

 Wattle Range COUNCIL	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

1. NAME

The name of the Board shall be the Lake McIntyre Management Board (hereinafter called 'the Board').

2. ESTABLISHMENT

1. The Board is a controlling authority established by the Wattle Range Council (hereinafter called 'the Council') pursuant to Section 199 of the Local Government Act, 1934 on 8th September, 1997 (Refer to Folio 127; Item 6.1.4.3)
2. The Board was further reviewed by the Council pursuant to Section 41 of the Local Government Act, 1999 (hereinafter referred to as 'the Act') on 8th November 2005 (Refer to Folio 3564; Item 1.11).
3. The Board was further reviewed by the Council pursuant to Section 41 of the Local Government Act, 1999 (hereinafter referred to as 'the Act') on 10th August 2010 (Refer to Folio 4421; Item 11.1.6).
4. The Board was reviewed by the Council pursuant to Section 41 of the Local Government Act, 1999 (hereinafter referred to as 'the Act') on 12th June 2012 (Refer to Folio 4766; Item 11.1.1).

3. PURPOSE FOR WHICH THE BOARD IS ESTABLISHED

The Lake McIntyre Management Board is a management authority charged with the responsibility of the care, protection, management, operation and improvement of the Lake McIntyre Reserve at Section 185, hundred of Mount Muirhead (hereinafter called the 'the Lake').

4. FUNCTIONS

The functions of the Board shall be to undertake any action, as appropriate, in pursuance of the above purposes. Such actions will include, but not be limited to, the following:-

1. To carry out any research, investigation, survey or inquiry relative to the existing or proposed services, facilities or amenities within the Lake.
2. To consider, and advise Council of the requirements of all users of the Lakes facilities.
3. To review the existing services and facilities provided at the Lake, and to keep them under review, including the fees and charges.
4. To liaise and consult with persons, groups and organisations in relation to the operation of the Lake.
5. To actively promote the use of the Lakes facilities.
6. To regularly report to, and consult with, the Council on the progress and performance of the Board and the Lakes operation.
7. To ensure that all users of the Lake abide by any by-laws, regulations or rules applicable within the Lake, and to advise the Council in respect of any suggested laws, regulations or rules, or amendments to any existing by laws, regulations or rules applicable to the Lake's operation.

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				

 Wattle Range COUNCIL	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

8. To carry out such other acts, and to do all such other things as are incidental to, or conducive to the attainment of the objects and the exercise of the powers of the Board.

5. POWERS

The Council pursuant to Section 41 (2d) of the Act delegates to the Committee, for the purpose of achieving its objects, and subject always to the provisions of the Act, the following powers;

1. Expend funds in relation to the Lakes operation within the limits of the Lake's budget as adopted by the Council.
2. Establish, alter, vary or amend any fees and any charges for the use of the Lake.
3. Authorise the purchase of materials, as appropriate, and required for the Lakes operation.
4. The Committee may with the consent and approval of the Council, employ/contract, such staff as is deemed necessary for the functions of the Committee and such persons employed by the Committee shall be deemed employees/contractors of the Council, the work to be performed, hours of work and weekly rates of pay and the date from which employment commenced to be approved by the Council.
5. To employ, engage or retain professional advisers, if required.
6. To enter into contracts for the supply of goods and services for the purpose of running and maintaining of the Lake, its buildings and improvements.
7. To make and have control over all bookings for the hire, use and utilisation of the Lake and its facilities.
8. To operate in accordance with the provisions of any Regulations, as adopted by the Council.

6. MEMBERSHIP

1. The membership of the Management Board shall comprise seven (7) persons being from time to time:-
 - a) Seven (7) representatives nominated by the Community; and when requested by the Management Board to attend the meeting:
 - b) Two (2) representatives nominated by the Council; and
 - c) One (1) representative from the Council's Engineering Services Department.
2. Any person appointed pursuant to sub clause (1) hereof shall be appointed for a term coincident with the four (4) year term of the Council.
3. Any person appointed pursuant to sub clause (1) hereof shall cease to hold office if the organisation they represent goes into recess or is wound up or dissolved in accordance with the provisions of the Associations Incorporation Act 1985, or if that person ceases to be a member of the organisation they represent.
4. Provided, however, that upon any person appointed pursuant to sub clause (1) hereof ceasing to hold office, a further person nominated by the respective organisation shall be appointed by the Council to fill the casual vacancy for the balance of the term of the person so ceasing to hold office.

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				

 Wattle Range <small>COUNCIL</small>	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

5. The Board shall have the power to co opt additional members, with the approval of the Council, for any specific purpose.
6. Each member of the Committee will undergo an induction once appointed, which will include (but not limited to) an explanation of the following matters:
 1. Committee Charter
 2. Risk Management, (Refer to Clause 21)
 3. Occupation Health & Safety requirements, including the LGAMLS Claim Process (Refer to Clause 22).

7. REGISTER OF INTEREST

The provisions of Chapter 5; Part 4; Division 2 of the Local Government Act, 1999 do not apply to members of the Board.

8. PRESIDING MEMBER

1. The Board shall appoint a Presiding Member to be chosen by the members of the Board from amongst their own number and shall hold office for such term as may be determined by the Board.
2. The Presiding Member shall preside at all meetings of the Board and in the event of the Presiding Member being absent from a meeting, the members present shall appoint a member who shall preside for that meeting or until the Presiding Member is present.

9. DUTIES OF THE PRESIDING MEMBER

The Presiding Member shall –

1. Call all meetings of the Board in accordance with Clause 10;
2. Preside at all meetings of the Board at which he or she is present and preserve order there at so that the business may be conducted in due form and with propriety;
3. Upon confirmation of the minutes sign them in the presence of the meeting; and
4. Be an official spokesperson for the Board.

10. CALLING OF MEETINGS

1. The Members of the Board shall meet at least four (4) times per year.
2. The Presiding Member may convene a special meeting of the Board at his or her own volition and shall convene a meeting upon the written demand of at least two members of the Board.
3. Subject to the provisions of Clause (4) hereof, notice of every meeting shall be given in writing to every member at least four (4) days prior to such meeting. Notice shall be deemed to have been given a day following posting, or delivery of such notice. The notice shall contain the date, time and place of the meeting and the business to be transacted thereat.

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				

 Wattle Range COUNCIL	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

- The Presiding Member may call a special meeting of the Board at any time provided that notice of such meeting shall be given to all members at least four hours before the commencement of the meeting.

11. QUORUM

No business shall be transacted at a meeting of the Board unless one more than half the members, if there is an even number of members, or a majority of the whole number, if there is an uneven number of members, is present.

12. PROCEEDINGS OF MEETINGS

- The meeting procedures of the Board may be determined by the Board.
- Every meeting of the Board shall be open to the public but, if the Presiding Member is of the opinion that a matter should be discussed in private, he or she may, after advising all present at such meeting of the reasons for forming such opinion and with the agreement of a simple majority of members present at the meeting, cause all persons not being representatives or officers or others attending at the Presiding Member's pleasure to withdraw from the meeting.

13. VOTING

- All questions arising at a meeting of the Board shall be decided by the majority of votes cast by the community members of the Board present at such meeting.
- Every member of the Board shall have a deliberate vote at meetings of the Board. In the event of an equality of votes, the Presiding Member shall have a casting vote in addition to his or her deliberate vote.

14. ADJOURNMENTS

- The representatives present at any meeting may from time to time adjourn such a meeting.
- If at any meeting there is not a quorum present within 30 minutes after the time appointed for the meeting or if, at any time after the meeting has commenced and before any business to be transacted is completed, there is not a quorum present, the meeting shall be adjourned to a future meeting to be advised in the usual manner.

15. SECRETARY

- The Board shall appoint a Secretary to be chosen by the members of Board from amongst their own number who shall hold office for such term (not exceeding four years) as maybe determined by the Board.
- In the event of the Secretary being absent from a meeting, the members present shall appoint a member who shall act as Secretary for that meeting or until the Secretary is present.

16. DUTIES OF THE SECRETARY

The Secretary shall;

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				

 Wattle Range COUNCIL	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

1. Attend all meetings of the Board;
2. Attend to all correspondence and deal with it as instructed by the Board;
3. Deal with the business referred by the Presiding Member of the Board;
4. Keep the minutes of all meetings of the Board setting out all reports received and resolutions passed out other business transacted by the Board and forward a copy to each member of the Board and the Council;
5. Keep such records as instructed by the Board from time to time.

17. NOTICE OF MEETING

The Committee shall present copies of their Notice of Meeting and Agenda in the format provided by Council to the Council no less than 3 clear days for information and consideration.

18. MEETING MINUTES

The Board shall present copies of their meeting minutes in the format provided by Council to the Council no more than 5 clear days for information and consideration.

19. ANNUAL BUDGET

The Committee shall each year prepare its annual estimated of the amount of moneys required for the running of the Lake during the financial year ending on 30th June next and to submit them to the Council by 30th April.

The estimates shall show;

- a) proposed capital expenditure;
- b) a detailed proposed operating expenditure;
- c) proposed income from all sources;
- d) proposed scale of fees and charges.

20. ANNUAL REPORT

The Committee shall prepare an annual report. A copy of the report is to be presented to the Council by 31st July following each operating year.

21. DIRECTION BY COUNCIL

The Board is subject to the direction and control of the Council. A direction given by the Council must be in writing.

22. RISK MANAGEMENT

The Committee shall comply with and adhere to Council's Risk Management Policy, Volunteer Code of Conduct and Volunteer Policy.

Council may undertake a risk assessment of a Committee event to ensure that all risks are reduced to a minimum and accounted for.

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				

 Wattle Range COUNCIL	CHARTER #6	Version:	3
	Lake McIntyre Management Board	Date Adopted:	12 June 2012
		Next Review Due:	November 2018

23. INDEMNITY & OHS&W

1. The Committee shall notify Council in all instances where –
 - a) A Committee Member is involved in an accident where they suffer an injury or an incident that could have resulted in an injury while undertaking a Committee task; or
 - b) A member of the public is involved in an accident where they suffer an injury or an incident that could have resulted in an injury in the vicinity of the Committee's responsible area.

24. AMENDMENTS, ALTERATIONS AND ADDITIONS TO THE RULES

These rules may be amended, altered or added to by a resolution of the Council made pursuant to Schedule 2 clause 3(5) of the Local Government Act, 1999.

25. ADOPTION & AMENDMENT HISTORY

The table below sets out the adoption, review and amendment history of the policy.

Version No:	Issue Date:	Authorised by:	Description of Change:	Minutes Reference:
1	7 November 2006	Council	Adopted	
2	10 August 2010	Council	Adopted Amendment	Folio 4421; Item 11.1.6
3	12 June 2012	Council	Adopted Amendment	Folio 4766; Item 11.1.1

File Ref:	Classification:	Department:	Position Responsible:	Review Frequency:
GF/ 5.14.2/5	Public	Corporate Services	Director Corporate Services	4 Yearly (After Every General Election)
Printed copies of this document are uncontrolled, refer to Council's Intranet to verify this is the current version.				