



Wattle Range - a great place to live and work



Des Noll
Mayor



Back (Left to Right): Cr Peter Dunningcliff, Cr Graham Slarks, Cr Dean Burrow, Cr Kevin McGrath, Cr Deb Agnew,
Cr Glenn Brown (Deputy Mayor to May 2019), Cr John Drew.
Front (Left to Right): Cr Rick Paltridge, Cr Sharon Cox, Ben Gower (Chief Executive Officer), Des Noll (Mayor),
Cr Moira Neagle (Deputy Mayor from May 2019), Cr Dale Price
Insert photo: Cr Dennis Muhovics (Elected in September 2019 due to the resignation of Cr Brown in June 2019)



Ben Gower
Chief Executive Officer

NOTICE AND AGENDA OF ORDINARY MEETING OF WATTLE RANGE COUNCIL

Notice is hereby given the next Ordinary Meeting of Wattle Range Council will be held
in the Supper Room, Millicent War Memorial Civic & Arts Centre,
Ridge Terrace, Millicent
on Tuesday 8 September 2020 at 5:00 pm.

Ben Gower
CHIEF EXECUTIVE OFFICER

Disclaimer: Please note that the contents of the Council Agenda has yet to be considered by Council and recommendations contained herein may be altered or changed by the Council in the process of formally making decisions of Council.

GF/9.24.1 – 3.1 GDS:40

On 15 March 2020, the Chief Executive of the Department for Health and Wellbeing in the State of South Australia, pursuant to section 87 of the *South Australian Public Health Act 2011*, declared that an emergency which threatens to cause the death of, or injury or other damage to the health of any person is occurring or about to occur in relation to the transmission of COVID-19, and declared the emergency to be a public health emergency.

On 22 March 2020 the State Coordinator for the State of South Australia declared, pursuant to section 23 of the *Emergency Management Act 2004*, that a Major Emergency is occurring in respect of the outbreak of the Human Disease named COVID-19 within South Australia.

As a necessity due to COVID-19, Hon Stephan Knoll, Minister for Transport, Infrastructure and Local Government in accordance with section 302B of the *Local Government Act 1999* varied or suspended the operation of the specified provisions of the Act as set out in Schedule 1 to the "Electronic Participation in Council Meetings Notice (No 1) 2020" which was gazetted on Tuesday, 31 March 2020 (Page 619 – 627).



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1 Opening Of The Meeting

Civic Prayer

Almighty God

We pray that in this meeting we speak honestly, listen attentively, think clearly and decide wisely, for the good of our District and the wellbeing of our people

Amen

Acknowledgement of Country

We acknowledge the traditional custodians of the land on which we meet and pay respect to Elders past and present.

Recording of Meetings

Council's Code of Practice 6 prohibits any person from photographing, filming, televising or recording by audio devices Council Meetings without written approval from the Mayor or Chief Executive Officer.

2 Present

3 Apologies

Cr Rick Paltridge

4 Disclosure Of Interests

Any Councillor with one of the following Conflicts of Interest is asked to declare it now and prior to the Item being discussed:

Material – where any of a defined list of persons would gain a benefit, or suffer a loss (whether directly or indirectly, personal or pecuniary) depending on the outcome of the consideration of the matter at the meeting.

Actual – where a Member has a Conflict of Interest (not being a material conflict of interest) between their own interests and the public interest that might lead to a decision that is contrary to the public interest.

Perceived – where from the perspective of an impartial, fair-minded person it could reasonably be perceived that a Member has a Conflict of Interest in a matter.

Where an actual or perceived Conflict of Interest exists, the Member must inform the meeting of the interest and how (if they propose to participate in the meeting) they intend to deal with the actual / perceived Conflict of Interest. This information will be documented by the Minute Taker.

5 Confirmation Of Minutes

5.1 Ordinary Meeting of Council - 11 August 2020 (Folio 9013 - Folio 9021)

Report Type	Minutes from Previous Meeting
File Reference	GF/9.24.1/1
Attachments	1. coumin council 110820 [5.1.1 - 9 pages]

RECOMMENDATION

That the Minutes of the Ordinary Meeting dated 11 August 2020 be taken as presented and confirmed.

WATTLE RANGE COUNCIL

Minutes of the Ordinary Meeting of Wattle Range Council held in the Council Chambers, Civic Centre, George Street, Millicent on 11 August 2020 at 5.00 pm.

1. OPENING OF THE MEETING / CIVIC PRAYER / ACKNOWLEDGEMENT OF COUNTRY / RECORDING OF MEETINGS

2. PRESENT

His Worship the Mayor D Noll

Cr D Agnew

Cr D Burrow

Cr S Cox

Cr J Drew

Cr P Dunnicliff

Cr D Muhovics

Cr M Neagle

Cr R Paltridge

Cr D Price

Cr G Slarks

Messrs BJ Gower (Chief Executive Officer)

PA Duka (Director Corporate Services)

PA Halton (Director Engineering Services)

SW Chapple (Director Development Services)

Ms CP Allen (Executive Assistant)

3. APOLOGIES

Cr K McGrath

4. DISCLOSURE OF INTERESTS

5. CONFIRMATION OF THE MINUTES

5.1 Ordinary Meeting of Council – 14 July 2020 (Folio 8998 – Folio 9009)

Cr Drew moved that the Minutes of the Ordinary Meeting dated 14 July 2020 be taken as presented and confirmed subject to:

Folio 9005 – Item 16.1 – 2nd resolution:

“That the Wattle Range Council endorse the letter from the Executive Officer of the Marine Fisher’s Association and seek the support of the LGA in lobbying the SA Government to legislate constraints on quota trading and amalgamation of fishing licence / **quota holder** in order to preserve local ownership.

Cr Neagle seconded

CARRIED

5.2 Confidential Meeting of Council – 14 July 2020 (CM 878 – CM 880) – Released Immediately

Cr Paltridge moved that the Minutes of the Confidential Meeting dated 14 July 2020 be taken as presented and confirmed.

Cr Cox seconded

CARRIED

Folio 9014

5.3 Special Meeting of Council – 28 July 2020 (Folio 9010 – Folio 9012)

Cr Muhovics moved that the Minutes of the Special Meeting dated 28 July 2020 be taken as presented and confirmed.

Cr Agnew seconded

CARRIED**6. MATTERS ARISING FROM THE MINUTES****NIL****7. ADJOURNMENTS****NIL****8. MAYORAL COMMUNICATIONS****8.1 Mayoral Communications**

Cr Burrow moved that Mayoral Communications be received and noted.

Cr Paltridge seconded

CARRIED**9. DEPUTATIONS****9.1 Limestone Coast Landscape Board**

[Mr Tim Collins and Dr Kerry DeGaris attended the meeting at 5.07 pm]

Mr Tim Collins and Dr Kerry DeGaris made a presentation to Council regarding the Limestone Coast Landscape Board.

[Mr Tim Collins and Dr Kerry DeGaris left the meeting at 5.33 pm]

10. PETITIONS**NIL****11. REPORTS FROM COUNCIL MEMBERS**

Cr Drew advised that he represented the Mayor at the Launch of the new Pottery Kiln at the Millicent Arts and Craft Hub. The group raised \$17,000.

Cr Price and Cr Agnew attended a Nangwarry Museum Committee Meeting in July. The Committee was very appreciative of work Council has helped with and in due course will be looking for additional funding for a new roof.

12. QUESTIONS WITH NOTICE**NIL****13. QUESTIONS WITHOUT NOTICE**

Various questions were asked but there was no resolution that entry be made into the Minutes.

14. REPORTS FROM COUNCIL COMMITTEES**NIL****15. REPORTS FROM COUNCIL OFFICERS****15.1 Chief Executive Officer****15.1.1 Monthly Project Status Report**

Cr Neagle moved that Council receive and note the report.

Cr Agnew seconded

CARRIED**15.2 Director Corporate Services****15.2.1 Monthly Financial Performance Report**

Cr Dunnicliff moved that Council receive and note the 2020/21 July Financial Performance Report.

Cr Muhovics seconded

CARRIED**15.2.2 Millicent RSL**

Cr Price moved that Council receive and note the report.

Cr Cox seconded

CARRIED

Cr Price moved that Council seek legal advice in regard to the Deed and Council's obligation within the Deed.

Cr Dunnicliff seconded

CARRIED

Cr Price moved that Council go out for Community Consultation in regard to the request to relocate the Honour Boards from the Millicent War Memorial Civic and Arts Centre to the Millicent RSL Hall.

Cr Neagle seconded

CARRIED**15.2.3 2020/21 Fees & Charges Schedule Update**

Cr Dunnicliff moved that Council adopt the 2020/21 fees and charges schedule with the inclusion of the following fees:

- (a) Notification Sign – Printing & Installation (per sign) \$10.00
- (b) Notification Sign – Travel Fee \$92.00
- (c) Cat Trap – Bond Fee \$50.00
- (d) Cat Trap – Hire Fee (per working day) \$2.00

Cr Muhovics seconded

CARRIED**15.3 Director Development Services****15.3.1 Disability Access and Inclusion Plan**

Cr Agnew moved that Council receive and note the report.

Folio 9016

Cr Neagle seconded

CARRIED

Cr Neagle moved that Council

1. Endorse the Wattle Range Council Disability Access and Inclusion Plan 2019-2023 and Associated Actions.
2. Authorise Environ Arc Pty Ltd to lodge the updated version of the Wattle Range Disability Access and Inclusion Plan and Associated Actions with the Human rights Commission.

Cr Burrow seconded

CARRIED

15.4 Director Engineering Services

15.4.1 Impact on Environment

Cr Cox moved that Council receive and note the report.

Cr Burrow seconded

CARRIED

Cr Drew moved that Council:

1. Appoints an ad hoc Committee charged with the development of a climate action plan for this Council, chaired by the CEO and, if required, funded at an early Budget Review.
2. The Committee seeks elected member and community input into the plan in the early stages of its development to determine areas where improvement can be made.

Cr Agnew seconded

CARRIED

Cr Neagle moved that the ad hoc Committee membership includes at least one Elected Member and representation from each of Council's three directorates.

Cr Drew seconded

CARRIED

Cr Cox moved that Council commits to a staged research and development project with Fulton Hogan to investigate the use of plastics in road seal on rural roads.

Cr Slarks seconded

CARRIED

ADJOURNMENT OF MEETING

Cr Dunnicliff moved that the meeting be adjourned for dinner until 7.05 pm

Cr Burrow seconded

CARRIED

The meeting adjourned at 6.31 pm.

The meeting reconvened at 7.05 pm.

[Cr Price and Cr Burrow resumed the meeting at 7.06 pm]

Folio 9017

15.4.2 Beachport Playground

Cr Dunnicliff moved that Council receive and note the report.

Cr Cox seconded

CARRIED

Cr Paltridge moved that Council undertake a 21 day public consultation on the five submissions to seek community input into the playground development.

Cr Price seconded

CARRIED

15.4.3 Domain Marker Statements

Cr Muhovics moved that Council receive and note the report.

Cr Agnew seconded

CARRIED

Cr Cox moved that Council place the 4 art maquettes on public display at the Millicent Art Gallery and undertake public consultation for a period of 28 days seeking public comment on the preferred option for a Marker Statement for the Domain Parklands.

Cr Paltridge seconded

CARRIED**16. CORRESPONDENCE**

16.1 Nominations for Members of South Australian Regional Organisations of Councils (SAROC)

Cr Slarks moved that the correspondence from Mr Matt Pinnegar, Chief Executive Officer, Local Government Association dated 21 July 2020 regarding calling for nominations for Members of SAROC be received and noted.

Cr Price seconded

CARRIED

Cr Price moved that Cr Dunnicliff be nominated for a SAROC position.

Cr Agnew seconded

CARRIED

16.2 Nominations for LGA President

Cr Cox moved that the correspondence from Mr Matt Pinnegar, Chief Executive Officer, Local Government Association dated 20 July 2020 regarding calling nominations for LGA President be received and noted.

Cr Burrow seconded

CARRIED

16.3 Limestone Coast Landscape Board

Cr Slarks moved that the correspondence from Dr Kerry DeGaris regarding the *Landscape South Australia Act 2019* replacing the *Natural Resources Management Act 2004* and the new framework dated 14 July 2020 be received and noted.

Cr Cox seconded

CARRIED

Folio 9018

16.4 Limestone Coast Landscape Board's new \$250,000 Grassroot Grants Program

Cr Cox moved that the correspondence from Charlene Riley regarding new grassroots funding to support local communities dated 16 July 2020 be received and noted.

Cr Muhovics seconded

CARRIED16.5 20th International Overdose Awareness Day 31 August 2020

Cr Muhovics moved that the correspondence from John Ryan regarding the 20th International Overdose Awareness Day dated 16 July 2020 be received and noted.

Cr Cox seconded

CARRIED

16.6 Go Local First Toolkit

Cr Dunnicliff moved that the correspondence from the Go Local First Campaign Team dated 9 July 2020 be received and noted.

Cr Drew seconded

CARRIED

16.7 New Providers of DPTI Road Maintenance Services

Cr Price moved that the correspondence from Emma Kokar regarding new providers of DPTI Road Maintenance Services dated 8 July 2020 be received and noted.

Cr Paltridge seconded

CARRIED

Cr Drew moved that we write to the Hon Corey Wingard, Minister for Infrastructure and Transport expressing our concern at the loss of traffic signals and crossing services for our community and request their reinstatement with a copy of this letter being sent to our Local Member.

Cr Dunnicliff seconded

CARRIED

16.8 2021/22 Australian Government Black Spot Program – Call for Nominations

Cr Dunnicliff moved that the correspondence from Kerry McConnell regarding Black Spot Program Nominations dated 13 July 2020 be received and noted.

Cr Burrow seconded

CARRIED

16.9 Local Government Association – Value of LGA Membership – Wattle Range Council

Cr Cox moved that the correspondence from the Local Government Association dated June 2020 regarding Wattle Range Council's Membership be received and noted.

Cr Burrow seconded

CARRIED

16.10 Thank You re Tantanoola Educational Review Committee

Cr Cox moved that the correspondence from Hon John Gardner MP, Minister for Education thanking Mayor Noll for being part of the Tantanoola Educational Review Committee dated 8 July 2020 be received and noted.

Cr Burrow seconded

CARRIED

Folio 9019

16.11 Peter Malinauskas – SA Labor Leader

Cr Burrow moved that the correspondence from Peter Malinauskas MP, SA Labor Leader regarding the recent Shadow Cabinet held in Mount Gambier dated 29 July 2020 be received and noted.

Cr Muhovics seconded

CARRIED

16.12 Phase Two – SA's new Planning System

Cr Drew moved that the correspondence from Michael Lennon, State Planning Commission regarding SA's new Planning System dated 31 July 2020 be received and noted.

Cr Price seconded

CARRIED

16.13 South Australian Regional Organisation of Councils (SAROC) – Annual Business Plan 2020/21

Cr Dunnicliff moved that the correspondence from Mayor Erika Vickery, Chairperson, SAROC re Annual Business Plan 2020/21 be received and noted.

Cr Burrow seconded

CARRIED**17. MOTIONS ON NOTICE****NIL****18. URGENT MOTIONS WITHOUT NOTICE****NIL****19. ITEMS FOR CONSIDERATION IN CONFIDENCE**

19.1 Millicent Service Station

Cr Agnew moved that:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.1, excepting the following persons:

- Mr BJ Gower – Chief Executive Officer
- Mr PA Duka – Director Corporate Services
- Mr PA Halton – Director Engineering Services
- Mr SW Chapple – Director Development Services
- Ms C Allen – Executive Assistant / Minute Taker

To enable the Council to consider Item 19.1 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 19.1 tenders for the supply of goods, the provision of services or the carrying out of works.

Folio 9020

Specifically, the present matter relates to a tender, seeking expressions of interest for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

2. Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

Cr Cox seconded

CARRIED

Cr Drew moved that Council write to all EOI registrants and advise that at this time it does not seek to sell 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

Cr Agnew seconded

Cr Drew withdrew his motion above with permission of the seconder Cr Agnew.

Cr Dunnicliff moved that Council authorise the CEO to progress negotiations on the terms and conditions of the contract of sale with K&S Corporation for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

Cr Cox seconded

CARRIED

Cr Muhovics moved that:

1. Pursuant to Section 91(7) of the *Local Government Act, 1999*, Council orders **that the following document(s) (or part) shall be kept confidential**, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(k) of the Act:

- **The Report and Attachments of Item No. 19.1 of 11 August 2020**

On the grounds that the document(s) (or part) relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to tender, seeking expressions of interest for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

This order shall operate until **11 August 2021** and will be reviewed at least annually in accordance with the Act.

2. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

Cr Cox seconded

CARRIED

Folio 9021

Meeting closed at 8.42 pm.

Taken as presented and confirmed.

.....
MAYOR

.....
DATE

5.2 Confidential Meeting of Council - 11 August 2020 (CM 881 - CM 882) - Released Immediately

Report Type	Minutes from Previous Meeting
File Reference	GF/9.24.1/1
Attachments	1. coumin con council 110820 - released immediately [5.2.1 - 2 pages]

RECOMMENDATION

That the Minutes of the Confidential Meeting dated 11 August 2020 be taken as presented and confirmed.

WATTLE RANGE COUNCIL

Confidential Minutes of the Ordinary Meeting of Wattle Range Council held in the Council Chambers, Civic Centre, George Street, Millicent on 11 August 2020 at 5.00 pm.

1. OPENING OF THE MEETING / CIVIC PRAYER / ACKNOWLEDGEMENT OF COUNTRY / RECORDING OF MEETINGS

2. PRESENT

His Worship the Mayor D Noll

Cr D Agnew

Cr D Burrow

Cr S Cox

Cr J Drew

Cr P Dunnicliff

Cr D Muhovics

Cr M Neagle

Cr R Paltridge

Cr D Price

Cr G Slarks

Messrs BJ Gower (Chief Executive Officer)

PA Duka (Director Corporate Services)

PA Halton (Director Engineering Services)

SW Chapple (Director Development Services)

Ms CP Allen (Executive Assistant)

3. APOLOGIES

Cr K McGrath

19. ITEMS FOR CONSIDERATION IN CONFIDENCE

19.1 Millicent Service Station

Cr Agnew moved that:

1. Pursuant to Sections 90(2) and 90(3)(k) of the *Local Government Act, 1999* the Council orders that the public be excluded from attendance at the part of this meeting relating to Item 19.1, excepting the following persons:

- Mr BJ Gower – Chief Executive Officer
- Mr PA Duka – Director Corporate Services
- Mr PA Halton – Director Engineering Services
- Mr SW Chapple – Director Development Services
- Ms C Allen – Executive Assistant / Minute Taker

To enable the Council to consider Item 19.1 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 19.1 tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to a tender, seeking expressions of interest for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

CM 882

2. Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

Cr Cox seconded

CARRIED

Cr Drew moved that Council write to all EOI registrants and advise that at this time it does not seek to sell 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

Cr Agnew seconded

Cr Drew withdrew his motion above with permission of the seconder Cr Agnew.

Cr Dunnicliff moved that Council authorise the CEO to progress negotiations on the terms and conditions of the contract of sale with K&S Corporation for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

Cr Cox seconded

CARRIED

Cr Muhovics moved that:

1. Pursuant to Section 91(7) of the *Local Government Act, 1999*, Council orders **that the following document(s) (or part) shall be kept confidential**, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(k) of the Act:

- **The Report and Attachments of Item No. 19.1 of 11 August 2020**

On the grounds that the document(s) (or part) relates to tenders for the supply of goods, the provision of services or the carrying out of works.

Specifically, the present matter relates to tender, seeking expressions of interest for the purchase of 13 Adelaide Road, Millicent (known as the Adelaide Road Service Station).

This order shall operate until **11 August 2021** and will be reviewed at least annually in accordance with the Act.

2. Pursuant to Section 91(9)(c) of the Act, the Council delegates to the Chief Executive Officer the power to revoke this order and must advise the Council of the revocation of this order as soon as possible after such revocation has occurred.

Cr Cox seconded

CARRIED

Taken as presented and confirmed.

.....
MAYOR

.....
DATE

6 Matters Arising From The Minutes

No matters have been presented at the point of publishing the Agenda.

7 Adjournments

No adjourned reports are included in this Agenda.

8 Mayoral Communications

8.1 Mayoral Communications

Report Type	Mayoral Report
Author	Mayor Noll
File Reference	GF/9.24.1/2
Attachments	1. Mayoral Communication - September 2020 [8.1.1 - 2 pages]

RECOMMENDATION

That the Mayoral Communications be taken as presented and confirmed.

Mayoral Communication

COVID-19 Update: CEO Gower and I had the pleasure of attending a COVID-19 SA update, presented by the SA Chief Health Officer Professor Nicola Spurrier. South Australia owes so much to this inspiring lady. I took the opportunity to congratulate her and her team for the work they have been doing considering the current COVID-19 difficulties. I advised her that as a community, we stand behind the decisions she and her team make to keep our communities safe.

Premier Marshall and Deputy Premier Vickie Chapman, Minister for Local Government. Zoom meeting. Topic Update COVID-19, State Border.

Border Watch Mount Gambier: It was with much sadness that we all heard of the closure of the Border Watch, South Eastern Times and Penola Pennant newspapers. After 159 years, this locally owned print media outlet will be sadly missed. Speaking to Dennis Jackson the General Manager on Thursday 19th of August, I conveyed to him our deepest respect for the service they have provided.

To the dedicated staff that served our community through the South Eastern Times and the Penola Pennant we thank you for your work in journalism and administration.

Go Local First Campaign: What a great initiative. Let us get behind this as a Council and Community. We can all make a difference. It was well received by several Penola businesses.

Proposed new Council Office - The Face Book Conversation: There has been negativity and misinformation shared on Facebook regarding this proposed project. Whilst I am very happy to listen to all views and opinions, I will not listen to or tolerate individuals who make personal attacks on Facebook and who are not prepared to listen or equip themselves with all of the information. I have only had a few people who have contacted me to discuss the proposed project. This is surprising due to the amount of people that have taken the negative approach on Facebook, without all the facts.

It is everyone's responsibility to keep a framework of respect around this conversation. I extend an invitation to anyone who would like to discuss this project with me.

Attended:

- Shadow Labor Government Cabinet Meeting Presentation – 27/7/20
- Meeting with Hon Nick McBride & Minister for Environment and Water – Hon David Speirs – 29/7/20
- Meeting Millicent Hospital Service Planning Implementation Working Group – 30/7/20
- Penola Main CBD design with WAX designer's morning session – 31/7/20
- Penola Square Lunch. Spoke to various locals regarding various topics – 31/7/20
- Penola, Church Street, Wastewater system installation project – 31/7/20
- Official Opening of the Domain Playground – 31/7/20
- Lions Club of Millicent Change Over Dinner – 1/8/20
- Millicent Gallery Exhibition Opening – 2/8/20
- Nangwarry Primary School Community Day – 3/8/20
- Meeting with Chief Health Officer Professor Nicola Spurrier – COVID-19, SA update – 4/8/20
- Mayors weekly zoom catchup – 7/8/20
- Penola Gallery 54 - Sally O'Connor Exhibition – 9/8/20
- Mt Burr Shop Coffee Morning – 10/8/20
- Penola (Visitor Information Centre) – LCLGA Meeting – 14/8/20
- Kalangadoo Farmers Market – 15/8/20

- Kalangadoo Sports/Football Club – Tour of New Club rooms with MP Nick McBride (Kalangadoo & Kybybolite Football Match) – 15/8/20
- Green Triangle Forest Industries Hub Meeting with Sen. J. Duniam / Tony Pasin MP - 18/8/20
- Lions Club of Millicent – Guest Speaker re proposed new office build – 18/8/20
- Zoom Update briefing COVID-19 with Premier Marshall & Deputy Premier Vickie Chapman re State Borders and other matters – 19/8/20
- Penola – Go Local First – 20/8/20
- Weekly Mayors Zoom Catchup – Local Issues – 21/8/20
- MBCA Annual General Meeting – 25/8/20
- Red Cross Meeting re: Community Trauma Support - 25/8/20
- Newbery Park Primary School – Jan Proctor Memorial Award Presentation – 28/8/20
- Millicent Hospital Service Planning Implementation Meeting – 29/8/20



9 Deputations

9.1 Superintendent Phil Hoff - South Australia Police - White Ribbon Ambassador

Report Type	Deputations
Organisation	South Australia Police Limestone Coast Local Service Area
Representative	Superintendent Phil Hoff – White Ribbon Ambassador
File Reference	GF/9.24.1/2
Attachments	Nil

Superintendent Phil Hoff will make a presentation to Council regarding policing issues and domestic violence.

10 Petitions

No petitions have been presented at the point of publishing the Agenda.

11 Reports From Council Members

No reports have been submitted at the point of publishing the Agenda.

12 Questions With Notice

12.1 Marketing Strategy / Plan

Report Type	Questions on Notice
Author	Cr John Drew
File Reference	GF/9.24.1/2
Attachments	Nil

Cr John Drew submitted the following Question(s) with Notice:

Question

Does Council have a written marketing strategy/plan, if so could Councillors receive a copy?

Explanation

I've been speaking with people (as I do my shopping in town and sign photos) who are concerned about promotion of our district and there seems to be a common theme about marketing. We saw some excellent videos a few months back, how will they be used and when? How do they fit within the overall strategy?

Answer

There is not a current marketing plan for the Wattle Range Council area. Council's Economic Development Manager sits on the regional tourism board and is across whole of regional promotion initiatives. Currently the region is developing a tourism strategy with the initial 'Destination Situation Analysis' document soon to be released. This document will provide an in-depth analysis of the visitor economy for the region. The next step is to develop the 'Destination Tourism + Marketing Plan 2025' which will set priorities to boost the visitor economy across the whole Region for the next 5 years. It will include actions to be implemented and KPIs to be measured to achieve the opportunities that were identified in the Destination Situation Analysis.

Staff are conscious that Council needs to ensure that any forward marketing of townships, tourism opportunities / accommodation, events and other promotional material is closely aligned with the regional strategy to ensure value for dollar.

However, in the interim the Economic Development Manager of Council is currently working on a SA focused promotion utilising a recently produced 30 second tourism video. The Manager is currently developing costs to roll it out through the SA Regional WIN stations, as well as seeking additional support from SATC. Budget variations will be required to fund this marketing exercise.

It should also be noted that, feedback from the region's tourism industry leaders indicates marketing into our key market of Victoria is not applicable at this time and many South Australians are choosing to visit and stay in other areas of the state, rather than the Limestone Coast, given our close proximity to Victoria.

13 Questions Without Notice

Questions without Notice from Elected Members may be forthcoming at this point in the Meeting.

14 Reports From Council Committees

14.1 Lake McIntyre Management Committee

Report Type	Reports from Council Committees
Committee	Committees Lake McIntyre Management Committee
File Reference	GF/16.14.1/9
Attachments	1. LMMC August Minutes [14.1.1 - 3 pages]

RECOMMENDATION

That the Minutes of the Meeting dated 12 August 2020 of the Lake McIntyre Management Committee be received and noted.

LAKE MCINTYRE MANAGEMENT COMMITTEE

Minutes of the Lake McIntyre Management Committee Meeting held at the SEFHG on Wednesday 12th August 2020 at 7.00pm

1. PRESENT: Rosey & Stewie Pounsett, Noel & Sheila Boyle, Deirdre Tiddy, Brian McIntyre, Moira Neagle, Angela Jones
2. APOLOGIES: Peter Halton, John Drew
3. CONFIRMATION OF THE MINUTES:
 - 3.1 Lake McIntyre Management Committee Meeting 22nd July 2020

Rosey/ Brian
CARRIED
4. MATTERS ARISING FROM THE MINUTES:
 - 4.1 Website – The annual Komma Media fee for hosting our website will be \$100 less per year (\$330 instead of \$435) after the change-over. Costs covered by this fee include such things as researching, assessing, and testing other platforms to find the most suitable one for us, and providing ongoing support and maintenance when required. An estimate of the cost to recreate/convert the website is around \$550 including GST (this is an estimate and will depend on the actual time taken). Clint has also offered to impart his knowledge of some better practices regarding the creation and organisation of articles, and some ideas for promoting and growing the website at no extra cost. He also suggests that volunteers could learn about the features of the WordPress system at their own pace, and then modify the site however and whenever they want. Over the last few years, I have found Clint to be very patient, generous with his time, and quick to respond to glitches (usually created by the volunteer concerned).
 - 4.2 Hump Bridge – Council was very quick in response to the slippery hump-bridge incident which we appreciate. There was, however, a concern over the new boards, as they were smooth on top unlike the other boardwalks around the lake. Peter Halton has assured us that the boards have been installed correctly, and they are specifically non-slip boards.
 - 4.3 Working With Children – The volunteers, (Noel and Sheila Boyle, Deirdre Tiddy and Sue Correll) who work with children at the lake, all updated their checks to the new Working With Children Check before the visit by NPPS this month. (Report on this visit in General Business)
 - 4.4 Funding Request For Soil – Ben Gower advised Moira that as long as we have minuted the request for the soil, Peter Halton will organise the purchase.

5. CORRESPONDENCE:

5.1 Emails to and from Peter Halton

Re: Hump bridge boards

5.2 Email from Moira Neagle

Re: Funding request for soil

6. FINANCIALS:

6.1 Budget Spreadsheet from Council

6.2	11/08/2020	K&S Fuels	Mower fuel	\$31.89
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7. GENERAL BUSINESS

7.1 Newbery Park Primary School Visit – On behalf of the school, Angela thanked the committee members that were at the lake to help the children with the planting. They planted around 70 grasses in the extended Osborne Hut garden bed to encourage more butterflies to the area. Luckily, the rain held off while the planting took place. About 18 children with their teacher and the new Principal took part, with everyone having an enjoyable time. The committee thanks NPPS and Angela Jones for all the time and planting they do around the lake.

7.2 Hard Copies of Meeting Minutes – As digital copies of meeting minutes are kept by Council, Committee Chair (Sheila) and Secretary (Rosey), the question was asked – Do we need to keep hard copies? Moira advised that Council do not require hard copies of minutes, so the decision was made to discontinue the practise of keeping paper copies of the meetings.

7.3 Bird Count – Tuesday 25th August 8.00am

7.4 Water Level – Level at 0.95m this week, which is the second lowest for August for quite a while. At the same time last year, the level was 1.06m. It may be that there will still be some mud flats to encourage the arrival of the Latham's Snipe in September.

8 JOBS CARRIED OUT

- Chain saws have been sharpened by committee member.
- Work carried out on the ride on mower by a committee member
- Railing that was broken when a large tree crashed on it has been repaired
- The dog leg in the fence leading to Downs island has been straightened to give easier access to workers vehicles
- The large tree that caused the problem has been removed.
- The blower vac was used to clean up the lookouts and the interpretive centre.
- Brochure container filled up.

- Grass cut using push mower and ride on. Volunteer used his ride on to finish cutting the grass before the approaching rainstorm
- Area regularly checked for rubbish
- Numerous trips to the transfer station
- Ongoing weeding at various places around the lake
- Pruning of trees and shrubs
- Planting of grasses and trees over several days in numerous areas
- Poisoning carried out on bridal creeper and onion weed. A large amount of bridal creeper was dug up rather than spraying.
- Opening and closing of the gate every day
- Bird count carried out 33 species recorded
- Various Emails and phone calls.
- Photos of the lake history sent to the A.B.C. Radio Mount Gambier who hope to visit the lake
- 411 people visited the Lake McIntyre web site in a week - highest ever.
- Water level recorded

9 SIGHTINGS

2 Musk Duck chicks with their mother

Yellow-tailed Black-Cockatoos in the Allocasuarinas near BBQ 3

Tawny Frogmouths heard calling

2 Black Swans

2 Striated pardalotes

10 GATE ROSTER

Saturday August 15 th	Brian McIntyre
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Saturday August 22 nd	Boyles
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Saturday August 29 th	Boyles
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Saturday September 5 th	Brian McIntyre
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Meeting Closed 7.55pm

Next Meeting - Wednesday 9th September at SEFHG

15 Reports From Council Officers

15.1 Chief Executive Officer

15.1.1 Monthly Project Status Report

Report Type	Officer Report
Department	Executive
Author	Ben Gower
Disclosure of Interest	No Council officers or contractors have declared a conflict of interest regarding the matter under consideration.
Current Risk Rating	Medium
Strategic Plan Reference	Theme 1 - Community Vibrancy & Presentation 1.1 Enhance public space areas including parks, public places, car parking, street lighting and streetscapes to provide vibrant, attractive areas. 1.2 Through appropriate planning, develop vibrant, presentable townships throughout the Wattle Range area. 1.3 Provide sustainable, vibrant community facilities. Theme 4 - Infrastructure & Asset Sustainability 4.1 Create a sustainable stock of assets, with appropriate long term asset planning and optimal use. 4.2 Plan and provide for a safe local road network that meets the future and current needs of our community. 4.4 Plan for and optimise Council's stock of building assets whilst meeting the future and current needs of community. 4.5 Plan and provide for the expansion and replacement of Council's stock of footpaths, walkways and trails to meet the future and current needs of our community. Theme 5 - Organisational Excellence 5.2 Govern in a responsible and responsive way.
File Reference	GF/7.73.1/4
Attachments	Nil

Purpose of Report

To provide an update on the progress of works and financial status of Council's capital and operational projects.

Report Details

Works are continuing on the delivery of the 2020/21 capital program with planning, design and procurement commencing on a number of projects. Officers are also working to complete the outstanding projects that were not completed as part of the 2019/20 Capital Works Program. Council have also appointed a replacement project manager Muni Krishna S.R. who will help with progressing a number of projects following the departure of David Wallis.

The annual re-sheet program has commenced, with Nitschke Road in Millicent now completed and preliminary site works commencing on the re-sheeting of Canunda Frontage Road in Millicent and Ryans Road in Glencoe. Preliminary works and tree removal are continuing on the road reconstruction and widening of Kennedy Road in Glencoe.

The annual footpath program has commenced with works started on Mt Gambier Road Millicent and the two new concreters have now started with Council.

A tender has been released for reseals and line marking, which will be a two-year contract with up to a 4-year extension, rather than running an annual tender process, with a decision on the tender to be brought back Council's consideration.

As per this agenda Council is progressing the purchase of plant with a recommendation for Council to award on the purchase of a prime mover truck. Officers are also (under delegation) finalising tenders on the purchase of a small truck for the concrete crew and several mowers that are part of the plant replacement program for this year.

In the buildings area, a number of projects have commenced with planning, approvals and procurement. This includes the replacement of the lintels at the Millicent RSL, a new roof at the Beachport Museum, replacement of air conditioners at the Millicent Library, upgrade works at Mount Burr Football Club, and repairs at the Beachport Bowling Club.

In terms of on ground works for building upgrades projects our in-house staff have commenced upgrade of the toilet and changerooms at the Millicent Swimming Lake with tiling of the shower stalls complete with the next stage installation of doors to each stall.

Works on the storage shed and veranda at the Gladys Smith Early Learning Centre which was a 2019/20 project is now complete.

Council have also installed the poles of for the shade sail at the Millicent Road Safety school with the shade sail being manufactured.

Works are also progressing on the Glencoe Memorial wall with the granite capping stones being installed in the second week in September.



Council have also completed the consultation on the Beachport Playground with a separate report tabled in Engineer Services section of the agenda with a recommendation to award the contract.

Millicent Domain

The marker statement is out for public consultation, with the four maquettes in the Council Gallery. The Council has received a significant number of responses to the survey – having had to empty the survey return box at the gallery once already due to the number of submissions Consultation closes on the 17th September with a recommendation to be tabled at the next Council meeting.

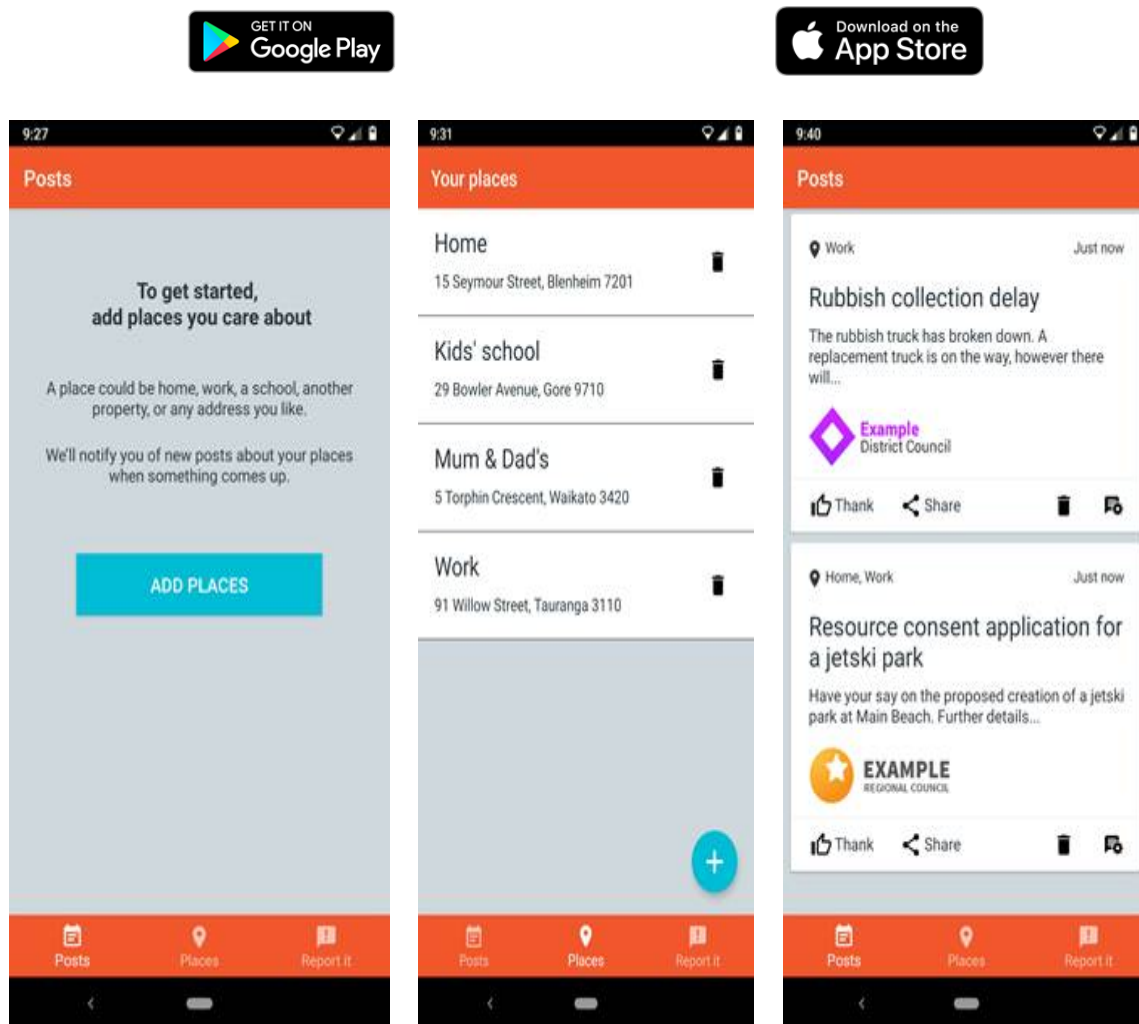
The final element to the Domain project is the installation of the replacement pedestrian bridge for the parklands. The contractor (Shanks Engineering) has indicated that works are progressing well with major steel works being sent for galvanising and works to commence on site to construct the abutments.



The Datascape Project

Datascape is the replacement software for the current legacy administration software SynergySoft. To date progress has been made in the following areas.

Antenno – The Antenno app is now live and ready to download from Google Play or the App Store. Customers can save the places they care about, such as your home, work, rental property or school. Antenno will notify you when something relevant to your chosen place(s) is posted



The two-way communication of public reporting back to Council will be implemented with the Customer Request Module mid-2021.

Online Bookings – The Online Bookings module will allow the community greater access and control in managing their bookings for venues and resources by being able to browse and search for venues and resources, availability of venues, create, update, change or cancel bookings and pay online. Datacom has commenced building Online Bookings and User Acceptance Training will occur during September.

Finance Modules – The Financial modules will allow the community to make payments online and to streamline Council's financial processes. The design workshops have now been completed and work on the General Ledger has begun. Through the Finance modules the Contact database and System Security are being developed.

Subscribe-HR – This software will streamline human resources functions such as the recruitment, onboarding and offboarding processes. The new software is integrated with Datascape and will create efficiencies in human resources and payroll functions once fully implemented. The e-Recruitment and Onboarding modules build work has begun with a “Go Live” date in late September.

Property and Rating – The Property and Rating module has completed the design workshops and building will commence in September 2020.

Financial Considerations

Budget Allocation
Budget Spent to Date
Budget Variation Requested

Risk Considerations

Refer to Wattle Range Council’s SharePoint Risk Register – Capital Works Progress.

Policy Considerations

There are no known policy considerations related to this report.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

A series of media releases have and will continue to be prepared for Capital Works projects to keep the community informed about their progress.

RECOMMENDATION

That Council receive and note the report.

15.1.2 Delegations

Report Type	Officer Report
Department	Corporate Services
Author	Catherine Loder
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Medium
Strategic Plan Reference	Theme 5 - Organisational Excellence 5.2 Govern in a responsible and responsive way.
File Reference	GF/12.9.1
Attachments	<ol style="list-style-type: none">1. Fire & Emergency Services - Delegations to CEO [15.1.2.1 - 9 pages]2. Landscape South Australia Act - Delegation to CEO [15.1.2.2 - 4 pages]3. South Australian Public Health Act - Delegations to CEO [15.1.2.3 - 21 pages]4. Summary of Changes to Delegations Sept 2020 [15.1.2.4 - 7 pages]

Purpose of Report

To provide an update of Council's Delegations of Authority.

Report Details

Legislation provides Council with duties that must be performed and powers which may be used in its activities. In most cases the relevant legislation places the obligations and powers directly on the Council as a body.

It is not practical or efficient for the Council as a body of Elected Members to perform the many functions or undertake the many activities that are required in the day to day administration of the Council's roles and functions. Delegations are the way in which the Council formally authorises and enables other people/bodies (usually Council officers) to make decisions, perform functions or undertake activities on behalf of the Council.

Delegations need to be formalised to ensure:

- decisions and actions are enforceable; and
- the likelihood of legal and administrative problems for the Council are reduced.

The *Local Government Act 1999* (the Act) provides Council with the ability to delegate some powers. It also specifies those that cannot be delegated, which are:

1. power to make a by-law or to determine that a by-law applies only within a part or parts of the area of the Council;
2. power to declare rates or a charge with the character of a rate;
3. power to borrow money or to obtain other forms of financial accommodation;
4. power to adopt or revise a strategic management plan of the Council;
5. power to adopt or revise an annual business plan or budget of the Council;
6. power to approve expenditure of money on works, services or operations of the Council not contained in a budget adopted by the Council;

7. power to approve payment or reimbursement of expenses that may be paid at the discretion of the council and for which the Council has not adopted a formal policy or made specific financial provision;
8. power to establish a subsidiary, or to participate in the establishment of a regional subsidiary;
9. power to make an application or recommendation, or to report or to give a notice, to the Governor or the Minister, being an application, recommendation, report or notice for which provision is made by or under this or another Act; power to fix, vary or revoke a fee under section 188(1)(d) to (h)
 - i. [section 188(1)(d)-(h):
 - ii. *A Council may impose fees and charges-*
 - (d) for providing information or materials, or copies of, or extracts from, Council records;
 - (e) in respect of any application to the Council;
 - (f) in respect of any authorisation, licence or permit granted by the Council;
 - (g) in respect of any matter for which another Act provides that a fee fixed under this Act is to be payable;
 - (h) in relation to any other prescribed matter.]
10. power to fix, vary or revoke a fee under section 188(1)(d) to (h);
11. the power to revoke the classification of land as community land under section 194;
12. a power or function excluded from delegation by the regulations.

The following powers must not be delegated, except to the Chief Executive Officer (who cannot further subdelegate):

- a. the power to enter into, or to vary or terminate, a building upgrade agreement on behalf of the Council; or
- b. the power to declare and levy a building upgrade charge under a building upgrade agreement.

A register of delegations is maintained and available for public inspection (as required by the Act).

Council is able to undertake a review at any time, with at least one review required within 12 months of each periodic election (section 44 of the Act).

The following Acts have had changes since the last review:

- Fire and Emergency Services Act (delegations to CEO) (Attachment 15.1.2.1)
 - Minor amendment to wording of one provision only.
- Landscape South Australia Act (Attachment 15.1.2.2)
 - New legislation that repeals the *Natural Resources Management Act 2004* (NRM Act), therefore all new provisions to be considered for delegation.
 - Many of the powers and functions under this new act are very similar to those that were provided under the NRM Act, recommendations have taken into consideration the former delegations under the NRM Act.
- SA Public Health Act (Attachment 15.1.2.3)
 - Minor amendment to wording of one provision and deletion of one provision.

A summary of all the new, changed or removed provisions across all of the above Acts is provided in Attachment 15.1.2.4.

New delegations need to be approved by way of resolution. It is a matter for Council to determine whether it will delegate some or all of the powers or functions contained within the Attachments.

Council may wish to:

- delete or add to the delegations;
- amend, delete or add to the conditions and limitations that apply to the delegations.

The recommendation proposes that Council delegates its relevant powers to the CEO and that the CEO is able to sub delegate a delegated power or function unless Council specifies otherwise (as a condition / limitation of delegation).

Council may revoke delegations at any time and making delegations does not prevent Council acting in a matter.

Financial Considerations

Budget Allocation	Nil
Budget Spent to Date	Nil
Budget Variation Requested	Nil

There are no known financial considerations related to this report.

Risk Considerations

Please refer to Wattle Range Council's SharePoint Register – Item 8.

Policy Considerations

There are no known policy considerations related to this report.

Legislative Considerations

Local Government Act 1999

Landscape South Australia Act 2019

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

There are no known communication and consultation considerations related to this report.

RECOMMENDATION

That Council having conducted its annual review of the Council's Delegations Register in accordance with Section 44(6) of the *Local Government Act 1999*, the Council:

1. Revocations

- 1.1 Hereby revokes its previous delegations to the Chief Executive Officer of those powers and functions under the following:

- 1.1.7 ***Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005***

- 1.1.17 ***South Australian Public Health Act 2011 the South Australian Public Health (Legionella) Regulations 2013,***

**South Australian Public Health (Wastewater) Regulations
2013 and South Australian Public Health (General)
Regulations 2013**

2. Delegations made under *Local Government Act 1999*

2.1 In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in Appendices 1-3 (each of which is individually identified as indicated below) are hereby delegated this 8th day of September 2020 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified herein or in the Schedule of Conditions in each such proposed Instrument of Delegation.

2.1.6 *Fire and Emergency Services Act 2005* and *Fire and Emergency Services Regulations 2005* (Attachment 15.1.2.1)

2.1.17 *South Australian Public Health Act 2011*, *South Australian Public Health (Legionella) Regulations 2013*, *South Australian Public Health (Wastewater) Regulations 2013* and *South Australian Public Health (General) Regulations 2013* (Attachment 15.1.2.3)

2.1.30 *Landscape South Australia Act 2019* and *Landscape South Australia (General) Regulations 2020* (Attachment 15.1.2.2)

2.2 Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

Wattle Range Council

Fire and Emergency Services - Delegations to CEO

Delegation Sources

- Fire and Emergency Services Act 2005
- Fire and Emergency Services Regulations 2005

Titles

Title	Position	Name
CEO	Chief Executive Officer	Benjamin James Gower
DCS	Director Corporate Services / Deputy CEO	Paul Allen Duka
DDS	Director Development Services	Stephen Walter Chapple

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
133850	A	Fire and Emergency Services Act 2005	s4A(3)	1. Areas of Urban Bushfire Risk 1.1 The power pursuant to Section 4A(3) of the Fire and Emergency Services Act 2005 ('the Act'), to consult with and make submissions to the Commission before the Commission publishes a notice in the Gazette designating pursuant to Section 4A(1) of the Act an area within a fire district as an area of urban bushfire risk, varies an area designated under Section 4A(1) of the Act or revokes the designation of an area under Section 4A(1) of the Act. (Note: only applies to Councils with areas within a 'fire district')		CEO, DCS
133851	A	Fire and Emergency Services Act 2005	s71C	2. Use of Facilities - State Bushfire Coordination Committee 2.1 The power pursuant to Section 71C of the Act to make arrangements with the State Bushfire Coordination Committee for the State Bushfire Coordination Committee to make use of the services of the staff, equipment or facilities of the Council.		CEO, DCS
133852	A	Fire and Emergency Services Act 2005	s72D	3. Use of Facilities - Bushfire Management Committees 3.1 The power pursuant to Section 72D of the Act to make arrangements with a Bushfire Management Committee for the Bushfire Management Committee to make use of the services of the staff, equipment or facilities of the Council.		CEO, DCS
133853	A	Fire and Emergency Services Act 2005	s73A(7)	4. Bushfire Management Area Plans 4.1 The power pursuant to Section 73A(7) of the Act, in relation to a proposal of a bushfire management committee to create or amend a Bushfire Management Area Plan for its area, to consult with and make submissions to the bushfire management committee where the Council's area is wholly or partly within the relevant bushfire management area. (Note: only relevant where Council's area is wholly or partly within a 'bushfire management area')		CEO, DCS
133854	A	Fire and Emergency Services Act 2005	s103(1)	5. Fire Control Officers 5.1 The power pursuant to Section 103(1) of the Act to request that the Chief Officer of the SACFS appoint a person as fire control officer for a designated area of the State (whether inside or outside a council area).		CEO, DCS
133855	A	Fire and Emergency Services Act 2005	s103(2)	5. Fire Control Officers 5.2 The power pursuant to Section 103(2) of the Act to consult with and make submissions to the Chief Officer of the SACFS before the Chief Officer of the SACFS of his or her own initiative appoints a person as a fire control officer for a designated area of the State (whether inside or outside a council area) in relation to the proposed appointment.		CEO, DCS
133856	A	Fire and Emergency Services Act 2005	s104	6. Giving of Expiation Notices 6.1 The duty pursuant to Section 104 of the Act to not authorise a person (under		CEO, DCS, DDS

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				Section 6(3)(b) of the Expiation of Offences Act 1996) to give expiation notices for alleged offences under Part 4 of the Act unless the person is a fire prevention officer.		
133857	A	Fire and Emergency Services Act 2005	s105	7. Appropriation of Penalties 7.1 The duty pursuant to Section 105 of the Act if a summary offence against Part 4 of the Act is committed in the area of the Council and the complaint is laid by the Council (or an officer of the Council), to pay any fine recovered from the defendant into the general revenue of the Council (rather than into the Consolidated Account).		CEO, DCS
133858	A	Fire and Emergency Services Act 2005	s105A	8. Interpretation 8.1 The power pursuant to Section 105A of the Act to authorise for the purposes of Part 4A of the Act an authorised person appointed by the Council under the Local Government Act 1999.		CEO, DCS
133859	A	Fire and Emergency Services Act 2005	s105B(1)	9. Fire Prevention Officers 9.1 The power and duty pursuant to Section 105B(1) of the Act and subject to Sections 105B(2) and 105B(3) of the Act, to appoint at least one person as a fire prevention officer for the Council's area.		CEO, DCS
133860	A	Fire and Emergency Services Act 2005	s105B(3)	9. Fire Prevention Officers 9.2 The duty pursuant to Section 105B(3) of the Act to - 9.2.1 in determining the number of fire prevention officers to appoint under Section 105B(1) of the Act; and take into account any policy developed by SACFS for the purposes of Section 105B of the Act.		CEO, DCS, DDS
133891	A	Fire and Emergency Services Act 2005	s105B(3)	9. Fire Prevention Officers 9.2 The duty pursuant to Section 105B(3) of the Act to - 9.2.2 in assessing the qualifications or experience of a person for the purposes of Section 105B(2) of the Act, take into account any policy developed by SACFS for the purposes of Section 105B of the Act.		CEO, DCS, DDS
133861	A	Fire and Emergency Services Act 2005	s105B(3)	9.3 The power pursuant to Section 105B(3) of the Act to apply to the Chief Officer of the SACFS for an exemption for the Council from the requirement to appoint a fire prevention officer under Section 105B of the Act. (Note: paragraphs 9.1 - 9.3 only relevant to 'rural councils' or councils that have a 'designated urban bushfire risk area' within their area)		CEO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
133862	A	Fire and Emergency Services Act 2005	s105E	<p>10. Reports</p> <p>10.1 The duty pursuant to Section 105E of the Act to, where required by written notice from the Commission, the State Bushfire Safety Coordination Committee or a bushfire management committee in whose bushfire management area the Council's area is wholly or partly located, provide to the Commission, the State Bushfire Coordination Committee or the bushfire management committee (within a period stated in the notice or at stated intervals) any report, or reports relating to the performance, exercise or discharge of the functions, powers or responsibilities of the fire prevention officer or officers (if any) for the Council's area, as the Commission, the State Bushfire Coordination Committee or the bushfire management committee (as the case may be) thinks fit.</p>		CEO, DCS, DDS
133863	A	Fire and Emergency Services Act 2005	s105F(2)	<p>11. Private Land</p> <p>11.1 The duty pursuant to Section 105F(2) of the Act, in determining the standard required to comply with Section 105F(1) of the Act (but subject to Section 105F(4) of the Act), to take into account the following matters (insofar as may be relevant and without limiting any other relevant matter):</p> <p>11.1.1 the nature of the land;</p> <p>11.1.2 whether the land is in a country, metropolitan, township or other setting;</p> <p>11.1.3 the activities carried out on the land (including whether flammable or combustible materials or substances are used or stored on the land);</p> <p>11.1.4 other statutory standards or requirements that apply to or in relation to the land.</p>		CEO, DCS, DDS
133864	A	Fire and Emergency Services Act 2005	s105F(5)	<p>11. Private Land</p> <p>11.2 The power pursuant to Section 105F(5) of the Act, if the Delegate believes on reasonable grounds -</p> <p>11.2.1 that an owner of private land has failed to comply with Section 105F(1) of the Act; or</p> <p>11.2.2 that measures should be taken in respect of particular private land for the purpose of -</p> <p>11.2.2.1 preventing or inhibiting the outbreak of fire on the land; or</p> <p>11.2.2.2 preventing or inhibiting the spread of fire through the land; or</p> <p>11.2.2.3 protecting property on the land from fire,</p>		CEO, DCS, DDS

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				to, by notice in writing that complies with any requirements set out in the regulations, require the owner of the private land to take specified action to remedy the default or to protect the land or property on the land, within such time as may be specified in the notice.		
133865	A	Fire and Emergency Services Act 2005	s105F(6)	<p>11. Private Land</p> <p>11.3 The power pursuant to Section 105F(6) of the Act and without limiting the operation of Section 105F(5) of the Act, to include in a notice under Section 105F(5) of the Act directions -</p> <p>11.3.1 to trim or remove vegetation on the land; or</p> <p>11.3.2 to remove flammable or combustible materials or substances, or to store flammable or combustible materials or substances in a specified manner; or</p> <p>11.3.3 to eliminate a potential ignition source; or</p> <p>11.3.4 to create, establish or maintain fire breaks or fuel breaks.</p>		CEO, DCS, DDS
133866	A	Fire and Emergency Services Act 2005	s105F(7)	<p>11. Private Land</p> <p>11.4 The duty pursuant to Section 105F(7) of the Act, in acting under Section 105F(5) of the Act, to apply any guidelines prepared or adopted by the Minister for the purposes of Section 105F(5) of the Act and published by the Minister in the Gazette.</p>		CEO, DCS, DDS
133867	C	Fire and Emergency Services Act 2005	s105F(9)	<p>11. Private Land</p> <p>11.5 The power pursuant to Section 105F(9) of the Act to give a notice under Section 105(5) of the Act -</p> <p>11.5.1 personally; or</p> <p>11.5.2 by post; or</p> <p>11.5.3 if the delegate cannot, after making reasonable inquiries, ascertain the name and address of the person to whom the notice is to be given -</p> <p>11.5.3.1 by publishing the notice –</p> <p>(A) on a website determined by the Minister; or</p> <p>(B) in a newspaper circulating in the locality of the land; and</p>		CEO, DCS, DDS

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				11.5.3.2 by leaving a copy of the notice in a conspicuous place on the land.		
133868	A	Fire and Emergency Services Act 2005	s105F(10)	11. Private Land 11.6 The power pursuant to Section 105F(10) of the Act to, by further notice in writing, vary or revoke a notice under Section 105(5) of the Act.		CEO, DCS, DDS
133869	A	Fire and Emergency Services Act 2005	s105F(11)	11. Private Land 11.7 The duty pursuant to Section 105F(11) of the Act, if a notice under Section 105F(5) of the Act is directed to an occupier of land, to take reasonable steps to serve (personally or by post) a copy of the notice on the owner.		CEO, DCS, DDS
133870	A	Fire and Emergency Services Act 2005	s105G(5)	12. Council Land 12.1 The power pursuant to Section 105G(5) of the Act to consult with and make submissions to the Minister on the referral of a matter under Section 105G(4) of the Act.		CEO, DCS, DDS
133871	A	Fire and Emergency Services Act 2005	s105G(7)	12. Council Land 12.2 The duty pursuant to Section 105G(7) of the Act, to comply with a notice under Section 105G(6) of the Act.		CEO, DCS, DDS
133872	A	Fire and Emergency Services Act 2005	s105J(1)	13. Additional Provision in Relation to Powers of Authorised Officers 13.1 The power pursuant to Section 105J(1) of the Act, for a purpose related to the administration, operation or enforcement of Part 4A of the Act, to - 13.1.1 at any reasonable time, after giving reasonable notice to the occupier of the land, enter the land; or 13.1.2 with the authority of a warrant issued by a magistrate, or in circumstances in which the delegate reasonably believes that immediate action is required, use reasonable force to break into or open any part of, or anything in or on, the land.		CEO, DCS, DDS
133873	A	Fire and Emergency Services Act 2005	s105J(3)	13. Additional Provision in Relation to Powers of Authorised Officers 13.2 The power and duty pursuant to Section 105J(3) of the Act to apply for a warrant - 13.2.1 either personally or by telephone; and 13.2.2 in accordance with any procedures prescribed by the regulations.		CEO, DCS, DDS
133874	A	Fire and Emergency Services Act 2005	s105J(4)	13. Additional Provision in Relation to Powers of Authorised Officers 13.3 The power pursuant to Section 105J(4) of the Act, in exercising a power under Part 4A of the Act, to - 13.3.1 give directions with respect to the stopping, securing or movement of a vehicle, plant, equipment or other thing;		CEO, DCS, DDS

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				13.3.2 take photographs, films, audio, video or other recordings; 13.3.3 give any other directions reasonably required in connection with the exercise of the power.		
133875	A	Fire and Emergency Services Act 2005	s105J(5)	13. Additional Provision in Relation to Powers of Authorised Officers 13.4 The power pursuant to Section 105J(5) of the Act, in exercising a power under Part 4A of the Act, to be accompanied by such assistants as may reasonably be required in the circumstances.		CEO, DCS, DDS
133876	A	Fire and Emergency Services Act 2005	s105J(6)	13. Additional Provision in Relation to Powers of Authorised Officers 13.5 The power pursuant to Section 105J(6) of the Act, if an owner of land refuses or fails to comply with the requirements of a notice under Section 105F(5) of the Act, to proceed to carry out those requirements.		CEO, DCS, DDS
133877	A	Fire and Emergency Services Act 2005	s105J(7)	13. Additional Provision in Relation to Powers of Authorised Officers 13.6 The power pursuant to Section 105J(7) of the Act to authorise a person for the purposes of Section 105J(6) of the Act, to take action under Section 105J(6) of the Act on the Council's behalf.		CEO, DCS, DDS
133878	A	Fire and Emergency Services Act 2005	s105J(8)	13. Additional Provision in Relation to Powers of Authorised Officers 13.7 The power pursuant to Section 105J(8) of the Act, to recover the reasonable costs and expenses incurred by an authorised person in taking action under Section 105J(6) of the Act as a debt from the person who failed to comply with the requirements of the relevant notice, if the relevant notice was given by the Council or a fire prevention officer or an authorised person appointed by the Council and authorised for the purposes of Part 4A of the Act.		CEO, DCS, DDS
133879	A	Fire and Emergency Services Act 2005	s105J(9)	13. Additional Provision in Relation to Powers of Authorised Officers 13.8 The power pursuant to Section 105J(9) of the Act, if an amount is recoverable from a person by the Council under Section 105J(8) of the Act, to recover the amount as if it were rates in arrears.		CEO, DCS, DDS
133880	A	Fire and Emergency Services Act 2005	s129	14. Power to Provide Sirens The power pursuant to Section 129 of the Act to erect a siren in a suitable place for the purpose of giving warning of the outbreak or threat of a fire or the occurrence or threat of an emergency, and the power to test and use the siren.		CEO, DCS, DDS
133881	A	Fire and Emergency Services Regulations 2005	Reg19(2)(e)(i)	15 SACFS Group Committee 15.1 The power pursuant to Regulation 19(2)(e)(i) of the Fire and Emergency Services Regulations 2005 ('the Regulations') to nominate a representative from the Council to be a member of a SACFS group committee, where the Council's area lies wholly or partially within the area of the group.		CEO, DCS, DDS

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133882	A	Fire and Emergency Services Regulations 2005	Reg 32A(4)	16. Fires Permitted under Section 79(2) of Act 16.1 The power pursuant to Regulation 32A(4) of the Regulations to consult with and make submissions to the Chief Officer before the Chief Officer makes a notice under Regulation 32A of the Regulations.		CEO, DCS, DDS
133883	A	Fire and Emergency Services Regulations 2005	Reg 34(3)	17. Special Provision relating to Gas and Electric Cooking Appliances 17.1 The power pursuant to Regulation 34(3) of the Regulations, in addition to Regulation 34(1) and Regulation 34(2) of the Regulations, by notice in the Gazette, to declare part of the Council area to be an area where a person may, in accordance with the terms of the notice, operate a gas fire or electric element for cooking purposes in the open air contrary to the terms of a total fire ban in accordance with Regulation 34(4) of the Regulations, and such notice: 17.1.1 shall be in the form set out in Schedule 11; and 17.1.2 may be limited in its operation to particular times of the day, and to particular days of the year; and 17.1.3 will operate subject to the following conditions: 17.1.3.1 that the space immediately around and above the gas fire or electric element must be clear of all flammable material to a distance of at least 4 metres; 17.1.3.2 that a person who is able to control the gas fire or electric element must be present at all times while it is lighted or charged; and 17.1.3.3 that an appropriate agent adequate to extinguish a fire must be at hand; 17.1.4 will operate subject to such other conditions (if any) as may be specified by the Council or the Chief Officer of the SACFS (as the case may be); and 17.1.5 may be varied or revoked by further notice in the Gazette.	Only the CEO may vary or revoke by further notice in the Gazette	CEO, DCS, DDS
133884	A	Fire and Emergency Services Regulations 2005	Reg 34(5)	17. Special Provision relating to Gas and Electric Cooking Appliances 17.2 The duty pursuant to Regulation 34(5) of the Regulations, if a notice is published in accordance with Regulation 34 of the Regulations, to immediately send a copy of the notice to the Chief Officer of the SACFS.		CEO, DCS
133885	A	Fire and Emergency Services Regulations 2005	Reg 52(2)	18. Identity cards 18.1 The duty pursuant to Regulation 52(2) of the Regulations issue to each fire prevention officer or assistant fire prevention officer appointed by the Council a certificate of identity in a form approved by the Chief Officer of the SACFS.		CEO, DCS

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
133886	A	Fire and Emergency Services Regulations 2005	Reg 54(2)	<p>19. Roadside Fire Protection</p> <p>19.1 The power pursuant to Regulation 54(2) of the Regulations, where the Council has the care, control and management of a road in the country, or roadside vegetation in the country, for the purpose of providing fire protection on a road, or the verge of a road, to -</p> <p>19.1.1 light a fire on the road, or on the verge of the road; and</p> <p>19.1.2 while the fire is burning, prohibit, direct or regulate the movement of persons, vehicles or animals along the road; subject to Regulation 54(3) of the Regulations.</p>		CEO, DCS, DDS
133887	A	Fire and Emergency Services Regulations 2005	Reg 54(3)	<p>19. Roadside Fire Protection</p> <p>19.2 The duty pursuant to Regulation 54(3) of the Regulations to obtain a permit to light and maintain a fire under Regulation 54 of the Regulations during the fire danger season. (Note: only relevant to Councils with roads in the 'country').</p>		CEO, DCS, DDS
133888	A	Fire and Emergency Services Regulations 2005	Reg 56(2)	<p>20. Special Fire Areas</p> <p>20.1 The duty pursuant to Regulation 56(2) of the Regulations to consult with and make submissions to the Chief Officer of the SACFS regarding the inclusion of the area or part of the area of the Council within a special fire area.</p>		CEO
133889	A	Fire and Emergency Services Regulations 2005	Reg 56(4)(a)	<p>20. Special Fire Areas</p> <p>20.2 The power pursuant to Regulation 56(4)(a) of the Regulations to nominate one or more representatives of the Council to a committee of management established under Regulation 56(3) of the Regulations.</p>		CEO
133890	A	Fire and Emergency Services Regulations 2005	Reg 65(b)	<p>21. Coronial Inquests</p> <p>The power pursuant to Regulation 65(b) of the Regulations to make representations to the South Australian Fire and Emergency Services Commission or an emergency services organisation that a coronial inquest should be held in relation to a fire or other emergency.</p>		CEO

Wattle Range Council

Instrument of Delegations under the Landscape South Australia Act 2019 and Landscape South Australia (General) Regulations 2020

Delegation Sources

- Landscape South Australia (General) Regulations 2020
- Landscape South Australia Act 2019

Titles

Title	Position	Name
CEO	Chief Executive Officer	Benjamin James Gower
DCS	Director Corporate Services / Deputy CEO	Paul Allen Duka

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
387904	N	Landscape South Australia Act 2019	s32(7)	1. Special Vesting of Infrastructure 1.1 The power pursuant to Section 32(7) of the Landscape South Australia Act 2019 (the Act) to consent in writing to the Governor making a proclamation under Sections 32(1), (2) or (6) of the Act in relation to infrastructure or land vested in or under the care, control or management of the Council.		CEO, DCS
387905	N	Landscape South Australia Act 2019	s37(1)(c)	2. Power of Delegation 2.1 The power pursuant to Section 37(1)(c) of the Act to approve a regional landscape board delegating a function or power of the board under the Act or any other Act to the Council or an officer of the Council.		CEO, DCS
387906	N	Landscape South Australia Act 2019	s41	3. Use of Facilities 3.1 The power pursuant to Section 41 of the Act to make arrangements with a regional landscape board for the regional landscape board to make use of the services of the staff, equipment or facilities of the Council.		CEO, DCS
387907	N	Landscape South Australia Act 2019	s47(7)	4. Key Features of Plan 4.1 The power pursuant to Section 47(7) of the Act to, when performing functions or exercising powers under the Local Government Act 1999 or any other Act, have regard to any regional landscape plan that applies within the relevant area and in particular to give consideration to the question whether the Council should implement changes to the manner in which, or the means by which, it performs a function or exercises a power or undertakes any other activity that has been identified in the plan as requiring change.		CEO, DCS
387908	N	Landscape South Australia Act 2019	s51(5)(b)	5. Annual Business Plan 5.1 The power pursuant to Section 51(5)(b) of the Act, if a regional landscape board is intending to include in its annual business plan any proposal referred to in Section 51(4) of the Act, which relates to the payment (or proposed payment) of contributions by the Council under Part 5 Division 1 Subdivision 1 of the Act, to make submissions to the regional landscape board to the extent required by the regulations.		CEO, DCS
387909	N	Landscape South Australia Act 2019	s67(1)	6. Payment of Contributions by Councils 6.1 The power pursuant to Section 67(1) of the Act, subject to Section 67(2) of the Act to pay the Council's share of the amount to be contributed by the constituent councils in approximately equal instalments on 30 September, 31 December, 31 March and 30 June in each year to which the contribution relates.		CEO, DCS
387910	N	Landscape South Australia Act 2019	s67(2)	6. Payment of Contributions by Councils 6.2 The power pursuant to Section 67(2) of the Act, if notice of a regional landscape levy imposed by the Council in respect of a financial year could not be included in the notice of general rates for that year because the regional landscape board's annual business plan was not finalised (and, if necessary, approved by the Minister) on or before 1 June preceding that		CEO, DCS

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				year, to pay the Council's share in approximately equal instalments on 31 December, 31 March and 30 June in that year.		
387911	N	Landscape South Australia Act 2019	s69(10)	7. Imposition of Levy by Councils 7.1 The power pursuant to Section 69(10) of the Act, if the Council writes off a debt constituted by an unpaid regional landscape levy (or part of a regional landscape levy) under Section 143 of the Local Government Act 1999, to apply to the regional landscape board in accordance with the regulations, for a refund of an amount equal to the amount of the levy (not including any related interest) that has been written off.		CEO, DCS
387912	N	Landscape South Australia Act 2019	s72(6)	8. Board May Declare a Levy 8.1 The power pursuant to Section 72(6) of the Act to arrange with a regional landscape board for service of a notice to be effected as part of any other notice served by the Council and arrange with a regional landscape board for collection of a levy to be effected by the Council.		CEO, DCS
387913	N	Landscape South Australia Act 2019	s101(6)	9. Declaration of Prescribed Water Resources 9.1 The power pursuant to Section 101(6) of the Act to make submissions to the Minister in accordance with the notice served by the Minister on the Council.		CEO, DCS
387914	N	Landscape South Australia Act 2019	s202(4)	10. Authorised Officers 10.1 The power pursuant to Section 202(4) of the Act to agree to the Minister appointing an officer of the Council as an authorised officer under Section 202 of the Act.		CEO
387915	N	Landscape South Australia Act 2019	s219(3)	11. Management Agreements 11.1 The power pursuant to Section 219(3) of the Act to make submissions to the Minister within a period specified by the Minister in relation to a proposal to provide for the remission of any Council rates under Section 219(2)(j) of the Act.		CEO, DCS
387916	N	Landscape South Australia (General) Regulations 2020	r13(3)	12. Refunds to Councils in Relation to Unpaid Regional Landscape Levies (Section 69(10) of the Act) 12.1 The power pursuant to Regulation 13(3) of the Landscape South Australia (General) Regulations 2020 (the General Regulations) if: 12.1.1 the Council writes off a debt constituted by an unpaid regional landscape levy (or part of a levy); and 12.1.2 a refund is made to the Council under Section 69(10) of the Act in relation to the unpaid levy; and 12.1.3 the Council subsequently recovers an amount (the relevant amount) with respect to the unpaid levy as part of steps taken by the Council to recover rates in arrears under the Local Government Act 1999, to pay the relevant amount to the regional landscape board that made the refund under Section 69(10) of the Act.		CEO, DCS
387917	N	Landscape South Australia (General) Regulations 2020	r14(4)	13. Cost of Councils (Section 70 of the Act) 13.1 The power pursuant to and subject to Regulation 14(4) of the General Regulations to recover establishment costs the amount being:		CEO, DCS

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				<p>13.1.1 fair costs incurred by the Council with respect to:</p> <p>13.1.1.1 consulting with the relevant regional landscape board in relation to the basis for the regional landscape levy; and</p> <p>13.1.1.2 establishing the ability of the Council's rating system to deal with the regional landscape levy; and</p> <p>13.1.1.3 making any amendments to the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.4 conducting any tests involving the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.5 setting up and assigning codes within the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.6 obtaining any new assessment or valuation information on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.7 confirming the imposition of the appropriate levy with respect to rateable land in the area of the Council; or</p> <p>13.1.2 \$10,848 (indexed), plus 71 cents (indexed) for each assessment of levy against a piece of rateable land, adjusted, if necessary under Regulation 14(6) of the General Regulations.</p>		
387918	N	Landscape South Australia (General) Regulations 2020	r14(8)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.2 The power pursuant to and subject to Regulation 14(7) of the General Regulations to recover as ongoing costs the amount being:</p> <p>13.2.1 fair costs as described in Regulation 14(3)(b) of the General Regulations; or</p> <p>13.2.2 \$2,532 (indexed), plus 25 cents (indexed) for each assessment of levy against a piece of rateable land.</p>		CEO, DCS
387919	N	Landscape South Australia (General) Regulations 2020	r14(8)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.3 The power pursuant to Regulation 14(8) of the General Regulations, if the Council is claiming transitional costs from two or more regional landscape boards with respect to a particular financial year to agree as between them the respective shares of those boards.</p>		CEO, DCS
387920	N	Landscape South Australia (General) Regulations 2020	r14(9)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.4 The power pursuant to Regulation 14(9) and subject to Regulation 14(11) of the General Regulations, if the Council is seeking to recover any costs with respect to a particular financial year, other than the 2020/2021 financial year, to as a preliminary step, furnish to the relevant regional landscape board or boards, a reasonable estimate of the costs that the Council expects to claim under Regulation 14 of the General Regulations.</p>		CEO, DCS

Wattle Range Council

South Australian Public Health Act 18 June 2013

Delegation Sources

- South Australian Public Health (Fees) Regulations 2018
- South Australian Public Health (General) Regulations 2013
- South Australian Public Health (Legionella) Regulations 2013
- South Australian Public Health (Wastewater) Regulations 2013
- South Australian Public Health Act 2011

Titles

Title	Position	Name
CEO	Chief Executive Officer	Benjamin James Gower
DCS	Director Corporate Services / Deputy CEO	Paul Allen Duka
DDS	Director Development Services	Stephen Walter Chapple
EHO	Environmental Health Officer	Ana Catarina Santos
MFS	Manager Financial Services	Aaron Craig Peek
ND	Not Delegated	

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
229562	A	South Australian Public Health (Fees) Regulations 2018	Clause 2(1), Schedule 1	35. Refund and Recovery of Fees 35.1 The power pursuant to Clause 2(1) of Schedule 1 of the South Australian Public Health (Fees) Regulations 2018 (the Fees Regulations), to, where the Council is the relevant authority within the meaning of the respective regulations specified in Schedule 1 of the Fees Regulations, refund, reduce or remit payment of a fee payable under those regulations if the delegate considers that appropriate in the circumstances.		CEO, DCS, EHO, MFS
229563	A	South Australian Public Health (Fees) Regulations 2018	Clause 2(2), Schedule 1	35. Refund and Recovery of Fees 35.2 The power pursuant to Clause 2(2) of the Fees Regulations to recover a fee payable to the Council by action in a Court of competent jurisdiction as a debt due to the Council.		CEO, DCS
134714	A	South Australian Public Health Act 2011	s18(2)	1. Power to Require Reports 1.1 The power pursuant to Section 18(2) of the South Australian Public Health Act 2011 (the Act) to, if required by the Minister, provide a report on any matter relevant to the administration or operation of the Act.		CEO, DCS, DDS, EHO
134715	A	South Australian Public Health Act 2011	s18(3)	1. Power to Require Reports 1.2 The power pursuant to Section 18(3) of the Act to, if required by the Minister, in a case involving the Council provide a combined report with 1 or more other councils.		CEO, DCS, DDS, EHO
134716	A	South Australian Public Health Act 2011	s18(5)	1. Power to Require Reports 1.3 The power pursuant to Section 18(5) of the Act to provide the report in accordance with the requirements of the Minister.		CEO, DCS, DDS, EHO
134717	A	South Australian Public Health Act 2011	s22(2)	2. Risk of Avoidable Mortality or Morbidity 2.1 The power pursuant to Section 22(2) of the Act, if the Council receives a request under Section 22(1) of the Act, to consider the request and then respond in accordance with Section 22(3) of the Act to the Chief Public Health Officer within a reasonable time.		CEO, DCS, DDS, EHO
134718	A	South Australian Public Health Act 2011	s22(3)	2. Risk of Avoidable Mortality or Morbidity 2.2 The power pursuant to Section 22(3) of the Act to include in a response under Section 22(2) of the Act details about: 2.2.1 any steps already being taken by the Council that may be relevant in the circumstances; and 2.2.2 any plans that the Council may have that may be relevant in the circumstances; and		CEO, DCS, DDS, EHO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				2.3 any steps that the Council is willing to take in the circumstances; and 2.4 any other matter relating to the Council that appears to be relevant.		
134719	A	South Australian Public Health Act 2011	s39(1)	3. Cooperation Between Councils 3.1 The power pursuant to Section 39(1) of the Act to, in performing the Council's functions or exercising the Council's powers under the Act, act in conjunction or partnership with, or cooperate or coordinate the Council's activities with, 1 or more other councils		CEO, DCS, DDS, EHO
134720	A	South Australian Public Health Act 2011	s39(2)	3. Cooperation Between Councils 3.2 The power pursuant to Section 39(2) of the Act to, if requested by the Chief Public Health Officer, cooperate with 1 or more other councils.		CEO, DCS, DDS, EHO
134721	A	South Australian Public Health Act 2011	s39(3)	3. Cooperation Between Councils 3.3 The power pursuant to Section 39(3) of the Act to, if the Council receives a request under Section 39(2) of the Act, within 28 days after receiving the request or such longer period as the Chief Public Health Officer may specify, furnish the Chief Public Health Officer with a written report on the action that the Council intends to take in response to the request.		CEO, DCS, DDS, EHO
134722	A	South Australian Public Health Act 2011	s40(2)	4. Power of Chief Public Health Officer to Act 4.1 The power pursuant to Section 40(2) of the Act to consult with the Chief Public Health Officer.		CEO, DCS, DDS, EHO
134723	A	South Australian Public Health Act 2011	s41(1)	5. Council Failing to Perform a Function Under Act 5.1 The power pursuant to Section 41(1) of the Act to consult with the Minister in relation to the Minister's opinion that the Council has failed, in whole or in part, to perform a function conferred on the Council under the Act.		CEO, DCS, DDS, EHO
134724	A	South Australian Public Health Act 2011	s41(6)	5. Council Failing to Perform a Function Under Act 5.2 The power pursuant to Section 41(6) of the Act to: 5.2.1 make written submissions to the Minister in relation to the matter within a period specified by the Minister; and 5.2.2 request in the written submissions to the Minister that the Minister discuss the matter with a delegation representing the Council; and 5.2.3 appoint a delegation representing the Council to discuss the matter with the Minister.		CEO, DCS, DDS, EHO
134725	A	South Australian Public Health Act 2011	s42(1)	6. Transfer of Function of Council at Request of Council 6.1 The power pursuant to Section 42(1) of the Act to request, in accordance		CEO, DCS, DDS, EHO

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				with Section 42(2), of the Act that a function of the Council under the Act be performed by the Chief Public Health Officer.		
134726	A	South Australian Public Health Act 2011	s42(10)	6. Transfer of Function of Council at Request of Council 6.2 The power pursuant to Section 42(10) of the Act to enter into an agreement with the Minister for the Minister to recover costs and expenses associated with the Chief Public Health Officer acting under Section 42 of the Act.		CEO, DCS, DDS, EHO
134727	A	South Australian Public Health Act 2011	s42(11)	6. Transfer of Function of Council at Request of Council 6.3 The power pursuant to Section 42(11) of the Act to request that the Minister vary or revoke a notice under Section 42 of the Act.		CEO, DCS, DDS, EHO
134733	A	South Australian Public Health Act 2011	s42(11)	6. Transfer of Function of Council at Request of Council 6.4 The power pursuant to Section 42(11) of the Act to consult with the Minister in relation to the Minister varying or revoking a notice under Section 42 of the Act.		CEO, DCS, DDS, EHO
134734	A	South Australian Public Health Act 2011	s44(1) s45	7. Local Authorised Officers 7.1 The power pursuant to Section 44(1) of the Act, subject to Section 45 of the Act, to, by instrument in writing, appoint a suitably qualified person to be a local authorised officer.		CEO, DCS, DDS, EHO
134735	A	South Australian Public Health Act 2011	s44(2)	7. Local Authorised Officers 7.2 The power pursuant to Section 44(2) of the Act to make an appointment under Section 44 subject to such conditions or limitations as the Delegate thinks fit.		CEO, DCS, DDS, EHO
134736	A	South Australian Public Health Act 2011	s44(4)	7. Local Authorised Officers 7.3 The power pursuant to Section 44(4) of the Act to direct a local authorised officer.		CEO, DCS, DDS, EHO
134737	A	South Australian Public Health Act 2011	s44(6)	7. Local Authorised Officers 7.4 The power pursuant to Section 44(6) of the Act to vary or revoke an appointment at any time.		CEO, DCS, DDS, EHO
134738	A	South Australian Public Health Act 2011	s44(7)	7. Local Authorised Officers 7.5 The power pursuant to Section 44(7) of the Act to notify the Chief Public Health Officer in accordance with Section 44(8) of the Act, if the Council or the Delegate: 7.5.1 makes an appointment under Section 44 of the Act; or 7.5.2 revokes an appointment under Section 44 of the Act.		CEO, DCS, DDS, EHO

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134739	A	South Australian Public Health Act 2011	s44(9)	7. Local Authorised Officers 7.6 The power pursuant to Section 44(9) of the Act to determine the number of local authorised officers who should be appointed for the Council's area and in determining the number of local authorised officers who should be appointed for the Council's area, take into account any policy developed by the Chief Public Health Officer for the purposes of Section 44 of the Act.		CEO, DCS, DDS, EHO
134740	A	South Australian Public Health Act 2011	s46(1) s46(2)	8. Identity Cards 8.1 The power pursuant to Section 46(1) of the Act to issue in accordance with Section 46(2) of the Act to an authorised officer appointed under the Act an identity card in a form approved by the Chief Public Health Officer: 8.1.1 containing the person's name and a photograph of the person; and 8.1.2 stating that the person is an authorised officer for the purposes of the Act; and 8.1.3 setting out the name or office of the issuing authority.		CEO, DCS, DDS, EHO
134728	A	South Australian Public Health Act 2011	s49(1)	9. Specific Power to Require Information 9.1 The power pursuant to Section 49(1) of the Act to require a person to furnish such information relating to public health as may be reasonably required for the purposes of the Act.		CEO, DCS, DDS, EHO
134741	A	South Australian Public Health Act 2011	s51(1), (2),(5),(6),(8),(9),(11), (12), (13), (15)	10. Regional Public Health Plans 10.1 The power pursuant to Section 51(1) of the Act to in accordance with Sections 51(2), (5), (6), (8), (9), (11), (12), (13) and (15) of the Act prepare and maintain a plan or, if the Minister so determines or approves, with a group of councils, prepare and maintain a plan, for the purposes of the operations of the Council or Councils under the Act (a regional public health plan).		CEO, DCS, DDS, EHO
134742	A	South Australian Public Health Act 2011	s51(10), (11)	10. Regional Public Health Plans 10.2 The power pursuant to Section 51(10) of the Act, to, subject to Section 51(11), amend a regional public health plan at any time.		CEO, DCS, DDS, EHO
134743	A	South Australian Public Health Act 2011	s51(11) s51(12)	10. Regional Public Health Plans 10.3 The power pursuant to Section 51(11) of the Act to, in relation to any proposal to create or amend a regional public health plan: 10.3.1 prepare a draft of the proposal; and 10.3.2 when the draft plan is completed, subject to Section 51(12) of the Act:		CEO, DCS, DDS, EHO

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				<p>10.3.2.1 give a copy of it to:</p> <p>(a) the Minister; and</p> <p>(b) any incorporated hospital established under the Health Care Act 2008 that operates a facility within the region; and</p> <p>(c) any relevant public health partner authority under Section 51(23); and</p> <p>(d) any other body or group prescribed by the regulations; and</p> <p>10.3.2.2 take steps to consult with the public.</p>		
134744	A	South Australian Public Health Act 2011	s51(12) s51(11)	<p>10. Regional Public Health Plans</p> <p>10.4 The power pursuant to Section 51(12) of the Act to, if required by the Minister, consult with the Minister, or any other person or body specified by the Minister, before the Council or the Delegate releases a draft plan under Section 51(11).</p>		CEO, DCS, DDS, EHO
134745	A	South Australian Public Health Act 2011	s51(13)	<p>10. Regional Public Health Plans</p> <p>10.5 The power pursuant to Section 51(13) of the Act to, before bringing a regional public health plan into operation, submit the plan to the Chief Public Health Officer for consultation.</p>		CEO, DCS, DDS, EHO
134746	A	South Australian Public Health Act 2011	s51(15)	<p>10. Regional Public Health Plans</p> <p>10.6 The power pursuant to Section 51(15) of the Act to take into account any comments made by the Chief Public Health Officer, SAPHC, and any other body within the ambit of a determination under Section 51(14) of the Act, at the conclusion of the consultation processes envisaged by Sections 51(13) and (14).</p>		CEO, DCS, DDS, EHO
134747	A	South Australian Public Health Act 2011	s51(16)	<p>10. Regional Public Health Plans</p> <p>10.7 The power pursuant to Section 51(16) of the Act to then adopt a plan or amend a plan with or without alteration.</p>		CEO, DCS, DDS, EHO
134748	A	South Australian Public Health Act 2011	s51(17)	<p>10. Regional Public Health Plans</p> <p>10.8 The power pursuant to Section 51(17) of the Act to undertake the processes set out in Section 51 of the Act in conjunction with the preparation and adoption of its strategic management plans under Section 122 of the Local Government Act 1999 (and the power if the delegate thinks fit, incorporate a regional public health plan into the Council's strategic management plans under that Act).</p>		CEO, DCS, DDS, EHO

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134749	A	South Australian Public Health Act 2011	s51(18)	10. Regional Public Health Plans 10.9 The power pursuant to Section 51(18) of the Act to provide in a regional public health plan, by agreement with the public health partner authority, for a public health partner authority to take responsibility for undertaking any strategy, or for attaining any priority or goal, under the plan.		CEO, DCS, DDS, EHO
134750	A	South Australian Public Health Act 2011	s51(19)	10. Regional Public Health Plans 10.10 The power pursuant to Section 51(19) of the Act to review a regional public health plan at least once in every 5 years.		CEO, DCS, DDS, EHO
134751	A	South Australian Public Health Act 2011	s51(20)	10. Regional Public Health Plans 10.11 The power pursuant to Section 51(20) of the Act to, in preparing and reviewing the Council's regional public health plan insofar as is reasonably practicable, give due consideration to the plans of other councils insofar as this may be relevant to issues or activities under the Council's plan.		CEO, DCS, DDS, EHO
134752	A	South Australian Public Health Act 2011	s51(21)	10. Regional Public Health Plans 10.12 The power pursuant to Section 51(21) of the Act to, when performing functions or exercising powers under the Act or any other Act, insofar as may be relevant and reasonable, have regard to the State Public Health Plan, any regional public health plan that applies within the relevant area and any other requirement of the Minister, and in particular to give consideration to the question whether the Council or the Delegate should implement changes to the manner in which, or the means by which, the Council or the Delegate performs a function or exercises a power or undertakes any other activity that has been identified in the State Public Health Plan as requiring change.		CEO, DCS, DDS, EHO
134753	A	South Australian Public Health Act 2011	s52(1)	11. Reporting on Regional Public Health Plans 11.1 The power pursuant to Section 52(1) of the Act to, in relation to a regional health plan for which the Council is responsible, on a 2 yearly basis, prepare a report that contains a comprehensive assessment of the extent to which, during the reporting period, the Council has succeeded in implementing its regional public health plan to the Chief Public Health Officer in accordance with Sections 52(2), (3) and (4) of the Act.		CEO, DCS, DDS, EHO
134729	A	South Australian Public Health Act 2011	s66(6)	12. Action to Prevent Spread of Infection 12.1 The power pursuant to Section 66(6) of the Act to recover as a debt costs and expenses reasonably incurred in exercising powers under Section 66(5) of the Act from the person who failed to take the required action.		CEO, DCS, DDS, EHO
134730	A	South Australian Public Health Act 2011	s66(5)	12. Action to Prevent Spread of Infection 12.2 The power pursuant to Section 66(9) of the Act to, if the Chief Public Health Officer informs the Council of the occurrence of a disease constituting a		CEO, DCS, DDS, EHO

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				notifiable condition, take such action as is reasonably open to the Delegate to assist in preventing the spread of the disease.		
134754	A	South Australian Public Health Act 2011	s92(1)	<p>13. Notices</p> <p>13.1 The power pursuant to Section 92(1) of the Act and subject to Sections 92(2), (3), (4), (5) and (12) of the Act to issue a notice for the purpose of:</p> <p>13.1.1 securing compliance with a requirement imposed by or under the Act (including the duty under Part 6 or a requirement imposed under a regulation or a code of practice under the Act); or</p> <p>13.1.2 averting, eliminating or minimising a risk, or a perceived risk, to public health.</p>		CEO, DCS, DDS, EHO
134755	A	South Australian Public Health Act 2011	13. Notices	<p>13. Notices</p> <p>13.2 The power pursuant to Section 92(2) of the Act and subject to Section 92(12) of the Act, to, before issuing a notice to secure compliance with the general duty under Part 6 of the Act:</p> <p>13.2.1 have regard to:</p> <p>13.2.1.1 the number of people affected, or potentially affected, by the breach of the duty;</p> <p>13.2.1.2 the degree of harm, or potential degree of harm, to public health on account of the breach of the duty;</p> <p>13.2.1.3 any steps that a person in breach of the duty has taken, or proposed to take, to avoid or address the impact of the breach of the duty,</p> <p>and such other matters as the Delegate thinks fit; and</p> <p>13.2.2 subject to Section 92 of the Act, give the person to whom it is proposed that the notice be given a preliminary notice in writing:</p> <p>13.2.2.1 stating the proposed action, including the terms of the proposed notice and the period within which compliance with the notice will be required; and</p> <p>13.2.2.2 stating the reasons for the proposed action; and</p> <p>13.2.2.3 inviting the person show, within a specified time (of a reasonable</p>		CEO, DCS, DDS, EHO

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				period), why the proposed action should not be taken (by making representations to the Delegate or a person nominated to act on behalf of the Council).		
134756	A	South Australian Public Health Act 2011	s92(2)(b)(iii)	13. Notices 13.3 The power pursuant to Section 92(2)(b)(iii) of the Act to nominate a person to act on behalf of the Council.		CEO, DCS, DDS, EHO
134757	A	South Australian Public Health Act 2011	s92(3)	13. Notices 13.4 The power pursuant to Section 92(3) of the Act to, in a case where Section 92(2)(b) of the Act applies, after considering representations made within the time specified under Section 92(2)(b) of the Act: 13.4.1 issue a notice in accordance with the terms of the original proposal; or 13.4.2 issue a notice with modifications from the terms of the original proposal; or 13.4.3 determine not to proceed further under Section 92.		CEO, DCS, DDS, EHO
134758	A	South Australian Public Health Act 2011	s92(4)	13. Notices 13.5 The power pursuant to Section 92(4) of the Act to: 13.5.1 not give notice under Section 92(2)(b) of the Act if the Delegate considers that urgent or immediate action is required in the circumstances of the particular case; and 13.5.2 not give further notice before issuing a notice with modifications under Section 92(3)(b) of the Act.		CEO, DCS, DDS, EHO
134759	A	South Australian Public Health Act 2011	s92(5)	13. Notices 13.6 The power pursuant to Section 92(5) of the Act issue a notice under Section 92 of the Act: 13.6.1 in the form of a written notice served on the person to whom it is issued; and 13.6.2 specifying the person to whom it is issued (whether by name or by a description sufficient to identify the person); and 13.6.3 directing 2 or more persons to do something specified in the notice jointly; and		CEO, DCS, DDS, EHO

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				<p>13.6.4 without limiting any other provision, in the case of a notice that relates to the condition of any premises, to any person who:</p> <p>13.6.4.1 is the owner or occupier of the premises; or</p> <p>13.6.4.2 has the management or control of the premises; or</p> <p>13.6.4.3 is the trustee of a person referred to in Section 92(5)(i) or (ii) of the Act or is managing the affairs of such a person on some other basis; and</p> <p>13.6.5 stating the purpose for which the notice is issued and giving notice of the requirement or the risk to which it relates; and</p> <p>13.6.6 imposing any requirement reasonably required for the purpose for which the notice is issued including 1 or more of the following:</p> <p>13.6.6.1 a requirement that the person discontinue, or not commence, a specified activity indefinitely or for a specified period or until further notice from a relevant authority;</p> <p>13.6.6.2 a requirement that the person not carry on a specified activity except at specified times or subject to specified conditions;</p> <p>13.6.6.3 a requirement that the person take specified action in a specified way, and within a specified period or at specified times or in specified circumstances;</p> <p>13.6.6.4 a requirement that the person take action to prevent, eliminate, minimise or control any specified risk to public health, or to control any specified activity;</p> <p>13.6.6.5 a requirement that the person comply with any specified code or standard prepared or published by a body or authority referred to in the notice;</p> <p>13.6.6.6 a requirement that the person undertake specified tests or monitoring;</p> <p>13.6.6.7 a requirement that the person furnish to a relevant authority specified results or reports;</p>		

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				<p>13.6.6.8 a requirement that the person prepare, in accordance with specified requirements and to the satisfaction of the relevant authority, a plan of action to secure compliance with a relevant requirement or to prevent, eliminate, minimise or control any specified risk to public health;</p> <p>13.6.6.9 a requirement prescribed under or for the purposes of the regulations; and</p> <p>13.6.7 stating that the person may, within 14 days, apply for a review of the notice under the provisions of the Act.</p>		
134760	A	South Australian Public Health Act 2011	s92(9)	<p>13. Notices</p> <p>13.7 The power pursuant to Section 92(9) of the Act by written notice served on a person to whom a notice under Section 92 of the Act has been issued by the Delegate or the Council, vary or revoke the notice.</p>		CEO, DCS, DDS, EHO
134761	A	South Australian Public Health Act 2011	s95(15)	<p>13. Notices</p> <p>13.8 The power pursuant to Section 92(15) of the Act to, not comply with any other procedure, or hear from any other person, except as provided by Section 92 of the Act before the Delegate issues a notice under Section 92 of the Act.</p>		CEO, DCS, DDS, EHO
134762	A	South Australian Public Health Act 2011	s93(1)	<p>14. Action on Non-compliance with Notice</p> <p>14.1 The power pursuant to Section 93(1) of the Act if the requirements of a notice under Part 12 of the Act are not complied with, to take any action required by the notice.</p>		CEO, DCS, DDS, EHO
134763	A	South Australian Public Health Act 2011	s93(2)	<p>14. Action on Non-compliance with Notice</p> <p>14.2 The power pursuant to Section 93(2) of the Act to authorise a person for the purpose of taking action on the Council's behalf under Section 93(1) of the Act.</p>		CEO, DCS, DDS, EHO
134764	A	South Australian Public Health Act 2011	s93(4)	<p>14. Action on Non-compliance with Notice</p> <p>14.3 The power pursuant to Section 93(4) of the Act to recover the reasonable costs and expenses incurred by the Council in taking action under Section 93 of the Act as a debt from the person who failed to comply with the requirements of the notice.</p>		CEO, DCS, DDS, EHO
134765	A	South Australian Public Health Act 2011	s93(5)	<p>14. Action on Non-compliance with Notice</p> <p>14.4 The power pursuant to Section 93(5) of the Act, if an amount is recoverable from a person by the Council under Section 93, to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>		CEO, DCS, DDS, EHO

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134766	A	South Australian Public Health Act 2011	s94(5)	15. Action in Emergency Situations 15.1 The power pursuant to Section 94(5) of the Act to recover the reasonable costs and expenses incurred by a local authorised officer in taking action under Section 94 from any person who caused the risk to which the action relates, as a debt.		CEO, DCS, DDS, EHO
134731	A	South Australian Public Health Act 2011	s95(13)	16. Reviews - Notices Relating to General Duty 16.1 The power pursuant to Section 95(13) of the Act to appear in proceedings before the Review Panel as a representative of the Council.		CEO, DCS, DDS, EHO
134732	A	South Australian Public Health Act 2011	s95(15)	16. Reviews - Notices Relating to General Duty 16.2 The power pursuant to Section 95(15) of the Act to make an application to the Review Panel to: 16.2.1 dismiss or determine any proceedings that appear: 16.2.1.1 to be frivolous or vexatious; or 16.2.1.2 to have been instituted for the purpose of delay or obstruction, or for some other improper purpose; 16.2.2 bring any proceedings to an end that appear: 16.2.2.1 to be more appropriate suited to proceedings before the Tribunal rather than the Review Panel; or 16.2.2.2 to be unable to be satisfactorily resolved (or resolved within a reasonable period) by proceedings before the Review Panel; or 16.2.3 bring any proceedings to an end for any other reasonable cause.		CEO, DCS, DDS, EHO
134767	C	South Australian Public Health Act 2011	s96(3)	17. Appeals 17.1 The power pursuant to Section 96(3) of the Act and subject to Section 96(4) of the Act, to apply to the Tribunal under Section 34 of the South Australian Civil & Administrative Tribunal Act 2013 for a review of the outcome of review proceedings by the Review Panel under Section 95 of the Act.		CEO, DCS, DDS, EHO
134768	A	South Australian Public Health (Legionella) Regulations 2013	r5(3)	18. Duty to Register High Risk Manufactured Water System 18.1 The power pursuant to Regulation 5(3) of the South Australian Public Health (Legionella) Regulations 2013 (the Legionella Regulations) to, on application made in a manner and form approved by the Council or Delegate and payment of the prescribed fee to the Council, register the high risk manufactured water system to which the application relates.		CEO, DCS, DDS, EHO

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134769	A	South Australian Public Health (Legionella) Regulations 2013	r5(6)	18. Duty to Register High Risk Manufactured Water System 18.2 The power pursuant to Regulation 5(6) of the Legionella Regulations, to, on application made in a manner and form approved by the Council or Delegate and payment of the prescribed fee to the Council, renew the registration of the high risk manufactured water system to which the application relates.		CEO, DCS, DDS, EHO
134770	A	South Australian Public Health (Legionella) Regulations 2013	r6(2)	19. Register of High Risk Manufactured Water Systems 19.1 The power pursuant to Regulation 6(2) of the Legionella Regulations and subject to Regulation 6(3) of the Legionella Regulations to determine the manner and form of a register of high risk manufactured water systems registered by the Council.		CEO, DCS, DDS, EHO
134771	A	South Australian Public Health (Legionella) Regulations 2013	r6(3)	19. Register of High Risk Manufactured Water Systems 19.2 The power pursuant to Regulation 6(3) of the Legionella Regulations to include in relation to each high risk manufactured water system on the register: 19.2.1 the type of water system; and 19.2.2 the address of the premises on which the water system is installed; and 19.2.3 the location of the water system on the premises; and 19.2.4 the full name and residential and business addresses of the owner of the premises; and 19.2.5 the full name, residential and business addresses, and residential and business telephone numbers, of the person nominated by the owner of the premises as being responsible for the operation and maintenance of the water system, and such other information as the Delegate thinks fit.		CEO, DCS, DDS, EHO
134772	A	South Australian Public Health (Legionella) Regulations 2013	r15(2)	19. Register of High Risk Manufactured Water Systems 19.3 The power pursuant to Regulation 15(2) of the Legionella Regulations to, at least once in every 12 months, give the owner of each of the premises on which a high risk manufactured water system registered with the Council is installed, written notice: 19.3.1 requiring the owner, within the period specified in the notice: 19.3.1.1 to cause an inspection of the water system to be carried out by a		CEO, DCS, DDS, EHO

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				competent person (not being the owner or person responsible for the operation and maintenance of the system); and 19.3.1.2 to arrange for a NATA accredited laboratory to conduct microbiological testing, in accordance with AS/NZS 3896: (a) of at least 1 sample of water taken from a cooling water system; and (b) of at least 2 samples of water taken from a warm water system, to determine the presence and number of colony forming units of Legionella in the water; and		
134773	A	South Australian Public Health (Legionella) Regulations 2013	r15(2)	19. Register of High Risk Manufactured Water Systems 19.4 requiring the owner to submit to the Council written reports setting out the findings of the inspection and the results of the microbiological testing within 1 month of receiving the reports.		CEO, DCS, DDS, EHO
134774	A	South Australian Public Health (Legionella) Regulations 2013	r16(1)	20. Power of Council to Require Microbiological Testing in Other Circumstances 20.1 The power pursuant to Regulation 16(1) of the Legionella Regulations, if: 20.1.1 the Council is investigating the occurrence of Legionellosis in the near vicinity of premises on which a high risk manufactured water system is installed; or 20.1.2 the Council or Delegate has reason to believe that a high risk manufactured water system installed on premises situated in its area is not being maintained as required by these regulations, to give the owner of the premises written notice: 20.1.3 requiring the owner (either immediately or within a period specified in the notice) to arrange for a NATA accredited laboratory to conduct microbiological testing, in accordance with AS/NZS 3896, of water taken from the system, to determine the presence and number of colony forming units of Legionella in the water; and 20.1.4 requiring the owner to submit to the Council a written report setting out the results of the microbiological testing within 24 hours of receiving the report.		CEO, DCS, DDS, EHO
134775	A	South Australian Public Health (Legionella) Regulations 2013	r21(3)	21. Fees 21.1 The power pursuant to Regulation 21(3) of the Legionella Regulations, if a person is liable to pay a fee to the Council, to give the person written notice requiring the person to pay the fee within the period specified in the notice.		CEO, DCS, DDS, EHO

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134800	A	South Australian Public Health (Legionella) Regulations 2013	r21(4)	21. Fees 21.2 Deliberately left blank.		ND
134801	A	South Australian Public Health (Legionella) Regulations 2013	r21(5)	21. Fees 21.3 Deliberately left blank.		ND
134776	A	South Australian Public Health (Wastewater) Regulations 2013	r6(1)	22. Relevant Authority 22.1 The power pursuant to Regulation 6(1)(b) of the South Australian Public Health (Wastewater) Regulations 2013 (the Wastewater Regulations) to, agree to act as the relevant authority for a matter relating to an on-site wastewater system with a capacity that does not, or will not, on completion of wastewater works, exceed 40 EP and that is located or to be located in another council area if the system is to be operated by another council or wastewater works related to the system are to be undertaken by another council, or by a person acting in partnership, or in conjunction with that other council.		CEO, DCS, DDS, EHO
134777	A	South Australian Public Health (Wastewater) Regulations 2013	r8(1)	23. Public Notification of Proposed Community Wastewater Management System 23.1 The power pursuant to Regulation 8(1) of the Wastewater Regulations to, if the Council proposes to establish a community wastewater management system for the whole or part of its area in the interests of public and environmental health, to give notice to the owners of land in the area affected by the proposal containing the prescribed details relating to the proposal and inviting submissions in relation to the proposal within a period (which must be at least 21 days) specified in the notice.		CEO, DCS, DDS, EHO
134778	A	South Australian Public Health (Wastewater) Regulations 2013	r9(1)	24. Connection to Community Wastewater Management System 24.1 The power pursuant to Regulation 9(1) of the Wastewater Regulations and subject to Regulation 9(2) of the Wastewater Regulations on obtaining a wastewater works approval for a community wastewater management system, to, by written notice, require the operator of an on-site wastewater system: 24.1.1 to connect the system to the community wastewater management system; and 24.1.2 for that purpose, to complete and submit an application to the Council, within the period specified in the notice, for a wastewater works approval for: 24.1.2.1 the connection; and		CEO, DCS, DDS, EHO

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				24.1.2.2 if necessary, consequential alterations to the on-site wastewater system.		
134779	A	South Australian Public Health (Wastewater) Regulations 2013	r9(4)	24. Connection to Community Wastewater Management System 24.2 The power pursuant to Regulation 9(4) of the Wastewater Regulations, if the operator of an on-site wastewater system does not submit an application within the period specified in a notice under Regulation 9(1) of the Wastewater Regulations, to grant a wastewater works approval for the required wastewater works as if the application had been made.		CEO, DCS, DDS, EHO
134780	A	South Australian Public Health (Wastewater) Regulations 2013	r9(6)	24. Connection to Community Wastewater Management System 24.3 The power pursuant to Regulation 9(6) of the Wastewater Regulations, if wastewater works are not carried out in accordance with a wastewater works approval for the connection of an on-site wastewater system to a community wastewater management system required under Regulation 9 of the Wastewater Regulations, to cause the requirements to be carried out (and a person authorised to do so by the Council may enter land at any reasonable time for the purposes of carrying out the relevant work).		CEO, DCS, DDS, EHO
134781	A	South Australian Public Health (Wastewater) Regulations 2013	r9(6)	24. Connection to Community Wastewater Management System 24.4 The power pursuant to Regulation 9(6) of the Wastewater Regulations to if wastewater works are not carried out in accordance with a wastewater approval for the connection of an on-site wastewater system to a community wastewater management system required under Regulation 9 of the Wastewater Regulations, authorise a person to enter land at any reasonable time for the purpose of carrying out the relevant work.		CEO, DCS, DDS, EHO
134782	A	South Australian Public Health (Wastewater) Regulations 2013	r9(7)	24. Connection to Community Wastewater Management System 24.5 The power pursuant to Regulation 9(7) of the Wastewater Regulations to recover as a debt the costs and expenses reasonably incurred in exercising a power under Regulation 9(6) of the Wastewater Regulations and the prescribed fee that would have been payable had the application been made as required under Regulation 9(1) of the Wastewater Regulations from the person who failed to comply with the notice.		CEO, DCS, DDS, EHO
134783	A	South Australian Public Health (Wastewater) Regulations 2013	r10(3)	25. Exemptions 25.1 The power pursuant to Regulation 10(3) of the Wastewater Regulations to give an exemption by written notice and subject to conditions determined by the Delegate and stated in the notice.		CEO, DCS, DDS, EHO
134784	A	South Australian Public Health	r10(4)	25. Exemptions 25.2 The power pursuant to Regulation 10(4) of the Wastewater Regulations to		CEO, DCS, DDS, EHO

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		(Wastewater) Regulations 2013		vary or revoke an exemption by further written notice to the holder of the exemption.		
134785	A	South Australian Public Health (Wastewater) Regulations 2013	r15(3)	26. Exemptions From Prescribed Codes 26.1 The power pursuant to Regulation 15(3) of the Wastewater Regulations to give an exemption by written notice and is subject to conditions determined by the Delegate and stated in the notice.		CEO, DCS, DDS, EHO
134786	A	South Australian Public Health (Wastewater) Regulations 2013	r15(5)	26. Exemptions From Prescribed Codes 26.2 The power pursuant to Regulation 15(5) of the Wastewater Regulations to vary or revoke an exemption by further written notice to the holder of the exemption.		CEO, DCS, DDS, EHO
134787	A	South Australian Public Health (Wastewater) Regulations 2013	r23(2)	27. Application 27.1 The power pursuant to Regulation 23(2) of the Wastewater Regulations to, by written notice, ask the applicant to provide the Council with further technical specifications, information or documents relevant to the application or to modify the technical specifications submitted for approval.		CEO, DCS, DDS, EHO
134788	A	South Australian Public Health (Wastewater) Regulations 2013	r24(1)	28. Determination of Application 28.1 The power pursuant to Regulation 24(1) of the Wastewater Regulations to refuse to grant a wastewater works approval: 28.1.1 if the applicant fails to satisfy the Delegate of either or both of the following: 28.1.1.1 that the technical specifications for the wastewater works comply with the prescribed codes; 28.1.1.2 that the wastewater works will not, if undertaken in accordance with the conditions of approval, adversely affect or threaten public or environmental health; or 28.1.2 for any other sufficient reason.		CEO, DCS, DDS, EHO
134789	A	South Australian Public Health (Wastewater) Regulations 2013	r24(2)	28. Determination of Application 28.2 The power pursuant to Regulation 24(2) of the Wastewater Regulations, if an application for a wastewater works approval relates to the connection of a community wastewater management system to SA Water sewerage infrastructure or a significant increase in the amount of wastewater to be discharged from a community wastewater management system to SA Water sewerage infrastructure, to give SA Water a reasonable opportunity to comment on the application and take into account any comments so made.		CEO, DCS, DDS, EHO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
134790	A	South Australian Public Health (Wastewater) Regulations 2013	r25(2)	<p>29. Conditions of Approval</p> <p>29.1 The power pursuant to Regulation 25(2) of the Wastewater Regulations to impose:</p> <p>29.1.1 any 1 or more of the following prescribed expiable conditions:</p> <p>29.1.1.1 a condition that sets out mandatory notification stages during the progress of wastewater works when a person is required to notify the Council in a specified manner and stop the work pending an inspection carried out at the person's expense;</p> <p>29.1.1.2 a condition that requires the display of specified notices on the premises on which the wastewater system is located;</p> <p>29.1.1.3 a condition that requires a person to monitor the performance of the wastewater system in a specified manner (including by inspections carried out at specified times at the person's expense) and to provide the Council with specified information in a specified manner and at specified times;</p> <p>29.1.1.4 a condition that provides that specified material must not, or that only specified material may, be discharged into, or from, the wastewater system;</p> <p>29.1.1.5 a condition that requires the wastewater system to be operated, maintained or serviced by a person of a specified class;</p> <p>29.1.1.6 a condition that requires records of a specified kind to be created, maintained, and provided to the Council; or</p> <p>29.1.2 any other conditions including any 1 or more of the following:</p> <p>29.1.2.1 a condition that requires decommissioning of the wastewater system:</p> <p>(a) after a specified trial period; or</p> <p>(b) in specified circumstances; or</p> <p>(c) on written notice to the operator of the system;</p> <p>29.1.2.2 a condition that requires a wastewater system to be connected to a community wastewater management system;</p> <p>29.1.2.3 a condition that prevents activities that would adversely affect the operation or maintenance of a drain or treatment or disposal system or the</p>		CEO, DCS, DDS, EHO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
				<p>reuse of wastewater from the wastewater system;</p> <p>29.1.2.4 a condition that requires a wastewater system to have various access points for maintenance or inspection (raised to or terminating at surface level, or as required by the Council);</p> <p>29.1.2.5 a condition that provides that a wastewater system must not be used unless or until it has been inspected or tested by an independent wastewater engineer and the Council supplied with a certificate given by that expert certifying that the wastewater works have been undertaken in accordance with the approved technical specifications;</p> <p>29.1.2.6 a condition that otherwise specifies requirements relating to:</p> <p>(a) the installation of the waste watersystem; or</p> <p>(b) the decommissioning of the wastewater system; or</p> <p>(c) the connection of the wastewater system to a community wastewater management system or SA Water sewerage infrastructure or the disconnection of the wastewater system from a community wastewater management system or from SA Water sewerage infrastructure; or</p> <p>(d) the operation, servicing and maintenance of the wastewater system; or</p> <p>(e) the reuse or disposal of wastewater from the wastewater system.</p>		
134791	A	South Australian Public Health (Wastewater) Regulations 2013	r25(3)	<p>29. Conditions of Approval</p> <p>29.2 The power pursuant to Regulation 25(3) of the Wastewater Regulations to impose a condition of approval that:</p> <p>29.2.1 provides that a matter or thing is to be determined according to the discretion of the Council or some other specified person or body; and</p> <p>29.2.2 operates by reference to the manuals referred to in a product approval for the wastewater system; and</p> <p>29.2.3 operates by reference to a specified code as in force at a specified time or as in force from time to time.</p>		CEO, DCS, DDS, EHO
134792	A	South Australian Public Health (Wastewater) Regulations 2013	r25(6)	<p>29. Conditions of Approval</p> <p>29.3 The power pursuant to Regulation 25(6) of the Wastewater Regulations to, on application and payment of the prescribed fee, by written notice to the applicant, vary or revoke a condition of a wastewater works approval.</p>		CEO, DCS, DDS, EHO
134793	A	South Australian Public Health	r25(7)	<p>29. Conditions of Approval</p> <p>29.4 The power pursuant to Regulation 25(7) of the Wastewater Regulations</p>		CEO, DCS, DDS, EHO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
		(Wastewater) Regulations 2013		to, on the Delegate's own initiative, by written notice to the operator of a wastewater system to which a wastewater works approval applies, vary or revoke a condition of the approval or impose a further condition, provided that the variation, revocation or imposition does not take effect until at least 6 months after the giving of the notice unless: 29.4.1 the operator consents; or 29.4.2 the Delegate states in the notice that, in his/her opinion, the variation, revocation or imposition is necessary in order to prevent or mitigate significant harm to public or environmental health or the risk of such harm.		
134794	A	South Australian Public Health (Wastewater) Regulations 2013	r26(2)	30. Expiry of Approval 30.1 The power pursuant to Regulation 26(2) of the Wastewater Regulations to, on application and payment of the prescribed fee, postpone the expiry of a wastewater works approval for a specified period.		CEO, DCS, DDS, EHO
134795	A	South Australian Public Health (Wastewater) Regulations 2013	r27(3)	31. Registers of Wastewater Works Approvals 31.1 The power pursuant to Regulation 27(3) of the Wastewater Regulations, to extend the registers to include wastewater works approvals granted under the revoked regulations.		CEO, DCS, DDS, EHO
134796	A	South Australian Public Health (Wastewater) Regulations 2013	r27(6)	31. Registers of Wastewater Works Approvals 31.2 The power pursuant to Regulation 27(6) of the Wastewater Regulations to include in the registers other information considered appropriate by the Delegate.		CEO, DCS, DDS, EHO
134797	A	South Australian Public Health (Wastewater) Regulations 2013	r29(1)	32. Requirement to Obtain Expert Report 32.1 The power pursuant to Regulation 29(1) of the Wastewater Regulations, if the Delegate suspects on reasonable grounds that a wastewater system is adversely affecting or threatening public or environmental health, to give the operator of the system a written notice requiring the operator to obtain and provide to the Council a written report from an independent wastewater engineer within a specified period addressing specified matters.		CEO, DCS, DDS, EHO
134802	A	South Australian Public Health (Wastewater) Regulations 2013	r29(3)	32. Requirement to Obtain Expert Report 32.2 The power pursuant to Regulation 29(3) of the Wastewater Regulations, if the requirements of a notice under Regulation 29 of the Wastewater Regulations are not complied with to obtain the required report and recover the costs and expenses reasonable incurred in doing so from the person who failed to comply with the notice, as a debt.		CEO, DCS, DDS, EHO
134798	A	South Australian Public Health	r29(3)	32. Requirement to Obtain Expert Report 32.3 The power pursuant to Regulation 29(3) of the Wastewater Regulations,		CEO, DCS, DDS, EHO

ID	Status Code	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
		(Wastewater) Regulations 2013		to authorise a person to enter land at any reasonable time for the purposes of the report.		
134803	A	South Australian Public Health (Wastewater) Regulations 2013	r33	33. Fees 33.1 Deliberately left blank		ND
134804	A	South Australian Public Health (General) Regulations 2013	r5B(2)	34. Non-compliance with Notices (Section 93(6) of Act) 34.1 The power pursuant to Regulation 5B(2) of the South Australian Public Health (General) Regulations 2013 (the General Regulations), for the purposes of the creation of a charge on land under Section 93 of the Act, to deliver to the Registrar-General a notice, in a form determined by the Minister on the recommendation or with the approval of the Registrar General: 34.1.1 setting out the amount recoverable under Section 93 of the Act; and 34.1.2 setting out the land in relation to which the relevant action was taken; and 34.1.3 requesting the Registrar-General to make a notation under Regulation 5B of the General Regulations in relation to the relevant land.		CEO
134805	A	South Australian Public Health (General) Regulations 2013	r5B(8)	34. Non-compliance with Notices (Section 93(6) of Act) 34.2 The power pursuant to Regulation 5B(8) of the General Regulations, if or when the amount to which the charge relates is paid, to by further notice in writing to the Registrar-General (being a notice in a form determined by the Minister on the recommendation or with the approval of the Registrar General) cancel the charge.		CEO

Summary of Changes to Delegations
Wattle Range Council

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CHANGED Provisions

#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
133867	Fire and Emergency Services Act 2005	s105F(9)	<p>11. Private Land</p> <p>11.5 The power pursuant to Section 105F(9) of the Act to give a notice under Section 105(5) of the Act -</p> <p>11.5.1 personally; or</p> <p>11.5.2 by post; or</p> <p>11.5.3 if the delegate cannot, after making reasonable inquiries, ascertain the name and address of the person to whom the notice is to be given -</p> <p>11.5.3.1 by publishing the notice <u> </u></p> <p><u>(A) on a website determined by the Minister; or</u></p> <p><u>(B) in a newspaper circulating in the locality of the <u> </u> land; and</u></p> <p>11.5.3.2 by leaving a copy of the notice in a conspicuous place on the land.</p>		CEO, DCS, DDS

Summary of Changes to Delegations
Wattle Range Council

NEW Provisions

#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
387904	Landscape South Australia Act 2019	s32(7)	1. Special Vesting of Infrastructure 1.1 The power pursuant to Section 32(7) of the Landscape South Australia Act 2019 (the Act) to consent in writing to the Governor making a proclamation under Sections 32(1), (2) or (6) of the Act in relation to infrastructure or land vested in or under the care, control or management of the Council.		CEO, DCS
387905	Landscape South Australia Act 2019	s37(1)(c)	2. Power of Delegation 2.1 The power pursuant to Section 37(1)(c) of the Act to approve a regional landscape board delegating a function or power of the board under the Act or any other Act to the Council or an officer of the Council.		CEO, DCS
387906	Landscape South Australia Act 2019	s41	3. Use of Facilities 3.1 The power pursuant to Section 41 of the Act to make arrangements with a regional landscape board for the regional landscape board to make use of the services of the staff, equipment or facilities of the Council.		CEO, DCS
387907	Landscape South Australia Act 2019	s47(7)	4. Key Features of Plan 4.1 The power pursuant to Section 47(7) of the Act to, when performing functions or exercising powers under the Local Government Act 1999 or any other Act, have regard to any regional landscape plan that applies within the relevant area and in particular to give consideration to the question whether the Council should implement changes to the manner in which, or the means by which, it performs a function or exercises a power or undertakes any other activity that has been identified in the plan as requiring change.		CEO, DCS
387908	Landscape South Australia Act 2019	s51(5)(b)	5. Annual Business Plan 5.1 The power pursuant to Section 51(5)(b) of the Act, if a regional landscape board is intending to include in its annual business plan any proposal referred to in Section 51(4) of the Act, which relates to the payment (or proposed payment) of contributions by the Council under Part 5 Division 1 Subdivision 1 of the Act, to make submissions to the regional landscape board to the extent required by the regulations.		CEO, DCS
387909	Landscape South Australia Act 2019	s67(1)	6. Payment of Contributions by Councils 6.1 The power pursuant to Section 67(1) of the Act, subject to Section 67(2) of the Act to pay the Council's share of the amount to be contributed by the constituent councils in approximately equal		CEO, DCS

Summary of Changes to Delegations
Wattle Range Council

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#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
			instalments on 30 September, 31 December, 31 March and 30 June in each year to which the contribution relates.		
387910	Landscape South Australia Act 2019	s67(2)	6. Payment of Contributions by Councils 6.2 The power pursuant to Section 67(2) of the Act, if notice of a regional landscape levy imposed by the Council in respect of a financial year could not be included in the notice of general rates for that year because the regional landscape board's annual business plan was not finalised (and, if necessary, approved by the Minister) on or before 1 June preceding that year, to pay the Council's share in approximately equal instalments on 31 December, 31 March and 30 June in that year.		CEO, DCS
387911	Landscape South Australia Act 2019	s69(10)	7. Imposition of Levy by Councils 7.1 The power pursuant to Section 69(10) of the Act, if the Council writes off a debt constituted by an unpaid regional landscape levy (or part of a regional landscape levy) under Section 143 of the Local Government Act 1999, to apply to the regional landscape board in accordance with the regulations, for a refund of an amount equal to the amount of the levy (not including any related interest) that has been written off.		CEO, DCS
387912	Landscape South Australia Act 2019	s72(6)	8. Board May Declare a Levy 8.1 The power pursuant to Section 72(6) of the Act to arrange with a regional landscape board for service of a notice to be effected as part of any other notice served by the Council and arrange with a regional landscape board for collection of a levy to be effected by the Council.		CEO, DCS
387913	Landscape South Australia Act 2019	s101(6)	9. Declaration of Prescribed Water Resources 9.1 The power pursuant to Section 101(6) of the Act to make submissions to the Minister in accordance with the notice served by the Minister on the Council.		CEO, DCS
387914	Landscape South Australia Act 2019	s202(4)	10. Authorised Officers 10.1 The power pursuant to Section 202(4) of the Act to agree to the Minister appointing an officer of the Council as an authorised officer under Section 202 of the Act.		CEO
387915	Landscape South Australia Act 2019	s219(3)	11. Management Agreements 11.1 The power pursuant to Section 219(3) of the Act to make submissions to the Minister within a period specified by the Minister in relation to a proposal to provide for the remission of any Council rates under Section 219(2)(j) of the Act.		CEO, DCS

Summary of Changes to Delegations
Wattle Range Council

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#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
387916	Landscape South Australia (General) Regulations 2020	r13(3)	<p>12. Refunds to Councils in Relation to Unpaid Regional Landscape Levies (Section 69(10) of the Act)</p> <p>12.1 The power pursuant to Regulation 13(3) of the Landscape South Australia (General) Regulations 2020 (the General Regulations) if:</p> <p>12.1.1 the Council writes off a debt constituted by an unpaid regional landscape levy (or part of a levy); and</p> <p>12.1.2 a refund is made to the Council under Section 69(10) of the Act in relation to the unpaid levy; and</p> <p>12.1.3 the Council subsequently recovers an amount (the relevant amount) with respect to the unpaid levy as part of steps taken by the Council to recover rates in arrears under the Local Government Act 1999, to pay the relevant amount to the regional landscape board that made the refund under Section 69(10) of the Act.</p>		CEO, DCS
387917	Landscape South Australia (General) Regulations 2020	r14(4)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.1 The power pursuant to and subject to Regulation 14(4) of the General Regulations to recover establishment costs the amount being:</p> <p>13.1.1 fair costs incurred by the Council with respect to:</p> <p>13.1.1.1 consulting with the relevant regional landscape board in relation to the basis for the regional landscape levy; and</p> <p>13.1.1.2 establishing the ability of the Council's rating system to deal with the regional landscape levy; and</p> <p>13.1.1.3 making any amendments to the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.4 conducting any tests involving the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.5 setting up and assigning codes within the Council's rating system on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.6 obtaining any new assessment or valuation information on account of the imposition of the regional landscape levy; and</p> <p>13.1.1.7 confirming the imposition of the appropriate levy with respect to rateable land in the area of the Council; or</p> <p>13.1.2 \$10,848 (indexed), plus 71 cents (indexed) for each assessment of levy against a piece of</p>		CEO, DCS

Summary of Changes to Delegations
Wattle Range Council

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#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
			rateable land, adjusted, if necessary under Regulation 14(6) of the General Regulations.		
387918	Landscape South Australia (General) Regulations 2020	r14(8)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.2 The power pursuant to and subject to Regulation 14(7) of the General Regulations to recover as ongoing costs the amount being:</p> <p>13.2.1 fair costs as described in Regulation 14(3)(b) of the General Regulations; or</p> <p>13.2.2 \$2,532 (indexed), plus 25 cents (indexed) for each assessment of levy against a piece of rateable land.</p>		CEO, DCS
387919	Landscape South Australia (General) Regulations 2020	r14(8)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.3 The power pursuant to Regulation 14(8) of the General Regulations, if the Council is claiming transitional costs from two or more regional landscape boards with respect to a particular financial year to agree as between them the respective shares of those boards.</p>		CEO, DCS
387920	Landscape South Australia (General) Regulations 2020	r14(9)	<p>13. Cost of Councils (Section 70 of the Act)</p> <p>13.4 The power pursuant to Regulation 14(9) and subject to Regulation 14(11) of the General Regulations, if the Council is seeking to recover any costs with respect to a particular financial year, other than the 2020/2021 financial year, to as a preliminary step, furnish to the relevant regional landscape board or boards, a reasonable estimate of the costs that the Council expects to claim under Regulation 14 of the General Regulations.</p>		CEO, DCS

Summary of Changes to Delegations
Wattle Range Council

CHANGED Provisions

#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
134767	South Australian Public Health Act 2011	s96(3)	<p>17. Appeals</p> <p>17.1 The power pursuant to Section 96(3) of the Act and subject to Section 96(4) of the Act, appeal to apply to the District Tribunal Court under against <u>Section 34 of the South Australian Civil & Administrative Tribunal Act 2013 for a review of</u> the outcome of review proceedings <u>by the Review Panel</u> under Division <u>Section 3, Part 12</u> 95 of the Act.</p>		CEO, DCS, DDS, EHO

Summary of Changes to Delegations
Wattle Range Council

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DELETED Provisions

#	Delegation Source	Section	Powers and Functions Delegated	Conditions and Limitations	Delegate or Sub-Delegate
134799	South Australian Public Health (Wastewater) Regulations 2013	r33(2)	33. Fees 33.2 The power pursuant to Regulation 33(2) of the Wastewater Regulations, to recover a fee payable to the Council by action in a court of competent jurisdiction as a debt due to the Council.		CEO, DCS, DDS, EHO

15.1.3 Council Office - Results from Public Consultation

Report Type	Officer Report
Department	Executive
Author	Ben Gower
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Not Applicable
Strategic Plan Reference	Theme 1 - Community Vibrancy & Presentation 1.3 Provide sustainable, vibrant community facilities. Theme 2 - Economic Prosperity 2.1 Support and advocate for improved infrastructure that enhances and creates economic and business opportunities. Theme 4 - Infrastructure & Asset Sustainability 4.1 Create a sustainable stock of assets, with appropriate long term asset planning and optimal use. 4.4 Plan for and optimise Council's stock of building assets whilst meeting the future and current needs of community. Theme 5 - Organisational Excellence 5.3 Increase community input into Council decision making, through adoption of quality Community Engagement principles and practices.
File Reference	GF/16.65.1/20
Attachments	Nil

Purpose of Report

To provide Council with the results of the community consultation survey on the preferred site for a new Council Office.

Report Details

The Wattle Range Council office was originally built in the 1930's as a school, and while it has undergone a number of renovations over the past 90 years it has not had any major work done since the three Councils of Beachport, Millicent and Penola amalgamated over 20 years ago. The building is structurally unsuitable to be refurbished and has significant ongoing maintenance problems. Due to its limitation in size Council staff are now spread over multiple sites to avoid congestion and the existing office building is now no longer fit for purpose.

In 2017, Council made a strategic decision to explore alternative options and in 2018 it commissioned concept plans for the former Community Club site in Millicent. Unfortunately, that site was sold by the Club's Administrator before these plans could be finalised and presented to Council.

Any decision to build a new office is a decision that will span many generations, and any new building should be designed to meet the needs of our community for the next 100 years. It will not be a rushed decision, and the decision-making process will be staged broadly as follows to ensure that the optimum long-term solution is found, and that public money is spent wisely:

Stage 1 – Concept Design (completed)
Stage 2 – Site Selection (currently under consideration)
Stage 3 – Detailed Scope and Design
Stage 4 – Tender and Prudential Management Review
Stage 5 – Budget Allocation and Contract Award

The final decision on whether to build a new Council office is still some time away and can only be made once a detailed design has been finalised and quotes have been received to build to that design. Before any of that can be done, Council needs to select a preferred site as the Community Club is longer an option.

On the 14th of July 2020 Council resolved to;

“...commence a 30-day Public Consultation in relation to the (5) five designated site options for the future location and development of the Wattle Range Council principal office being:

- *(Site 1) Former Netball Precinct (corner Williams Road & North Terrace)*
- *(Site 2) Apex Park (Corner George Street & Adelaide Road)*
- *(Site 3) Jubilee Park (North Terrace)*
- *(Site 4) Existing George Street office site*
- *(Alternative Sites 5) Respondents of survey to provide other options*

Community consultation was conducted via an online survey that was promoted through multiple communication channels between the 28th of July and the 26th of August 2020.

Six individual Facebook posts promoted the Council Office survey with the main post reaching 5,364 unique people. The total reach for all six posts was 18,297 people, however this includes a significant number of repeat views. In comparison, a single Beachport Playground survey post had a reach of 13,396 unique people or potentially two and half times the reach of the Council Office survey.

A total of 419 survey responses were received, with 135 (32%) received in the first 24 hours and the remainder being evenly distributed over the 30 day consultation window.

320 (76%) were received via Facebook, 49 (12%) via the Council's website and the remaining 50 (12%) were manual submissions that were subsequently incorporated into the online survey results.

272 (65%) of the responses were from Millicent based residents with the remainder being relatively evenly spread across the other 12 townships.

Preferred site response rates were as follows:

- Site 1 – the Former Netball Courts on the corner of Williams Road and North Terrace received 163 (39%) of the responses.
- Site 2 – Apex Park on the corner of George Street and Adelaide Road received 27 (6%) of the responses.
- Site 3 – Jubilee Park on North Terrace received 25 (6%) of the responses.
- Site 4 – the Redevelopment of the Existing Office received 139 (33%) of the responses.

- Site 5 – Alternative Options received 175 (42%) of the responses of which:
 - 74 (18%) did not want a new Council Office;
 - 29 (7%) suggested a retail premises in the CBD;
 - 20 (5%) suggested in or in the vicinity of the Library/Civic and Arts Centre;
 - 17 (4%) suggested the former Railway Lands;
 - 10 (2%) suggested the former Elec-Air building;
 - 9 (2%) suggested Penola; and
 - A range of other individual options (4%).

Ranked in order of site preference, the survey results were as follows:

1. Former Netball Courts (39%)
2. Existing Council Office (33%)
3. Retail Premises in the CBD (7%)
4. Apex Park (6%)
5. Jubilee Park (6%)
6. Library Civic and Arts Centre (5%)
7. Railway Lands (4%)
8. Elec Air Building (2%)
9. Penola (2%)

Given the above survey results the selection of a preferred site requires to be undertaken before preparation of detailed designs and scoping can occur.

Financial Considerations

Budget Allocation	\$165,000
Budget Spent to Date	\$0
Budget Variation Requested	\$0

Risk Considerations

There are no known risk considerations related to this report.

Policy Considerations

Community Engagement Policy

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

30 Days public consultation was undertaken, and the survey was promoted broadly on Councils website, Facebook Site and through Local Media. Consultation closed on Wednesday, 26 August 2020.

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Nominates the as the preferred site for the future location of a new Council Office.
3. Directs the Chief Executive Officer to commence the tender process for the development of a detailed design and associated documentation within existing budget parameters.

15.2 Director Corporate Services

15.2.1 Monthly Financial Performance Report

Report Type	Officer Report
Department	Corporate Services
Author	Jasmine Eyles
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Not Applicable
Strategic Plan Reference	Theme 5 - Organisational Excellence 5.2 Govern in a responsible and responsive way.
File Reference	GF/7.73.1/4
Attachments	1. Monthly GL Report - August [15.2.1.1 - 2 pages]

Purpose of Report

Council consideration of the Monthly Financial Performance Report.

Report Details

The attached Financial Performance report for the year to 31 August 2020 shows that Council is currently within its approved 2020/21 budget based on current expenditure and income trends.

The 2020/21 Financial Performance Report provides a snapshot of Council's financial performance for the period to 31 August 2020. The report includes the year to date actual expenditure and income for both operating and capital comparative to the adopted 2020/21 original budget. In addition, the report also provides an update of the Key Financial Indicators used to measure Council's Financial Sustainability.

Operating Expenditure and Revenue

The attached Income Statement shows that after the completion of two (2) month of the 2020/21 financial year, Council is within its overall budget parameters and is expected to remain so at year end when accounts are completed.

Capital Expenditure

Council's current capital budget is \$7.303M of which \$1.0217M has been spent and/or committed for expenditure.

Balance Sheet

Council did not budget to borrow any funds in 2020/21. Repayment of existing loans is scheduled for various times throughout 2020/21. Council's current loan principal is \$4.6M.

Rates Debtors

Aged Rates Debtors constitute 4.40% (\$0.672M) of total rates raised in 2020/21. It should be noted that the number of properties with rates outstanding more than three years is 24. The amount outstanding is expected to decrease in September due to outstanding amounts from the 20/21 first quarter instalment being paid. It should be noted that amount of rates debts outstanding and the number of ratepayers who owe rates are less than at the same time as last financial year.

Financial Considerations

Budget Allocation	Refer to Attachment
Budget Spent to Date	Refer to Attachment
Budget Variation Requested	Refer to Attachment

The financial implications are as detailed in the attached budget papers.

Policy Considerations

Information reflected in this report forms part of Council's 2020/21 Annual Business Plan and Budget, which is required to be reviewed periodically by Council, in accordance with the *Local Government Act 1999* and *Local Government (Financial Management) Regulations 2011*.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

There are no known communication and consultation considerations related to this report.

RECOMMENDATION

That Council receive and note the 2020/21 August Financial Performance Report.

WATTLE RANGE COUNCIL
2020/21 MONTHLY BUDGET REPORT
AS AT
31-August-2020

OPERATING ACTIVITIES						
Adopted 2020/21 BUDGET \$'000		YTD 2020/21 BUDGET \$'000	YTD 2020/21 ACTUAL \$'000	YTD 2019/2020 VARIANCE \$'000	YTD 2019/2020 VARIANCE %	NOTE
	OPERATING INCOME	A	E	=A-E		
19,086	Rates	19,090	19,118	(28)	0.1%	
294	Statutory Charges	29	50	(21)	71.5%	1
2,251	User Charges	366	159	208	-56.7%	1
4,124	Grants Subsidies and Contributions	671	478	193	-28.8%	1
58	Investment Income	10	2	8	-80.0%	1
402	Other	39	115	(75)	191.1%	1
26,215	Total Operating Income	20,206	19,922	284	1.4%	
	OPERATING EXPENSES					
10,151	Wages and Salaries	1,495	1,113	(382)	-25.6%	2
11,229	Materials, contracts & other expenses	1,744	852	(892)	-51.2%	1 & 4
349	Finance Costs	52	3	(48)	-93.5%	3
2,879	Depreciation, amortisation & impairment	480	0	(480)	-100.0%	5
24,608	Total Operating Expenses	3,770	1,968	(1,802)	-47.8%	
1,607	OPERATING SURPLUS/(DEFICIT) A BEFORE CAPITAL AMOUNTS	16,436	17,954	(1,518)	-9.2%	
	CAPITAL ACTIVITIES					
	Net Outlays in Existing Assets					
4,438	Capital Expenditure on renewal and replacement of Existing Assets	165	174	9	5.6%	6
(2,879)	Depreciation, Amortisation and Impairment	(480)	-	480	-100.0%	5
(190)	Proceeds from Sale of Replaced Assets	(17)	(12)	5	-28.4%	1
1,369		(332)	162	(494)	148.9%	
	Net Outlays on New and Upgraded Assets					
3,838	Capital Expenditure on New and Upgraded Assets	124	453	329	266.5%	6
(970)	Amounts received specifically for New and Upgraded Assets	(56)	(204)	(148)	263.6%	1
-	Proceeds from Sale of Surplus Assets	-	-	-	100.0%	
2,868		68	249	(182)	-268.9%	
(2,630)	Net Lending / (Borrowing) for Financial Year (A-B-C)	16,699	17,542	843	5.0%	
	Net Operating Surplus / Deficit (A+B+C+D)	16,486	18,191	(1,705)	-10.3%	

WATTLE RANGE COUNCIL
2020/21 MONTHLY BUDGET REPORT
AS AT
31-August-2020

NOTES

#	Description	Status	Action Required
1	Timing issue between when budgets for activities are scheduled to occur and when the activities actually occur.		No Action Required
2	Workers Compensation & Income Protection invoices yet to be allocated		Process journal to allocate Workers Compensation & Income Protection.
3	Accrued Interest for 19/20. Will be corrected when 20/21 year end process is completed.		No Action Required
4	Asset insurance yet to be allocated, budgeted to occur in July 20		Process journal to allocate Asset insurance
5	Depreciation for July and August 20/21 yet to be allocated. Will occur when the 19/20 End of Year processes have been completed.		No Action Required
6	Project completion time frames do not always match the expected budget time lines for completion as this information was unavailable at the time of the initial budget upload.		Budget timings for projects to be updated to correlate with expected completion dates at BR 1

15.2.2 2020/21 Community Grants Program - Round 1

Report Type	Officer Report
Department	Corporate Services
Author	Cathy Bell
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Low
Strategic Plan Reference	Theme 1 - Community Vibrancy & Presentation 1.6 Promote and support the establishment of strong, sustainable clubs and volunteer organisations throughout the Wattle Range area.
File Reference	GF/7.41.3/3 & GF/7.41.3/2
Attachments	1. Financial Assistance Guidelines 2020/21 [15.2.2.1 - 4 pages] 2. Community Financial Assistance Grants Round 1 Assessment [15.2.2.2 - 1 page] 3. Sport and Recreational Grants Round 1 Assessment [15.2.2.3 - 1 page]

Purpose of Report

To review and award the Round 1 Council Community Grants Program applications.

Report Details

Council allocates \$55,000 per financial year to its Financial Assistance Grants programs for distribution in two separate grant funding Rounds. Grants of up to \$2,000 are awarded on a dollar for dollar basis unless special circumstances apply.

Grants are offered in two (2) separate funding categories as follows: -

- **Community Financial Assistance Grants**
A total of \$30,000 is available for allocation to eligible Community groups and organisations to foster and assist in the development of a broad range of community-based services and events within the Wattle Range Council area.
- **Community Sport & Recreation Assistance Grants**
A total of \$25,000 is available for allocation to eligible Sport & Recreation groups and organisations to foster and assist in the development of sport and recreational infrastructure, services and events within the Wattle Range Council area.

Prior to the release of the Grant program, a review was undertaken of the Guidelines and Application Form, resulting in some minor changes to the guidelines based on feedback received throughout the previous Grant Round. A copy of the Guidelines is attached for your reference.

Round 1 grant applications opened on 3 August 2020 and closed on 24 August 2020. The grants scheme was advertised in the local media and on Council's Facebook and website. At the close of the advertising period Council received a total of 22 applications.

An extensive assessment has been undertaken against the Financial Assistance Grants Guidelines and it is recommended that 18 applications be awarded grants to assist their respective community organisations/sport and recreation groups with projects and/or events.

Community Financial Assistance Grant Program

A total of \$30,000 is offered annually through the Community Financial Assistance Grant Program for eligible community groups to assist in the development of a broad range of projects and events in the Wattle Range Council area. An allocation of \$15,000 is offered for Round 1 applications.

The types of projects that are considered eligible under the program guidelines are as follows:

- Community projects, community initiatives and/or the maintenance and improvement of existing human service activities.
- Projects which encourage the development of self-help activities particularly those which represent new approaches to meeting community needs.
- Projects which are concerned with increasing the community usage of local facilities. Funding for renovation, repair, equipment or programme development may be considered.
- Once off projects which encourage people towards active participation in community services and activities.
- Projects indicating evidence of general community benefit and promotion of the Council area.
- Support to special events (including major events) which create community and/or economic benefits for the Council area.

By the due date, 5 applications for financial assistance to the value of \$8,800 towards community projects and events valued at \$21,010 were received from community groups.

A detailed assessment against the Grant Program Guidelines was undertaken and resulted in all 5 community groups being recommended for grants totalling \$8,559 (refer attached assessment summary and guidelines).

Community Sport and Recreation Grant Program

A total of \$25,000 is offered annually through the Community Sport and Recreation Grant Program for sporting and recreational groups to assist with the development of sport and recreation projects and events in the Wattle Range Council area. An allocation of \$12,500 is available for Round 1 applications.

The types of projects that are considered eligible under the program guidelines are as follows:

- The purchase of furniture, tools or equipment aimed at improving the quality or range of activities or level of use of the facilities.
- The renovation, overhaul or repair of existing equipment, buildings or facilities to extend the life or usability of the overall facilities to the community.
- In respect of projects involving buildings or infrastructure, preference will be given to applications which aim to renovate, overhaul or repair existing buildings or facilities, rather than the construction of new or additional facilities, consistent with Council's Community Plan pertaining to infrastructure.
- Support for the hosting of special sporting or recreation events (including major events) which create community and/or economic benefits for the council area.
- Projects which are aimed at increasing the community usage of specific sport or recreation facilities.

17 applications for financial assistance to the value of \$28,306 towards sport and recreation projects and events valued at \$55,570 were received from sport and recreation groups. A detailed assessment against the Grant Program Guidelines was undertaken and resulted in 13 sport and recreation groups being recommended for grants totalling \$20,138 (refer attached assessment summary and guidelines).

All Grants, in both programs, have been awarded on the basis of the grant being at least 50% of the total project/event cost and does not exceed the maximum \$2,000 limit per application.

Financial Considerations

Budget Allocation	\$55,000 (\$30,000 Community; \$25,000 Sport & Recreation)
Budget Spent to Date	\$0
Budget Variation Requested	Nil

Please note that the recommended allocation for the Sport and Recreation Grants is higher than the predicted Round 1 allocation of \$12,500 (proposed allocation of \$20,138). The recommended allocation for the Community Grants is substantially lower than the allocation of \$15,000 (proposed allocation of \$8,559). However, the total proposed combined allocations of \$28,697 is slightly over the total Round 1 budget allocation for the Community Grants Program of \$27,500. This will result in a lessor allocation being available within the Round 2 allocations.

Risk Considerations

Low risk has been identified and will be assessed at an operational level.

Policy Considerations

There are no known policy considerations related to this report.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

The grants program was advertised in the local print media and advertised on Council's website and Facebook sites. The advertisement period was from the 3 August 2020 and closed on 24 August 2020.

Once the grants are awarded a media release will be issued acknowledging who was successful in obtaining the Community Financial Assistance Grant and Community Sport and Recreation Grants.

RECOMMENDATION

That Council:

1. Having assessed applications in accordance with the Community Financial Assistance Grants Program Guidelines, award grants to the value of \$8,559 to the following 5 Community groups:

Beachport Old Wool and Grain Store Museum (National Trust of South Australia)	\$759
McArthur Park Kindergarten	\$1,800
Lions Club of Beachport Rivoli Bay Inc.	\$2,000
Southend Progress Association Inc.	\$2,000
Riddoch Business & Community Association (RBCA)	\$2,000

2. Having assessed applications in accordance with the Community Sport and Recreation Grants Program Guidelines, award grants to the value of \$20,138 to the following 13 Sport and Recreation groups:

Glencoe Football Club	\$858
Kalangadoo Bowling Club	\$2,000
Millicent AH & P Society	\$1,350
Millicent Squash Club	\$1,570
Lower South East Bowls Association	\$1,045
Millicent Bandits Baseball Club	\$2,000
Millicent Bowling Club Inc.	\$1,864
Millicent & District International Basketball Association	\$2,000
Millicent Pony Club	\$1,800
Rendelsham Cricket Club	\$1,379
Beachport Pony Club	\$971
Millicent Croquet Club	\$1,301
Kalangadoo War Memorial Park and Community Sports Club	\$2,000

3. Advise the McArthur Park Kindergarten, Millicent & District International Basketball Association, Millicent Pony Club and Millicent Croquet Club that the awarding of their respective Grants is subject to providing Council with the mandatory financial information within 4 weeks of the grant being notified.
4. Advise the Bandits Baseball Club that the awarding of a Grant of \$2,000.00 is subject to the Club finalising and executing the Ground Lease required for the occupation of Council Land within 4 weeks of the grant being notified.



FINANCIAL ASSISTANCE GRANTS GUIDELINES



ABOUT THE FINANCIAL ASSISTANCE GRANTS

Wattle Range Council is committed to...

'Promoting and supporting the establishment of strong, sustainable clubs and volunteer organisations throughout the Wattle Range area.'



Through the Council's Financial Assistance Grants program we are looking to fund projects and/or purchases that help us to achieve our strategic plan, with a primary focus on creating...



'Community vibrancy, through advocacy and maintenance of community services and enhanced public facilities'

WHAT FUNDING OPTIONS ARE THERE?

Council allocates approximately \$55,000* per financial year to its Financial Assistance Grants programs for distribution in two separate grant funding rounds.

Grants of up to \$2,000 are awarded on a dollar for dollar basis unless special circumstances apply.

Grants are offered in two (2) separate funding categories:

Community Financial Assistance Grants

A total of \$30,000 is available for allocation to eligible Community groups and organisations to foster and assist in the development of a broad range of community based services and events within the Wattle Range Council area.

Sport & Recreation Financial Assistance Grants

A total of \$25,000 is available for allocation to eligible Sport & Recreation groups and organisations to foster and assist in the development of sport and recreational infrastructure, services and events within the Wattle Range Council area.

Each of the two (2) grant funding rounds will operate as follows:

	ROUND 1	ROUND 2
Applications open	August	November
Applications close	August	January
Outcomes advised	September	January

Refer to Council's Financial Assistance Grants Application Form for specific dates.

Applications will not be considered outside of the respective grant funding round periods.

*Financial year funding is subject to Council budget. All grants are subject to availability of funds and eligibility requirements.

AM I ELIGIBLE TO APPLY?

	COMMUNITY	SPORT & RECREATION
Not-for-profit incorporated group, organisation or club	✓	✓
Voluntary association	✓	✓
Unincorporated bodies/groups with a community focus	✓	✓
Individuals	✗	✗
Profit making organisations including commercial entities, businesses and sole traders	✗	✗
Organisations with outstanding debts such as rates, fees or charges to the Council	✗	✗
Organisations that do not provide a satisfactorily completed evaluation/accquital form for any previous funding recieved from Council	✗	✗
Organisations that DO NOT have an ABN	✗	✗
Organisations who are able to contribute at least 50% of the total cost of the project, unless extenuating circumstances can be demonstrated	✓	✓
Primary or secondary schools unless they are able to demonstrate that their sport/recreation project or event is predominantly for the benefit of the wider community		Unlikely
Organisations that have already received funds from Council under Grant Programs in the same financial year		Unlikely

WHAT IS NOT ELIGIBLE FOR GRANT FUNDING?

- Routine or ongoing operating costs (staff wages, rent, electricity, water, insurance etc), the purchase of land or the repayment of financial loans.
- Projects which have already been commenced or completed prior to grants being awarded.
- Individual (single person) event participation or projects.
- Events or functions which are held on an annual or other regular basis.

THINGS TO REMEMBER

- Organisations must be able to contribute at least 50% of the total cost of the project, unless extenuating circumstances can be demonstrated.
- In any given grant round, multiple applications will not be considered from the same organisation - choose your project carefully. If you were successful in a round 1 grant, you will not be eligible to receive funds in round 2.
- All applicants must possess an Australian Business Number (ABN)
- Council only provides grant funds via Electronic Funds Transfer (EFT). Applicants must provide bank account details in the same name as the group or organisation that is the applicant under this Grants Program. Funding will only be paid to the applicant of the grant.
- All grants must be completed and claimed by 30 June of each financial year.

HOW WILL MY APPLICATION BE ASSESSED?

The first stage is an eligibility check where we will consider your application against the eligibility criteria (see 'Am I eligible to apply?' on page 3)

If the application meets all eligibility criteria it will proceed to the assessment stage where we evaluate how the proposed activity will deliver outcomes for our community.

Both the eligibility and assessment stages are undertaken by Council staff. The decision of awarding grants will be made by Council at the next available meeting following the close of applications.

ASSESSMENT CHECKLIST

- ☐ Does your project meet the eligibility criteria?
- ☐ Are you able to contribute 50% of the project cost?
- ☐ Do you have a current ABN?
- ☐ Is this the only funding you will receive from Council this financial year?
- ☐ Have you provided a copy of the most recent annual financial statement? (Does not need to have been audited)
- ☐ Have you provided all bank statements for the last 3 months?
- ☐ Will your organisation be able to proceed if a lower grant is awarded?
- ☐ Have you provided supporting information, including current quotations relating to the project or event costs?

ACQUITTALS & REPORTING REQUIREMENTS

Grant funds will be paid to successful applicants following receipt of a completed Claim Form, accompanied by evidence clearly demonstrating that the project or event has been completed and funds expended (relevant invoices), a brief report, and photographs of completed project (if applicable). If the grant recipient is registered for GST, a tax invoice must accompany the Claim Form to enable the grant to be processed.

Council may consider, on written application, a claim for payment of grant funds for projects which are not fully completed by the claim deadline date.

Payment will not be made for a completed project which is not the project detailed in the grant application.

Claims for payment of grant funds must be submitted to Council by the grant claim deadline as advised to the successful grant recipient, or the grant may be forfeited.

Council may consider, on written application, a request to extend the claim past the 30 June deadline for payment of grant funds for projects which are not fully completed, subject to the applicant not being eligible to apply for any grants in the following financial year.

Claims for payment of a grant which are received by Council after 30 June will not be considered under any circumstances.

HOW DO I APPLY?

Completed applications can be submitted by email to council@wattlerange.sa.gov.au, by post to PO Box 27, MILLICENT SA 5280 or in person at any Wattle Range Council office.

WHO CAN I TALK TO?

Cathy Bell
Manager Administration

e: council@wattlerange.sa.gov.au

t: 08 8733 0900

WATTLE RANGE COUNCIL
COMMUNITY FINANCIAL ASSISTANCE GRANT PROGRAM
2020/2021 : Round 1

No	Pages	Records No.	Organisation	Purpose	Project Cost \$	Grant Sought \$	Could < full grant be awarded (Y/N)	Bank Statements	Financial Statement	Quotations	Other Council Funding	Comments	Recommend Allocation
1	1-14	I/175277	Beachport Old Wool and Grain Store Museum (NTSA)	Replace laptop for Treasurer	\$ 1,519.00	\$ 1,000.00	Y	Y	Y	Y	N	The Beachport Old Wool and Grain Store Museum (National Trust) are seeking to purchase a new laptop for use by the Treasurer. The Trust are seeking 66% of the total project cost. Recommend awarding reduced grant amount equivalent to 50% of the total project cost	\$ 759.00
2	15-25	I/175336	McArthur Park Kindergarten	Frontage Beautification and Signage Upgrade	\$ 4,740.00	\$ 1,800.00	Y	Y	N	N	N	The McArthur Park Kindergarten are seeking to undertake beautification works at the Kindergarten along with Signage upgrade. The Kindergarten are seeking 38% of the total project costs. It is noted that whilst Bank Statements have been provided, no Financial Statement or supporting quotations have been provided in support of their application which are mandatory information. Recommend awarding grant sought subject to the Kindergarten providing a copy of their Financial Statement and relevant Quotations within 4 weeks of the grant being notified.	\$ 1,800.00
3	26-40	EI2020/175445; EI2020/175477	Lions Club of Beachport Rivoli Bay Inc.	Community Meeting Room Projector	\$ 5,048.00	\$ 2,000.00	Y	Y	Y	Y	N	The Lions Club of Rivoli Bay are seeking to purchase a community meeting room projector. The Club are seeking 40% of the total project costs. Recommend awarding grant sought.	\$ 2,000.00
4	41-60	EI2020/175676	Southend Progress Association Inc	Access for all at the Southend Community Centre	\$ 4,263.60	\$ 2,000.00	N	Y	Y	Y	N	The Southend Progress Association are seeking to upgrade access to the Southend Community Centre. The Association are seeking 47% of the total project cost. Recommend awarding grant sought.	\$ 2,000.00
5	61-73	EI2020/175480	Riddoch Business & Community Association (RBCA)	Spirit of Penola Family Fun Day	\$ 5,440.00	\$ 2,000.00	Y	Y	Y	Y	N	The Riddoch Business & Community Association are planning to hold a community fund challenge in collaboration with the Penola Show Society. The Association are seeking 37% of the total project cost. Recommend awarding grant sought.	\$ 2,000.00
					\$ 21,010.60	\$ 8,800.00							\$ 8,559.00

**WATTLE RANGE COUNCIL
COMMUNITY SPORT AND RECREATION GRANT PROGRAM
2020/2021 : Round 1**

No	Pages	Records No.	Organisation	Purpose	Project Cost \$	Grant Sought \$	Could < full grant be awarded (Y/N)	Bank Statements	Financial Statement	Quotations	Other Council Funding	Comments	Recommend Allocation
1	1-16	EI2020/175166	Glencoe Football Club	To purchase good quality protective covers for the point posts	\$ 1,716.00	\$ 1,500.00	Y	Y	Y	Y	N	The Glencoe Football Club are seeking to purchase 4 new goal post covers. The Club are seeking 87% of the total project cost. Recommend awarding reduced grant amount equivalent to 50% of the total project cost.	\$ 858.00
2	17-27	EI2020/174588	Kalangadoo Bowling Club	Construct a shed closer to the green to enable easier access to the green for mowing and rolling	\$ 6,450.00	\$ 2,000.00	Y	Y	Y	Y	N	The Kalangadoo Bowling Club are seeking to construct a new storage shed. The Club are seeking 31% of the total project cost. Recommend awarding grant sought.	\$ 2,000.00
3	28-37	EI2020/175467	Mount Burr Netball Club	Replace Netball Poles and Rings	\$ 1,160.00	\$ 1,160.00	Y	Y	N	Y	N	The Mount Burr Netball Club are seeking to upgrade their Netball Poles and Rings. The Club are seeking 100% of the total project cost. Whilst the Club have provided Bank Statements no Annual Financial Statement has been provided with the application. Recommend awarding no grant be awarded due to the Club seeking 100% of the total project cost.	\$ 0.00
4	38-52	I/175509	Millicent A.H. & P Society	Mounding for Lawnmower Circuit Racing	\$ 2,700.00	\$ 2,000.00	Y	Y	Y	Y	N	The Millicent AH&P Society are seeking to improve and expand the lawnmowing race track/circuit. The Society are seeking 74% of the total project cost. Recommend awarding reduced grant amount equivalent to 50% of the total project cost.	\$ 1,350.00
5	53-65	I/175508	Millicent Squash Club Inc	Security System	\$ 3,140.00	\$ 2,000.00	Y	Y	Y	Y	N	The Squash Club are seeking to install a security System. The Club are seeking 64% of the total project cost. Recommend awarding reduced amount equivalent to 50% of the total project cost.	\$ 1,570.00
6	66-78	I/175484	Millicent Little Athletics	Purchase High Jump Cover Matt & Hurdles	\$ 1,432.78	\$ 1,432.78	Y	Y	Y	Y	N	The Millicent Little Athletics Club are seeking to purchase equipment. The Club are seeking 100% of the total project cost. Whilst the Club have provided all relevant information, recommend no grant be awarded due to the Club seeking 100% of the total project cost.	\$ 0.00
7	79-97	I/175422	Lower SE Bowls Association	Purchase of new uniforms	\$ 2,090.10	\$ 1,275.10	Y	Y	Y	Y	N	The Lower SE Bowls Association are seeking to purchase new Association uniforms. The Club are seeking 61% of the total project cost. Recommend reduced grant equivalent to 50% of the total project cost.	\$ 1,045.00
8	98-109	I/175394	Millicent Bandits Baseball Club	Kitchen Cooking Area	\$ 6,539.00	\$ 2,000.00	Y	Y	Y	Y	N	The Millicent Bandits Baseball Club are seeking to upgrade the kitchen area of the Club facilities. The Club are seeking 31% of the total project cost. Recommend awarding grant sought subject to the finalisation and execution of the Ground Lease required for the occupation of Council land within 4 weeks of the grant being notified.	\$ 2,000.00
9	110-125	I/175393	Millicent Bowling Club Inc	Replacement Computer and Software	\$ 3,728.00	\$ 1,864.00	Y	Y	Y	Y	N	The Millicent Bowling Club Inc are seeking to purchase a new computer and software equipment. The Club are seeking 50% of the total project cost. Recommend awarding grant sought.	\$ 1,864.00
10	126-146	I/175390	Millicent & District International Basketball Association	Purchase of Defibrillator and Transportable First Aid Kits.	\$ 4,090.00	\$ 2,000.00	Y	N	Y	Y	N	The Millicent & District International Basketball Association are seeking to purchase safety equipment for the stadium and members. The Association are seeking 49% of the total project costs. Whilst the Association has provided a copy of their Annual Financial Statement no bank statements were provided as part of the application. Recommend awarding grant sought subject to the Association providing a copy of their Bank Statements within 4 weeks of the grant being notified.	\$ 2,000.00
11	147-171	I/175389	Beachport Bowling Club	Purchase of computer and printer for Club Office	\$ 1,977.00	\$ 1,419.00	Y	Y	Y	Y	Y	The Beachport Bowling Club are seeking to purchase Office equipment. The Club are seeking 72% of the total project cost. Recommend no grant be awarded due to a Budget Allocation made within the 2020/21 Budget totalling \$330,000 (\$270,000 Building Renewal Works and \$60,000 Kitchen, Bar and Small maintenance Shed works).	\$ 0.00
12	172-181	EI2020/175528	Millicent Pony Club	Club Water and Grounds upgrade	\$ 6,810.00	\$ 1,800.00	Y	Y	N	Y	N	The Millicent Pony Club are seeking to undertake water and grounds upgrade. The Club are seeking 26% of the total project cost. Whilst the Club has provided Bank Statement details but no Annual Financial Statement has been provided as part of the application. Recommend awarding grant sought subject to the Club providing a copy of their Annual Financial Statement within 4 weeks of the grant being notified.	\$ 1,800.00
13	182-191	EI2020/175504	Rendelsham Cricket Club	Repairs to Verandah Roof	\$ 2,759.00	\$ 1,684.00	Y	Y	Y	Y	N	The Rendelsham Cricket Club are seeking to undertake repairs to the Clubrooms Verandah roof. The Club are seeking 61% of the total project cost. Recommend awarding reduced grant amount equivalent to 50% of the total project cost.	\$ 1,379.00
14	192-218	EI2020/175492	Hatherleigh Sport & Recreation Centre	Yearly Christmas Event	\$ 2,300.00	\$ 1,200.00	Y	Y	Y	Y	N	The Hatherleigh Sport & Recreation Centre are seeking to conduct a Yearly Christmas Event. The Club are seeking 52% of the total project cost. Recommend no grant be awarded due to the project not meeting the Grant Guidelines (Projects not eligible for funding - Events or functions which are held on an annual or other regular basis).	\$ 0.00
15	219-232	EI2020/175470	Beachport Pony Club	Purchase new hot water system	\$ 1,971.07	\$ 971.07	Y	Y	Y	Y	N	The Beachport Pony Club are seeking to replace their hot water system at the Clubs facilities. The Club are seeking 49% of the total project cost. Recommend awarding grant sought.	\$ 971.00
16	233-244	EI2020/175470	Millicent Croquet Club	Replacement of garden area adjacent Front area	\$ 2,602.39	\$ 2,000.00	Y	Y	N	Y	N	The Millicent Croquet Club are seeking to undertake some works to a garden area at the grounds. The Club are seeking 77% of the total project costs. Whilst the Club has provided Bank Statement details but no Annual Financial Statement has been provided as part of the application. Recommend reduced grant amount equivalent to 50% of the total project cost, subject to the Club providing a copy of their Annual Financial Statement within 4 weeks of the grant being notified.	\$ 1,301.00
17	245-265	EI2020/172456	Kalangadoo War Memorial Park and Community Sports Club	Honour Boards for memorial room	\$ 4,105.00	\$ 2,000.00	Y	Y	Y	Y	N	The Kalangadoo War Memorial Park and Community Sports Club are seeking to establish a memorial room with the development of new Honour Boards. The Club are seeking 49% of the total project cost. Recommend awarding grant sought.	\$ 2,000.00
					\$ 55,570.34	\$ 28,305.95							\$ 20,138.00

15.3 Director Development Services

15.3.1 Genetically Modified Crops - Community Consultation

Report Type	Officer Report
Department	Development Services
Author	Director Development Services
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Medium
Strategic Plan Reference	Theme 5 - Organisational Excellence 5.2 Govern in a responsible and responsive way.
File Reference	GF/5.16.3/11
Attachments	Nil

Purpose of Report

To provide Council with an update on the public consultation submissions and survey responses regarding changes to the *Genetically Modified Crops Management Act 2004 (GMCM Act)*.

Report Details

In May 2020, the South Australian Parliament passed legislation which lifted the moratorium on the production of Genetically Modified (GM) crops within the state of South Australia.

The legislation gives Council's in SA a once off opportunity to make an application to the Minister for Primary Industries to be designated a non-GM area.

Before an application can be made by a council to the Minister, the council must consult with its community, including persons engaged in primary production activities and food processing or manufacturing activities in the area of the council on matters relating to risks to marketing and trade only.

At the Ordinary Meeting of Council held on the 14th of July 2020, Council, considered a report regarding Genetically Modified Crops which resulted in the motion that Council, consistent with its Community Engagement Policy and *Section 5A(2) of the Genetically Modified Crops Management Act 2004*, undertakes public consultation for a period of 21 days on designating the Council area as an area in which no genetically modified food crops may be cultivated.

In order to assist Council in making an informed decision, an online survey was created which was open for industry and community members to complete, including persons engaged in primary production activities and food processing or manufacturing activities in the area of the council. The intention of the survey was to gain information on the views of persons engaged in primary production, or other industry that may be impacted by this decision.

It was noted in the survey and media releases that the Minister is the final arbiter on this matter and not council. The final say rests with the Minister. The Minister will ONLY consider how GM crops could impact trade and marketing potential when deciding whether or not our Council area should be GM crop free.

Because of this, the survey was focused on these issues in particular and did not include areas for comment on matters of human health or environmental impacts, as these are managed under Commonwealth legislation.

It was also detailed in the survey that respondents who demonstrate that they or stakeholders in the Council area are currently receiving a marketing or trade advantage as a result of being a non GM food crop area, should, where possible, show evidence of market and trade advantages, including any price premiums, that could not be achieved without being declared a non-GM food crop area.

The Survey was open for 21 days in accordance with Council's Community Engagement Policy. Community members also had the opportunity to provide a written submission of up to 500 words.

The consultation was advertised on Council's Facebook page and website which contained Frequently Asked Questions (FAQ's) to assist respondents to understand more about the subject and the role of Council. Links to relevant websites and copies of correspondence received to date on this matter were also provided via the website.

The consultation and survey were advertised in the South Eastern Times on 30 July 2020, The Border Watch on 31 July 2020 and Penola Pennant on 5 August 2020 for a total advertising cost of \$528.00.

The survey was also circulated via email to primary producers, food processors and manufactures, Associations and all community members who are registered Schedule 9 *Fire and Emergency Services Act 2005* permit holders.

Council received 28 responses to the survey, 14 via the website link, 12 via the email link and 2 via the Facebook link and one in a phone text message to the Director. Council also received 10 written submissions mostly from organisations not within the Council area and survey responses and written submissions are attached to this report.

Consideration of community views

A council must have regard to the views expressed by its community, including persons engaged in primary production activities and food processing or manufacturing activities in the area of the council, before deciding to make an application to the Minister under the GMCM Act.

- While the ultimate purpose of designating an area as a non-GM crop area is to preserve crop identities for marketing purposes, public consultation is likely to attract a range of views which should be considered. It should be noted that consultation does not include matters of human health or environmental impacts, as these are managed under Commonwealth legislation.

Ultimately, it is the Minister's consideration and decision whether or not to designate an area as a non-GM crop area.

Deciding whether to make an application

It is at the discretion of each council as to whether the council applies to the Minister to have its area designated as a non-GM crop area. While a council must consider the views of its community before making an application, it is not bound by those views. Even if the 'weight' of submissions points one way or another, this does not bind the council to make its decision one way or the other.

If the council determines it to be appropriate in light of all relevant information before it, the council may resolve to make an application to the Minister under section 5A(1) of the GMCM Act to designate the area of the council as a non-GM crop area.

Under the GMCM Act, the application itself does not need to be in any particular form, nor does it need to include any particular information or material. However, the application should be used as an opportunity for the applicant council to make its case to the Minister as to why the council area should be designated as a non-GM crop area. A council could also resolve not to apply to the Minister, or to seek further information or could refrain from making any decision at all.

If Council decides to make an application the application should:

- relate to risks to marketing and trade only;
- not include matters of human health or environmental impacts, as these are managed under Commonwealth legislation;
- demonstrate that stakeholders in their area are **currently receiving a marketing or trade advantage** as a result of being no GM food crop area;
- **show evidence of market and trade advantages**, including any price premiums, that could not be achieved without being declared a no GM food crop area;
- include a summary of all views expressed during consultation (in favour or against declaration).

Council applications may also consider including:

- information or data from commercial customers or businesses in the supply chain;
- any other relevant data that demonstrates the marketing or trade advantage provided to local businesses.

Consideration by Minister

The making of an application by a council to the Minister under the GMCM Act does not guarantee a designation of the council area as a non-GM crop area under the Act. It is entirely a matter of discretion for the Minister.

The Minister is also empowered (though not required) to seek advice on submissions from any other person or body (including potentially the applicant council), and to take any other action or initiate any other investigation as the Minister thinks fit, before deciding whether or not to designate a council area as a non-GM crop area.

If, after taking into account the advice of the GM Crop Advisory Committee and any other relevant information, the Minister does decide to designate a council area as a non-GM crop area, the manner in which the Minister does this is by publishing a notice in the Gazette under section 5A(1) of the GMCM Act. Any such notice must be published before 15 November 2020 and comes into effect on 15 November 2020.

If Council chooses to undertake community consultation and prepare a report to the Minister this must be done prior to 30 September 2020.

Potential applications must be based on a proven marketing advantage and not for theoretical or ideological reasons.

If a council takes no action to seek a ban, the current 'moratorium' banning GM crops will be automatically lifted.

Overview of responses

Survey responses:

Based on trade and marketing implications do you believe Council should apply to the Minister for Primary Industries and Regional Development asking that the Wattle Range Council area is designated as a non-GM crop area.

- 13 In support of maintaining GM free
- 15 In support of not remaining GM free

Written submissions: It should be noted that five of the ten written submissions were from organisations or individuals based in our Council area with the remaining six from organisations and groups from outside of the Council area.

- 8 In support of maintaining GM free
- 2 In support of not remaining GM free

It should be noted that there was a written submission from the Limestone Coast Grape and Wine Council Inc and a survey submitted on behalf of the Coonawarra Vignerons' Association calling for the Council area to remain GM free.

Financial Considerations

Budget Allocation	Nil
Budget Spent to Date	\$528.00
Budget Variation Requested	\$528.00

Risk Considerations

Refer to *Genetically Modified Crops Management Act 2004* - Sect 4 Requirements subject in Council's Risk register.

Policy Considerations

Policy 1.5 Community Engagement

Legislative Considerations

The *Genetically Modified Crops Management Act 2004*

Environmental / Sustainability Considerations

Various reports exist relating to potential impacts and or benefits of growing genetically modified crops.

Communication & Consultation Considerations

There has been coverage in local and state-wide media regarding the proposed changes to this Act. Council should communicate its decision on this matter via a media release.

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Not make an application to the Minister for Primary Industries requesting that the Wattle Range Council area be designated a non-GM area.

15.4 Director Engineering Services

15.4.1 Beachport Playground Upgrade

Report Type	Officer Report
Department	Engineering Services
Author	Peter Halton
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Not Applicable
Strategic Plan Reference	Theme 1 - Community Vibrancy & Presentation 1.1 Enhance public space areas including parks, public places, car parking, street lighting and streetscapes to provide vibrant, attractive areas. 1.3 Provide sustainable, vibrant community facilities. Theme 2 - Economic Prosperity 2.5 Promote Wattle Range as a tourism destination through provision of appropriate tourist facilities and advocacy. Theme 4 - Infrastructure & Asset Sustainability 4.1 Create a sustainable stock of assets, with appropriate long term asset planning and optimal use.
File Reference	GF/7.81.4/127
Attachments	1. Previous Council Report - 15.4.2 - 11 August 2020 [15.4.1.1 - 19 pages]

Purpose of Report

To provide Council with feedback on the public consultation undertaken for the upgrade of the Beachport Playground at the Susan Wilson Reserve and seek a decision on the appointment of a preferred contract to complete the works.

Report Details

An officer report was tabled at the 11 August 2020 Council meeting - 15.4.2 Beachport Playground. The Council resolved for the following:

Cr Dunnicliff moved that Council receive and note the report.

Cr Cox seconded

CARRIED

Cr Paltridge moved that Council undertake a 21-day public consultation on the five submissions to seek community input into the playground development.

Cr Price seconded

CARRIED

A survey and information package was created to provide the community with information on the five options seeking a preference on the designs being proposed.

To encourage the public to participate in the survey public consultation was undertaken with information placed in the local paper (including the Beachport Bulletin), a media release, Facebook post on Council Social Media page, Council website and documentation placed at

Beachport VIC. Officers also attended a meeting with the Beachport Lions and Beachport Primary School to discuss the proposal and encourage submissions to the survey.

The five submissions were from Active Recreation Solutions, Adventure Playgrounds, Kompan Playscapes, Proludic and Teagle Contracting. All five are within budget, with appealing concept designs that would provide an innovative playground and would boost significant visitation to the town. A copy of the report tabled at the last meeting along with information provided during the consultation is attached to this report that provides details of the five submissions and background information on the project.

The survey closes on Monday 7th September thus the information on the survey will be provided as late information to Council. Submissions are being received in both hard copy and online.

In terms of the contract and tender evaluation the officer ran an expression of interest seeking qualified contractors to provide design, supply and installation of playground equipment including Softfall, up to a value of \$300,000 excluding GST. The contract indicated the existing equipment is to be removed and area levelled.

All 4 of the tenderers provided pricing within the contract, with Teagle Contracting exceeding the amount, however still within the overall budget. This contractor did however include path and boarder works to the playground that are not included in all other tender submissions.

Financial Considerations

Budget Allocation	\$350,000
Budget Spent to Date	\$0
Budget Variation Requested	\$0

The report is seeking for Council to award a contract to the preferred tenderer which is within the budget allocated.

Risk Considerations

There are no known risk considerations related to this report

Policy Considerations

There are no known policy considerations related to this report.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

Council undertook a 21-day community consultation process which included a survey to seek the public's opinion on the preferred option to the proposal. The Council encouraged involvement in the survey by placing information into local papers, social media, the website and Beachport VIC. Officers also made direct contact with several stakeholders for the project.

Council should also note that one of the local businesses in Beachport, Coastal Treasures supported the consultation by placing in its shop window copies of the five proposals and making available the survey to encourage more community to comment on the upgrade.

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Award the Contract for the Design, Supply and Installation of Playground Equipment ENG028.19 to

15.4.2 Beachport Playground

Report Type	Officer Report
Department	Engineering Services
Author	Peter Halton
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Not Applicable
Strategic Plan Reference	Theme 1 - Community Vibrancy & Presentation 1.1 Enhance public space areas including parks, public places, car parking, street lighting and streetscapes to provide vibrant, attractive areas. 1.3 Provide sustainable, vibrant community facilities. Theme 2 - Economic Prosperity 2.5 Promote Wattle Range as a tourism destination through provision of appropriate tourist facilities and advocacy. Theme 4 - Infrastructure & Asset Sustainability 4.1 Create a sustainable stock of assets, with appropriate long term asset planning and optimal use.
File Reference	GF/7.81.4/127
Attachments	Nil

Purpose of Report

Seek community input into the major upgrade of the Susan Wilson Reserve Playground located in Beachport and delegate to the CEO the authority to award the contract based on tender evaluation and submissions received during public consultation.

Report Details

Council resolved on 2 June 2020 to allocate funds to upgrade the playground at the Susan Wilson Reserve in Beachport. This decision followed an announcement that Council is to be provided with \$629,298 of Federal Government Funds through the Local Road and Community Infrastructure Program. The Beachport Playground was allocated \$200,000 of the grant funding, with Council making a \$150,000 contribution. The total budget for the playground is therefore \$350,000.

This project was one of several identified as possible stimulus projects to help the local community and economy to recover from the impacts of the COVID-19 pandemic and build business confidence.

An open call for tenders was made and closed on 22 June 2020 with 13 tenders received.

The original Beachport Playground was part of the railway reserve and was constructed by the local community with assistance from Council. The reserve was named after a local, selfless community minded worker (Susan Wilson).

Due to the harsh coastal conditions, the playground has deteriorated to an extent that unsafe equipment has been removed, with the remaining play equipment needing replacing or major

repair. The proposed new playground development will assist in revitalising and activating an area that has the potential to be the catalyst to attract more visitors and locals of all age groups to the beachside town.

The tender scope was to design, supply and install new playground equipment with a nautical theme. The submissions were also required to consider materials that would stand the test of time due to the harsh coastal environment. The new playground must meet all relevant Australian Standards and provide some level of all-abilities access and egress for use of the play equipment. The equipment needs to be stimulating, interactive and challenging and provide activities for a variety of age groups.

The tenderers were advised of the proposed budget of \$300,000 for the playground equipment. The additional funds are to provide for removal of all existing play equipment, site levelling and an upgrade to the existing BBQ area. Council staff have met with the Beachport Rivoli Bay Lions Club to discuss a possible joint project for the BBQ area upgrade.

Officers shortlisted the 5 best submissions being Active Recreation Solutions, Adventure Playgrounds, Kompan Playscapes, Proludic and Teagle Contracting. All five are within budget, with appealing concept designs that would provide an innovative playground and would boost significant visitation to the town. An overview of the strengths and weaknesses of the top 5 proposals is provided below.

Due to the nature of the project and the history of the site, an important part of making the best possible decision is to seek the community comment prior to making a final decision on the preferred design. This is important not only to provide the community with an understanding of what is happening but also providing the community input into the decision as the playground will be in place for a number of years.

The intention is to put the five submissions on Council's website and use Social Media to direct people to a survey to allow the public to comment and indicate preference. Council will also have hard copies of the proposal available at Beachport, Millicent and Penola Visitor Information Centres and Millicent Council Office. Council staff will also make direct contact with Beachport District Development Association and Beachport Primary Schools to seek feedback on the proposal.

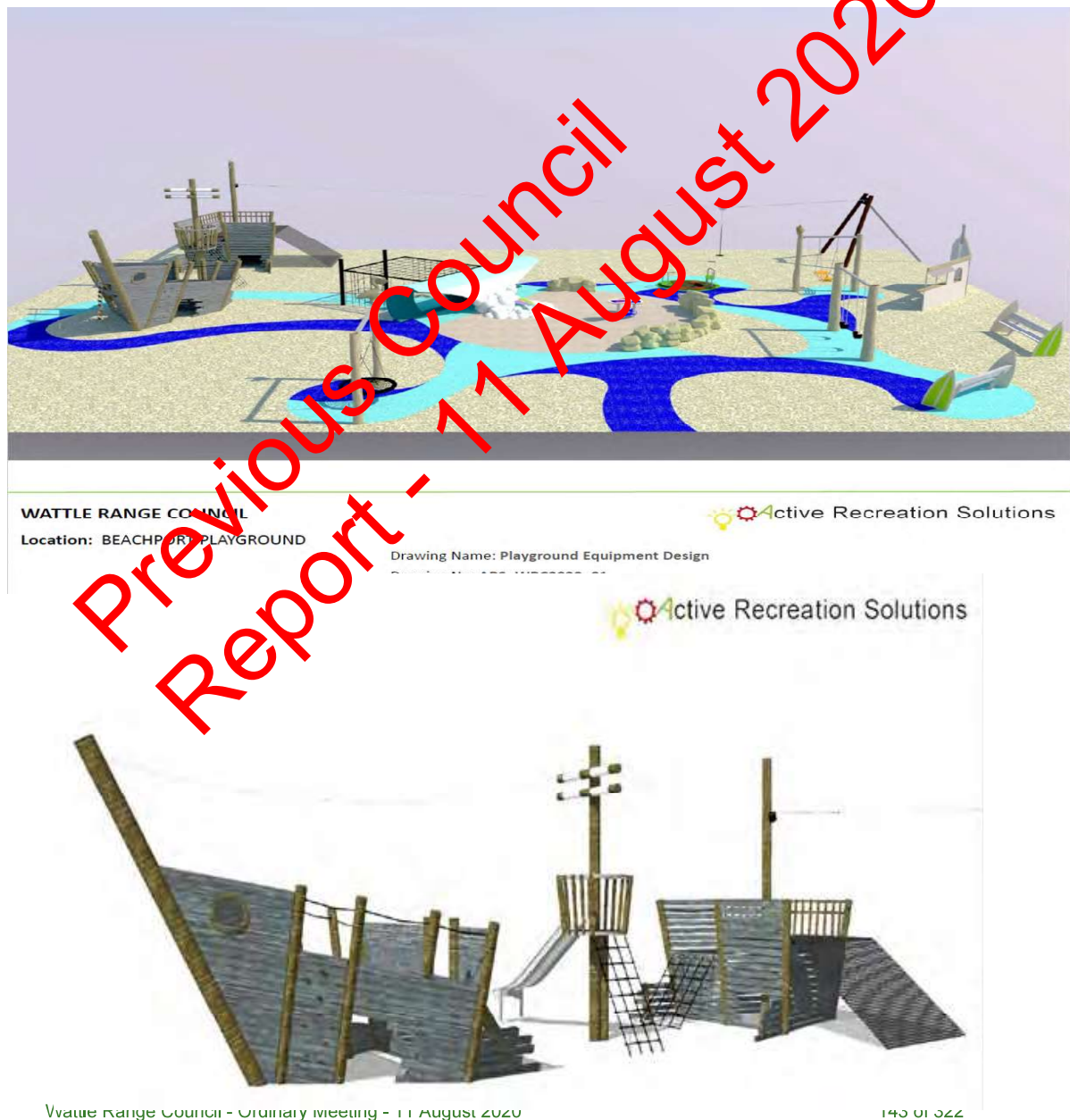
It is proposed that the contract be awarded by the CEO immediately following the community consultation, to maximise the opportunity to install the playground before the peak Christmas holiday period.

Active Recreation Solutions

The Active Recreation Solutions proposal is centred on a 2m crows-nest lookout with climbing net and stainless steel slide. Rope climbers will be manufactured using high quality stainless steel and combination rope with braided and glued nylon to provide better user comfort and high resistance to wear. The bow of the ship will feature a hatch enclosed with combination rope. A treasure chest is to be located within the bow with loose parts (fixed to stop removal via stainless steel chain and wire cable). Three play panels will be located appropriately within the shipwreck structure.

An access ramp is proposed to get to a 25 metre flying fox with stainless steel braked trolley and stainless-steel cable. Sea life models carved from wood or hot dipped powder coated steel will also be located throughout the playspace.

Active Recreation Solutions Proposed Site Plan



Feature Wave



Active Recreation Solutions are also proposing a “Feature Wave” formed using concrete pipe covered using wet pour rubber to form the white water that can be used to access the top of the wave or the spring mounted timber surfboard to ride.

The tube of the wave can be accessed and will lead out into the back of the wave with seagrass and ocean creatures to discover ride and climb amongst. The beach at the front of the wave will allow general sand play with a three-tier activity table built in.

A local limestone rock wall is located for climbing and exploring at the end of the “beach”.

Scooter Roundabout



The Active Recreation Solutions proposal includes an invisibly inclusive scooter roundabout, located adjacent to the “beach”. The major concern with rotators in public park is being able to control the speed. Unlike traditional rotators, this unique design clearly suggests to users that it should be operated by one user on the scooter section. Those not in a wheelchair are unable to see the features that make this an inclusive piece of equipment which is the very point of invisible inclusion.

ARS Forest Range Nest Swing

Using specially selected hardwood logs with the v boughs to hold the swing beam on top. Each swing will have wet pour rubber access and wear pad and the highest quality stainless steel swing fittings are used.

Inclusive boat swing

Stainless steel chains and aluminium frame. Both the boat swing and double swing set will use the same log and steel crossbar, and hardware system as the nest swing. The boat swim is accessible for a greater range of users with mobility issues.

Susan Wilson feature shop front

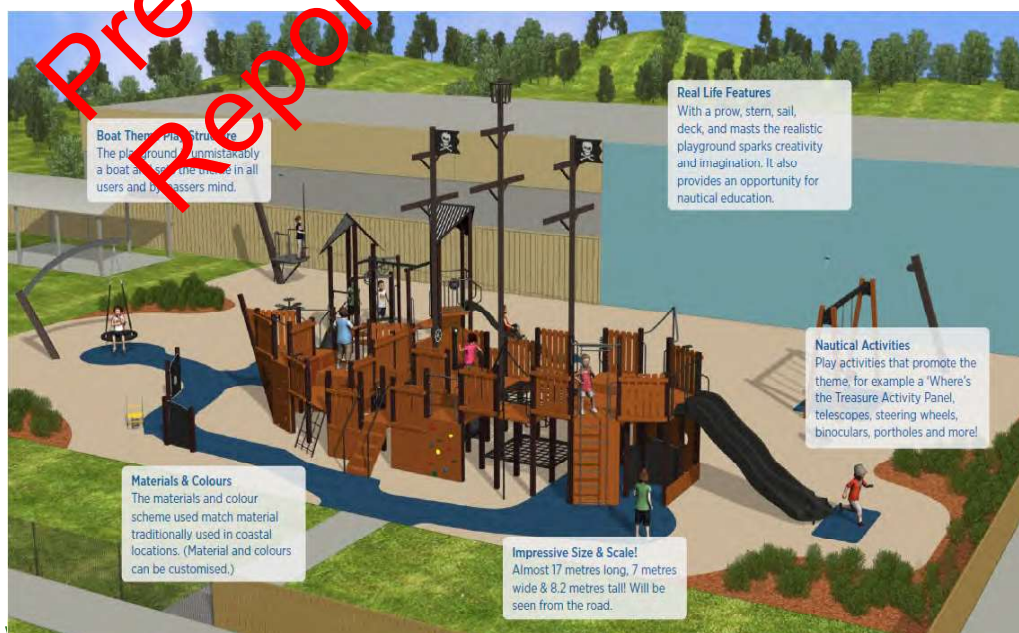
Feature shop front imagination play is based on the original Susan Wilson shop. Internal kitchen fireplace and serving counter. Constructed using hardwood timber frame and corrugated iron cladding. It is intended to get local artists and or school children to help with the signage and

decoration to highlight the lolly and hot water trade the history signage will be redone to continue the memorial.

Previous Council
Report - 11 August 2020


Adventure+ Playgrounds

With the beach in view, a nautical theme playground would reflect the location of the play space and evoke the heritage of the area. The proposal is custom-designed to create play outcomes that attract and engage children and their families, from creative play to sliding. The design has been developed to ensure it caters for all ages and abilities through the use of good play space design principles.




Timber is the primary material used for the proposed Beachport playground design because of its excellent characteristics suited to a coastal location. Adventure+ has proven White Cypress to be an excellent timber for playground construction. Compared to many common timbers such as Jarrah or Spotted Gum it performs better or on par for above and inground life expectancy, durable, shrinkage, borer susceptibility, and strength.

Marine Grade Protection System will be used for any steel elements, which is a heavy-duty defence against deterioration in high corrosion risk area.




Accessibility

- + Easily accessible rubber paths to play activities
- + Flush finish entry to playground
- + Lower level play activities that can be played with from a wheelchair



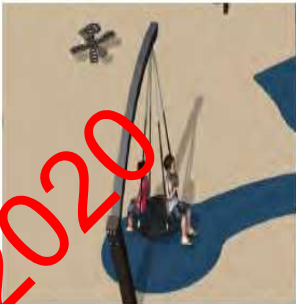
Multi-sensory activities

- + Tactile experience through climbing rocks, timber texture, and play panels
- + Visual perception through coloured play panels and telescopes




Play for all

- + Area for all ages. Both juniors and seniors can access the pirate ship. The additional play unit also provides for all age groups
- + Play activities like the Gyro Swing can be used by users with limited mobility



Social Environment

- + Opportunities where children can play alone, e.g. the play panels and on the ship
- + Activities where children can play in parallel, for example, a multi-user Gyro Swing or multi-user rocker



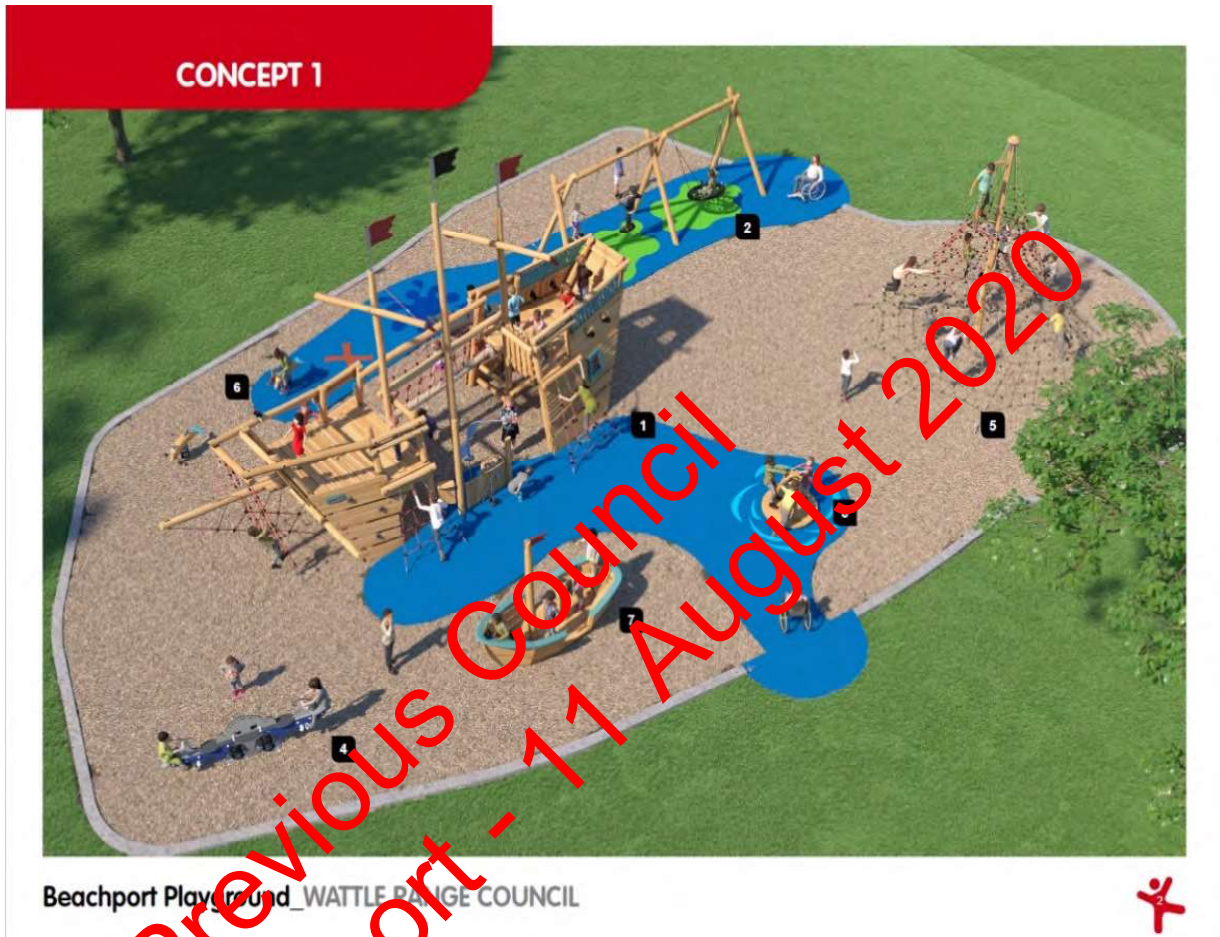
Opportunity for calm

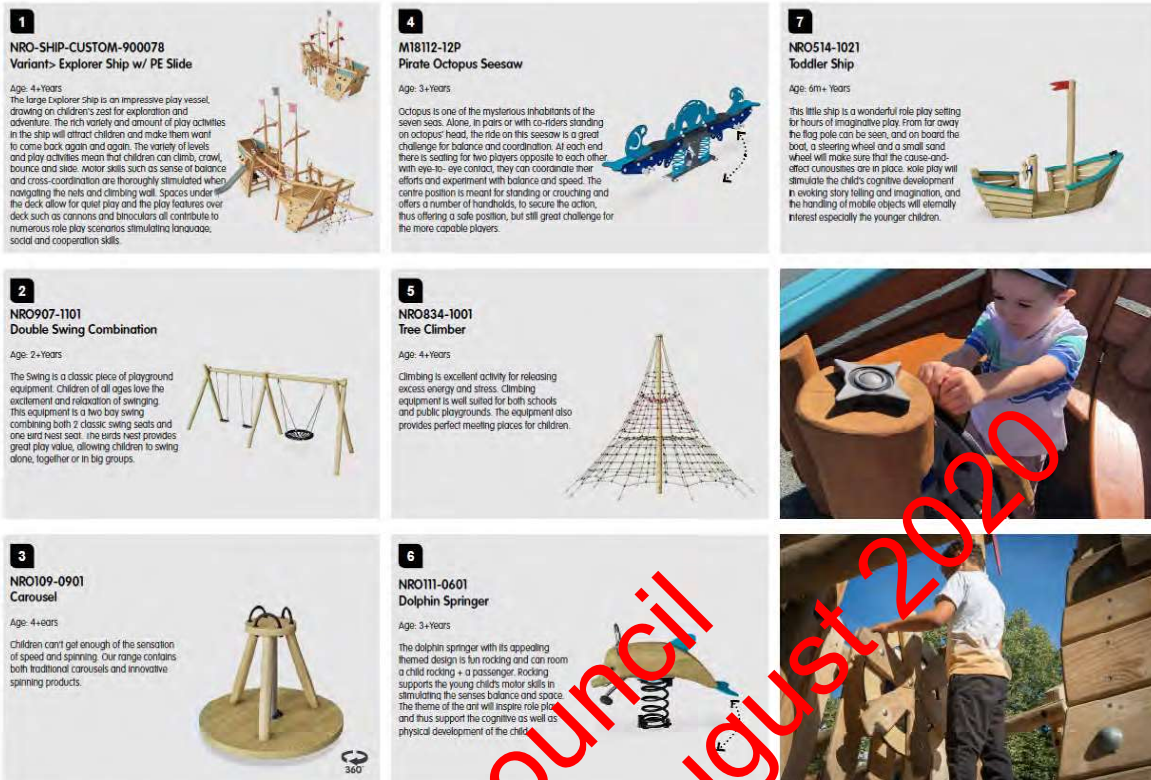
- + Secluded areas in a playground are great for when children experience sensory overload, this achieved through lower decks of the ship

NOTE: Want to scale up the accessibility? As a manufacturer, we can customise our playgrounds to suit your requirements. Work with our consultants and designs to get the perfect design!

Kompan Playscapes Option 1

Kompan Playscape provided three options with Option 1 considered the best of the three options presented in the tender submission.



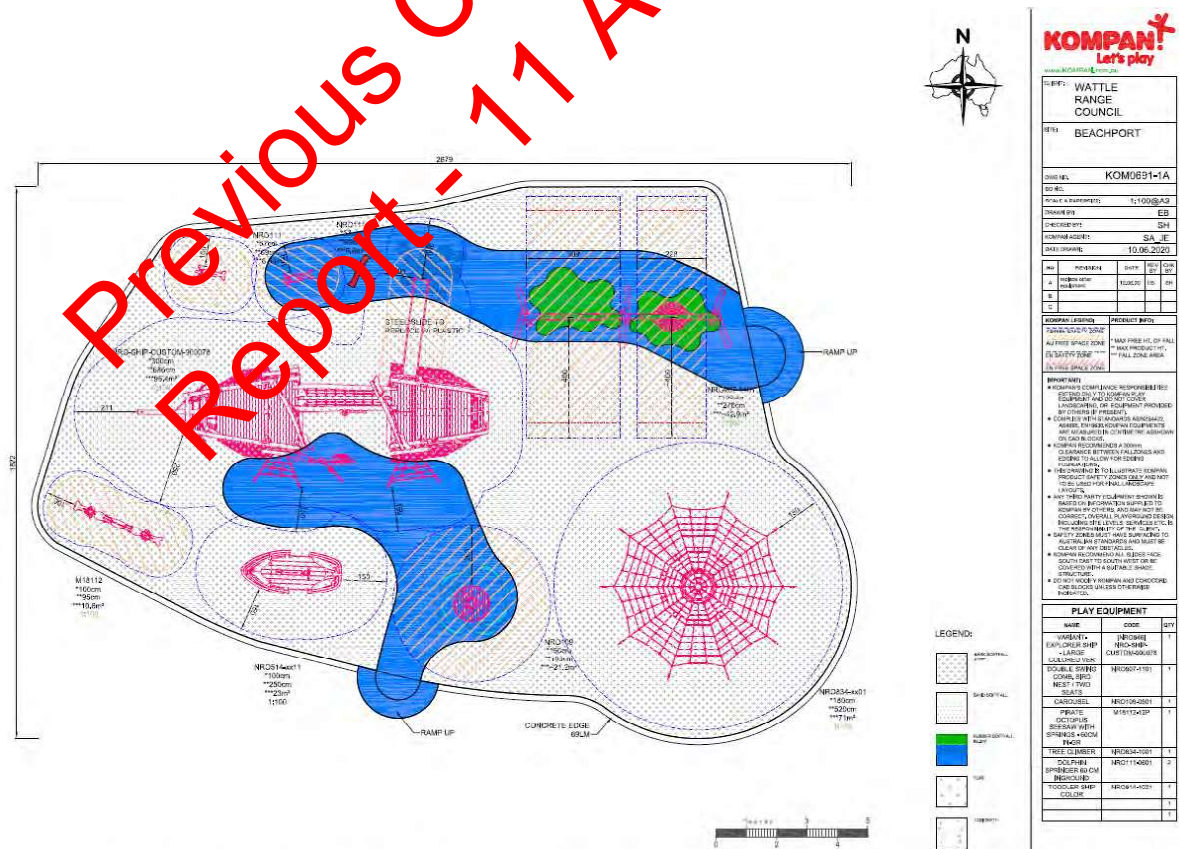


Beachport Playground_WATTLE RANGE COUNCIL



Beachport Playground_WATTLE RANGE COUNCIL





Proludic

Proludic provided two options with Option 1 considered the best of the two options presented in the submission.



Proludic in the submission state “we strive to offer all children the enjoyment of play, to facilitate playing as a shared experience and give every child the means to blossom and develop. Children with disability are like all other children – to progress they need to develop their physical, cognitive, psychomotor and social skills, as well as their independence.”. The users need to be able to engage in the same activities as their friends, within their own capacities.

The design approach:

- Encourage children to play together by laying out the play equipment with great care to enable children and carers to move around the playground with ease, and to interact and communicate with one another.
- Provide a wide range of play equipment and activities to meet the needs of many types of possible disabilities.
- Provide a number of access and exit points on structures to prevent blockages if a difficulty is encountered.
- Integrate wheelchair use into various play activities, but also provide opportunities for children who are able to spend time out of their wheelchairs with assistive aids and carers.
- Provide simple activities with gradual progression in levels of difficulty, to enable children to experience success and to also stimulate development.
- Provide sensory equipment to stimulate the senses and promote development. Use appropriate colours, shapes, textures and sounds. Offer activities that provide sensations that allow children to learn and feel the vitality in their body.
- Provide equipment and spaces that allow children to withdraw for quiet periods when they need to have a rest from what is going on around them.
- Integrate access and the presence of carers who need places to sit down. Carers also need to be able to take part in the play activities and move around the play equipment.

Beachport Playground - Option 1 Equipment *Proludic*

● The Schooner (J1961Ssp)
*photographs of similar vessel illustrated.

PROJECT BEACHPORT PLAYGROUND Wattle Range Council	DRAWING TITLE EQUIPMENT SCHEDULE DRAWING NO. 038251_005	DATE 23.06.2020 DRAWN RG	PROPRIETARY & CONFIDENTIAL The information contained in this drawing is the sole property of Proludic Pty Ltd. Any reproduction in part or in whole without the written permission of Proludic Pty Ltd is prohibited.	CONCEPTUAL ONLY - NOT FOR CONSTRUCTION Play equipment designed and installed in accordance with Australian Standards AS/NZS 4489 - 2014.	CONTACT Jane Barrett, Play & Sport Consultant E-mail: jbarrett@proludic.com.au Mobile: 0419 549 632 Phone: (08) 7221 9289	FOR EQUIPMENT LAYOUT PLAN REFER Dwg 038251_001
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Wattle Range Council - Ordinary Meeting - 11 August 2020

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Beachport Playground - Option 1 Equipment







1 Dippy the Dolphin Group Springer (J981)

2 Frankie the Fish Springer (J821)

3 Hurricane Swing (R24-ITY-724)

4 Swing Set with pod, junior & toddler seats (Z20-0400)

5 Inclusive Trampoline (R34-ETP-500-R)

6 Rainbow Chimes (R34-FIEC-CH)

7 Accessible Carousel (J2409)

8 Flying Fox (J514)

9 Mermaid Panel (J3414sp)
* Custom face panel with unique Graphic Games finish

10 Pirate Panel (J3414sp1501)
* Custom face panel with unique Graphic Games finish

PROJECT
BEACHPORT PLAYGROUND
Wattle Range Council

DRAWING TITLE
EQUIPMENT SCHEDULE
DRAWING NO.
038251_008

DATE
23.08.2020
DRAWN
RG

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CONTACT
Jane Barnett, Play & Sport Consultant
E-mail: jane@proludic.com.au
Mobile: 0419 549 939
Phone: (08) 7551 9289

FOR EQUIPMENT LAYOUT
PLAN
REFER Dwg 038251_001

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Previous Council Report - 11 August 2020

Teagle Contracting

Teagle Contracting has offered pricing to upgrade the entire area, including the fencing, beyond what has been designated within the scope. By doing this the tenderer believes there is overwhelming advantage to improve the entire area as a social precinct.

The space is broken into two areas, which could be completed separately in a staged approach if required. The design lends itself to delete some elements for budgeting purposes for installation at a later date without overly compromising the interim results.

Teagle Contracting's design while still being inclusive goes beyond the Nautical theme. The concept is one which it believes only a local could produce. The concept idea is to mimic (abstractly) the local area in which the playground is situated i.e. Rivoli Bay and the Woakwine pine plantation. Drawing out key features that could similarly interact as components of our playground. These include the pine forest, Woakwine pathway, Surf beach, moored cray vessels, the Beachport groynes, the reefs (Ringwood, Lipson, Sherbert and West Rock), cray pots and Penguin Island.

Through this planned approach the layout, changing surfaces and undulation of the playground will provide excellent way finding for child play. Allowing children to adventure through the entire area. With areas that interact with each other while also providing places for grouped play.

The playground is designed to use different elements of elevation for both play and aesthetics. To create an interesting and intriguing place to explore.

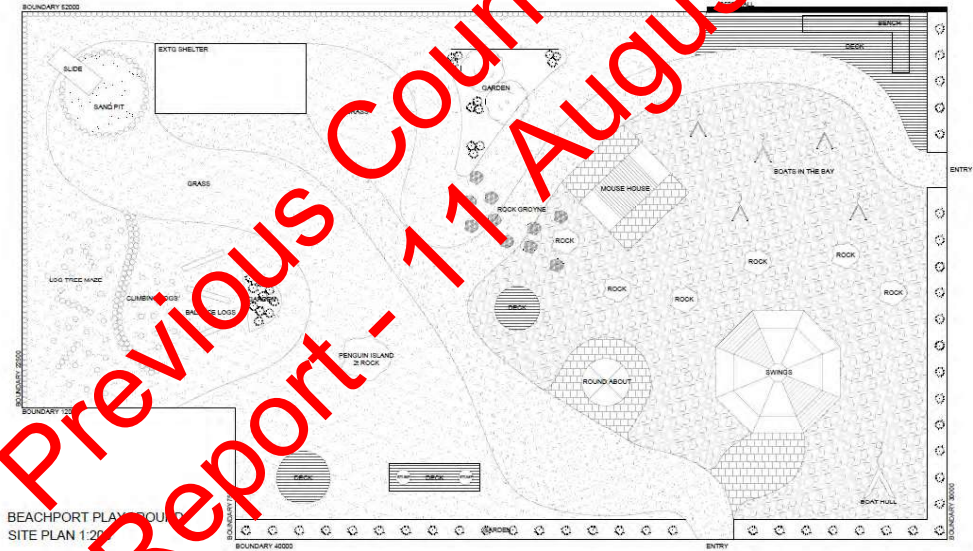
Integrated into the design are areas for adults (supervisors and carers) to enjoy and relax with a coffee from local baristas. Also, areas for families to picnic and soak in the space. The area as a whole caters for at least nine groups at once.

The existing BBQ area is often used for kids' parties and this has been taken into consideration. Providing an area that can be 'designated' to the group. Where parents can relax knowing there is a designated young children area adjacent to the BBQ area.

The design put forward caters for inclusive play by way of ground level carousel, inclusive swing and table area. The flowing path allows parents and children with disabilities to move through the playground and interact with friends. The equipment chosen also caters for juniors, challenges older children and includes parent with toddlers.

The playground is designed to create group play helping children to increase their community play and play collaboratively while meeting new friends and socialising with peers. This is done by including equipment and areas that can be shared by groups such as the large carousel, mouse house, boat moorings, multi swing set and forest.





Financial Considerations

Budget Allocation	\$350,000
Budget Spent to Date	\$0
Budget Variation Requested	\$0

Due to time constraints in wanting to have the facility installed prior to summer holiday period the Council is being asked to delegate to the CEO, Ben Gower power to evaluate the public submissions and award the contract to the preferred contractor. All five submissions offer an amazing outcome for the community.

Risk Considerations

There are no known risk considerations related to this report.

Policy Considerations

There are no known policy considerations related to this report.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

Due to the nature of the project and the history of the site an important part of making the best possible decision is to seek the community comment prior to making a final design on the preferred design. This is important not only to provide the community with an understanding of what is happening but also providing the community input into the decision as the playground will be in place for a number of years.

The intention is to put the five submissions on Council's website and use Social Media to direct people to a survey to allow the public to comment and indicate preference. Council will also have hard copies of the proposal available at Beachport, Millicent and Penola VIC and Millicent Office. Council staff to make direct contact with Beachport District Development Association and Beachport Primary Schools to seek feedback on the proposal.

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Undertake a 28 day public consultation on the five submissions to seek community input into the playground development.
3. Delegate to the CEO the authority to award the contract for "Design, Supply and Installation of Beachport Playground Equipment ENG028.19/20"

15.4.2 Land Division Policy for Provision of Infrastructure

Report Type	Officer Report
Department	Engineering Services
Author	Daryl Sexton
Disclosure of Interest	No Council Officers or Contractors have declared a Conflict of Interest regarding the matter under consideration.
Current Risk Rating	Not Applicable
Strategic Plan Reference	<p>Theme 1 - Community Vibrancy & Presentation 1.1 Enhance public space areas including parks, public places, car parking, street lighting and streetscapes to provide vibrant, attractive areas. 1.3 Provide sustainable, vibrant community facilities.</p> <p>Theme 2 - Economic Prosperity 2.1 Support and advocate for improved infrastructure that enhances and creates economic and business opportunities.</p> <p>Theme 3 - Environmentally Sustainable 3.1 Protect Council's natural assets through proactive planning in climate adaptation and structured infrastructure replacement and enhancements.</p> <p>Theme 4 - Infrastructure & Asset Sustainability 4.1 Create a sustainable stock of assets, with appropriate long term asset planning and optimal use. 4.2 Plan and provide for a safe local road network that meets the future and current needs of our community.</p>
File Reference	GF/9.63.1/3
Attachments	1. Land Division Policy - Draft No. 2 and FINAL [15.4.2.1 - 15 pages]

Purpose of Report

To present to Council a draft policy that sets out the recommended requirements for infrastructure (including the technical requirements associated with each class of asset) that private developers must provide when undertaking land divisions.

Report Details

Land developers must undertake land divisions in accordance with the provisions of the prevailing planning legislation but, at times, there is conflicting views on what is required and also the standards that are to be met in the provision of the infrastructure that is typically provided in land divisions.

The infrastructure provided by developers is “gifted” to Council as part of the development and each piece of infrastructure typically becomes an asset owned by the Council and as such it is placed on the asset register and its ongoing maintenance and eventual replacement becomes a community cost.

To ensure that developers meet their fair share of the cost and that they provide infrastructure in line with community expectations, it is highly desirable that Council has a clear statement of its expectations and requirements.

The attached - “Land Division Policy for Provision of Infrastructure” is a draft policy that documents clearly the infrastructure to be provided and the design/construction standards to be met.

As with all Council policies, this will be a living document, subject to regular review and can be amended from time to time as, and when required.

Financial Considerations

Budget Allocation	TBD
Budget Spent to Date	TBD
Budget Variation Requested	TBD

There are no known financial considerations related to this report.

Risk Considerations

There are no known risk considerations related to this report.

Policy Considerations

Community Engagement Policy 1.5.

Legislative Considerations

There are no known legislative considerations related to this report.

Environmental / Sustainability Considerations

There are no known environmental or sustainability considerations related to this report.

Communication & Consultation Considerations

There are no known communication and consultation considerations related to this report.

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Proceed to place on public consultation for 21 days, in accordance with its adopted Community Engagement Policy, the draft policy - “Land Division Policy for Provision of Infrastructure”.



Land Division Policy for Provision of Infrastructure

Draft

INTRODUCTION:

This policy sets out the requirements of the Wattle Range Council ("Council") for the provision of infrastructure in privately funded land divisions.

LEGISLATION:

This policy is to be read in conjunction with the prevailing planning legislation. At the time of preparation, the prevailing legislation is the Planning, Development and Infrastructure Act 2016 (PDI Act) and Planning, Development and Infrastructure (General) Regulations 2017.

PLANNING REQUIREMENTS:

In addition to the plans and specification requirements for land divisions, as detailed in Division 6—Prescribed requirements—general land division, of the Planning, Development and Infrastructure (General) Regulations 2017, a development application and supporting material shall include the following:

1. Where new roads are to be created - proposed road reserve and road pavements widths; and
2. Reference to and details of any proposed fencing, particularly fencing adjoining reserves/screening reserves.

3. Street trees are encouraged in land divisions. They must be properly planned for and integrated as part of the overall land division proposal. A Plan of the land division showing proposed street trees should accompany the Development Application. The number, position and type of street trees shall be at the total discretion of Council and should be discussed with Council prior to submitting the proposal. The cost of purchasing any agreed to street trees shall be totally borne by the applicant/land developer.
4. Design site levels to be provided with the lodgement of the land division for formal approval.

STREET NAMES:

Proposed street names associated with the overall land division (including estate name etc.) shall comply with the Naming of Roads Policy.

LAND MANAGEMENT AGREEMENTS:

Where appropriate and at the sole discretion of Council, Council is prepared to accept Land Management Agreements, in accordance with the provisions of the PDI Act 2016 and PDI (General) Regulations 2017. Such Land Management Agreements are only be used in relation to the development and initial maintenance of screening reserves and development requirements for small allotments.

All costs associated with the preparation of a Land Management Agreement (including any draft agreement) for any matter and its final lodgement and execution shall be totally borne by the applicant/land developer.

RESERVES:

Council, when dealing with land division applications, seek where appropriate, to have public open space contributions in parcels of at least 1,000m² in area and on flat land. Such areas should link with other reserves where possible and practicable.

In instances when screening reserves are required, the Development Approval and/or Land Management Agreement, should include a request for the Developer to fence the screening reserve and develop the reserve in accordance with a plan approved by Council.

Council aims to plant out (with appropriate species) public open space reserves to the equivalent of approximately 10% of the reserve area, with the remainder of the area to be left grassed, to allow for low level active and passive recreation.

CLEARANCE/CERTIFICATE OF APPROVAL:

Where Council has agreed and has been engaged to undertake the physical construction works associated with the land division (or part works), all money for the cost of the work shall be paid to Council prior to Council clearing the land division and advising the State Commission Assessment Panel (SCAP) that it can issue the Certificate of Approval for the plan of division; and;

1. Where a private contractor has been engaged to undertake the physical construction works, associated with the land division (or part works), all of the work shall be completed to the satisfaction of Council, prior to Council clearing the land division and advising the SCAP that it can issue the Certificate of Approval for the plan of division;

or

2. Where a private contractor has been engaged to undertake the work, a bond equalling 150% of the higher of two highest quotations shall be lodged with Council in the form of cash or bank guarantee, together with an agreement (which sets out the construction stages and timing of each stage for the whole of the works) that will allow Council to draw upon deposited funds or bank guarantee to complete outstanding works. If works fall more than 30 days behind the submitted schedule, Council will have the sole discretion in the decision to complete the works, or to grant time extensions.

The form of bank guarantee is to be such that no termination date of the guarantee is to be specified, and the guarantee can only be cancelled on the written advice of the Chief Executive Officer of Council.

Upon receipt of the contract sum (or other amount as determined to be reasonable by Council) and the signed works schedule agreement, Council will clear the land and advise the **SCAP** that it can issue the Certificate of Approval for the plan of division.

DEPRESSIONS - PRONE TO FLOODING:

Where a land division includes land that is situated within a depression, and may be prone to flooding, Council will endeavour to have the land transferred to Council for reserve purposes.

The applicant, with the assistance of a professionally qualified and experienced Engineer, assess any depression situated within a proposed land division, which may become flooded and develop a strategy, based on current engineering design principles, to eliminate or reduce the flooding or potential for flooding to any property. The applicant will be required to submit the strategy (which is to include engineering plans showing retention areas, drainage pits, outfall drains, contouring, etc. if appropriate) to Council for approval and if approved, incorporate same into the overall infrastructure plan for the land division.

Where there is a depression situated within a proposed land division, which may be prone to flooding, Council will impose the following conditions, when considered necessary, following execution of the strategy as developed in accordance with the above:

"That the applicant be advised that Allotments are situated within a depression and as such an appropriate notation to the effect is to be registered on the title to the allotment, which will bring to the attention of prospective purchasers of the allotment, so that they can establish satisfactory floor levels in respect to any building to be erected on these allotments in order to reduce the potential for property damage"

Council will ensure, to the best of its resources and ability, that any flooding problem has been satisfactorily overcome prior to issuing any approval.

Where a flooding problem is unable to be satisfactorily overcome, the land division application should not be approved by Council.

ENGINEERING WORKS:

The applicant is required to submit for approval, design plans for all the engineering and infrastructure works associated with the land division and such plans are to include:

1. Road Hierarchy, Design and Construction Standards;
2. Kerb Profile;
3. Drainage;

4. Footpaths;
5. Crossing Places;
6. Retaining Walls; and
7. Wastewater Infrastructure.

ROAD HIERARCHY, DESIGN AND CONSTRUCTION STANDARDS:

Philosophy

The development road hierarchy is to reflect the different road functions, ranging from traffic distribution to shared traffic, pedestrian and recreation use. Road design, based on current engineering standards is to be consistent with the road hierarchy, land use and land forms.

Development should generally be undertaken in a manner consistent with general policies contained in the Planning and Design Code (the Code).

Unsealed roads will not be permitted within Township boundaries (as defined in the Planning and Design Code (the Code)).

Table 1 is to be used in developing design criteria consistent with this philosophy.

Table 1 – Road Design Requirements:

Road Classification	Maximum 24 hour Traffic Volume	Number of allotments served	Design Speed (kmh)	Road Reserve Width (m)	Carriageway Width(m)	Minimum Pavement Thickness (mm)
Access Place	100	<10	30	<12	4.5 – 7.0	300
Access Street/road	250	<25	40	<14	4.5 – 8.0	300
Collector Road	250 to 1000	<100	50	14-16	6.0 – 8.0	350
Distributor Road	>1000	>100	50	16-18	8.0-10.0	350
Industrial Street	-	-	50	18-20	10.0 – 13.0	450

Technical requirements - Road Design:

1. Centre line grades generally should be a maximum of 10%, absolute minimum of 0.4%. Steeper grades, over a short distance will be permitted subject to the prior approval of the Director Engineering Services.
2. Intersections in areas of steep grades should be avoided if possible. Intersection storage area for one vehicle is desirable. Intersection site distances should comply with current engineering standards, as should all the design work within the proposed development.
3. In roads classified as collector roads or distributor roads, consideration should be given to the installation of accepted traffic management devices to control traffic flow and speed (e.g. roundabouts, slow points etc).
4. Where a new road is to intersect with a distributor road or major arterial road or industrial road, developers are encouraged to be innovative in the design to ensure vehicles leaving the road do so at a very low speed for the safety of all road users. Such designs are to be in accordance with the Code of Practice for the Installation of Traffic Control Devices in South Australia. If the developer and the Director Engineering Services cannot agree on a

suitable intersection treatment, then this may be referred to Council for a final and binding decision.

5. Road cross fall should be in the range of 1 in 20 (5%) to 1 in 50 (2%) with the desirable being 1 in 33 (3%).
6. One-way road cross fall may be utilised, where the land form is such that the road will tie into existing natural surface levels more readily than with the conventional and desired 2-way cross fall with centre crown.

KERB PROFILE:

Kerb and channel is required to both sides of all streets to provide a structural pavement edge, a drainage mechanism and to delineate vehicle movements. This does not apply to allotments within a Rural Living Zone.

Pavement edges may be provided as follows:

1. Access place - roll-over profile;
2. All other roads - roll-over profile and/or barrier profile – see approved cross sections below (Diagram 1);
3. Other kerb profiles may be used subject to the prior approval of the Director Engineering Services and the provision of kerb inverts at the location shown on the engineering drawings.

Kerb and channel is to be constructed using concrete of twenty eight (28) day strength of 25MPa ($F'c=25MPa$) and finished to a steel float finish.

Kerb transition between types shall be made over 3 metres.



Diagram 1: Kerb profiles

ROAD PAVEMENT REQUIREMENTS:

Table 1 gives minimum pavement depths (as a general guide) but they may be increased depending on the quality and type of sub-grade material and also based on:

1. The design of flexible pavements as per the Austroads Design Guide Part 2 – Guide to Pavement technology, Pavement Structural Design method using equivalent standard axle (ESA's) loadings based on 10 vehicles per day per allotment and a twenty (20) year design life; OR
2. Road designs shall provide for concrete pavement based on the Concrete and Cement Associations design tables.

All flexible pavements shall be constructed of materials approved by the Director Engineering Services.

1. Where there is any doubt about the quality of proposed pavement materials, they may require laboratory testing of materials as follows:

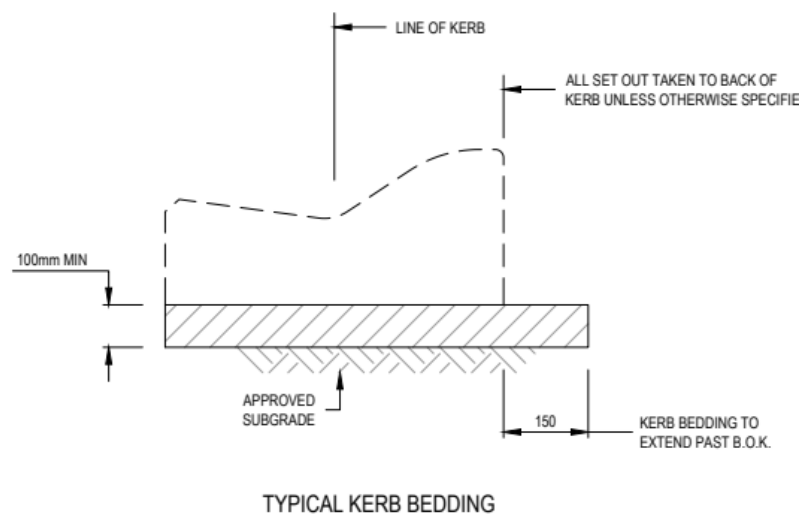
- ☐ Sieve Analysis (Gradings)
- ☐ Atterberg Limits

2. All testing to be carried out by a National Association of Testing Authorities (NATA) registered laboratory.

3. Material, in the opinion of the Director Engineering Services, not considered suitable for road pavement construction is not to be used.

Pavement density testing is required on all works prior to placement of seal coat, pavers, asphalt etc. Unless otherwise indicated by the Director Engineering Services, the modified density test method shall be used.

The road pavement is to extend a minimum of 150mm behind the back of kerb and a minimum of 100mm under the base of kerb. Kerb base material is to be compacted to the same specifications as the road pavement.



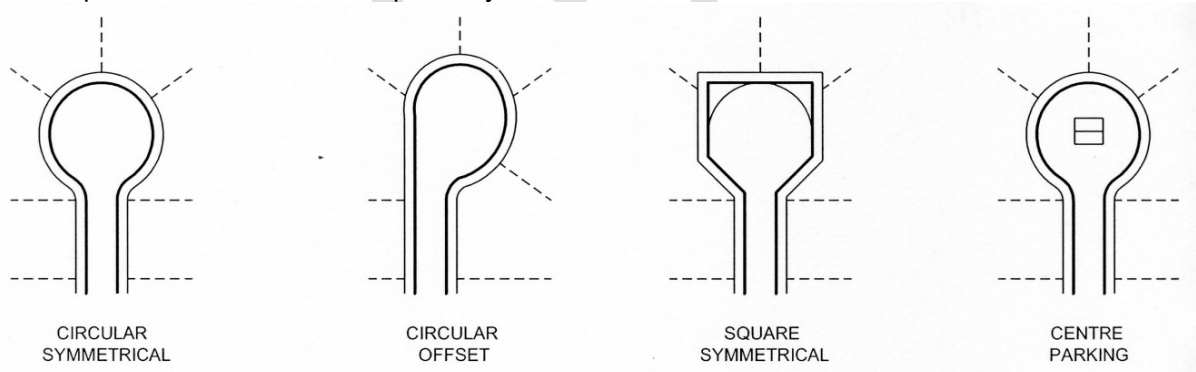
An Asphaltic concrete (hotmix) surface or two coat basalt aggregate seal is to be provided to all roadways to the satisfaction of the Director engineering Services.

The design of the hotmix surface to be to the satisfaction of the Director Engineering Services; and may include a requirement to use a mix design utilizing polymer modified binders.

VEHICLE TURNING MOVEMENTS:

All vehicle turning movements shall be deemed to comply with performance measures when compared with templates contained in the National Association of Australian State Road Authorities Design Vehicles and Turning Templates, as follows:

- (a) For turning movements involving local arterial and distributor roads/industrial roads, the design 30 metre A-Double truck with radius 15.0 metres shall be used;
- (b) For turning movements involving collector roads but not local arterial or distributor roads/industrial roads, the design rigid truck with radius 12.5 metres shall be used;
- (c) For local arterial roads/industrial roads, the largest design vehicle likely to enter the land division shall dictate the road geometric design.
- (d) For turning movements involving access streets or access places, but not involving local arterial or distributor roads/industrial roads or collector roads, the design car with radius 8.0 metres shall be used;
- (e) For turning movements at the head of dead-ended streets, sufficient area shall be provided for the design car to make a complete turn and for garbage collection vehicles to undertake a 3-point turn. Pavement shapes may be one of, but not restricted to:



- (f) Access places and access streets should not exceed 150 metres in length. It is desirable streets interconnect at 90-degree junctions separated by at least fifty (50) metres. Cross roads and "Y" junctions are to be avoided, to reduce the likelihood of road-user accidents.

MATERIALS FOR ROADWORKS:

General:

1. All material shall be clean, sound, hard and durable. Foreign material shall not be present in sufficient quantity to produce adverse effect upon the usage or performance of the material.
2. All material shall be produced from natural rock or sand deposits and shall be preapproved by the Director Engineering services prior to its use.
3. The contractor shall be required to submit a reference sample of the proposed

material and to undertake the following laboratory testing of the material:

- Sieve analysis (gradings)
- Atterberg limits

4. Appendix 1 - Pavement Material Specification, shall be referred to and used as the general document to determine the acceptability of various classes of materials to be used in roadworks. The suitability of fill material shall be determined on a case by case basis by the Director Engineering Services or his appointed nominee but generally shall conform to the requirements as indicated in - Fill material.

Fill Material:

1. Excavated material may be used as fill material provided it is considered acceptable by the Director Engineering Services, but shall consist of the following properties:
 - particle size to not exceed 75mm;
 - be free of organic or other foreign matter;
 - under proof rolling, not show any signs of deformation, rutting, softness or yielding
 - or be unstable;
 - be stable under various moisture contents with minimal swell or shrinkage.
2. Proof rolling shall be used to determine the acceptability of a material placed as fill and shall be undertaken by using either a fully laden water cart or other heavy machine exceeding 10 tonne in mass.
3. Fill material shall be placed in layers of between 150 - 200mm loose thickness.

Proof rolling is a hold point in roadwork construction and the contractor shall not proceed to the next stage until approval has been granted by the Director Engineering Services or his appointed nominee.

Sub-grade:

1. The sub-grade shall be prepared to produce a tight dense surface and shall be compacted to not less than 95% of standard maximum dry density for all roadways up to and including residential class. For road classes considered above residential (i.e. industrial and or collector and distributor) the sub-grade shall be compacted to a level as determined by the Director Engineering Services or his nominee and based on the materials sub-grade California Bearing Ratio (CBR) value and its resilient modulus. The method for determining the sub-grade materials CBR value shall be in accordance with the Austroads pavement design manual "A Guide to the Structural Design of Road Pavements."

The testing and verification of the sub-grade is a hold point in the road construction and the contractor shall not proceed to the next stage until approval has been granted by the Director Engineering Services of his nominee.

Sub-base:

1. For roads up to and including residential class, the sub-base layer shall consist of either 40mm crushed limestone rubble as approved by the Director Engineering Services of his nominee, and in accordance with the material properties as indicated below, or PM2/40QG as specified in Appendix 1 - Pavement Material Specification. The minimum sub-base

thickness shall be 150mm, and with no individual layer placed exceeding a compacted thickness of 150mm.

2. A minimum compaction of 96% MDD is required and tested at a frequency of 1 test per 500m² per sub-base layer.
3. Material to be used is generally described as non-plastic cementitious coralline limestone rubble. It shall be graded and all material shall pass a 75mm screen, with the maximum dimensions being not more than 100mm. It shall be free of deleterious material. Surfaces containing oversize material may be rejected.
4. Contractors are required to provide a NATA laboratory analysis of the material being used. The analysis is to include:
 - particle size distribution to AS1289 C.6.1 (sampled in accordance with AS1141.3);
 - consistency limits and moisture content to AS1289.

NOTE: If the above tests are superseded by revised Australian Standards, such new standards to be used and listed.

5. During the works, any substantial variation in the material may be rejected. The Director Engineering Services of his nominee will have sole discretion definition of substantial variation.
6. The contractor shall supply two samples in suitable containers. Samples shall weigh at least eight (8) kilograms each and be lodged at the time of tender or at least two (2) weeks before work commences on site. The samples will be marked. One sample will be returned to the contractor and the other sample will be retained by Council.
7. For road classes considered above residential (i.e. industrial and or arterial or distributor status) the sub-base material and layer thickness and compaction specification shall be determined by a proper road pavement design process as referred to in the Austroads pavement design manual "A Guide to the Structural Design of Road Pavements" or approved equivalent design process, and shall consider the design traffic loading for the road class.

The testing and verification of the sub-base is a hold point in the road construction and the contractor shall not proceed to the next stage until approval has been granted by the Director Engineering Services of his nominee.

Base:

1. For roads up to and including residential class, the base layer shall consist of a 100mm thick compacted layer of PM2/20QG.
2. A minimum compaction of 96% MDD is required for all sample points, tested at a frequency of 1 test per 250m² per layer.
3. For road classes considered above residential (i.e. industrial and or arterial or distributor status) the base material and layer thickness and compaction specification shall be determined by a proper road pavement design process as referred to in the Austroads pavement design manual "A Guide to the Structural Design of Road Pavements" or approved equivalent design process, and shall consider the design traffic loading for the road class.

The testing and verification of the base is a hold point in the road construction and the contractor shall not proceed to the next stage until approval has been granted by the Director Engineering Services or his nominee.

Construction Tolerances:

1. Tolerances for the construction of various pavement courses shall comply with Table 2.

Course	Design Level Tolerance	Layer Thickness Tolerance	Shape Tolerance
Sub-grade	+ 30mm - 30mm	+ 30mm - 30mm	30mm in 3 metres maximum
Sub-base	+ 20mm - 20mm	+ 20mm - 20mm	25mm in 3 metres maximum
Base	+ 10mm - 10mm	+ 15mm - 15mm	15mm in 3 metres Maximum
Overall	+ 20mm - 10mm	+ 20mm - 10mm	

Table 2: Construction Tolerances

Final Trim:

Following placement and compaction of base course material, the whole of the surface of base course shall be final graded and trimmed to the specified tolerances, so as to leave a hard, dense, tightly packed surface, free of defects. Road surfacing shall not be commenced until the profile, surface compaction, quality and finish of the base course have been inspected and approved by the Director Engineering Services or his nominee.

This is a hold point in the road construction and the contractor shall not proceed to the next stage until approval has been granted by the Director Engineering Services or his nominee.

DRAINAGE

A detailed drainage design is required for all stages of the proposed land division, and if necessary, due to existing land form, include areas outside the proposed development but within the drainage catchment affecting the development;

Design shall be in accordance with procedures in the current edition of: Australian Rainfall and Runoff (IEA) or other edition as approved by the Director Engineering Services or his nominee and the Environment Protection Authority "Guidelines for stormwater management in Mount Gambier" in so far as this document is applicable to the location and the design. These documents are to be used to determine the appropriate sizing on the drainage system for both minor and major storm events;

Drainage computations must be prepared by a qualified and experienced Engineer and submitted with the detailed engineering drawings for the proposed land division;

All stormwater runoff attributable to the proposed land division is to be adequately disposed of within the development area, or as otherwise approved by the Director Engineering Services of his nominee.

As a general rule, side entry pits should be spaced no further than 100 metres apart; closer spacing if required, may be acceptable depending on conditions and detailed design;

Any drainage bores and associated settlement tanks shall be constructed to meet the requirements of Council and the Department for Environment and Water – Natural Resources: South East (DEWNR:SE). Drainage capacity of any bore is to exceed the calculated drainage discharge for the designated stormwater system; and the bore is to be proved to the satisfaction of the Director Engineering Services of his nominee.

Storage basins capable of holding the run-off of the designated rainfall storm shall be provided at suitable locations if drainage bores prove to be unacceptable or outfall drainage has limited capacity;

Spoon drains, when required at junctions, shall be constructed to maintain the pavement width of the through street and to ensure continuity of flow of all stormwater. A spoon drain may not be constructed across a through street. Generally, spoon drains are not to be used unless approved by the Director Engineering Services of his nominee;

All stormwater storage basins are to be provided with appropriate warning signs and fencing where required (in cases where side slopes exceed a slope of 1 vertical to 5 horizontal) to the satisfaction of the Director Engineering Services of his nominee.

Council may require a separate drainage reserve in land divisions of adequate area to provide stormwater treatment and retention for a one (1) in five (5) year storm event in residential areas and a one in ten (10) year storm event in other areas. Any requirements above these limits may be incorporated into the public open space calculation;

FOOTPATHS:

Paved footpaths are to be provided where shared use of road pavement is not appropriate; and where potential volumes of pedestrians warrant formal construction to provide safe and adequate all-weather links.

Footpaths shall be provided as follows:

1. Industrial streets, local streets and access places carrying less than 400 vehicles per day shall have no separate constructed pedestrian path;
2. Streets carrying between 400 and 2000 vehicles per day shall have, on one side of the road pavement, a separate pedestrian path of concrete or blockwork of 1.5 metres width to the approved construction standard;
3. Collector roads, distributor roads and arterial roads and industrial roads with greater than 2,000 vehicles per day, shall have on each side of the road pavement, a separate pedestrian path of concrete or blockwork of 1.5 metres width to an approved construction standard;
4. Concrete footpaths shall be constructed to a minimum thickness of 80mm with regular control joints at 1.2 metres to 1.5 metre centres and 10mm expansion joints at 6.0 metre

centres and with sections of paths extending through crossovers to be suitably steel reinforced to take the required traffic loading;

5. The footpaths shall be located on the relevant road reserves in accordance with the current edition of 'Code of Practice for Coordination of Work and Allocation of Space on Roads and Footpaths (South Australia)';
6. All concrete footpaths are to have a broom finish;
7. Kerb Ramps shall be provided at every corner radius where footpaths are proposed. The location is to be approved by the Director Engineering Services or his nominee. Kerb ramps shall comply with relevant AS1428 standards.

Warning Tactile Ground Surface Indicators (TGSi) shall be provided within kerb ramps. The ramps shall have a maximum grade of 1:8, as allowed in AS1428.4.

The full width of footpaths (nature strips with or without paved path) shall be graded to slope toward the adjoining top of kerb at a rate of 0.040 metre (fall) per metre (width);

Details of blockwork and concrete footpaths are to be included with the detailed engineering drawings as submitted as part of the land division application.

The land owner/developer should have regard for the establishment of bike lane/bike paths within the road reserve (either on-road or off-road).

CROSSING PLACES:

It is Council's expectations that one (1) paved crossover will be provided to each new allotment created by the land division. Crossing places must avoid road/drainage infrastructure, particularly stormwater pits, service pits etc.

Crossing places shall be constructed to the following specifications:

1. Finished grades shall be consistent with the adjoining roadway and footpaths (levels at the property boundaries shall be designated by the Director Engineering Services or his nominee;
2. Materials shall be either reinforced concrete with a minimum thickness of 100mm for residential allotments (125mm to 150mm for industrial allotments); or
3. Blockwork of suitable strength and design for the expected vehicle movements (full design details must be submitted with engineering drawings).

Crossing place relocation due to inappropriate siting for a specific building design/development shall be the responsibility of the current owner of the allotment.

RETAINING WALLS:

In land divisions that require site preparation that requires the use of retaining walls to achieve the design site levels, Council will accept a single development application, prior to the creation of allotment titles, for all the required retaining walls within the proposed land division. This will allow the developer to present for sale allotments that are ready for building works and to also achieve consistency in retaining wall style throughout the land division.

PROVISION OF WASTEWATER TO NEW ALLOTMENTS

All allotments in a residential zone must be provided with a connection to the relevant wastewater system (either Council-owned or SA Water), aerobic wastewater and other alternatives systems will only be approved where a scheme does not exist or in exceptional circumstances.

It is the responsibility of the developer / applicant to provide evidence of the exceptional circumstances and cost alone is not considered to be sufficient grounds

SA WATER SEWER SCHEME

SA Water conditions must be complied with to connect newly created allotments, to its sewer scheme.

COUNCIL-OWNED COMMUNITY WASTEWATER MANAGEMENT SCHEME (CWMS)

The developer/applicant shall engage a suitably qualified wastewater Engineer to provide Council with a full design and specifications for the CWMS and details of the connection point to the existing CWMS. All design specifications must meet the requirements of Council. A concrete inspection cover is to be installed over the connection point at the time of the CWMS construction.

Should alterations be required to the existing scheme to allow access to the new development, all associated costs shall be borne by the developer.

Where necessary, the design may include a pressurised system or additional pump stations to accommodate flows outside the capacity of the existing wastewater control system.

Any easement to be created as part of the design and construction of the CWMS shall be 3 metres in width and made out in favour of the Wattle Range Council.

Any reserves of dimensions approved by Council must be formed over any pump station site located on private property. Such reserves shall be under the control of Council.

The developer/applicant shall pay the fee prescribed in Council's Fees and Charges Policy to the Council per each newly created allotment created by the land division that requires access to the CWMS.

Each connection point and associated infrastructure must be installed or bonded prior to issuing clearance.

Council will accept ownership of the infrastructure only from outside the property boundary. This includes gravity mains, pump stations and rising mains, but not private pump stations within a property or sewer boundary kits, required due to a lack of fall for gravity connections.

Council will require at least 24-hour notice, for any works of connecting to the CWMS, to allow a site inspection to occur, prior to backfilling pipe work.

The Defect Liability provisions below will also apply to CWMS infrastructure.

PROVISION OF DRINKING WATER TO NEWLY CREATED ALLOTMENTS:

All newly created allotments in a residential area must be serviced by potable mains water where it is available in the town. Bore water will not be approved, for drinking water in townships where mains water is available.

STREET LIGHTS AND STREET SIGNS:

Street lighting is to be designed and installed in accordance with the current Australian Standard and have regard to energy efficient lighting systems, with all costs associated with this requirement being borne by the developer.

Street signs shall be supplied (from an approved supplier) and erected to indicate the appropriate street names to the reasonable satisfaction of the Director Engineering Services.

DEFECTS LIABILITY PERIOD:

Applicants are required to lodge with Council, (unless Council is the construction contractor) a standard agreement to indemnify Council against any defects that occur in any infrastructure (including but not limited to road and drainage infrastructure, reserves and retention basins, etc) for a period of twelve (12) months from the date of practical completion. The date of practical completion will be the date that Council accepts the engineering works;

The standard agreement will stipulate that any/all infrastructure faults are to be rectified by the applicant or to reimburse Council the full cost of all necessary works;

Council will notify the applicant in writing of practical completion in response to a written request by the applicant;

The applicant is required to notify Council when the following stages of the engineering works have been achieved and will not proceed until such works have been approved (including appropriate testing if required) by Council:

HOLD POINTS	
The following stages are considered hold points in the process of road construction for roads up to and including residential class	
ROADWORKS	
Stage	Testing Required
1. Cut/Fill	Proof Rolling
2. Sub-Grade Placement	95% SDD 1 test per 500m ² per layer
3. Sub-Base Placement	96% MDD 1 test per 500m ² per layer
4. Base Placement	96% MDD 1 test per 250m ² per layer
5. Final trim prior to placement of wearing course	Refer Table B construction Tolerance
6. Concrete Kerbing - Kerb base preparation prior to placement of kerbing	Visual inspection
7. Stormwater - Pipe laying prior to backfilling of trenches	Visual inspection

8. Council-owned CWMS connection – pipe laying prior to backfill of trenches – Visual inspection.

PROVISION OF “AS CONSTRUCTED” DOCUMENTS/PLANS

Prior to Council accepting the engineering works, the applicant is required to provide “as-constructed” documents/plans for all works. Documents must be provided in a suitable format approved by Council and the applicant should contact Council prior to preparation.

PROVISION OF POWER TO NEWLY CREATED ALLOTMENTS:

Where any new allotment is created the provision of electricity shall only be permitted to be installed as an above ground service (i.e. using stobie poles), in areas where electricity is currently provided above ground.

In areas where there is currently no above ground electricity installed and any new allotment is created Council will require that the provision of electricity shall be provided via underground cables.

AVAILABILITY OF POLICY:

This Policy will be available for inspection at Council’s principal office during ordinary business hours and on the Council’s website www.wattlerange.sa.gov.au.

Copies will also be provided to interested members of the community upon request, and upon payment of a fee in accordance with Council’s Schedule of Fees and Charges.

16 Correspondence

16.1 Limestone Coast Local Government Association - General Meeting - 14 August 2020 - Meeting Summary

Report Type	Correspondence
Correspondent	Limestone Coast Local Government Association
File Reference	GF/10.14.2/1 EI 2020/175250
Attachments	1. LCLGA Board Meeting Key Outcomes 14 August 2020 [16.1.1 - 1 page]

RECOMMENDATION

That the Meeting Summary from the Limestone Coast Local Government Association dated 14 August 2020 be received and noted.



The Limestone Coast Local Government Association (LCLGA) is a regional subsidiary established by the seven Constituent Councils in the Limestone Coast region of South Australia; City of Mount Gambier, District Council of Grant, Kingston District Council, Naracoorte Lucindale Council, District Council of Robe, Tatiara District Council & Wattle Range Council.

MEETING SUMMARY

LCLGA General Meeting, 14th August 2020 hosted by Wattle Range Council in Penola

1. Guest Speakers

Nick McBride – Member for MacKillop

Mr McBride provided an update on the State Government response to the COVID -19 Pandemic health and economic crisis. An overview of the recent visit to the region by the Premier Stephen Marshall, Minister Stephen Wade, Minister David Speirs, Police Commissioner – Grant Stephens and Chief Health Officer-Nicola Spurrier. Information regarding the new border controls that come into effect on 21st August 2020 were provided, Mobile Black Spot funding, Speed Limits and SAPOL presence in the region.

Steve Bourne –Regional Material Recycling Facility (MRF) Study

An overview was provided on behalf of the LCLGA Regional waste management committee who were successful in securing funding from the LGA SA research fund to undertake a study into the risks and feasibility of a regional MRF. A partnership with Uni SA was established and modelling from 2 Adelaide councils. During the meeting approval was granted for the LCLGA Executive Officer, in collaboration with the LCLGA Regional Waste Management Steering Committee, to further investigate the viability of the preferred solutions with Cross Border Councils, Regulators and the Market.

2. Recommendation Reports & Items for Noting

2.1 LCLGA Draft Annual Business Plan 2020-2021

The LCLGA Annual Business Plan 2020-2021 was endorsed

2.2 Proactive Advocacy

Member councils are asked to provide feedback on the priority items for the LCLGA to develop proactive advocacy strategies.

2.3 SAROC Nominations

The board endorsed the nomination of the President and Deputy President for the SAROC Committee. This does not prevent other eligible candidates nominating for the Committee.

2.4 Independent Member – Audit and Risk Committee

The recruitment and appointment of an independent member to the LCLGA Audit and Risk Committee

2.5 Cross-Border: Memorandum of Understanding

The establishment of a formal cross-border tourism alliance between Limestone Coast Local Government Association and Glenelg Shire Council through a Memorandum of Understanding was endorsed.

2.6 LCLGA Committee Governance Arrangements/Risk Profile and Terms of Reference (TOR)

Executive Officer presented an information report on the existing governance arrangements and risk profiles for each committees and project. A full review of all LCLGA Committee TOR's will come back to the Board for approval.

2.7 RDALC Funding Model

The proposed funding model was discussed.

Further information available by contacting Mr Tony Wright, Executive Officer P:0417 442 296 or via the Office P: 08 8723 7310
E: admin@lclga.sa.gov.au. Copy of reports can be found on the LCLGA Website www.lclga.sa.gov.au

16.2 Deputy Premier regarding South Australian Local Government Grants Commission

Report Type	Correspondence
Correspondent	Vickie Chapman MP – Deputy Premier / Minister for Planning and Local Government
File Reference	GF/7.41.1/33 I175276
Attachments	1. Letter re SA Local Government Grants Commission [16.2.1 - 3 pages]

RECOMMENDATION

That the correspondence from Hon Vickie Chapman MP, Deputy Premier dated 14 August 2020 be received and noted.

The Hon Vickie Chapman MP



**Government
of South Australia**

Deputy Premier

Attorney-General

Minister for Planning
and Local Government

GPO Exchange
10 Franklin Street
Adelaide SA 5000

GPO Box 464
Adelaide SA 5001
DX 336

Tel 08 8207 1723
Fax 08 8207 1736

A4566565

14 August 2020

LETTER NO: 1115278					
FILE NO: 7.91.1/33					
DATE RCVD		20 AUG 2020		EA via Mayor	
CEO	DCS	DOO	DES		FILE

Mayor Des Noll
Wattle Range Council
PO Box 27
MILLICENT SA 5280

Dear Mayor Noll

I am pleased to advise that the South Australian Local Government Grants Commission's (the Commission's) recommendations for the distribution of the Commonwealth Financial Assistance Grants (FA Grants) for 2020-2021 and Special Local Roads Component of the Supplementary Local Road Funding for 2020-2021 to Councils were approved by the Hon Mark Coulton MP, Federal Minister for Regional Health, Regional Communications and Local Government on 11 August 2020.

FA Grants across Australia will provide an estimated \$2.56 billion for 2020-2021, an increase of 1.13 percent over 2019-2020. For South Australia, the total allocation is \$165 million, an increase of 0.3 percent. The modest increase in the pool of funding for 2020-2021 reflects the economic impacts of the bushfires of the summer of 2019-2020 and the COVID-19 pandemic.

South Australia's allocation includes General Purpose Grants of \$121,994,089, an increase of 0.04 percent from 2019-2020 and Identified Local Road Grants of \$43,240,665, an increase of 1.13 percent from 2019-2020. The identified Local Road component includes formulae based funding of \$36,754,665 and \$6,486,000 for the Special Local Roads Program.

Minister Coulton has also advised that there was an underpayment of the General Purpose Grants of \$336,923 and an overpayment of \$91,537 of the Identified Local Road Grants in the 2019-2020 grants. Cash grants received by councils during 2020-2021 will be adjusted accordingly in proportion to your approved 2019-2020 distributions.

As has been the case in recent years, approximately half of the 2020-2021 Financial Assistance Grants were brought forward and paid in May 2020. South Australia received a total of \$85 million, which included \$62.7 million in General Purpose Grants and \$22.3 million in Identified Local Road Grants.

The brought forward payment was distributed on the basis of the approved recommendations for 2019-2020 to give councils access to funds to help manage the cumulative impacts of drought, bushfires and the COVID-19 crisis.

Wattle Range Council has received a total of \$1,729,541, comprising \$1,387,655 in General Purpose Grants and \$341,886 in Identified Local Road funding.

As part of the Supplementary Local Road Funding for 2019-2020 and 2020-21 paid in 2018-2019, the final allocation of \$3 million for the Special Local Roads Component of the Supplementary Local Road Funding has also been approved.

In summary, the total allocation to the Wattle Range Council for the 2020-2021 financial year consists of:

Estimated Financial Assistance Grants for 2020-2021

General Purpose Grant (GPG)	\$	2,788,891
Roads (Formulae Funding - ILRG)	\$	583,421
Roads (Special Local Roads Program - ILRG)	\$	*
Total Estimated Grant for 2020-2021	\$	3,372,312
Add Adjustment for 2019-2020 underpayment (GPG)	\$	7,688
Less Adjustment for 2019-2020 overpayment (ILRG)	\$	-1,449
Less Brought Forward Payment Paid in May 2020 (GPG)	\$	-1,387,655
Less Brought Forward Payment Paid in May 2020 (ILRG)	\$	-341,886
Remaining 2020-2021 Cash Payable (rounded to the nearest dollar)	\$	1,649,010

2020-2021 Supplementary Local Road Funding

Supplementary Local Road Funding (Special Local Roads)	\$	373,000	**
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* Monies provided under the Special Local Roads Program (Financial Assistance Grants) have been allocated for work on the following project:

** Monies provided under the Special Local Roads Program (Supplementary Local Road Funding) for 2020-2021 was allocated in August 2020, for work on the following project: Kennedy Road

The General Purpose Grants and the Identified Local Road Grants are determined using different assessment methods.

To determine the recommended allocation of General Purpose Grants, the Commission assesses each council's capacity to raise revenue and their expenditure needs relative to the average across the State. Greater funding is directed to councils with less capacity to raise revenue from rates (i.e., typically those councils with lower than average property values) or where services cost more to provide for reasons outside the council's control (i.e., typically those councils with higher than average expenditure needs).

The Identified Local Road Grants are distributed on the basis of road length and population, and for rural councils, road length, population and the area of the council.

The Commission, consisting of the Chair, Mr Bruce Green and the Commissioners, Mr Dave Burgess and Ms Wendy Campana, has made changes to the distribution methodology for 2020-2021. These changes include the recognition of airports and authorised landing areas in the assessment of need for expenditure and an adjustment to the existing expenditure assessment for jetties and wharves to include marinas and boat ramps.

The Financial Assistance Grants are untied and the remaining funding for 2020-2021 will be paid in four quarterly instalments, with the first instalment due to be paid shortly. Further instalments will be paid in November 2020 and February and May 2021.

It would be appreciated if you could forward this information to the relevant Council officers.

Should you have any queries regarding your Council's grant, please contact Mr Peter Ilee, the Commission's Executive Officer, on telephone 7109 7148 or via email at grants.commission@sa.gov.au

Yours sincerely



VICKIE CHAPMAN MP
DEPUTY PREMIER
MINISTER FOR PLANNING AND LOCAL GOVERNMENT

16.3 Limestone Coast Prostate Cancer Support Group - Thank You

Report Type	Correspondence
Correspondent	Richard Harry, Chair, Limestone Coast Prostate Cancer Support Group
File Reference	GF/7.41.1/41 GI/175804
Attachments	1. I 175804 [16.3.1 - 1 page] 2. Press release Biopsy Machine [16.3.2 - 2 pages]

RECOMMENDATION

That the correspondence from Richard Harry dated 25 August 2020 thanking Council for the financial support for the transperineal biopsy machine, be received and noted.

Proudly affiliated with

Prostate Cancer
Foundation of AustraliaRESEARCH
AWARENESS
SUPPORT

Limestone Coast Prostate Cancer Support Group (Mount Gambier)

P.O Box 33
Mount Gambier 5290
25th August 2020

Mayor Des Noll
Wattle Range Council
George Street
Millicent S.A. 5280

LETTER NO: 1/175804	
FILE GF/ 741.1/41	PF/
DATE RCVD 28 AUG 2020	REFER TO: EA.
CEO	DCS
DCS	DES
	FILE

Dear Des,

On behalf of the Limestone Coast Prostate Cancer Support Group we would like to sincerely thank you and your council for the financial support you have promised towards the purchase of a transperineal biopsy machine for use in the South East. Having this machine should greatly assist men in our region who have the prospect of prostate cancer hanging over them.

We would like to make mention of the assistance of Catherine Allen who worked tirelessly to put forward our application during the trying time of the COVID-19 shutdown.

Yours truly,

Richard Harry

chair Limestone Coast Prostate Cancer Support Group.



Limestone Coast Prostate Cancer Support Group (Mount Gambier)

PRESS RELEASE September 2020

A major improvement for men's health in the Limestone Coast is about to be achieved with the purchased of a transperineal biopsy machine (TBM) to diagnose prostate cancer using the most up to date technology thanks to the efforts of the Limestone Coast Prostate Cancer Support Group (LCPCSG) and local sponsors.

The TBM will be used at Mount Gambier, Millicent and Naracoorte Hospitals enabling men to have their biopsy performed as close as possible to home thanks to the mobility of the machine and the associated protective travel case. Staff at each Hospital will be trained in its use to assist the specialist Urologist.

The procedure is performed as day surgery and is less invasive than the transrectal method commonly used. This will mean that men will not need to travel to Adelaide for their biopsy saving the cost of travel and the disruption to work and other commitments. It is also expected that a position of a specialist prostate nurse will be announced soon to support men diagnosed with prostate cancer. It is hoped that the TBM and specialist nursing position will be further enhanced with the provision of radiation treatment in the foreseeable future.

The purchase of the equipment is the result of a huge fundraising effort by the LCPCSG. Proceeds from WinTV Mount Gambier Big Golf Day together with support from community organisation such as the Field and Game Gun Club, Women's Netball Clubs the Croatian Community, Rotary, Lions and many others have helped achieve the target of \$200,000.

In September 2019 Troy Bell called a meeting at the Mount Gambier Hospital, to which the LCPCSG were invited. The Male Bag Foundation with David Parkin OAM as their patron had contacted the hospital with the goal of getting a transperineal biopsy machine into the region, which coincided with the goal of LCPCSG. With the Male Bag Foundation's generous promise of funds, it was the lynch pin to get organizations and groups involved with fundraising.

However, fundraising was hampered by the outbreak of Covid19 with many community events being cancelled.

A major change in direction for funding this equipment was required and various groups stepped to the plate. Bendigo Bank, District Council of Grant, City Council of Mount Gambier, Wattle Range Council, Naracoorte Lucindale Council, Naracoorte Health Advisory Council all promised major donations. With these donations and the funds from LCPCSG and The MBF a local business Computer Bits in Mount Gambier asked how much money was still required and they put forward the balance, what a fantastic gesture.

pcfa.org.au

Dedicated to reducing the impact of prostate cancer on Australian men, their partners, families and the wider community.

The LCPCSG would like to thank the organizations and individuals who made the purchase of this equipment possible.



L/R	Jenny Hood	Computer Bits
	Pam Schubert	Hospital
	Des Noll	Mayor Wattle Range Council
	Richard Sage	Mayor District Council of Grant
	Paul Bullen	Hospital
	Bill Hood	Computer Bits
	Barrie Moyle	Naracoorte Health Advisory Council
	Richard Harry	Limestone Coast Prostate Cancer Support Group
	Tracy Koop	Bendigo Bank
	Lynette Martin	Mayor City of Mount Gambier
	Erika Vickery	Mayor Naracoorte Lucindale Council
	Kevin Cook	Win TV (absent)

16.4 National Redress Scheme for Institutional Child Sexual Abuse - Inclusion of South Australian Local Government Institutions

Report Type	Correspondence
Correspondent	The Hon Vickie Chapman MP Deputy Premier Attorney-General Minister for Planning and Local Government
File Reference	GF/10.14.3/1 EI2020/175839
Attachments	1. E I 202 175839 10.14.3 1 Letter re National Redress Scheme for Institutional Child Sexual Abuse [16.4.1 - 2 pages]

RECOMMENDATION

That the correspondence from Hon Vickie Chapman MP, Deputy Premier / Attorney General dated 26 August 2020 be received and noted.

The Hon Vickie Chapman MP

A255729

 August 2020

Mayor Des Noll
Wattle Range Council
PO Box 27
MILLICENT SA 5280

By email: des.noll@wattlerange.sa.gov.au
cc: ben.gower@wattlerange.sa.gov.au



**Government
of South Australia**

Deputy Premier

Attorney-General

Minister for Planning
and Local Government

GPO Exchange
10 Franklin Street
Adelaide SA 5000

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Tel 08 8207 1723
Fax 08 8207 1736

Dear Mayor Noll

**National Redress Scheme for Institutional Child Sexual Abuse – Inclusion of
South Australian local government institutions**

On 1 February 2019, the Government of South Australia officially joined the National Redress Scheme for Institutional Child Sexual Abuse (the Scheme), which provides acknowledgement and support to people who experienced institutional child sexual abuse in both government and non-government institutions.

The Scheme was created and is administered by the Australian Government in response to recommendations of the Royal Commission into Institutional Responses to Child Sexual Abuse, which estimated that 60,000 people experienced institutional child sexual abuse in Australia, including around 3,800 South Australians. Redress is an alternative to seeking compensation through the courts. The Scheme provides access to counselling, monetary payments and/or a direct personal response from the institution (such as an apology).

I am pleased to advise that the inclusion of the South Australian local government sector in the Scheme under the State Government as participating State Institutions has now been approved. Further, the Chief Executive of the Attorney-General's Department has been approved to offer a Memorandum of Understanding to the Local Government Association of South Australia (the LGA).

Under the terms of the Memorandum of Understanding, the State Government will be liable for redress payments through the Scheme to eligible applicants where a South Australian local government institution has been found to be responsible (either in full or in part) for the abuse. Local government institutions will have an important role to play in implementing the Scheme. Under the Memorandum of Understanding each local government institution will be:

- required to comply with its responsibilities under the Scheme legislation as a participating State Institution, including responding to Requests for Information (RFIs) from the Scheme Operator within the time frames set by the Scheme

- 2 -

- responsible for the cost of any resources it needs to respond to RFIs from the Scheme Operator
- responsible for the costs of delivering any Direct Personal Responses (DPRs), for example, written or verbal apologies; and
- will provide the resources necessary to provide DPRs to eligible applicants in a trauma informed and survivor focused manner.

Once the Memorandum of Understanding has been executed by all parties, I will write to the Federal Minister for Families and Social Services, the Hon. Minister Ruston MP, and request that she amend the *National Redress Scheme for Institutional Child Sexual Abuse Declaration 2018* to include South Australian local government institutions as State Institutions participating under the State of South Australia.

If you have any queries or concerns about the information contained in this letter, I invite you to contact Ms Ellen Sperring, Manager of the State Redress Response Unit on (08) 8207 1077.

Yours sincerely



VICKIE CHAPMAN MP
DEPUTY PREMIER
ATTORNEY-GENERAL

16.5 Proposed Council Site - MBCA

Report Type	Correspondence
Correspondent	Millicent Business Community Association (MBCA)
File Reference	GF/16.65.1/20
Attachments	1. MBCA response to WRC Survey [16.5.1 - 3 pages]

RECOMMENDATION

That the correspondence from MBCA dated 26 August 2020 regarding the proposed Council site be received and noted.



Millicent Business Community Association
PO Box 859, Millicent SA 5280
millicentbca@gmail.com
ABN: 80 490 830 814

26 August 2020

Mr. Ben Gower
Chief Executive Officer
Wattle Range Council
PO Box 27
MILLICENT SA 5280

Dear Ben

RE: PROPOSED COUNCIL SITE

I refer to the recent Council survey where the views of the community on preferred locations are being sought.

Our key message is that the Millicent Business Community Association strongly supports a functional fit for purpose office facility that consolidates the administration, engineering , development and community services in one building, noting communication and other efficiencies are lost with staff located at a multitude of sites.

The MBCA fully understands the safety aspects of unsafe electrical systems, inadequate ablutions, and safe work spaces as part of Councils Work Health and Safety obligations (and the lessened insurance premiums) in providing a safe working environment for its staff.

However, the MBCA believes that Council need to improve its engagement processes and should have highlighted the problem before public discussion commenced on the possible cost and site location options.

In acknowledging the (belated) statement issued by the Mayor, the MBCA committee offers the following views:

Site 1: Former Netball Courts on North Terrace:

Supported for the following reasons:

- it is located on public land within a 'walk able' 350 metres from the WRC Civic and Arts centre
- all services are available at this site, including car parking
- will make use of an abandoned and underutilized area of the Domain.

The MBCA is of the view that much business is lost by traffic movement bypassing the CBD along Williams road. The development on the corner of Williams Road and North Terrace may induce traffic and custom into the Millicent CBD area.

Site 2: Apex Park (Corner of George Street and Adelaide Road)

Not supported for the following reasons:

- The current tree-scape developed by the former Apex Service club is highly valued by the Millicent community
- Disturbance of possible contaminated land and required investigations and remediation costs in proximity of the railway reserve
- Difficulty of installing services (i.e. sewer, water, telco and car parking) in this area
- Additional pedestrian traffic near the main street roundabout.

Site 3: Jubilee Park

Not supported for the following reasons:

- The site developed for the state's 150th anniversary Jubilee and is used by the community and visitors
- This area is increasingly being used to access the Domain parkland facilities including tourists who have safe parking and access to the Millicent CBD
- The current landscaping and parking area is valued by the community, and is used for public events (i.e. Running fraternity and markets)
- Likely to lose services and parking for RV visitors to Millicent

Site 4: Redevelop existing Office

Not supported for the following reasons:

- Purchase of and construction in a CBD site would be at higher costs and result in higher rates
- Offices located in the CBD will result in segmentation of Council away from the Domain area, including the Civic and Arts Centre)
- Car parking for visitors will be compromised.

Site 5: The MBCA suggests that it explore a business case to construct its office building at the south western end of the Civic Centre. This location has the following benefits:

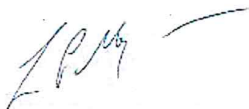
- there is a minimum (foot print) site area of 350 square metres if (15) under-utilised car parks are used
- The office footprint can be doubled if the building was made double storey, (or alternatively developed in conjunction with offices on the existing site)
- It adjoins Civic and Arts centre and would ensure all staff are in close proximity and improve efficiency
- The site can be simply linked to existing offices by extending the existing colonnade walkway past the existing Council Chamber, Library and Civic and Arts Centre to the new offices.
- The site footprint could be easily expanded to wrap around towards the town drain area and link into a potential court-yard setting on the southern side of the existing Civic and Arts Centre
- Located at the end of the Rendelsham Road (Coastal Ports Highway) it will provide an implicit link into the burgeoning Domain area including the nearby Skate Park.

I trust this information is of assistance, and we affirm our stance that the Wattle Range Council needs to improve its stakeholder engagement practices on these sensitive matters.

Once again, we would like to state that the MBCA strongly supports the need for new offices so that Council can properly support the future growing demands of our region.

I am happy to discuss the above information at a mutually acceptable time or you can contact me on M: 0419850259 or via email: Millicentbca@gmail.com and L.morgan5677@outlook.com

Yours sincerely



L.P. Morgan

Chairperson, Millicent Business Community Association

17 Motions On Notice

17.1 Upgrade of Mile Hill Road and Kangaroo Flat Road, Glencoe

Report Type	Motions on Notice
Author	Cr Dale Price
File Reference	GF/9.24.1/6
Attachments	Nil

Cr Dale Price submitted the following Motion on Notice in regard to the upgrade of Mile Hill Road and Kangaroo Flat Road, Glencoe.

I Cr Dale Price, give notice of my intention to move the following motion at the Council Meeting of Tuesday 8 September 2020

MOTION

That Council write to the South Australian Minister for Infrastructure and Transport, Hon Corey Wingard MP seeking a starting date on the upgrade of Mile Hill Road and Kangaroo Flat Road, Glencoe.

17.2 Rental Accommodation Nangwarry

Report Type	Motions on Notice
Author	Cr Dean Burrow
File Reference	GF/9.24.1/6
Attachments	Nil

Cr Dean Burrow submitted the following Motion on Notice in regard to rental accommodation in Nangwarry.

I Cr Dean Burrow, give notice of my intention to move the following motion at the Council Meeting of Tuesday 8 September 2020

MOTION

That Council write to Michele Lensink MLC, Minister for Human Services, responsible for social housing, requesting that she investigate the substandard condition of the community housing located in Nangwarry. A copy of the letter to be also sent to Member for MacKillop, Nick McBride, MP.

Rationale

I have observed the condition of a house in Nangwarry that I consider to be substandard. The resident has informed me that her requests to Unity Housing for repairs to be attended to, have not been carried out.

17.3 Promotion of Penola Township

Report Type	Questions on Notice
Author	Cr Dean Burrow
File Reference	GF/9.24.1/6
Attachments	Nil

Cr Dean Burrow submitted the following Motion on Notice in regard to promotion of Penola Township.

I Cr Dean Burrow, give notice of my intention to move the following motion at the Council Meeting of Tuesday 8 September 2020

MOTION

That:

- 1 Council allocate up to \$10,000 for promotion of the Penola Township, unless the Entrance Markers can be installed in the very near future. That the allocated funds be spent on temporary hoardings such as mobile trailers with illuminated signs, old painted trucks/cars/buses/tractors or stacked bales of hay.**
- 2. A request be made to DTPI for a traffic count in and around Penola to ascertain the effect of the bypass on traffic flows.**

Rationale

This notice of motion is submitted following my visit today to most of the local shops in the main street. All the shop keepers I spoke to have suffered a serious loss of trade and some are considering closing their doors. The current difficult times are attributed firstly to inadequate signage on the bypass, COVID-19, closure of the Victorian border, road works in the main street and dust from the trucks.

It has been my observation on a number of occasions, that a lot of the north / south traffic is simply bypassing Penola and for this reason I believe we should request the DTPI undertake a traffic count.

I did the visiting after receiving news that power is to be turned off in Church Street Thursday, 3rd September. One cafe owner advised me that the water was also going to be turned off on Wednesday the 2nd September. The loss of both power and water has been the last straw for many and as a result, the main street businesses will be shut all day Thursday and some also on Wednesday.

For the above reasons, I consider that it is imperative that the Wattle range Council does something in the immediate future to entice visitors back into town, especially for the October long weekend.

17.4 New Council Office

Report Type	Motions on Notice
Author	Cr Dean Burrow
File Reference	GF/9.24.1/6
Attachments	Nil

Cr Dean Burrow submitted the following Motion on Notice in regard to a new Council Office.

I Cr Dean Burrow, give notice of my intention to move the following motions at the Council Meeting of Tuesday 8 September 2020

MOTION 1

That Council proceed with plans for the development of a new Council Office which is a "Statement of Success" and has a bit of "Panache". With the highest priorities being, quality of design, functional efficiency, environmental sustainability, aesthetic appearance and community acceptance of the building's functionality, appearance and location.

Rationale

Having read some of the negative comments on face book I believe that it is important that we do everything that we can to assure the public that the development is needed and that it will improve the efficiency of the Council.

Referring to the triangle of "Quality, Cost and Time" and recognising that each has a bearing on the final outcome.

Quality: *It is my view that if we are going to build a new Council Office it should be of a very high quality, as it will be built on a prominent site, will need to be functional for many generations to come, will reflect the achievements of the community and should make our community proud.*

Cost: *I am of the view that in the long-term quality development is no more expensive than poor quality development. By engaging a quality architectural firm who pays attention to detail will make everything in the building proportional to functional needs.*

Therefore, it is my view that we should have the proposed new Council Office designed to function for all the foreseeable Council needs and we as a community will need to pay the appropriate cost.

Given that the building could be suitable for a hundred years or more the cost is not the most important element.

Example; When the Council purchases a grader, it purchases one that will do the job efficiently, not a budget grader that will not adequately grade the roads.

Time: *Given that the current offices are still functioning, although with many inadequacies, time is not an urgent consideration.*

However, if this current Council does not make a decision prior to the end of its term it would be unfair on the new Council in a bit over two years, to be left with a development that is nearly ready to start, but not quite.

Should that happen and a significant number of new Elected Members be opposed to the development, all the planning that this current Council will have done will be wasted.

We already have at least one set of plans for a new Council Office that have been abandoned and I do not want to see yet another set filed away to gather dust.

MOTION 2

That Council defer accepting any of the current sites as the preferred site until consideration and public opinion is sought on another potential site.

Rationale

None of the proposed sites have received overwhelming support. I am of the view that we should be able to get at least 50% of the respondents supporting one of the sites. As I understand it, the netball courts received the highest percentage of support. While it may be the cheapest site to build on, I am of the opinion that there are many disadvantages relating to the site.

MOTION 3

That Council seriously consider the site between the RSL building and the Library and the Civic and Arts Centre and again seek public opinion for this site.

Rationale

The old swimming pool, drain in my view is an unsightly mess and will remain so unless a considerable amount of money is spent on installing a culvert over the drain and covering it with earth so that trees and lawn can be grown over the whole area.

The RSL building and the swimming pool site are the prime pieces of real estate in Millicent.

- a) they are surrounded by park lands.*
- b) adjacent to the Civic and Arts Centre.*
- c) close to the Library.*
- d) adjacent to both the Library and the Civic and Arts Centre carparks.*
- e) the area is currently unusable.*
- f) a public danger when full of water.*
- g) with-in very easy walking distance to the commercial centre of Millicent.*

MOTION 4

That Council adopt the site between the RSL building and the Library and the Civic and Arts Centre as its preferred site for the development of a new Council Office.

Rationale

It is by far the best location for the Council Office, close to everything.

It could and should be cost effective as it will enhance the derelict swimming pool area and be set within the beautiful Jubilee Park lands, but not encroach upon them. As well it will make the RSL building more attractive and functional.

18 Urgent Motions Without Notice

Urgent Motions without Notice may be raised at this point of the Meeting.