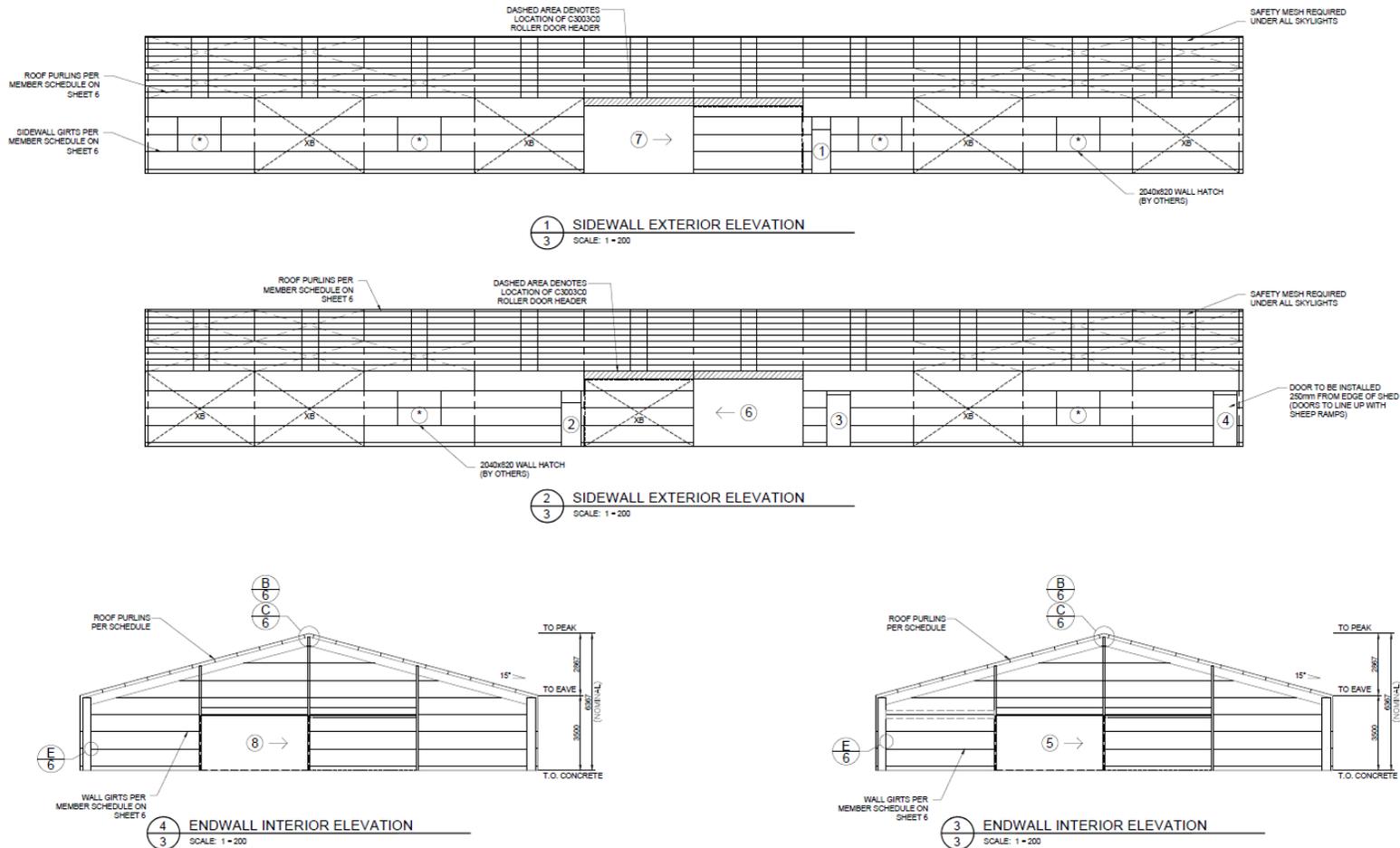
VOTING REQUIREMENT:

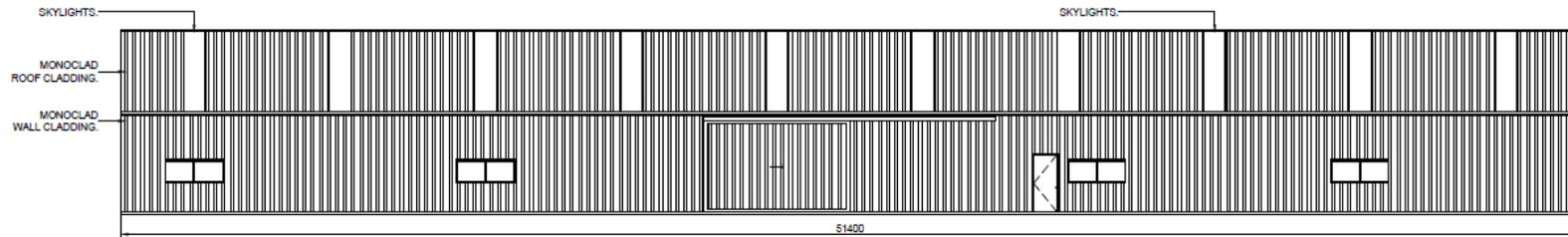
Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.5.4

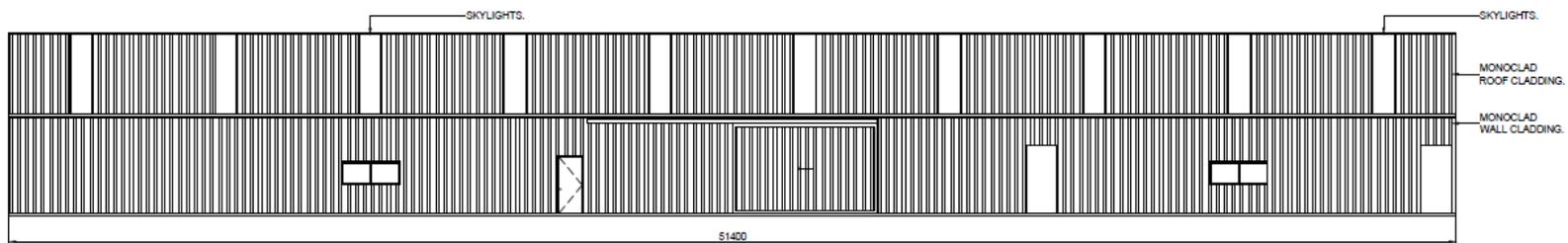
That Council accept the quote submitted by Norwest Building Group (Aussie Sheds Group) of \$360,000 plus GST for the construction of a new stud breeders shed as per presented plans at the Northampton Recreation Centre.

APPENDICES 1 – Plans of new stud breeders shed

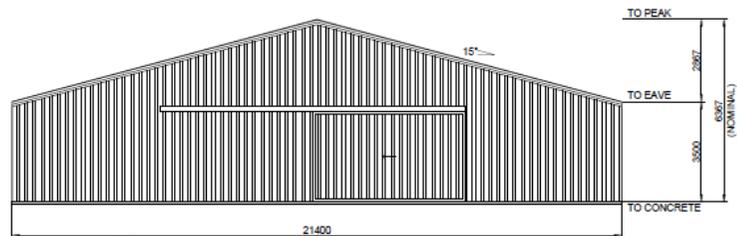




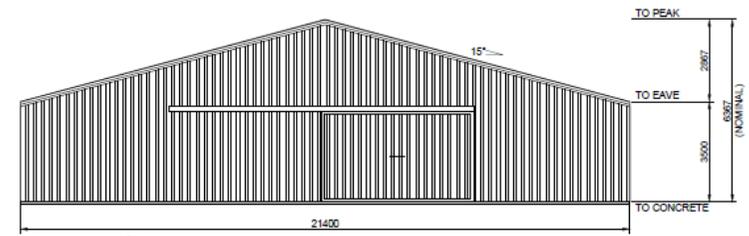
1
7 SIDEWALL EXTERIOR ELEVATION
SCALE: 1 = 200



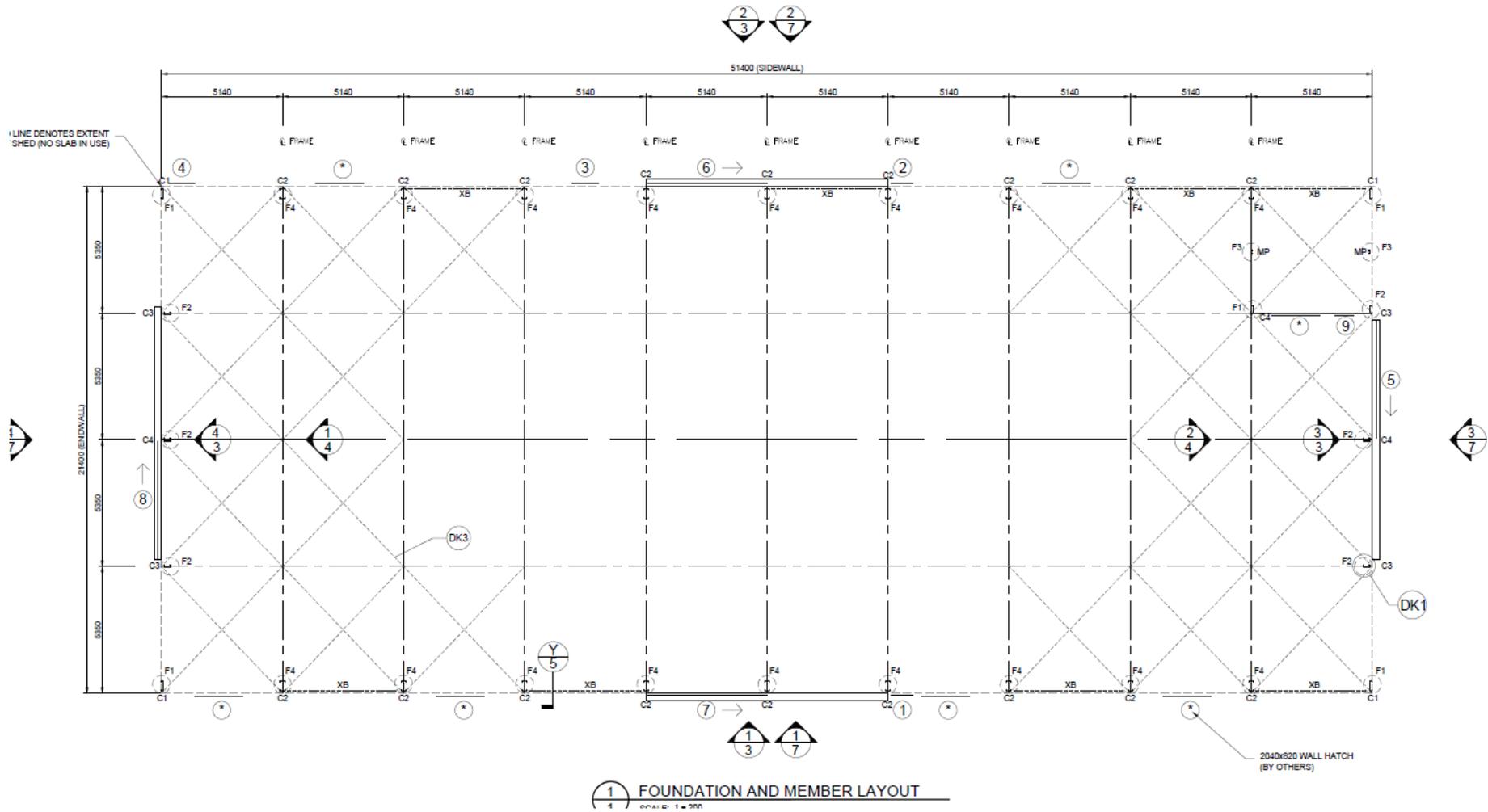
2
7 SIDEWALL EXTERIOR ELEVATION
SCALE: 1 = 200



4
7 ENDWALL EXTERIOR ELEVATION
SCALE: 1 = 200



3
7 ENDWALL EXTERIOR ELEVATION
SCALE: 1 = 200

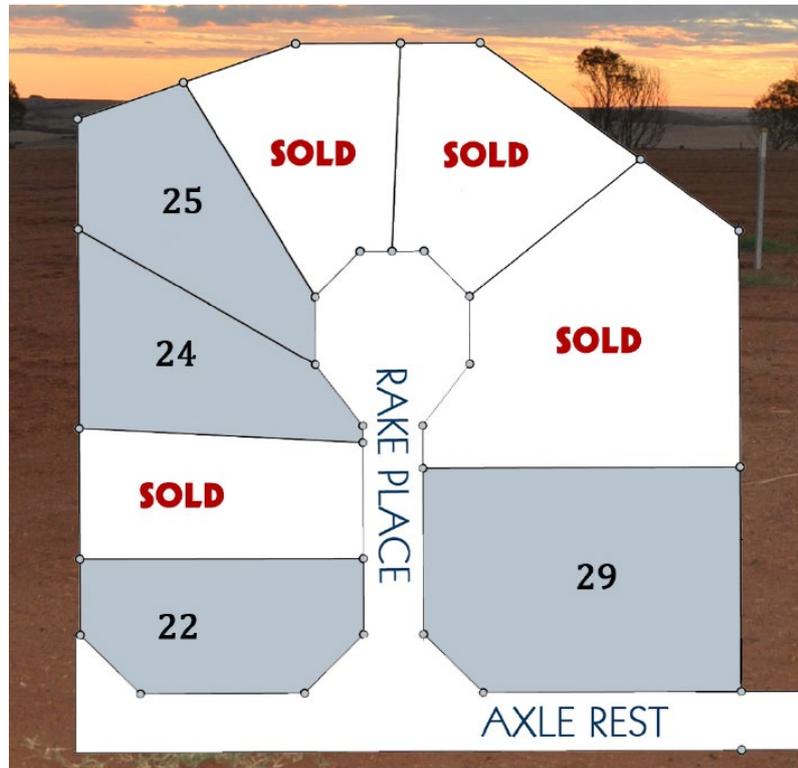


7.5.5	OFFER TO PURCHASE LOT 25 RAKE PLACE, NORTHAMPTON
LOCATION:	Lot 25, Rake Place, Northampton
FILE REFERENCE:	9.1.4
CORRESPONDENT:	Peter & Aimee North
DATE OF REPORT:	27 October 2021
REPORTING OFFICER:	Garry Keeffe

SUMMARY:

Council to consider an offer to purchase Council owned Lot 25 Rake Place, Northampton.

LOCALITY PLANS:



BACKGROUND:

An offer of \$60,000 has been received for the purchase of the aforementioned lot. The lot is part of the old school subdivision and has been on the market for sale since 2012.

The market value that has been previously determined by Council (revised in 2017) was \$67,500. A revised market value is being obtained and will be presented at the meeting.

COMMENT:

As per the plan, Lots 22, 24, 25 and 29 have been on the market since their creation in 2012 and although some interest has been shown they remain unsold.

The offer received has come from a new family (of six) that has purchased a farm in Binu and wish to build their family home in Northampton.

It is recommended that Council accept the purchase price being offered.

FINANCIAL & BUDGET IMPLICATIONS:

The income from land sales of Council is not budgeted for, and with other land sale proceeds they are normally placed in the Land Development Reserve Fund to assist with the development of future subdivisions, and this is again recommended for the sale proceeds for Lot 24 if it does sell.

STATUTORY IMPLICATIONS:

State: Local Government Act 1995 – Section 3.58

Under Section 3.58 the of selling land the following applies:

(1) *In this section —*

dispose *includes to sell, lease, or otherwise dispose of, whether absolutely or not;*

property *includes the whole or any part of the interest of a local government in property, but does not include money.*

(2) *Except as stated in this section, a local government can only dispose of property to —*

(a) *the highest bidder at public auction; or*

(b) *the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.*

- (3) *A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —*
- (a) *it gives local public notice of the proposed disposition —*
- (i) *describing the property concerned; and*
(ii) *giving details of the proposed disposition; and*
(iii) *inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;*
- and*
- (b) *it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.*
- (4) *The details of a proposed disposition that are required by subsection (3)(a)(ii) include —*
- (a) *the names of all other parties concerned; and*
- (b) *the consideration to be received by the local government for the disposition; and*
- (c) *the market value of the disposition —*
- (i) *as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or*
- (ii) *as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.*

The *Local Government (Functions and General) Regulations 1996* provide that a disposition as per the above is exempt if

- (i) its market value is less than \$5,000; and
- (ii) the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee.

As per the above if Council accepts the offer than advertising as per Section 3.58 must be undertaken.

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.5.5

That Council:

- 1. Accepts the offer of \$60,000 for the purchase of Lot 25 Rake Place Northampton submitted by Peter and Aimee North.**
- 2. Undertake advertising of the proposed sale as per the requirements of Section 3.58 of the Local Government Act 1995 and associated regulations**
- 2. That the sale proceeds be deposited to the Councils Land Development Reserve Fund.**

7.5.6	LOCAL ROAD & COMMUNITY INFRASTRUCTURE PROGRAMME	
	FILE REFERENCE:	4.2.15
	CORRESPONDENT:	Department of Infrastructure, Transport, Regional Development and Communications
	DATE OF REPORT:	27 October 2021
	REPORTING OFFICER:	Garry Keeffe

SUMMARY:

Council to consider projects for the Local Road and Community Infrastructure Programme.

BACKGROUND:

The Federal Government has announced a Phase 3 for the Local Road and Community Infrastructure Fund where each local government in Australia is to each receive a one off grant to help stimulate the local economy following the COVID-19 epidemic.

Each local government will receive a share of funding under the Local Roads and Community Infrastructure Program and has been calculated in a similar way to how the Roads to Recovery Program and the road component of the Financial Assistance Grants works. This formula takes into consideration road length and population and is based on recommendations of Local Government Grants Commissions.

This Council will receive a grant of \$980,602 available as from 1 January 2022. The grant is near double to what was previously received in Phase 1 - \$490,000 and Phase 2 - \$404,256

Local Governments will be able to select the projects to be funded in their community according to priorities at the local level. Similar to the Roads to Recovery Program, Council will need to submit a Work Schedule that outlines the project(s) they plan to undertake. As long as these projects are eligible local road or community infrastructure projects, they will receive funding.

The funding is available for local road and community infrastructure projects that involve the construction, maintenance and/or improvements to council-owned assets (including natural assets) that are generally accessible to the public.

Projects will need to deliver benefits to the community, such as improved accessibility, visual amenity and safety benefits.

Eligible local road projects could include works involving any of the following associated with a road:

traffic signs; traffic control equipment; street lighting equipment; a rest area or weigh station; facilities off the road that support the visitor economy; and road and sidewalk maintenance, where additional to normal capital works schedules.

Eligible community infrastructure projects could include works involving:

bicycle and walking paths; painting or improvements to community facilities; repairing and replacing fencing; improved accessibility of community facilities and areas; landscaping improvements, such as tree planting and beautification of roundabouts; picnic shelters or barbeque facilities at community parks; playgrounds and skateparks (including all ability playgrounds); off-road car parks (such as those at sporting grounds or parks).

The conditions to the funding advised so far are:

- Councils will need to complete all project works by 31 December 2023 to receive their full nominal share of funding.
- Councils will also need to demonstrate that projects are additional to their pre-COVID-19 work program for 2021/22 into 2022/23. If a project has been brought forward from a future work program it will be eligible for funding.
- Additional conditions, such as signage requirements recognising the funding provided for the particular project must also be undertaken.

COMMENT:

As per the above advice one of the main guidelines will be the need to demonstrate that projects are additional to their pre-COVID-19 work program for 2021/22 into 2022/23 and must be completed by 31 December 2023. If a project is not completed by that date and no reasonable explanation for the delay is accepted by the funding body, then the balance of unspent grant funds must be returned to the Federal Government.

When the initial advice of the grant was received, the CEO advised Council and it was considered at the time that the funds could possibly be used to assist with the construction of a multipurpose community facility at Kalbarri that is currently under consideration.

With the timeline to have all the provided funding expended by 31 December 2023, it is considered that the use of or part of the LRCI grant for the multipurpose community centre will not be achievable. One of the main factors is no doubt this new facility will come at a large cost and grants will need to be sourced to assist with its construction and applications for grants can only be submitted once a final plan and costings for the proposed facility have been finalised. Also it is advised that the grant can only be expended on the actual construction of infrastructure, not for any a planning/architect/design costs.

Therefore the following projects are presented for Council consideration:

Kalbarri Airport Runway Re-seal

The runway, apron and aviation parking areas at the Kalbarri aerodrome do require re-seal and this has previously been brought to Council attention.

A Regional Airports Development funding application was submitted for these works however was unsuccessful therefore the reseal will have to be undertaken at Council cost. At the 2021/22 Budget meeting the Council resolved to programme the works for 2021/23 and approved the transfer of a further \$100,000 into the Kalbarri Airport Reserve Fund, which has occurred.

The estimated cost for the works, including supervision by a specialised contractor, is \$400,000, however this may change once tenders have been received.

The Kalbarri Airport Reserve Fund now has a balance \$205,500 (includes the 2021/22 \$100,000 transfer) and therefore \$194,500 can be utilised. To cover cost increases it is recommended that \$200,000 be allocated from the LRCI Grant.

Little Bay Road

The subdivision for the creation of the Little Bay Road reserve is near completion. This will provide a legal gazetted road from Horrocks to Little Bay.

Council does not have any firm proposal in its forward planning to construct this road and now is the opportunity to undertake this project using LRCI funds.

A regionally based and an approved WALGA preferred supplier earth moving contractor has provide an estimate for two options.

First option is to construct a road using insitu material however gravelling the first sandy section. The road would then only be available for four wheel drive vehicles only, as is the current case. Estimated cost \$520,000 GST exclusive.

Second option is to construct the road to a gravel pavement 10m wide to allow access for all types of vehicles, however this may not occur at Little Bay itself, therefore possible parking option for non-four wheel drive vehicles may need to be considered. Estimated cost \$845,000 GST exclusive.

In addition to the above estimates, a consultant to undertake a vegetation assessment and submitting of a clearing permit will also be required. Quote received \$28,700 GST exclusive.

Public Toilets – Northampton Oval

The existing public ablutions located near the now demolished stud breeders shed and other exhibition shed, is a very old and of brick construction and the facilities are at an age where replacement should be considered. The ablutions are used during home football games and for other events such as the Agricultural Show and stud breeders' sales.

It is recommended that the ablutions be replaced with the same style of ablution currently within the Northampton townsite and to be at a reasonable size similar to the ablution located at the Lions Park, being a five cubicle without a disabled facility. With disabled facilities at the Northampton Community Centre it is not proposed to include a disabled toilet in this new ablution.

The new toilet will use existing septic systems and based on recent similar type ablutions; the estimated cost will be:

5 Cubicle building - unisex	\$105,000
Construction	\$ 12,000
Plumbing	\$ 5,000
Electrical	\$ 5,000
Demolition of existing	\$ 10,000
Sundry	<u>\$ 3,000</u>
Total	\$140,000

Photos of existing ablutions:







Porter Street Car Park

Project is included within the current Corporate Business Plan to occur in 2024/24 and involves the sealing of the car parking area in front of the Kalbarri Skate Park. Estimated cost \$125,000.

Back Beach Car Park

Project is included within the current Corporate Business Plan to occur in 2022/23 and involves the sealing of the existing car park and access road. Estimated cost \$150,000.

Council is requested to initially select projects to allow Management to submit the projects for assessment and approval by the LRCL.

From a Management perspective, the projects recommended are the Kalbarri Airport sealing, construction of Little Bay Road and construction of new ablutions at the Northampton Recreation Centre. The value of these projects exceeds the grant funding being offered and the Council will need to contribute to one or more of the projects to allow its completion. Provision for the Council contribution can be made within the 2022/23 Budget.

By the time works progress, increases in cost could occur since estimates have been received and Council will be kept in form of this situation to allow for adjustment/inclusion within the 2022/23 Budget.

At least on project should endeavour to be commenced and completed in the current 2021/22 financial year.

FINANCIAL & BUDGET IMPLICATIONS:

The grant will have an effect on the 2021/22 and 2022/23 Budgets however with near all project costs to be covered by the grant there will be no financial impost on Council.

STRATEGIC IMPLICATIONS:

Corporate Business Plan – Subject to which projects are selected, changes will need to be made to the Corporate Business Plan in the 2020/21 review.

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.5.6

That Council nominate projects for the Local Road and Community Infrastructure Programme.

7.5.7

PROPOSED MULTI-PURPOSE COMMUNITY CENTRE, KALBARRI

LOCATION:	Kalbarri Sport and Recreation Precinct
FILE REFERENCE:	11.1.15
DATE OF REPORT:	9 November 2021
REPORTING OFFICER:	Garry Keeffe
APPENDICES:	1. Summary of Submissions 2. List of Requested Items

SUMMARY:

Advertising of a proposed Multi-Purpose Community Centre for Kalbarri was undertaken, with 33 submission received during the advertising period. These submissions are now presented to Council, and Council is requested to determine how to proceed with planning of the proposed Multi-Purpose Community Centre.

BACKGROUND:

As part of a review of damaged buildings resulting from the impacts of Cyclone Seroja and the subsequent demolition of the community hall at the Kalbarri Community Hall and Camp, Council at their August 2021 meeting resolved to seek community feedback from Kalbarri residents in relation to the construction of a proposed Multi-Purpose Community Centre to be located at the Kalbarri Sport and Recreation Precinct. A Multi-Purpose Community Centre is a facility designed to provide space for a variety of activities and services that would benefit the entire community. Ideas were sought from the community for Council consideration which will assist with the development of preliminary designs for further community consideration.

COMMENT:

Advertising for submissions for the proposed Multi-Purpose Community Centre commenced on 1st September 2021, closing on the 22nd October 2021. 33 submissions were received as per Appendices 1, with the following being the most requested (full collated list provided as Appendices 2):

- Indoor multi court for basketball/netball/volleyball with good flooring
- Evacuation Centre (with ablutions, backup power, air con)
- Badminton courts
- Squash courts
- Kitchen space/café/kiosk/bar
- Gymnastics area
- Swimming pool

- Lockable storage for sports groups/equipment
- Function Room/Conference and meeting space
- Stage and area for live entertainment
- Gymnasium weights equip etc
- Indoor Cricket and Nets

No submission actually suggested an actual area for the new facility.

The recommended approach to move forward is that expressions of interest be called from qualified architects to prepare preliminary designs for a facility to incorporate the suggestions provided within the submissions received, subject to any changes that Council makes, being whether a certain suggestion not be considered in the preliminary design.

The preliminary design is also to provide the location for the new facility best suited at the Kalbarri Sporting precinct. The location will no doubt have to take into consideration the future of existing buildings and associated infrastructure in the precinct if they are to remain or be replaced and/or relocated to allow for the new facility in this area.

Once a preliminary design has been accepted by the Council then further community consultation should be undertaken.

In addition to the EOI and before any further progress is made, a cost of life and annual operating costs of the new facility will need to be established. This will require the services of a qualified consultant experienced in this field.

Reason for the above is to ensure that the current Council and future Council and the residents of the shire are fully aware of the operating costs for such a facility and upgrades/replacements required, especially if a swimming pool is to be considered, as there is infrastructure for running swimming pools that do need replacing/upgrading over time, ie chlorination systems etc.

FINANCIAL & BUDGET IMPLICATIONS:

Until formal plans and specifications have been finalised and agreed upon, the cost for the new facility will not be known. Funding the project will need to be a combination of insurance payouts for buildings that have been destroyed by cyclone Seroja, grant funding and Councils own financial resources.

Whatever funding avenues are required it will affect future Council budgets.

However costs will be incurred when an appointed architect is undertaken by the Council, and it is recommended that the Building Reserve Fund be used for these costs. This reserve fund consists of funds received from insurance payouts from demolished buildings from Cyclone Seroja.

STRATEGIC PLAN & CORPORATE BUSINESS PLAN

Local: Shire of Northampton Community Strategic Plan 2016-2026

Apart from the provision of services to the community there is no direct strategy in relation to a Community Centre in the Strategic Plan or the Corporate Business Plan.

Corporate Business Plan - Once the actual costs of the facility are known it will need to form part of the future financial planning of Council within the Corporate Business Plan.

VOTING REQUIREMENT:

Simple Majority Required:

OFFICER RECOMMENDATION – ITEM 7.5.7

That Council consider all submissions provided and progress with the calling of Expressions of Interest for a preliminary design of the new facility to incorporate uses as determined by Council.

APPENDIX 1. SCHEDULE OF SUBMISSIONS

No	Submitter	Submission Detail
1	E. Abbatt	Support. Swimming pool for lessons, hydrotherapy, water aerobics, community events and tourism
2	R & J Davey	Support. Indoor courts (netball, cricket), retractable nets, able to be used as an entertainment venue, consideration as a conference venue. Consideration/investigation for an indoor pool. Evacuation Centre.
3	E. Gatti	Support. 2x Squash Courts
4	Volleyball Western Australia	Support. Volleyball courts to support school and community clinics
5	C Kearney	Support. Dedicated gymnastics and gym area with ceiling height of at least 4.5m, 16m long and 12m wide, so that equipment does not need to be moved. Storage requirement 8m x 6m. Gymnastics is the largest and most popular sporting activity for girls in Kalbarri and is an important town service. 3-4 x Squash courts
6	Kalbarri Netball Association	Support. Indoor multi-purpose courts (netball, basketball etc) with wooden sprung flooring, cricket nets, electronic score board, storage for all sporting groups.
7	N. Pavy	Support. Evacuation Centre, multi sports centre, gymnastics, squash (for playing, training and coaching), roof mounted pull down basketball boards, public swimming pool, gymnasium, cinema. Good examples of sports centres include Southwest Sports Centre in Bunbury and Victoria Park Centre.
8	F. Graham	Support. Evacuation Centre, indoor sports and rec to replace those lost at PCYC Hall, badminton, gymnastics, play group. 3x squash courts, lots of storage space.
9	S & V Ross	Objection. No comment provided
10	D. Buckingham-Smith	Support. All ideas considered, indoor basketball would be great.
11	D. Quimby (KDHS)	Support. Indoor recreation centre would be used by KDHS for basketball, futsal, indoor cricket, netball, early childhood development, badminton, volleyball, European handball. Minimum two court venue. Studio for classes (eg yoga, pilates, spin, dance etc) weights gym, climbing and high

		ropes (examples Point Peron and Woodman Point Facilities)
12	WA Squash	Support. Squash facilities can be modular with moving side walls to create space when squash is not being played. Happy to help in any way going forward.
13	R. Mills	Support. Meeting venue and Evacuation point in severe weather events, indoor sports such as table tennis, badminton, basketball, netball etc. Will require kitchen and ablutions
14	T. Gibb	Support. Evacuation Centre with showers, backup power, air-conditioning. Multi-purpose indoor courts to accommodate table tennis, basketball, badminton, volleyball, gymnastics. 2x squash courts
15	LA Page-Sharp	Support. Indoor sports such as basketball, netball, indoor cricket, badminton and seating areas
16	Basketball WA	Support. 2x basketball courts, noting that basketball is the most popular sport amongst children under 15, it is a strategic priority to increase court space across the region and the provision on courts would allow children to be introduced to the game and start their junior playing careers without the need to travel.
17	M. Hancock	Support. Joint use recreational activities such as gymnastics, badminton, drama, squash.
18	A. Oates	Support. Emergency Evacuation Centre, multi-sports centre including indoor basketball, badminton, indoor bowls, table tennis, squash. Use for events.
19	C. Eley	Support. Similar to Shark Bay Rec Centre, multi-purpose courts, meeting room, kitchen, 24/7 gym, Evacuation Centre. Large enough to cater for large events.
20	T. Hamilton	Support. 25m indoor pool, gym with room for group classes, meeting room large enough for conferences, wheelchair access, separate parenting room, ample locked storage
21	GL Fletcher	Support. Performance space with Audio/Visual provisions, multi-purpose sports, Evacuation Centre
22	M. Parker	Support. Evacuation Centre
23	S. Mickelberg	Support. Heated 25m swimming pool for lessons, seniors, water aerobics, therapy
24	R. Mickelberg	Support. Heated 25m lap pool for lessons, water aerobics, lap swimming. Provides employment opportunities.

25	S. Rubel	Support. Cyclone shelter, gymnasium, ablutions, kitchen, laundry, indoor multi-court with basketball, netball, volleyball, steam room or sauna, cafe/kiosk, children's playground, function room, charging points for when power goes out.
26	N. Kielman	Support. Indoor netball/basketball courts, electronic scoreboard. Space for gymnastics, storage of equipment, kitchen, canteen, bar, indoor swimming pool.
27	E. Paxman	Multi-use sports centre (netball, basketball, gymnastics, badminton etc) with quality flooring, stadium bench seats and equipment storage rooms, canteen/kitchen.
28	L. Currie, G. Brown, E. Brown	Indoor basketball, netball, badminton, volleyball etc, gymnastics space, secure storage for all users, social and exercise class spaces, outdoor area for littlies, squash courts, indoor cricket, roller skating, stage/performance space, kitchen, storage, indoor spaces for small groups, PA system and lighting, Emergency Evacuation Centre, youth support officer space, onsite manager and coordinator
29	Kalbarri Arts and Crafts Inc	Support. Do not require use of the proposed facility, would like to retain current facilities, however if they are required to move they would require the equivalent to their current setup (list provided)
30	A.Lambeck on behalf of Kalbarri Littlies Playgroup	Support. Purpose built area for playgroup including indoor and outdoor play spaces, storage, child and adult size ablutions, baby changing facilities, kitchen, sandpit, messy play area, bike use area. Room for Toy Library equipment storage. Would prefer to be sole-purpose space but could double as a creche facility (example pictures provided)
31	D & A Pike	Support. All purpose Evacuation Centre to have a standby generator and access to emergency water supply with sprinkler system, consideration of deep sewerage backup. Could consult Dongara Community Evacuation Centre as believed to be well done.
32	Kalbarri Sport and Recreation	Support. Minutes from meeting tabled. Ideas presented include indoor netball with electronic scoreboard, indoor cricket, basketball, squash courts, badminton and table tennis, gymnastics with necessary specs, function room and stage area for live entertainment, swimming pool, bar facilities.

<p>33</p>	<p>Kalbarri Development Assoc</p>	<p>Support. Following suggestions provided:</p> <ul style="list-style-type: none"> • To be an evacuation centre • Be built with future in mind, that is, enough space for town population growth • Have large and adequate storerooms so that all groups using centre to have their own storage space for sporting equipment, gym equipment etc • Consider sports such as badminton, indoor volleyball • Large enough for community functions such as quiz nights or balls or large family gatherings if they wish to hire the centre • Suggested that gym might be attached that could be leased as a business and utilised by the community. • Council to consider moving the shire office and library into the new facility and use the current building for an interpretive centre or art centre or other commercial centre
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APPENDIX 2. LIST OF REQUESTED ITEMS

KALBARRI COMMUNITY CENTRE IDEAS	Frequency
Indoor multi court for basketball/netball/volleyball with good flooring	17
Evacuation Centre with ablutions, backup power, air con	11
Badminton courts	10
Squash courts	10
Kitchen space/ café/kiosk/bar	9
Gymnastics area	9
Swimming pool	8
Lockable storage for sports groups/equipment	8
Function Room/Conference and meeting space	7
Stage and area for live entertainment	7
Gymnasium weights equip etc	5
Indoor Cricket and Nets	5
Table Tennis	4
Electronic Scoreboard	3
Children's playground	3
Studio for group classes	3
Ablutions/laundry	2
Stadium seating	2
Playgroup/Creche area	2
Parenting Room	1
Indoor Bowls	1
Steam room or sauna	1
Place to charge mobile devices	1
Cinema	1
Climbing and high ropes	1
Roller skating	1
Youth support officer space	1
Onsite manager/event coordinator	1

7.5.8	REQUEST TO WAIVER LEGAL FEES – OUTSTANDING RATES	
	LOCATION:	17 Emerald Vista, Kalbarri
	FILE REFERENCE:	3.1.8
	CORRESPONDENT:	Elizabeth Meier
	DATE OF REPORT:	9 November 2021
	REPORTING OFFICER:	Garry Keeffe
	APPENDICES:	1. Ms Meier letter

SUMMARY:

Council to determine a request to waive legal fees of \$2,336.71 incurred for recovery of outstanding rates on 17 Emerald Vista, Kalbarri.

BACKGROUND:

The property is a vacant lot. Rates levied for 2019/20 of \$652.12 and for 2020/21 of \$652.10 remained outstanding. Interest also had been incurred, the total outstanding debt as of 25 August 2020 \$1,339.97.

One of the main issues is that the address on Council records was not correct and the landowner, in Ms Meier did not advise Council that a change of address had occurred which is a requirement under the provisions of the Local Government Act 1995.

With the rates outstanding for two years, on the 9 June 2020 a letter was sent requesting payment of the outstanding rates and interest charges and if not received then legal proceedings for the recovery of the debt would be undertaken. No response was received and subsequently the matter was referred to Council’s legal advisors to recover the debt.

The legal process required a skip trace to be undertaken to obtain a current address for Ms Meier which was successful and subsequently a Procedure Claim for the recovery of the outstanding debt was then lodged. A skip trace requires the engaging of an investigator licenced for this type of search.

Immediately upon receipt of the Procedure Claim the total rate debt was paid by Ms Meier, however she did not and still does not accept the legal fee debt now owing.

With further requests in regard to the debt a response was provide to her as per Appendices 2.

COMMENT:

As per the background all processes have been undertaken in accordance with Council policy in the recovery of outstanding rate debts. Ms Meir is now requesting Council consideration to waive the debt due to personal (not advised) circumstances that she experienced during the period of the debt.

Refer to her correspondence at Appendices 1.

FINANCIAL & BUDGET IMPLICATIONS:

As Council has already incurred the legal fees as mentioned, these formed part of the 2020/21 financial year. However a debt has been raised on the rate records for the recovery of the legal costs and if to be waived then that income will now not be received.

STATUTORY IMPLICATIONS:

State: Local Government Act 1995 – Section 6.12

POLICY/DELEGATION IMPLICATIONS:

As previously referred to the recovery of the rate debt was undertaken in accordance with Council's debt recovery policy for rates, Policy 2.10.

Council Delegation F05 – Debt Write Off, does not provide delegation to the CEO to write off this debt amount.

VOTING REQUIREMENT:

Absolute Majority Required – if Council approves the debt to be written off then it must be approved by an absolute majority as per Section 6.12 of the Local Government Act 1995.

OFFICER RECOMMENDATION – ITEM 7.5.8

For Council determination.

APPENDICES 1 – Ms Meir correspondence

POSTED
1CR32732

NORTHAMPTON SHIRE COUNCIL	
File	3-18
22 OCT 2021	
Adm	Plan
CK	

Miss Elizabeth Meier
15 Moonlighter Way
Yanchep
WA 6035
October 15, 2021

Mr Garry L Keffe
Chief Executive Officer
Shire of Northampton

Dear Garry,

Re: Legal Fees - 15 Moonlighter Way

Thank you for following up on my conversation recently with your offices, I refer to your letter dated October 5, 2021 with regard to the recent invoice received for legal fees (enclosed), for the above referenced property.

Failure to contact your offices when I moved properties was a complete over-sight on my behalf and I apologize for the additional work involved by your team in resolving the matter. I understand that it's the owner's responsibility to notify your offices upon relocating and I am sure chasing up unsettled rates is a constant frustration for you and your team.

Whilst I am in no way making excuses for my part in this, I take fully responsibility for not doing so. At the time, I had been going through some extremely traumatic personal issues and the thought to contact your offices genuinely slipped my mind. I am in no way making excuses for this and to say I was mortified when I received the letter from McLeods is an understatement and as you are aware that I contacted them straight away and made payment for the outstanding rates immediately.

I enclose a letter from them for the initial claim of \$1,153.67 and the subsequent letter dismissing the whole claim and confirming there was nothing further to settle on my part. As such, I would be very grateful if you could take this into consideration and confirm there is no further liability on my part.

Thank you for your time and once again I wholeheartedly apologize for any inconvenience. I can be contacted at the above address or the below details.

Kind regards,

Liz 
Elizabeth Meier
0416187422 meierliz365@gmail.com

APPENDICES 2 – CEO correspondence to Ms Meier

