



# Broken Hill City Council

*...a safe, vibrant, prosperous and culturally rich City achieved through community leadership and sustainable management.*

April 22, 2015

## ORDINARY MONTHLY MEETING

### TO BE HELD

**WEDNESDAY, APRIL 29, 2015**

Please address all communications to:  
The General Manager,  
240 Blende Street,  
P.O.Box 448,  
BROKEN HILL NSW 2880  
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Dear Sir/Madam,

Your attendance is requested at the Ordinary Meeting of the Council of the City of Broken Hill to be held in the Council Chamber, Sulphide Street, Broken Hill on **Wednesday, April 29, 2015** commencing at 6:30 p.m. to consider the following business:

- 1) Apologies
- 2) Prayer
- 3) Acknowledgement of Country
- 4) Public Forum
- 5) Minutes for Confirmation
- 6) Disclosure of Interest
- 7) Mayoral Minute
- 8) Notice of Motion
- 9) Notices of Rescission
- 10) Reports from Delegates
- 11) Reports
- 12) Committee Reports
- 13) Questions on Notice
- 14) Questions for Next Meeting
- 15) Closed

THERESE MANNS  
GENERAL MANAGER

## **MINUTES FOR CONFIRMATION**

Minutes of the Ordinary Meeting of the Council of the City of Broken Hill held Wednesday, March 25, 2015.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

Meeting commenced at 6:30p.m.

**PRESENT:**

Councillor W. Cuy (Mayor) Councillor D. Gallagher (Deputy Mayor),  
Councillors C. Adams, P. Black, M. Browne, J. Nolan, J. Richards and  
D. Turley.

General Manager, Deputy General Manager, Manager Building  
Development and Compliance, Division Manager Corporate and Human  
Services, Governance Officer, Executive Support Officer and  
Communication Specialist.

Media (4), Members of the Public (18).

**APOLOGIES:**

Councillors B. Algate and B. Licul.

**RESOLUTION**

Minute No. 44893

Councillor D. Gallagher moved	)	That the apologies as submitted on behalf of
Councillor J. Richards seconded	)	Councillors Algate and Licul be accepted and
		leave of absence granted.

CARRIED

**PRAYER**

Councillor Richards delivered the prayer.

**ACKNOWLEDGEMENT OF COUNTRY**

Councillor Gallagher delivered the Acknowledgment of Country.

**PUBLIC FORUM**

Vacant Archivist Position at the Charles Rasp Library

14/6

*Ms. Elaine Gillett advised that visitors to the Library who are wishing to access the archives are being told that the Library Archive volunteers are no longer able to help them and that they need to call Library staff to help. Ms. Gillett stated that the Library staff do not have the knowledge that the Archives volunteers have and asked whether Council would be replacing its Archivist at the Library.*

The Mayor responded that there has been no change to volunteers duties or abilities and that Library staff are assisting with archive duties while the archive function is reviewed. The Mayor confirmed that the archives function at the Library will continue. This will be reiterated to the Library archive volunteers.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

Development Application 191/2014 – Use of Premises for Community House at  
123 Creedon Street

11/467

*Ms. Jenny Camilleri raised issues concerning Development Application 191/2014, including that:*

- *she took offence to comments in the Barrier Daily Truth (28/02/15) by Councillor Richards stating that some locals were not as well educated or politically aware as someone on Council.*
- *the residents living in the region of Creedon Street do have a valid reason for objecting.*
- *referred to Councillor Browne's comment in today's Barrier Daily Truth stating that objections by the residents were not relevant to the consideration of the Development Application.*
- *Ms. Camilleri asked why Council bothers to have the Development Application process when they take no notice of the issues brought to their attention; and that residents have every right to object to the DA, even though Council has already gone ahead with this proposal.*
- *not enough research has gone into the proposal. Having a Hub in Creedon Street defeats the purpose of having a new Maari Maa building in Argent Street which is run by professionals offering the same type of service.*
- *there are other venues which could be utilised.*
- *respect goes both ways.*

The Mayor advised that Council has not approved the Development Application, and that consideration of the Development Application was deferred at last month's Council Meeting to be dealt with at this Council Meeting. The Mayor advised that Councillor Richards had met with a resident regarding his comments in the paper and talked the issues through.

With regards to Councillor Brown's comments in the Barrier Daily Truth, the Mayor explained that there are certain criteria that Council uses to judge Development Applications which Council is guided by when approving a DA.

Development Application 191/2014 – Use of Premises for Community House at  
123 Creedon Street

11/467

*Mr. Phil Day (Newton Street resident) raised concerns regarding Development Application 191/2014, including that:*

- *expressed disappointment in the Council for saying that "it is a simple DA".*
- *the protection of the neighbours in the area*
- *he is not against educating people or trying to break a cycle of violence and alcohol abuse*
- *Council needs to ensure that Compass Housing enforces its policies*
- *Mr. Day implored Council to consider the feelings of the residents in the area.*

The Mayor responded that there are two separate issues, a Development Application for Council to consider, and there is also a broader issue. Through Council's Community Round Table Committee consultation regarding this matter was brought up with State Departments. The Mayor advised that he met with the Commander of Broken Hill Police and it was agreed that all of the relevant parties need to meet (Police, Compass Housing, NSW Housing, the community, and the resident that live in the Compass housing precinct). From this meeting the agencies need to come up with a way to move forward. Council will endeavour to arrange a meeting within the next 2-3 weeks.

Access to the Bus Stop Adjacent The Astra and Temptations in Argent Street

11/115

*Ms. Elaine Gillett raised concerns regarding the outdoor table settings adjacent The Astra Hotel and Temptations Cafe in Argent Street and advised that they are obstructing pedestrian access to the Bus Stop. Ms. Gillett explained a situation where her mother could not manoeuvre through the tables and chairs, and when enquiring with the Bus Company, they advised her to approach the management of the Astra.*

*The management at the Astra Hotel advised that they have lodged a Development Application to remove the bus stop completely and for it to be relocated at the Grand Hotel. Ms. Gillett expressed strong concerns that it is especially dangerous for the elderly who may be using walking aides as the footpath in this location is on a slope, and asked for Council to investigate the matter*



MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

The Mayor advised that the matter had previously been brought to his attention by Councillor Black and as of a couple of days ago the signs have been taken down, and the table settings have been removed today. There is no DA at this point and Council is working with the RMS and the business owner to try to resolve the issue.

Hire of the Broken Hill Aquatic Centre

13/12

*Mr. Greg Farquharson referred to a question that Councillor Algate raised on behalf of Mr. Farquharson at the February Council meeting regarding the hiring of the Broken Hill Regional Aquatic Centre, and stated that the question was misinterpreted.*

*Mr. Farquharson advised that his children attend the Julie Barratt's Swim School at the Silver City Swim Club and Julie has informed him that the YMCA has refused her application to hire pool space at the Aquatic Centre during the winter months because they feel that her business competes with the YMCA's business activities and as such they will not allow her to hire pool space.*

*His question is: Does Council agree that the YMCA should have exclusive rights to the Aquatic Centre for swimming lessons given that most of Council's policies on its websites contradicts this?*

*Mr. Farquharson advised that he had read the response to his question in the business paper but felt that it did not fully address his question, and stated that any person who pays rates, business or otherwise should be able to use the centre.*

*He questioned whether Council still owns the facility?.*

The Mayor confirmed that Council still owned the Aquatic Centre and that Council has leased out the operation of the Centre.

The Mayor took the question on notice and advised that a written response will be forwarded to Mr. Farquharson.

Far West Community Legal Centre's Plight to Secure Ongoing Funding

11/161

*Ms. Tracey Willow, CEO of the Far West Community Legal Centre Inc. advised Council of the dire situation that the Centre is facing regarding funding, including:*

- They are requesting support from Council to communicate with the Federal and State Members in an endeavour to secure ongoing, sustainable and adequate funding.*
- Have been operating for the past 15 years providing a service to the community of Brojken Hill and the Far West.*
- In the past five months 57% of their work has been domestic violence and family law, and their three solicitors have provided a service for over 400 different matters.*
- They have had to turn away 80 people in the last 2 weeks, and refer them to either Mildura or Sydney for legal services.*
- Most people have complex issues which require a face to face service.*
- The Centre is using many forms of media to communicate their situation and have spoken with the Sydney Morning Herald, AM and will be on The Project at 6:30 pm tonight.*
- Cannot continue this lobby campaign more than needed, asked for support and done everything that is right. 3.1M allocated to justice services.*
- Four members of senior staff have resigned and this will take time to recruit if we are successful in receiving some of this funding.*
- This is a stressful situation for the staff and their clients.*

*Ms. Willow requested Council's support by lobbying both the State and Federal Government to secure vital funding for the continuation of the Far West Community Legal Centre.*

The Mayor advised that there is a Mayor Minute to be considered at this meeting requesting Council to support the Centres endeavours to secure funding.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

**MINUTES FOR CONFIRMATION**

**RESOLUTION**

Minute No. 44894

Councillor D. Gallagher moved  
Councillor C. Adams seconded

)  
)

That the Minutes of the Ordinary Meeting of the Council of the City of Broken Hill held February 25, 2015 be confirmed.

CARRIED

**MATTER OF URGENCY**

GENERAL BUSINESS NO. 2/15 - DATED MARCH 26, 2015 - RUGBY LEAGUE TELEVISION COVERAGE

13/183

**RESOLUTION**

Minute No. 44895

Councillor P. Black moved  
Councillor D. Gallagher seconded

)  
)

That Council makes representations to the National Rugby League, Country Rugby League and the Nine Network regarding the reinstatement of live coverage of Rugby League matches for Southern Cross Television viewers.

CARRIED

**DISCLOSURE OF INTEREST**

Mayor Cuy declared a pecuniary interest in Report No. 48/15 as his company is contracted to Regional Express Airlines and advised that he will leave the Council Chambers whilst the item is considered.

Councillor Gallagher declared a non-pecuniary conflict of interest in Report No. 52/15 and his employer has made comment on the Development Application and advised that he will leave the Council Chambers whilst the item is considered.

Councillor Turley declared a conflict of interest in Report No. 52/15 as her employer has submitted a letter of support for the project and advised that she will leave the Council Chambers whilst the item is considered.

Councillor Richards declared a pecuniary interest in Report No. 54/15 and he is employed by PCYC on casual basis and advised that he will leave the Council Chambers whilst the item is considered.

**MAYORAL MINUTES**

ITEM 1 - MAYORAL MINUTE NO. 2/15 - DATED MARCH 23, 2015 - FAR WEST COMMUNITY LEGAL CENTRE FUNDING CRISIS

11/161

Recommendation

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

That Mayoral Minute No. 2/15 dated March 23, 2015, be received.

That Council supports the Far West Community Legal Centre's endeavours to gain funding.

**RESOLUTION**

Minute No. 44896

Councillor W. Cuy moved

)  
)

That the recommendation of item 1 be adopted.

CARRIED

**NOTICES OF MOTION**

Nil.

**RESCISSION MOTIONS**

Nil.

**REPORTS FROM DELEGATES**

Nil.

**REPORTS**

ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 46/15 - DATED MARCH 18, 2015 -  
CORRESPONDENCE REPORT FOR MARCH, 2015

11/296

Recommendation

That Broken Hill City Council Report No. 46/15 dated March 18, 2015, be received.

That Council sends further correspondence to the South Australian Department of Planning, Transport and Infrastructure regarding the placement of directional signage on the Sturt Highway (Northern Express Way) and Horrocks Highway/Barrier Highway (Tarlee turn off) directing travellers to Broken Hill.

**RESOLUTION**

Minute No. 44897

Councillor M. Browne moved

Councillor J. Richards seconded

)  
)

That the recommendation of item 2 be adopted.

CARRIED

ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 47/15 - DATED MARCH 11, 2015 -  
COUNCILOR ATTENDANCE AT THE NATIONAL GENERAL ASSEMBLY OF LOCAL  
GOVERNMENT, CANBERRA 14-17 JUNE, 2015

11/304

**RESOLUTION**

Minute No. 44898

Councillor P. Black moved

Councillor C. Adams seconded

)  
)

That Broken Hill City Council Report No. 47/15  
dated March 11, 2015, be received.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

That Council be represented by the Mayor and Deputy Mayor at the 2015 National General Assembly of Local Government in Canberra 14-17 June 2015.

That motions to the 2015 National General Assembly of Local Government be in line with the Assembly's eligibility principles; and such motions be submitted by Sunday, April 17, 2015.

CARRIED

**ITEM 4 – BROKEN HILL CITY COUNCIL REPORT NO. 48/15 – DATED MARCH 16, 2015 –  
REGIONAL EXPRESS PARTNERSHIP AGREEMENT**

11/1

*The Mayor declared a pecuniary interest in item 4 and left the Council Chambers at 6:54 p.m.*

*The Deputy Mayor assumed the Chair for the duration of item 4.*

Recommendation

That Broken Hill City Council Report No. 48/15 dated March 16, 2015, be received.

That Broken Hill City Council reaffirm its partnership agreement made with Regional Express Airlines and commenced 1 July 2014.

**RESOLUTION**

Minute No. 44899

Councillor J. Richards moved  
Councillor D. Turley seconded

)  
)

That the recommendation of item 4 be adopted.

CARRIED UNANIMOUSLY

*The Mayor returned to the Council Chambers at 6:55 p.m. and resumed the Chair.*

*The Deputy Mayor advised the Mayor that Council had adopted the report recommendation of item 4.*

**ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 49/15 - DATED OCTOBER 01, 2014 -  
DRAFT CEMETERY MANAGEMENT POLICY FOR PUBLIC EXHIBITION**

13/163

Recommendation

That Broken Hill City Council Report No. 49/15 dated October 1, 2014, be received.

That Council endorse the Draft Cemetery Management Policy for the purposes of public consultation.

That the Draft Cemetery Management Policy be exhibited for public comment for a 28 day period.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

That the Council receives a further report at the conclusion of this exhibition, detailing submissions and any recommended changes arising, with a view to adopting the Draft Cemetery Operations Policy for use. If adopted the "Exclusive Rights for Old Graves Policy" will be rendered obsolete.

**RESOLUTION**

Minute No. 44900

Councillor C. Adams moved ) That the recommendation of item 5 be adopted.  
Councillor J. Richards seconded )

CARRIED

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 50/15 - DATED MARCH 16, 2015 -**  
**ESTABLISHMENT OF A BROKEN HILL HERITAGE CITY EVENT ADVISORY COMMITTEE** 11/117

**RESOLUTION**

Minute No. 44901

Councillor P. Black moved ) That the report be deferred to the April 2015  
Councillor J. Nolan seconded ) Council Meeting.

CARRIED

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 51/15 - DATED MARCH 16, 2015 - FAR**  
**WEST TOURISM TASK FORCE - CLOSURE REPORT** 11/514

Recommendation

That Broken Hill City Council Report No. 51/15 dated March 16, 2015, be received.

That Council finalises its involvement in the Far West Tourism Task Force review investigating a governance model for tourism in Far West NSW and acknowledges the broad industry participation in that process.

That Council endorses the continuance of Inland NSW Tourism as the peak tourism body for this region and supports the process of establishing a Community Working Party for Broken Hill and Far West NSW to implement the Destination Management Plan for tourism across this region as a matter of urgency.

That Council remains open to a collective position from industry regarding preferred governance models supported by further business modelling and continuity planning.

**RESOLUTION**

Minute No. 44902

Councillor J. Richards moved ) That the recommendation of item 7 be adopted.  
Councillor C. Adams seconded )

CARRIED

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 52/15 - DATED FEBRUARY 27, 2015 -**  
**DEVELOPMENT APPLICATION 191/2014 - USE OF PREMISES FOR COMMUNITY HOUSE AT 123**  
**CREEDON STREET** 11/467

*Councillors Turley and Gallagher each declared an interest in Item 8 and left the Council Chambers at 7:01 p.m.*

Recommendation

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

That Broken Hill City Council Report No. 52/15 dated February 27, 2015, be received.

That Development Application 191/2014 be approved for use of a community house and associated works including disabled access, rear decking and shed, at 123 Creedon Street, subject to conditions.

**RESOLUTION**

Minute No. 44903

Councillor M. Browne moved ) That the recommendation of item 8 be adopted.  
Councillor J. Richards seconded )

CARRIED

A Division was called which resulted in:

FOR: Councillors Adams, Black, Browne, Cuy, Nolan and Richards

AGAINST: Nil

*Councillors Turley and Gallagher returned to the Council Chambers at 7:04p.m.*

*The Mayor advised Councillors Turley and Gallagher that Council had adopted the report recommendation of item 8.*

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 53/15 - DATED MARCH 16, 2015 - TREE PRESERVATION ON PRIVATE PROPERTIES**

11/467

Recommendation

That Broken Hill City Council Report No. 53/15 dated March 16, 2015, be received.

That Council consider tree preservation for private properties when drafting a comprehensive Development Control Plan.

**RESOLUTION**

Minute No. 44904

Councillor P. Black moved ) That the recommendation be adopted.  
Councillor M. Browne seconded )

CARRIED

**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 54/15 - DATED MARCH 11, 2015 - COMMUNITY ASSISTANCE REQUESTS - MARCH 2015**

11/117

*The General Manager advised that Mrs. Kathy Graham had withdrawn the request for sponsorship towards her daughter's (Shannon Graham) attendance at the Global Young Leaders Conference.*

*Councillor Turley, at this point, declared a conflict of interest in Item 10 as she is employed by the Far West Health Service and advised that she would leave the Council Chamber whilst the item is considered.*

*Councillor Turley and Councillor Richards each declared an interest in Item 10 and left the Council Chambers at 7:05p.m.*

**RESOLUTION**

Minute No. 44905

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

Councillor M. Browne moved )  
Councillor J. Nolan seconded )

That Broken Hill City Council Report No. 54/15 dated March 11, 2015, be received.

That Council approves Community Assistance by waiver of Town Square Fees for the conduct of a Community Safety and Falls Prevention Information Day on April 1, 2015.

That Council approves Community Assistance by waiver of Sturt Park Fees and road closure/traffic control fees (totalling \$1,403.00) for the conduct of a Colour Fun Run on Sunday April 19, 2015; pending approval of the Traffic Control Plan to be obtained by the PCYC and supplied to Council for approval.

CARRIED

*Councillors Turley and Richards returned to the Council Chamber at 7:06 p.m.*

*The Mayor advised Councillors Turley and Richards that Council had adopted the report recommendation with the exception of the request for sponsorship for Shannon Graham as the request had been withdrawn.*

**ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 55/15 - DATED MARCH 11, 2015 -  
BROKEN HILL LEAD REFERENCE GROUP ANNUAL REPORT FOR 2014**

12/177

**Recommendation**

That Broken Hill City Council Report No. 55/15 dated March 11, 2015, be received.

**ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 56/15 - DATED MARCH 11, 2015 -  
MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO.346, HELD 10 MARCH 2015**

11/397

*Councillor Browne enquired whether the Traffic Committee would be recommending to Council to upgrade the signage in Brookfield Avenue to include tourist signage directing traffic to the Heritage Site in Hynes Street (carriage from the Turkish Attack). National Trust requested that 2 signs be erected and was recommended by the Traffic Committee but not included in the report recommendation.*

The Mayor took the question on notice.

**Recommendation**

That Broken Hill City Council Report No. 56/15 dated March 11, 2015, be received.

That the Minutes for the Local Traffic Committee Meeting No.346, held March 10, 2015 be received.

That the current Bus Zone in front of the Happy Day Preschool be removed.

That new fluoro yellow/green signs specific to Preschools be erected as soon as possible to replace existing signs at Happy Day Preschool.

That the current location of the Disability Parking space located at Foodland, Beryl Street be removed

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

and relocated adjacent to the bottom of the ramp.

Minute No. 44906

Councillor P. Black moved	)	That the recommendations of items 11 and 12 be
Councillor D. Gallagher seconded	)	adopted.

CARRIED

**ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 57/15 - DATED MARCH 12, 2015 -  
INVESTMENT REPORT FOR FEBRUARY 2015**

11/48

Recommendation

That Broken Hill City Council Report No. 57/15 dated March 12, 2015, be received.

**RESOLUTION**

Minute No. 44907

Councillor P. Black moved	)	That the recommendation of item 13 be adopted.
Councillor C. Adams seconded	)	

CARRIED

**ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 58/15 - DATED MARCH 06, 2015 -  
ECONOMIC DEVELOPMENT ACTIVITY REPORT FOR FEBRUARY 2015**

11/514

Recommendation

That Broken Hill City Council Report No. 58/15 dated March 6, 2015, are received.

**RESOLUTION**

Minute No. 44908

Councillor P. Black moved	)	That the recommendation of item 14 be adopted.
Councillor C. Adams seconded	)	

CARRIED

**ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 59/15 - DATED MARCH 10, 2015 -  
SUSTAINABILITY GROUP ACTIVITIES - FEBRUARY 2015**

11/514

Recommendation

That Broken Hill City Council Report No. 59/15 dated March 10, 2015, be received.

**RESOLUTION**

Minute No. 44909

Councillor P. Black moved	)	That the recommendation of item 15 be adopted.
Councillor J. Nolan seconded	)	

CARRIED

**ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 60/15 - DATED MARCH 10, 2015 -  
HERITAGE STATUS REPORT - FEBRUARY 2015**

11/126

Recommendation

That Broken Hill City Council Report No. 60/15 dated March 10, 2015, be received.



MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

**RESOLUTION**

Minute No. 44910

Councillor C. Adams moved ) That the recommendation of item 16 be adopted.  
Councillor D. Gallagher seconded )

CARRIED

**ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 61/15 - DATED MARCH 10, 2015 -  
INFRASTRUCTURE MONTHLY ACTIVITIES FOR THE MONTH OF FEBRUARY 2015**

11/514

Recommendation

That Broken Hill City Council Report No. 61/15 dated March 10, 2015, be received.

**RESOLUTION**

Minute No. 44911

Councillor J. Richards moved ) That the recommendation of item 17 be adopted.  
Councillor D. Gallagher seconded )

CARRIED

**ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 62/15 - DATED MARCH 12, 2015 - ACTION  
LIST REPORT**

11/25

Recommendation

That Broken Hill City Council Report No. 62/15 dated March 12, 2015, be received.

**RESOLUTION**

Minute No. 44912

Councillor D. Turley moved ) That the recommendation of item 18 be adopted.  
Councillor J. Richards seconded )

CARRIED

**COMMITTEE REPORTS**

**ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 63/15 - DATED MARCH 11, 2015 -  
MINUTES OF THE PICTON OVAL COMMUNITY COMMITTEE MEETING HELD MARCH 9, 2015**

12/54

Recommendation

That Broken Hill City Council Report No. 63/15 dated March 11, 2015, be received.

That the minutes of the Picton Oval Community Committee meeting held March 9, 2015 be received.

**ITEM 20 - BROKEN HILL CITY COUNCIL REPORT NO. 64/15 - DATED MARCH 04, 2015 -  
MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES MEETING  
HELD FEBRUARY 17, 2015**

12/51

Recommendation

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

That Broken Hill City Council Report No. 64/15 dated March 4, 2015, be received.

That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee meeting held February 17, 2015 be received.

**ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 65/15 - DATED MARCH 16, 2015 -  
MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD MARCH 3, 2015**  
12/51

Recommendation

That Broken Hill City Council Report No. 65/15 dated March 16, 2015, be received.

That the minutes of the Memorial Oval Community Committee meeting held March 3, 2015 be received.

Minute No. 44913

Councillor P. Black moved	)	That the recommendations of items 19 to 21 be
Councillor J. Richards seconded	)	adopted.

CARRIED

**QUESTIONS ON NOTICE**

**ITEM 22 - QUESTIONS ON NOTICE NO. 4/15 - DATED FEBRUARY 27, 2015 - COUNCILLOR'S  
QUESTIONS ON NOTICE REPORT FROM THE FEBRUARY 25, 2015 COUNCIL MEETING** 13/79,  
13/12, 11/21, 13/12, 11/126

Recommendation

That Questions On Notice No. 4/15 dated February 27, 2015, be received.

**RESOLUTION**

Minute No. 44914

Councillor P. Black moved	)	That the recommendation of item 22 be adopted.
Councillor M. Browne seconded	)	

CARRIED

**QUESTIONS FOR NEXT MEETING**

**From Item 12: Traffic Committee Minutes - Street Signage to the Heritage Site in Hynes Street  
(Picnic Train Carriage from the Turkish Attack)** 11/296

*Councillor Browne enquired whether the Traffic Committee would be recommending to Council to upgrade the signage in Brookfield Avenue to include tourist signage directing traffic to the Heritage Site in Hynes Street (carriage from the Turkish Attack). The National Trust requested that 2 signs be erected and was recommended by the Traffic Committee but not included in the report recommendation.*

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

The Mayor took the question on notice.

Airport Reseal

11/214

*Councillor Black requested an update on when the next resealing of the Airport Runway will take place and the cost of the project.*

The Mayor took the question on notice.

Archivist Position

14/6

*Councillor Turley asked where the review was up to for the vacant position of City Archive Officer at the Charles Rasp Library.*

The Deputy General Manager Council Staff have been liaising with the volunteers and that another meeting is scheduled for April 25<sup>th</sup> to clearly define what is required for the role so that Council can recruit the correct person for the position.

Primitive Camping Area – Living Desert Sanctuary

T14/4

*Councillor Browne requested an update on the progress of the Primitive Camping Area at the Living Desert.*

The Mayor took the question on notice.

South Mine Number 4 Headframe

11/126

*Councillor Richards requested an update on the status of urgent restoration work to stabilise the South Mine Number 4 Headframe.*

The Mayor advised that a request has been sent to both the Federal and State Government seeking grant funding, to which Council has had no reply to date. The Mayor will be seeking to have talks with CBH regarding their plans, as the Headframe is on their property and they will have to decide what direction they wish to take.

## SUPPLEMENTARY AGENDA

**ITEM 23 - BROKEN HILL CITY COUNCIL REPORT NO. 68/15 - DATED MARCH 25, 2015 -  
REQUEST FOR ACCESS TO WILLYAMA RESERVE FUNDS TO ADDRESS ASBESTOS ISSUE**

11/263

Recommendation

That Broken Hill City Council Report No. 68/15 dated March 25, 2015, be received.

That Council as Trustee of the Willyama Common authorise the General Manager to expend the required funding for emergency fencing and signage for the old South Landfill from the Willyama Common Reserve Fund.

**RESOLUTION**

Minute No. 44915

Councillor P. Black moved  
Councillor C. Adams seconded

) That Council accepts the late report; and that the  
) recommendation of item 23 be adopted.

CARRIED

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

**CONFIDENTIAL MATTERS**

**RESOLUTION**

Minute No. 44916

Councillor D. Gallagher moved	)	That the meeting be closed to the public in
Councillor J. Richards seconded	)	accordance with Section 10A(2) of the Local
		government Act, 1993 whilst the confidential
		matters are considered.

CARRIED

*Members of the public and media left the Council Chambers at 7:21p.m.*

**ITEM 24 - BROKEN HILL CITY COUNCIL REPORT NO. 66/15 - DATED MARCH 18, 2015 -**

**CONFIDENTIAL**

**(General Manager's Note:** This report considers market information by aged service broker and is deemed confidential under Section 10A(2) (d) of the Local Government Act, 1993 which provides for commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret).

Recommendation

That Broken Hill City Council Report No. 66/15 dated March 18, 2015, be received.

That Council authorise the General Manager to proceed to sell the 40 bed licences into the aged care market place by way of use of brokerage firms specialising in this field.

**RESOLUTION**

Minute No. 44917

Councillor M. Browne moved	)	That the recommendation be adopted.
Councillor C. Adams seconded	)	

CARRIED

**ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 67/15 - DATED MARCH 11, 2015 -**

**CONFIDENTIAL**

**(General Manager's Note:** This report considers a tender and is deemed confidential under Section 10A(2) (d) of the Local Government Act, 1993 which provides for commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret).

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

**RESOLUTION**

Minute No. 44918

Councillor J. Nolan moved  
Councillor C. Adams seconded

)  
)

That Broken Hill City Council Report No. 67/15  
dated March 11, 2015, be received.

That Council award the Tender to Fusco  
Construction for Tender Items 1, 2, 4 and 9-14  
inclusive for the amount of \$280,155.50 exclusive  
of GST and that Council manages the remaining  
works internally.

CARRIED UNANIMOUSLY

DIVISION: CARRIED UNANIMOUSLY

**RESOLUTION**

Minute No. 44919

Councillor D. Gallagher moved  
Councillor C. Adams seconded

)  
)

That the meeting resume in open session.

CARRIED

*Members of the media and public returned to the Council Chamber at 7.24p.m.*

*The Mayor invited the General Manager to report on the outcome of the confidential items.*

*The General Manager advised that in respect of:*

**Item 24 - Broken Hill City Council Report No. 66/15 - dated March 18, 2015 – Confidential**

- That Broken Hill City Council Report No. 66/15 dated March 18, 2015, be received.
- That Council authorise the General Manager to proceed to sell the 40 bed licences into the aged care market place by way of use of brokerage firms specialising in this field.

**Item 25 – Broken Hill City Council Report NO. 67/15 dated March 11, 2015 – Confidential**

- That Broken Hill City Council Report No. 67/15 dated march 18, 2015 be received.
- That Council award the Tender to Fusco Construction for Tender Items 1, 2, 4 and 9-14 inclusive for the amount of \$280,1555.50 exclusive of GST and that Council manages the remaining works internally.

There being no further business the Mayor closed the meeting at 7:26p.m.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD  
MARCH 25, 2015

THE FOREGOING MINUTES WERE READ )  
AND CONFIRMED AT THE ORDINARY )  
MEETING OF THE BROKEN HILL CITY )  
COUNCIL HELD ON APRIL 29, 2015 )

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CHAIRPERSON

## **REPORTS**

1. BROKEN HILL CITY COUNCIL REPORT NO. 75/15 - DATED APRIL 17, 2015 - RECOMMENDATIONS AND MINUTES OF THE AUDIT COMMITTEE MEETING HELD APRIL 16, 2015 (13/19) ..... 21
2. BROKEN HILL CITY COUNCIL REPORT NO. 76/15 - DATED APRIL 17, 2015 - DELEGATIONS OF FUNCTIONS (11/264) ..... 27
3. BROKEN HILL CITY COUNCIL REPORT NO. 77/15 - DATED FEBRUARY 27, 2015 - ADOPTION OF THE DRAFT ASSET MANAGEMENT POLICY (12/14)..... 216
4. BROKEN HILL CITY COUNCIL REPORT NO. 78/15 - DATED MARCH 27, 2015 - DRAFT INTELLECTUAL PROPERTY POLICY FOR PUBLIC EXHIBITION (12/114)..... 223
5. BROKEN HILL CITY COUNCIL REPORT NO. 79/15 - DATED APRIL 20, 2015 - DRAFT PROCUREMENT POLICY FOR PUBLIC EXHIBITION (11/663)..... 229
6. BROKEN HILL CITY COUNCIL REPORT NO. 80/15 - DATED APRIL 22, 2015 - SHORTY O'NEIL VILLAGE UPDATE (11/333)..... 236
7. BROKEN HILL CITY COUNCIL REPORT NO. 81/15 - DATED APRIL 09, 2015 - INVESTMENT REPORT FOR MARCH 2015 (11/48) ..... 239
8. BROKEN HILL CITY COUNCIL REPORT NO. 82/15 - DATED APRIL 09, 2015 - RESOURCES FOR REGIONS CIVIC CENTRE GRANT - DEED OF AGREEMENT (14/123) ..... 252
9. BROKEN HILL CITY COUNCIL REPORT NO. 83/15 - DATED MARCH 27, 2015 - ESTABLISHMENT OF A BROKEN HILL HERITAGE CITY EVENT ADVISORY COMMITTEE (11/117) ..... 254
10. BROKEN HILL CITY COUNCIL REPORT NO. 84/15 - DATED APRIL 17, 2015 - ALCOHOL FREE ZONES (11/307) ..... 257

11.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 85/15 - DATED APRIL 07, 2015 - COMMUNITY ASSISTANCE REQUESTS - APRIL 2015 (11/117)</u> .....	264
12.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 86/15 - DATED APRIL 20, 2015 - MINUTES OF THE BROKEN HILL COMMUNITY ROUND TABLE COMMITTEE MEETING HELD MARCH 11, 2015 (13/145)</u> .....	269
13.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 87/15 - DATED APRIL 14, 2015 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO.347, HELD 14 APRIL 2015 (11/397)</u> .....	275
14.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 88/15 - DATED APRIL 08, 2015 - ECONOMIC DEVELOPMENT ACTIVITY REPORT FOR MARCH 2015 (11/514)</u> .....	291
15.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 89/15 - DATED APRIL 17, 2015 - SUSTAINABILITY GROUP ACTIVITIES - MARCH 2015 (11/514)</u> .....	297
16.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 90/15 - DATED APRIL 17, 2015 - HERITAGE STATUS REPORT - MARCH 2015 (11/126)</u> .....	301
17.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 91/15 - DATED APRIL 17, 2015 - INFRASTRUCTURE GROUP ACTIVITIES - MARCH 2015 (11/514)</u> .....	302
18.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 92/15 - DATED APRIL 20, 2015 - ACTION LIST REPORT (11/25)</u> .....	306



ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 75/15

SUBJECT: RECOMMENDATIONS AND MINUTES OF THE AUDIT  
COMMITTEE MEETING HELD APRIL 16, 2015

13/19

**Recommendation**

That Broken Hill City Council Report No. 75/15 dated April 17, 2015, be received.

That the minutes of the Audit Committee meeting held April 16, 2015 be adopted.

**Executive Summary:**

The Charter of the Broken Hill Audit Committee, as endorsed by Council at its meeting on 26 June 2013, requires the Audit Committee to refer the minutes and recommendations of the Audit Committee to the next scheduled ordinary Council meeting.

The Broken Hill City Council Audit Committee met on Thursday April 16, 2015.

The minutes of this meeting are provided as Attachment 1 to this report.

**Report:**

The Audit Committee considered the following items:

- Procurement Policy and Procedure Review Update
- External Audit Progress Report
- Implementation of Delegations Software
- Audit Committee Meeting Schedule and Work Plan
- Councillors Questions on Notice
- Legislative Compliance
- Audit Committee Action List Report

The Audit Committee endorsed the Draft instruments of Delegation to the Mayor, Deputy Mayor and the General Manager and resolved to recommend adoption to the next Council Meeting. A separate report is included in this month's Business Paper regarding Delegations of Function.

The next meeting of the Audit Committee will be held June 11, 2015.

**Strategic Direction:**

Key Direction 4: Our Leadership  
Objection 4.1: Openness and Transparency in Decision Making  
Strategy 4.1.1.13: Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation

**Attachments**

1. Minutes of the Audit Committee Meeting held April 16, 2015 4 Pages

SHARON HUTCH  
DEPUTY GENERAL MANAGER

THERESE MANNS  
GENERAL MANAGER

AUDIT COMMITTEE

16 APRIL 2015

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**MINUTES OF THE AUDIT COMMITTEE MEETING HELD THURSDAY, APRIL 16,  
2015 (10.00AM)**

**PRESENT:**

Dr. P. Ross (Chairperson), Mr. C. Nash, Mayor Councillor W. Cuy,  
Councillors B. Algate and P. Black.

Deputy General Manager and Executive Support Officer.

**APOLOGIES:**

General Manager

That the apology be noted.

**MINUTES FOR CONFIRMATION**

Minutes of the Audit Committee meeting held Thursday October 09, 2014 be confirmed.

**MATTERS ARISING FROM MINUTES**

Item 3 – Annual Report – The Deputy General confirmed that all suggestions from the Committee were included in the final Annual Report.

The Deputy General Manager took on notice a question from Cllr Black to confirm that the reference to the strike was included.

The Chairman indicated that he would provide an update on the status of the report on the Committee's operations under item 4 on the agenda.

Endorsed

**ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 69/15 - DATED MARCH 25, 2015 -  
PROCUREMENT POLICY AND PROCEDURE REVIEW UPDATE**

11/663

**Recommendation**

That Broken Hill City Council Report No. 69/15 dated March 25, 2015, be received.

The following comments were provided.

Implementations of the policy should not be such a bureaucratic method that it slows down the process.

Reporting processes to be in place to look at trends with spending on suppliers.

Exception reporting to be reviewed at Audit Committee once a year.

In the Procedure document the following to be clearly defined.

Pg 40 – Item 13 – Conflict of Interest procedure need to specify how is this to be lodged.

Pg 42 – Item 17 – Ethical Standards – procedure needs to be specify who to report to and the format of the report.

Endorsed

AUDIT COMMITTEE

16 APRIL 2015

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ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 70/15 - DATED APRIL 09, 2015 -  
EXTERNAL AUDIT PROGRESS REPORT

13/19

Recommendation

That Broken Hill City Council Report No. 70/15 dated April 9, 2015, be received.

External Audit Progress Report - Item 16 – pg 49. Procurement policy to be updated to reflect the requirement for all purchases to require independent approval.

The Committee noted that they had not been provided with the management letter arising from the 2014 external audit. The committee requested that this be made available at the next meeting.

Endorsed

ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 71/15 - DATED APRIL 09, 2015 -  
IMPLEMENTATION OF DELEGATIONS SOFTWARE

11/264

Recommendation

That Broken Hill City Council Report No. 71/15 dated April 9, 2015, be received.

That the Draft Instrument of Delegation to the Mayor, Deputy Mayor and General Manager be endorsed;

That the Audit Committee recommend that Council adopt the Draft Instrument of Delegation to the Mayor, Deputy Mayor and General Manager

That the names be removed from document and only reference to positions.

Endorsed

ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 72/15 - DATED APRIL 10, 2015 - AUDIT  
COMMITTEE MEETING SCHEDULE AND WORK PLAN

13/19

Recommendation

That Broken Hill City Council Report No. 72/15 dated April 10, 2015, be received.

That the Work Plan be reviewed at each meeting for determination of relevance of reports listed for next meeting and the inclusion of additional reports as requested by the Committee.

The Chairman will prepare a review of the two year operation of the Committee and include a summary of issues discussed as part of the two years self review required by the charter. The following items were seen as areas of improvement for the operation of the committee.

- The Risk Log / Register is to be provide at the next Audit Committee meeting for review at least annually. To be reviewed at the next meeting.
- The process of capturing and following up on actions to be reviewed and improved.
- A regular financial summary is to be provided for each Audit Committee meeting.

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Page 2

AUDIT COMMITTEE

16 APRIL 2015

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- Independent members be given access to the Hub for meeting papers.
- That the Audit Committee Charter section 3 to update the Non Voting attendees.
- The Chair suggested that the Audit Committee Charter be updated to reflect that the Chair is rotated every two years.

As at the June 11 2015 meeting Chris Nash will take over the role as Chair of the Audit Committee.

Endorsed

ITEM 5 - QUESTIONS ON NOTICE NO. 5/15 - DATED APRIL 10, 2015 - COUNCILLORS  
QUESTIONS ON NOTICE

14/6

Recommendation

That Questions On Notice No. 5/15 dated April 10, 2015, be received.

Endorsed

ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 73/15 - DATED APRIL 10, 2015 -  
LEGISLATIVE COMPLIANCE

Recommendation

That Broken Hill City Council Report No. 73/15 dated April 10, 2015, be received.

The committee requested that at the next Audit Committee meeting a list is provided of policies that have been reviewed by Council and are due to be reviewed by Council.

Endorsed

ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. 74/15 - DATED APRIL 10, 2015 - AUDIT  
COMMITTEE ACTION LIST REPORT FOR APRIL 2015

13/19

Recommendation

That Broken Hill City Council Report No. 74/15 dated April 10, 2015, be received.

Endorsed

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

QUESTIONS ON NOTICE

Nil

QUESTIONS FOR NEXT MEETING

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Page 3

AUDIT COMMITTEE

16 APRIL 2015

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Nil

**CONFIDENTIAL MATTERS**

Nil

**NEXT MEETING**

Dates for the next two meetings were set as 11 June and 15 October 2015.

Meeting closed at 12.00pm.

The foregoing minutes were read and confirmed at the Audit Committee meeting held on 11 June 2015

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Chairperson

ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 76/15

SUBJECT: DELEGATIONS OF FUNCTIONS

11/264

**Recommendation**

That Broken Hill City Council Report No. 76/15 dated April 17, 2015, be received.

That Council notes the Schedule of Delegable Functions for the Broken Hill City Council attached to this report at Attachment 7.

That Broken Hill City Council delegate to the Mayor of the Broken Hill City Council, the Functions in accordance with the Instruments of Delegation attached to this report at Attachments 4.

That Broken Hill City Council delegate to the Deputy Mayor of the Broken Hill City Council, the Functions in accordance with the Instruments of Delegation attached to this report at Attachments 5.

That Broken Hill City Council delegate to the General Manager of the Broken Hill City Council, the Functions in accordance with the Instruments of Delegation attached to this report at Attachments 6.

That for the period April 29, 2015 to October 31, 2016, the Deputy General Manager be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave, such appointment to cease upon the return to work of the General Manager; and that such person acting as General Manager pursuant to this resolution has all the functions, delegations, and sub-delegations given to the General Manager by the Council.

That Broken Hill City Council resolves to delegate to the Deputy General Manager, Manager Infrastructure Strategy, Manager Planning Development and Compliance, Asset Planner Buildings and Open Spaces, Roads and Parks Coordinator, Waste Management Coordinator, Trades Coordinator, Team Leader Parks and Open Spaces, Team Leader Roads, Labourer/Plant Operator, Ranger Living Desert and Finance Operations Coordinator of the Broken Hill City Council the relevant Functions under the Noxious Weeds Act 1993 in accordance with the Instruments of Delegation attached to this report at Attachment 8.

**Executive Summary:**

Section 377 of the Local Government Act addresses the general power of the council to delegate.

An assessment of Broken Hill City Councils delegations register and associated process determined that Council carries an unacceptable risk in respect to the management and allocation of delegations. The risk being that delegations are not kept up to date in accordance with latest legislation and that officers may be at risk of contravening legislation

and may not have been granted the required delegations or authority required to perform their duties due to the complex nature of delegation development.

Broken Hill City Council has purchased Local Government Legal's delegations Database to ensure delegations of authority, appointments and authority cards issues by Council are compliant with legislation and allow Council to efficiently and effectively carry out the requirements of Local Government functions in Broken Hill.

Implementation of the software aligns with the Audit Committee's Meeting Schedule and Work Plan as follows:

#### Legislative Compliance

Determine whether management has appropriately considered legal and compliance risks as part of risk assessment and management arrangements
Review the effectiveness of the system for monitoring compliance with relevant laws, regulations and associated government policies

The Draft Instruments of Delegation to the Mayor, Deputy Mayor and General Manager were endorsed by the Audit Committee at their meeting held April 16, 2015 and the Audit Committee resolved to recommend to Council adoption of the Delegations (purpose of this report).

It is considered best practice to resolve to delegate the General Manager's functions to the Deputy General Manager for a specified period should the General Manager for period of sick leave or annual leave. The period stated covers the remainder of the term of Council plus one month to allow for review of the Instruments of Delegation.

Council is also required under the Noxious Weeds Act 1993 to adopt separate Instruments of Delegations to individual staff under Section 68 of the Noxious Weeds Act, which states:

#### **Section 68.**

##### ***Delegation by local control authorities***

*A local control authority may delegate to a person any of the local control authority's functions under this Act (other than this power of delegation) but only under this power of delegation.*

*Note: Accordingly, a council may not delegate any of its functions as a local control authority under this Act under the Council's power of delegation under the Local Government Act 1993.*

The separate Instruments of Delegation to staff under the Noxious Weeds Act 1993 are also attached for Council's adoption.

#### **Background:**

Councils have certain functions and duties which they must perform, and certain powers which they may exercise, pursuant to the Local Government Act 1993 as well as a range of other Acts. In most cases the relevant Acts grant those 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 duties and 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 enables its Officers to undertake these duties on its behalf. Therefore it is necessary for the Council to take formal steps to delegate the authority to make decisions, perform functions or undertake duties and activities on behalf of



Council to relevant Council Officers (this is pursuant to section 377 of the Local Government Act 1993).

There are a number of functions under the Local Government Act that Council cannot delegate. These functions are set out in Section 377(1) as follows:

- a) The appointment of a General Manager,
- b) The making of a rate,
- c) A determination under section 549 as to the levying of a rate,
- d) The making of a charge,
- e) The fixing of a fee,
- f) The borrowing of money,
- g) The voting of money for expenditure on its works, services or operations,
- h) The compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),
- i) The acceptance of tenders which are required under this Act to be invited by the Council,
- j) The adoption of an operational plan under section 405,
- k) The adoption of a financial statement included in an annual financial report,
- l) A decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6,
- m) The fixing of an amount or rate for the carrying out by the Council of work on private land,
- n) The decision to carry out work on private land for an amount that is less than the amount or rate fixed by the Council for the carrying out of any such work,
- o) The review of a determination made by the Council, and not by a delegate of the Council, of an application for approval or an application that may be reviewed under section 82A of the Environmental Planning and Assessment Act 1979,
- p) The power of the Council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194,
- q) A decision under section 356 to contribute money of otherwise grant financial assistance to persons,
- r) A decision under section 234 to grant leave of absence to the holder of a civic office,
- s) The making of an application, or the giving of a notice, to the Governor or Minister,
- t) This power of delegation,
- u) Any function under this or any other Act that is expressly required to be exercised by resolution of the Council.

Under section 377 and 378 of the Local Government Act, Council cannot delegate functions directly to an employee of Council. Rather, this must be done by first delegating to the General Manager who in turn sub-delegates to an employee. The General Manager therefore must be delegated the necessary functions to be able to sub-delegate those functions to an employee, with the exception of the

### **Report:**

The preparation and maintenance of Delegations of Authority, Appointments, and Authority Cards by local councils is a complex and time consuming process. Local Government Legal's Delegations Database has been designed to assist local councils to ensure that these documents are prepared correctly and are kept up to date in accordance with the latest Legislation.

Council has recently purchased software from Local Government Legal to create and manage its Delegations of Functions.

Local Government Legal is the trading name for Hunter Councils Legal Services Limited who provide legal services to local councils in New South Wales. Local Government Legal only act for local government and specialise in the law as it applies to local government.

Implementation of new Delegations software will ensure that Council's Delegations of Functions are always current and comply with changes to Acts and Regulations that affect Council's operations, and to ensure compliance with relevant legislation and Council policies.

The Delegations Database, including the schedule of legislative functions are drafted by lawyers, and updated when Legislation is amended, enacted, or repealed. This allows Council to ensure that its delegations of authority, appointment of authorised persons, and authority cards are up-to-date and lawful. Councils will be notified when the schedule of legislative functions is amended, so a council can elect when to amend its delegations.

As you will appreciate, if a council does not maintain its delegations in accordance with Legislation that is in force, it runs the risk of the validity of the exercise of a function being challenged. For example the recent Noxious Weeds Amendment Act 2012, the Local Government Amendment (Conduct) Act 2012, the Swimming Pools Amendment Act 2012, the Environmental Planning & Assessment Amendment Act 2012, and the Boarding Houses Act 2012, to name just a few, all have implications for the delegation of functions by local councils.

It is anticipated that the scale and significance of the amendments to Legislation relevant to local government will continue, with a review of the LG Act currently underway and the repeal and replacement of the Environmental Planning & Assessment Act 1979 is foreshadowed. As a council subscribing to the annual maintenance fee, we will be provided with updates to the delegable functions in the database when such amendments are made.

As part of Council's subscription to LGL's Delegations Database, Council receives regular notifications of changes to Acts and Regulations that are relevant to local government; and newsletters which provide legal updates on relevant court judgements with a summary and analysis of legislative changes, are also circulated to their subscribers.

In order to effectively implement the delegations database register and issue appropriate approvals across the organisation, the delegations for Councils General Manager, Mayor and Deputy Mayor must first be reviewed and adopted by Council.

Attached to the report is a schedule of delegable functions along with Draft Delegations recommended for the Mayor, Deputy Mayor and the General Manager. The draft Delegations provide a standardised approach to the issuing of Delegations which refer to a Schedule of Delegable Functions. This Schedule is updated by Local Government Legal and reflects changes to Acts and Regulations that affect Local Government.

Also attached to the report are separate Delegations to staff under the Noxious Weeds Act 1993, which requires individual delegations direct to each staff member and cannot be sub-delegated under Section 378 of the Local Government Act 1993. These delegations require a resolution of Council.

Compliance with Council's policies can also be included in Council's Instruments of Delegations as well as delegations from third parties.

Council's current delegations for General Manager, Mayor and Deputy Mayor are also included for reference.

### **Strategic Direction:**

Delivery Program

4.1 Openness and Transparency in Decision Making

4.1.1.13 – Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation

**Relevant Legislation:**

Local Government Act 1993, Sections 377-381.

**Financial Implications:**

Annual subscription to the Delegations Database is \$4,000.00.

**Attachments**

- |   |           |
|---|-----------|
| 1. Current Delegations to the Mayor                   | 2 Pages   |
| 2. Current Delegations to the Deputy Mayor            | 1 Page    |
| 3. Current Delegations to the General Manager         | 12 Pages  |
| 4. Draft Delegations to the Mayor                     | 2 Pages   |
| 5. Draft Delegations to the Deputy Mayor              | 2 Pages   |
| 6. Draft Delegations to the General Manager           | 8 Pages   |
| 7. Schedule of Delegable Functions                    | 119 Pages |
| 8. Draft Delegations under the Noxious Weeds Act 1993 | 38 Pages  |

THERESE MANNS  
GENERAL MANAGER



# Broken Hill City Council

*... a safe, vibrant, prosperous and culturally rich City achieved through community leadership and sustainable management.*

Quote No

Telephone / Personal Enquiries  
Ask For

.1.

Please address all communications to:  
The General Manager,  
240 Blende Street,  
P.O. Box 448,  
BROKEN HILL N.S.W. 2880  
Telephone: (08) 8080 3300  
Fax: (08) 8080 3424  
ABN: 84 873 116 132  
Email: [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au)  
Website: [www.brokenhill.nsw.gov.au](http://www.brokenhill.nsw.gov.au)

## MAYOR

Pursuant to the Local Government Act and Regulations and any expressed policy or direction of Council, that Council in accordance with Section 377 of the Local Government Act 1993 and every other enabling statutory power, delegates to the person who occupies the position of Mayor, WINCEN JOHN CUY to perform on behalf of Council the following powers, authorities, duties or functions.

1. Expend up to \$10,000 within the sums voted by the Council for expenditure thereon and in accordance with the resolutions of Council.
2. Expend up to \$50,000 in times of emergency subject on work that is deemed urgent provided that such expenditure is reported to Council at its next Ordinary meeting.
3. Exercise, in case of necessity, the policy making functions of the governing body of the Council between meetings of the Council.
4. Sign correspondence on behalf of Council.
5. Sign all necessary applications refunds etc, to various government agencies and other organisations with which Council conducts business.
6. To witness documents requiring signature under the Seal of Council.
7. Sign documents and plans pursuant to conditions of Building or Development Consent provided that such authority shall not extend to documents associated with the transfer of land to Council at a sale price greater than one dollar (\$1.00).
8. Sign and issue section 603 certificates regarding outstanding rates.
9. To make media statements or releases on behalf of Council.
10. Issue testimonials in all instances where the application complies with Council's policy relating to such issue.
11. Authorise or carry out the action necessary to be taken to ensure compliance with any policy of Council or any provision of the Local Government Act, 1993 or other legislation relevant to Council's operations.
12. Conduct Mayoral receptions and civic ceremonies in accordance within the sums provided in Council's current budget.

.2.

13. To investigate substantive written complaints against the General Manager and if warranted, to report to the next Ordinary meeting of Council.

Minute Number 42247 - Council Meeting December 15, 2009.

Minute Number 44212 – Council Meeting January 23, 2013.



# Broken Hill City Council

*... a safe, vibrant, prosperous and culturally rich City achieved through community leadership and sustainable management.*

Quote No

Telephone / Personal Enquiries  
Ask For

.3.

Please address all communications to:  
The General Manager,  
240 Blende Street,  
P.O. Box 448,  
BROKEN HILL N.S.W. 2880  
Telephone: (08) 8080 3300  
Fax: (08) 8080 3424  
ABN: 84 873 116 132  
Email: [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au)  
Website: [www.brokenhill.nsw.gov.au](http://www.brokenhill.nsw.gov.au)

## DEPUTY MAYOR

Pursuant to the Local Government Act and Regulations and any expressed policy or direction of Council, that Council in accordance with Section 377 of the Local Government Act 1993 and every other enabling statutory power, delegates to the person who occupies the position of Deputy Mayor DAVID WILLIAM GALLAGHER to perform on behalf of Council the following powers, authorities, duties or functions:

### **1. Council Seal**

Authorise the Deputy Mayor to be the necessary witness to documents requiring Council's seal.

### **2. In the absence of the Mayor**

In the absence of the Mayor and subject to compliance with the requirements of the Local Government Act 1993, and any expressed policy or direction of the Council, the Council pursuant to the provisions of Section 377 of the Act, and every other enabling statutory power, delegates to the person who occupies the position of Deputy Mayor to exercise and perform on behalf of the Council the powers, authorities, duties and functions of the Mayor including the powers, authorities, duties and functions which the Council has delegated by this Instrument to the Mayor.

Minute Number 42247 - Council Meeting December 15, 2009.  
Minute Number 42697 Council Meeting January 27, 2011.  
Minute Number 44212 – Council Meeting January 23, 2013.  
Minute Number 44757 – Council Meeting September 24, 2014.



# Broken Hill City Council

*... a safe, vibrant, prosperous and culturally rich City achieved through community leadership and sustainable management.*

Quote No

Telephone / Personal Enquiries  
Ask For

.4.

Please address all communications to:  
The General Manager,  
240 Blende Street,  
P.O. Box 448,  
BROKEN HILL N.S.W. 2880  
Telephone: (08) 8080 3300  
Fax: (08) 8080 3424  
ABN: 84 873 116 132  
Email: [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au)  
Website: [www.brokenhill.nsw.gov.au](http://www.brokenhill.nsw.gov.au)

## **SCHEDULE 1. AUTHORISED OFFICER GENERAL MANAGER (GM001)**

### **THERESE MANNS**

Pursuant to the provisions of the Local Government Act 1993 and any expressed policy or direction of Council, that Council in accordance with the provisions of Section 377 of the Local Government Act 1993 and every other enabling statutory power, delegates to the person occupying the position of the General Manager of the Council, authority to exercise and to perform on behalf of the Council, all necessary powers, authorities, duties and functions, including but not limited to the following:

#### **Executive Powers**

1. To carry on the regular services and operations of the Council within the sums voted by the Council for expenditure thereon and in accordance with any resolution of Council.
2. To carry on the regular services, functions and operations of the Council in accordance with Local Government Act 1993, and other Legislation, Regulations and or policies of the Council.
3. To authorise or carry out the action necessary to be taken to ensure compliance with any policy or code of Council, or any provision of the Local Government Act, 1993 or Regulations thereunder, or any other legislation relevant to Council's operations.
4. To sign correspondence on behalf of Council
5. Sign all necessary applications, returns etc, to various government agencies and other organisations with which Council conducts business;
6. To obtain legal advice from Council's Solicitors or Counsel where necessary.
7. To institute, conduct and defend legal proceedings with respect to Council's activities in all Courts, and instruct and engage Council's Solicitors and Counsel where necessary.
8. Be authorised to respond to notices in respect of such applications to the Casino Liquor and Gaming Control Authority for Liquor licences for functions.
9. Authorise action to be taken in connection with any complaints or requests received.

.5.

10. Provide interpretation, counsel and advice on applicable Statutes, and Council's existing and proposed policies; and on statutory limitations during the deliberative and decision making process and provide to the Mayor, individual Councillors and Group Managers, a common source of statutory and policy interpretation.
11. To affix the Seal of Council to a document.
12. To prepare and lodge applications for grants provided such action is consistent with Council's Integrated Strategic Plan.
13. To authorise any works which is deemed urgent, provided that such expenditure is reported to the Council at its next Ordinary meeting, where funds have not been voted by Council.
14. Control communications internally.
15. Rearrange and reorganise staff in all departments.
16. Sign legal contracts where Council has approved the making of that Contract.
17. Internal and external projection and promotion of Council's image in the Community, including its efficiency and effectiveness.
18. Approve/refuse public access to Council records which are required to be produced for any legal proceedings.
19. Be authorised to perform all necessary activities, to serve any notices or orders, undertake inspections, issue or refuse license and permits, to exercise the power of entry, to appoint appropriate staff as an authorised officer, authorised person, authorised Council employee, or impounding officer as the case may be, to exercise the functions of those positions under the following acts and associated regulations and to implement the provisions as relating to the operation of Council of the following Acts and associated Regulations, including but not limited to:
  - Companion Animals Act 1998
  - Community Land Development Act 1989
  - Community Land Management Act 1989
  - Contaminated Land Management Act 1997
  - Conveyancing Act 1919
  - Crown Lands Act 1989
  - Crown Lands (Continued Tenures) Act 1989
  - Dividing Fences Act 1991
  - Environmental Planning and Assessment Act, 1979
  - Environmental Planning and Assessment Amendment Act, 2008
  - Food Act, 2003
  - Food Amendment (Beef Labelling) Act 2009
  - Food Legislation Amendment Act 2004



.6.

- Government Information (Public Access) Act 2009
- Privacy and Personal Information Protection Act 1998
- Health Records and Information Privacy Act 2002
- Fire Brigades Act 1989
- Heritage Act 1977
- Interpretation Act 1987
- Impounding Act, 1993
- Land Acquisition (Charitable Institutions) Act 1946
- Land Acquisition (Just Terms Compensation) Act 1991
- Library Act 1939
- Liquor Act 2007
- Local Government Act 1993 as amended
- Native Title (New South Wales) Act 1994
- Noxious Weeds Act, 1993
- Workplace Health and Safety Act 2011
- Ombudsman Act 1974
- Protection of Environment Operations Act 1997 as amended
- Public Health Act 1991 and Regulations made thereunder
- Recreational Vehicles Act, 1993 as amended
- Roads Act, 1993 as amended
- Road Rules 2008
- Roads Transport (General) Act 2005
- Rural Fires Act, 1997 as amended
- Rural Lands Protection Act 1998
- Strata Schemes (Freehold Development) Act 1973
- Strata Schemes (Leasehold Development) Act 1986
- State Emergency and Rescue Management Act 1989
- State Emergency Services Act 1989
- State Records Act 1998
- Swimming Pools Act, 1992

.7.

- Transport Administration Act 1988
  - Unclaimed Money Act 1995
20. Sign documents and plans pursuant to conditions of Building or Development Consent provided that such authority shall not extend to documents associated with the transfer of land to Council at a sale price greater than one dollar (\$1.00).
  21. Sign and issue section 603 certificates regarding outstanding rates.
  22. To exercise the powers of Council under any Act or regulation where the delegation would not be prohibited under Section 377 of the Local Government Act, 1993.
  23. To represent the Council as Principal Certifying Authority
  24. To make a complaint on behalf of Council about an accredited certifier under the Building Professionals Act 2005
  25. To make application to the Building Professionals Board (BPB) for accreditation of Broken Hill City Council building certifying employees, at a level commensurate to each individuals level of qualification and experience

**Administration**

26. To give notice to the public of Council and Committee meetings and to prepare business papers and agendas for those meetings in accordance with the legislation.
27. To determine the matters which are to be included in the business papers, subject to the inclusion of the following items whenever they arise:
  - (a) Reports on matters that cannot be determined under delegated authority;
  - (b) Reports required to be submitted under any Act or Regulation;
  - (c) Reference to any deputation's which the Council has agreed to receive;
  - (d) Matters requiring a determination of Policy;
  - (e) Reports directed by Council to be submitted;
  - (f) Matters essential for the Council's information;
  - (g) Matters requiring a vote;
  - (h) Matters or decisions of a potentially contentious nature, or involving a significant variation of Council's policy or standard practice relating to Development Applications.
28. Make media statements or issue media releases on behalf of Council
29. Have charge of the records of Council, except as otherwise specifically provided, and be responsible for the recording, filing and safe keeping of such records.
30. Determine and review applications for access to Council's information pursuant to the Government Information (Public Access) Act 2009 and in accordance with Council's adopted Access to Information Policy
31. Keep accurate, permanent records of all properties purchased, leased or sold by, or in the possession of Council.
32. Sign contracts for the sale and purchase price of land where Council has approved the sale or purchase price.

.8.

33. Authority to terminate any lease or rental agreement on any Council owned property where the terms of the lease have been breached, and accounts fall into arrears.
34. Sign all applications addressed to the Registrar General to record the Council as the registered owner of resumed land.
35. Authority to establish, maintain, alter or terminate leaseback agreements with employees.
36. To pay Councillors an annual fee.
37. To pay the Mayor an annual fee.
38. To approve payment of expenses for elected members.
39. Review Council's exposure to risk on a continuing basis and effect any changes by way of insurance, retention or transfer to protect Council's interest.
40. To determine levels of public liability insurance required in accordance with Council's policy.
41. The authority to exercise and perform on behalf of Council, all powers, authorities, duties, functions and matters applying to:
  - (a) Public roads;
  - (b) Footpaths;
  - (c) Carparks;
  - (d) Parks, reserves, recreational facilities, gardens and cemeteries;
  - (e) Waste Disposal Depot;
  - (f) Council owned and managed public buildings and facilities;
42. Be authorised to offer a reward in accordance with Council policy, for information leading to the conviction of people found vandalising Council property, and further, that Council, without exception, takes all legal steps available to it to prosecute people found vandalising Council property.
43. To keep all registers required of Council under the Local Government Act, 1993 and other legislation.
44. To prepare all administrative documents and reports required under the Local Government Act 1993 and Regulations.

**Finance**

45. To authorise the payment of salaries and wages of the staff of the Council.
46. To authorise the purchase of goods, works and services in accordance with Council's Purchasing Policy and to obtain tenders for items over \$150,000 in accordance with Council's Tendering Policy.
47. To authorise any work, which in his/her opinion is urgent, at a cost not exceeding \$10,000 on the basis that the details of the work so authorised be reported to the next Ordinary meeting of the Council.

.9.

48. Expend up to \$50,000 in times of emergency provided that such expenditure is reported to Council at its next Ordinary meeting.
49. To keep accounts of the Council and present to audit in accordance with the requirements made by or under the Local Government Act, 1993 and Regulations.
50. Determine the categorisation of each parcel of rateable land in accordance with Section 514 of the Local Government Act, 1993.
51. Act as signatory to Council's bank accounts and operate the Council's bank accounts.
52. Certify electronic funds transfers, sign cheques and sign vouchers on behalf of Council.
53. Sign declarations for fringe benefits tax, GST statements and returns, and payroll tax on behalf of Council
54. To implement Council's adopted Investment Policy and authorise the investment of surplus Council funds and sign such application and redemption documents as may be required.
55. To determine applications for reductions of rental charges for Council facilities in accordance with Council's policy.
56. To determine applications for pensioner rate reduction in accordance with the provisions of Section 575 of the Local Government Act.
57. To take action at any time for recovery of unpaid rates and any other amounts owing to Council.
58. To approve applications for extension of time to pay accounts.
59. To lay information, issue summonses, swear statements and affidavits for enforcing default judgements and institute any other legal and approved procedure necessary for the recovery outstanding amounts and debts owing to the Council.
60. To determine assistance to ratepayers experiencing genuine and substantial hardship in accordance with decisions of the Council.
61. To certify that prices and computations on vouchers have been checked and are correct, and as far as able to be ascertained, are fair and reasonable and are in accordance with any quotation/contract under which the goods/services were supplied.
62. To write-off, in accordance with the decisions of the Council, rates or debts which are determined not financially viable to recover.
63. To write-off debts (including but not limited to rates, charges, interest and sundry debts) to the value of \$5,000 for any individual rate, charge or transaction.
64. To sign Section 603 Certificates on behalf of Council.
65. To authorise the disposal of surplus materials and goods.
66. To sign as the responsible accounting officer the statement of financial position with respect to Budget Review Statements, and other financial statements and reports, in accordance with the Local Government Act 1993 and Regulations.

.10.

**Infrastructure**

67. Organise and allocate the priority of all construction and maintenance works, subject to any direction of the Council.
68. To determine applications in conjunction with the Broken Hill Traffic Committee for the use of public roads for walk-a-thons, parades, mardi-gras, parking vans or similar (eg art unions, armed services recruiting); or other like events;
69. Be authorised to approve the placement of materials on the city footpath in connection with street stalls, busking, displays and similar in accordance with Council's relevant policies.
70. (i) To sign and issue approval of designs for subdivision plans and construction certificates.  
(ii) To sign survey requests/amendments to the Land Titles Office.  
(iii) To sign property identification reports.  
(iv) To sign survey plans.
71. To order the removal of obstructions placed illegally on road reserves, footpaths and public places.
72. Order the removal of obstructions on roads or public places where such obstruction constitutes a public danger.
73. To close roads, or parts thereof, temporarily for repairs or construction.
74. To issue/refuse compliance and construction certificates in relation to subdivisions and engineering works.
75. Determine the extent and design of works associated with subdivisions and other development applications in accordance with Council Policies and Codes and to determine whether such works have been completed to a satisfactory standard.
76. To act in accordance with Council policy when Council receives requests from ratepayers for construction of concrete footpaths and/or driveways.
77. Certify that bonded works under the control of the Infrastructure Department have been completed to Council's satisfaction prior to release of the relevant bond
78. Authorise works on nature strips in accordance with Council policy.
79. Authorise maintenance or removal of trees from roads, footpaths, parks and Council controlled reserves, including urgent removal of dangerous trees.
80. Carry out works on both Council owned and private lands in any case where the estimated cost is paid in advance and an appropriate contract entered into.
81. Purchase and disposal of Council vehicles, plant and equipment in accordance with Council's policies.
82. Authorise the release of Council plant and other resources to assist emergency work, and assist the Broken Hill State Emergency Service in emergency work.
83. Make Council plant and equipment available to community groups in accordance with a resolution of the Council.
84. Pursuant to section 251 of the Roads Act, 1993 Council appoints the General Manager as authorised officer for the purposes of the Roads Act and Regulations.

.11.

85. Exercise Council's functions in respect of the Broken Hill Airport.

#### **Planning & Development & Health**

86. To determine Development Applications, Complying Development Certificates, Construction Certificates.
87. To issue or refuse to issue compliance, construction, subdivision and occupation certificates under Part 4A.
88. Defend appeals against failure or refusal to issue Part 4A certificates.
89. To give notice of intention to serve orders, and modify or revoke orders pursuant to Division 2A of Part 6.
90. To review determinations of development applications made by other staff under delegated authority.
91. To issue or refuse to issue a complying development certificate.
92. To modify or refuse to modify a complying development certificate.
93. To vary or extend the lapsing period of a consent in accordance with Sections 95 and 95A.
94. To approve or refuse applications to modify development consents, being consents originally determined under delegated authority.
95. To defend appeals made pursuant to Division 8 of Part 4 (Environmental Planning and Assessment Act 1979)
96. The powers, authorities, duties and functions delegated to Council by the Director General pursuant to Section 745 of the Local Government Act 1993, as amended in respect the provisions of the Local Government (General) Regulation 2005.
97. To ensure that premises used for the preparation, storage and/or sale of food are maintained.
98. To commence legal proceedings pursuant to the Environmental Planning and Assessment Act 1979 and the Local Government Act 1993.
99. Sign applications on behalf of Council as applicant and/or owner for works previously approved by Council to be undertaken by Council or on Council's behalf.
100. To sign Section 149 and Section 149A Certificates.
101. To sign and issue Section 121ZP and Section 735A Certificates on behalf of Council.
102. To exercise all of the powers of Council in respect of:
- (a) Applications for all those matters listed in Section 68 of the Local Government Act 1993.
  - (b) The variation of building lines made under Council's Approvals Policy.
  - (c) The variation of Restrictive Covenants created pursuant to Section 88B of the Conveyancing Act 1919, as amended, provided that the subject of the variation complies with the relevant planning instrument.
103. Determine applications for the creation of temporary construction zones on public roads restricting public parking in such zones.

.12.

104. Preparation of Local Environmental Plan under Section 54(1) of the Environmental Planning and Assessment Act, 1979 as amended.
105. Preparation and exhibition of Environmental Studies and Local Environmental Plans in accordance with Sections 56-64 and 66-67 of the Act.
106. Exercise any delegation conferred upon him/her from time-to-time by the Director General of the Department of Planning under Section 59 and, or, 69 of the Act..
107. Prepare draft Development Control Plans in accordance with Section 72 of the Act and in accordance with the appropriate Regulations.
108. To make any decision or to take any actions required of or open to Council to take in accordance with Part IV "Environmental Planning Control" of the Environmental Planning and Assessment Act 1979, as amended but not including the power:
  - (1) To determine any Development Application in respect of a designated development as defined in Section 4;
  - (2) To determine any Development Application in relation to which a negative submission has been received and where the matters raised in that submission have not been resolved; or,
  - (3) To revoke or modify a Development Consent (not being at the applicant's request) in accordance with Section 103;
109. To assume the concurrence of the Director General of the Department of Planning for variations of development standards in accordance with State Environmental Planning Policy 1 and Department of Environment and Planning Circular 117.
110. To authorise the release of subdivision certificates by signing the required documents.
111. To refund unexpended Development Application fees on actual costs basis.
112. To determine heritage restoration funding applications for the purpose of Conservation Management Plans for suitable premises with heritage significance.
113. To take the appropriate action and to seek the advice of Council's Heritage Advisor where a development application has been made for demolition where, in assessing the Development, the building is found to be of heritage significance.
114. Issue a dangerous dog declaration under Section 34 of the Companion Animals Act 1998; Issue a nuisance dog declaration under Section 21 of the Companion Animals Act 1998; and issue a nuisance cat declaration under Section 31 of the Companion Animals Act 1998.

#### **Approvals and Orders**

115. in accordance with the provisions of Section 191 of the Local Government Act, 1993 to enter and make inspections as provided in Section 191 (2), 192 (a) (b) (d) and (g); to give notices as provided in Section 193 and to determine entry by requirements pursuant to Section 193 (3) (b);



.13.

116. subject to any requirements of the Local Government Act, 1993 or Regulations or other relevant Act or any policy of Council, to exercise or perform on behalf of Council any power; authority, duty or function of the Council relating to:-
- The administration without limitation of the provisions of the Building Code of Australia.
  - The approval, with the imposition of any conditions deemed necessary, subject to compliance with the Act, Regulations and the policies of Council, of all applications for those activities listed in:-
    - (i) Part A – “Structures or Places of Public Entertainment”
    - (ii) Part C – “Management of Waste”
    - (iii) Part F – Other Activities – Clauses 4 and 5 of the table to Section 68 of the Local Government Act, 1993;
117. pursuant to Section 124 of the Local Government Act, 1993 to order a person to do or to refrain from doing a thing specified; and which is within the circumstances specified in the table to Section 124 as listed hereunder and pursuant to Section 121B of Environmental Planning and Assessment Act 1979, as amended
- (a) Orders requiring or prohibiting the doing of things to or on premises
  - (b) Orders requiring that premises be used or not used in specified ways
  - (c) Orders requiring the preservation of healthy conditions
  - (d) Orders requiring the protection or repair of public places
  - (e) Orders requiring compliance with approval.
118. pursuant to Section 125 of the Local Government Act, 1993 to order the abatement of a public nuisance;
119. pursuant to the provisions of the Local Government Act, 1993 be authorised to order either generally or in any particular case that proceedings be taken for the recovery of any penalty in respect of any offence under the provisions of the said Act or Regulations;
120. pursuant to the provisions of Section 679 (1) of the Local Government Act, 1993 to issue penalty notices in relation to the committing of an offence under this Act, being an offence prescribed by the Regulations.
121. to enter any premises or therein carry out such inspections and surveys and take such measurements and such photographs as considered necessary in connection with the administration of the Act, the regulations and any environmental planning instrument for the purpose of enabling the exercise of the Council's functions pursuant to Sections 118A through to 118N Part 6 Division 1A of the Environmental Planning and Assessment Act 1979, as amended.
122. subject to compliance with Statutes and any policy of Council, authority to:
- (a) Act as a designated servant for the purpose of exercising the following functions imposed upon the Broken Hill City Council by or under the Environmental Planning and Assessment Act, 1979 (as amended) or under Regulations made thereunder:



.14.

- (i) to approve, with or without conditions, applications made to the Broken Hill City Council for consent to development under Division 1 of Part IV of the Environmental Planning and Assessment Act 1979 (as amended) and,
- (ii) to disapprove applications made for consent to development under Division 1 Part IV of the Environmental Planning and Assessment Act, 1979 (as amended) which the Broken Hill City Council is legally precluded from considering for approval under Broken Hill Local Environmental Plan 1996;
- (b) to determine whether an application to vary trading hours of licensed premises required the consideration of Council and, if necessary, to request deferment of any licence hearing;
- (c) sign and issue certificates provided for in Section 149 of the Environmental Planning and Assessment Act, 1979, as amended;

123. subject to any requirements of the Act and Regulations listed below:-

- Public Health Act, 1991,
  - Food Act 2003
  - Food Legislation Amendment Act 2004,
  - Noxious Weeds Act 1993
  - Companion Animals Act 1998
  - Rural Fires Act, 1997
  - Protection of the Environment Operations Act 1997 & Regulations
  - Swimming Pools Act, 1992
  - Impounding Act, 1993
  - Road Rules 2008
  - Road Transport (Safety and Traffic Management) Regulation 1999
  - Roads Transport (General) Regulation 2005
  - and any Regulations made thereunder, or any policy of Council, to exercise or perform on behalf of the Council any power, authority, duty or function of the Council pursuant to the said Acts and Regulations relating to:
- (a) the ordering of the service of and service or giving of any notice, order or direction under the provisions of the said Acts and Regulations;
  - (b) the laying of information, appearing in court and doing all things and signing all such documents as may be necessary to prosecute any person for breaches of the said Act and Regulations;
  - (c) the institution, commencement, presentation, carrying on and concluding on behalf of the Council as a party to any proceedings, appearances and conciliations conducted by any court or before any justice under the said Act and Regulations;
  - (d) the ordering either generally or in any particular case that proceedings be taken for the recovery of any penalty in respect of any offence under the provisions of the said Acts and Regulations.
  - (e) the consideration, issue of or refusal to issue licences and permits;

124. To carry out the provisions of the Public Health Act, 1991 and that pursuant to the provisions of Section 72 be authorised generally to examine or enter any premises in

.15.

accordance with the powers granted by virtue of the Act or any Regulations or By-Laws thereunder;

125. To execute on behalf of Council the powers granted by virtue of Part 4 Section 50 of the Noxious Weeds Act 1993;
126. To exercise the functions of the Council under the provisions of Section 88 of the Companion Animals Act 1998;
127. To exercise functions of an Authorised Officer under Section 187(2) of the Protection of the Environment Operations Act 1997 and to issue penalty notices which are to be permitted under the Act;
128. To exercise the functions of an Inspector under the provisions of the Swimming Pools Act, 1992 and to issue Penalty Notices in accordance with Section 35 of the Act;
129. To exercise the functions of an Authorised Officer for the Road Rules 2008.
130. Subject to any requirements of the relevant Acts, the representation, institution and carrying on, on behalf of the Council, as a party to any proceedings, appearances or conciliations conducted by the Land and Environment Court in relation to the Local Government Act, 1993 and the Environmental Planning and Assessment Act, 1979.
131. Pursuant to the powers conferred upon the Director General of the NSW Food Authority, whereby certain powers under the Food Act 2003 and Food Regulation 2004, the power to serve enforcement notices in respect of the legislation.

#### **Willyama Common**

132. Authority to Council's General Manager to sub delegate to the relevant Council Officers to deal with day to day management and operational matters relating to the Willyama Common; such matters to be dealt with in accordance with the requirements of the Willyama Common Management Plan.

#### **Broken Hill Filming Policy**

133. Council co-ordination of approvals for film makers to film within its Council area.

#### **Annual Return**

134. Execute the Environment Protection Authority Annual Return for the Broken Hill Waste Depot.

**Minute Number 42548 - Council Meeting held November 3, 2010.**

**Minute Number 44213 - Council Meeting held January 23, 2013.**

**Minute Number 44293 - Council Meeting held March 27, 2013.**

**Minute Number 44587 - Council Meeting held February 26, 2014.**

**Minute Number 44690 – Council Meeting held June 25, 2014.**

**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Mayor**

On Wednesday, the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions the subject of this instrument be revoked.
2. Pursuant to section 377 of the LG Act to delegate to the Mayor authority to exercise and/or perform on behalf of the Council the Council's Functions identified in **Schedule 1** subject to any condition or limitation specified.
3. The Mayor be conferred authority to carry out the Policy Authorities listed in **Schedule 2** and undertake any administrative actions necessary to carry out those Policy Authorities.
4. These delegations and authorities are subject to, and are to be exercised in accordance with:
  - a. the requirements of the relevant Legislation;
  - b. any conditions or limitations set out in **Schedule 1** and **Schedule 3**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
5. These delegations and authorities are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
6. In this delegation:
  - 'Functions' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - 'Legislation' includes an Act of the parliament of New South Wales or of the Commonwealth of Australia and a Regulation under an Act.
  - 'LG Act' means the *Local Government Act 1993* as amended.

**Schedule 1: Delegated Functions****Local Government Act 1993**

Function Code	Function	Condition/ Limitation (if any)
LG Act 004	<p><b>Mayor Functions –</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>• exercise, in cases of necessity, the policy-making functions of the governing body of the council between meetings of the council</li> <li>• exercise such other functions of the council as the council determines</li> <li>• preside at meetings of the council</li> <li>• carry out the civic and ceremonial functions of the mayoral office.</li> </ul> <p><b>Pursuant To –</b></p> <p>section 225</p>	

**Schedule 2: Policy Authorities**

Code	Policy Authority
N/A	N/A

**Schedule 3: General Limitations**

Limitation (if any)
N/A

Pursuant to a Resolution of the Council at its meeting of Wednesday,

\_\_\_\_\_

Mayor / Councillor

Date:

**Delegate Acknowledgement of Delegation**

I \_\_\_\_\_ do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations and authorities in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Mayor of Broken Hill City Council

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Deputy Mayor**

On Wednesday, the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions the subject of this instrument be revoked.
2. Pursuant to section 377 of the LG Act to delegate to the Deputy Mayor Councillor Gallagher authority to exercise and/or perform on behalf of the Council the Council's Functions identified in **Schedule 1** subject to any condition or limitation specified.
3. The Deputy Mayor Councillor Gallagher be conferred authority to carry out the Policy Authorities listed in **Schedule 2** and undertake any administrative actions necessary to carry out those Policy Authorities.
4. These delegations and authorities are subject to, and are to be exercised in accordance with:
  - a. the requirements of the relevant Legislation;
  - b. any conditions or limitations set out in **Schedule 1** and **Schedule 3**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
5. These delegations and authorities are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
6. In this delegation:
  - o 'Functions' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o 'Legislation' includes an Act of the parliament of New South Wales or of the Commonwealth of Australia and a Regulation under an Act.
  - o 'LG Act' means the *Local Government Act 1993* as amended.

**Schedule 1: Delegated Functions****Local Government Act 1993**

Function Code	Function	Condition/ Limitation (if any)
LG Act 004	<p><b>Mayor Functions –</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>• exercise, in cases of necessity, the policy-making functions of the governing body of the council between meetings of the council</li> <li>• exercise such other functions of the council as the council determines</li> <li>• preside at meetings of the council</li> <li>• carry out the civic and ceremonial functions of the mayoral office.</li> </ul> <p><b>Pursuant To –</b></p> <p>section 225</p>	<p>The Deputy Mayor may only exercise these Functions:</p> <ul style="list-style-type: none"> <li>a) at the request of the Mayor; or</li> <li>b) if the Mayor is prevented by illness, absence or otherwise from exercising these Functions; or if there is a casual vacancy in the office of Mayor.</li> </ul>

**Schedule 2: Policy Authorities**

Code	Policy Authority
N/A	N/A

**Schedule 3: General Limitations**

Limitation (if any)
N/A

Pursuant to a Resolution of the Council at its meeting of Wednesday,

\_\_\_\_\_

Mayor / Councillor

Date:

**Delegate Acknowledgement of Delegation**

I \_\_\_\_\_ do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations and authorities in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Deputy Mayor \_\_\_\_\_ of Broken Hill City Council

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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## BROKEN HILL CITY COUNCIL

## INSTRUMENT OF DELEGATION TO GENERAL MANAGER

On Wednesday,                      the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions the subject of this Instrument be revoked.
2. The person who from time to time holds the position of General Manager of Council ("**General Manager**"), being at the date of this instrument Therese Manns, be delegated authority under:
  - 2.1 Section 377 of the LG Act, to exercise and/or perform on behalf of Council the Council's Functions under all Acts and Regulations in force and as amended from time to time:
    - a. **Subject** to any condition or limitation on a Function specified in Schedule 1; and
    - b. **Excluding** those Functions:
      - i. that are expressly prohibited from delegation as listed under Section 377 of the LG Act;
      - ii. which are expressly required by legislation to be exercised by a resolution of the Council.
  - 2.2 Section 68 of the NW Act, to exercise and/or perform on behalf of Council the Functions of the Council (other than the power of delegation) under the NW Act.
3. The General Manager be sub-delegated authority to exercise and/or perform on behalf of Council the Functions delegated to the Council under, and in accordance with, the instrument of delegation to the Council set out in **Schedule 2**, **excluding** those Functions which pursuant to the terms of the delegation to the Council may not be sub-delegated.
4. The General Manager be conferred authority to carry out the Policy Authorities listed in **Schedule 3** and undertake any administrative actions necessary to carry out those Policy Authorities.
5. The General Manager be delegated any Function which is taken to be conferred or imposed on the Council pursuant to section 381(1) of the LG Act.
6. In the absence of the General Manager that a person appointed by resolution to act as General Manager assume all Functions, delegations, and sub-delegations of the General Manager for the period only of the absence of the General Manager unless otherwise resolved by the Council.
7. These delegations and authorities are subject to, and are to be exercised in accordance with:
  - 7.1 the requirements of the relevant Legislation;
  - 7.2 any conditions or limitations set out in **Schedule 1**; and
  - 7.3 any resolution or policy, procedure or budget adopted from time to time by the Council.
8. These delegations and authorities are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
9. In this delegation:
  - "**Acts**" includes legislation enacted by the parliaments of New South Wales and of the Commonwealth of Australia;
  - "**Functions**" means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - "**Legislation**" includes an Act of the parliament of New South Wales or of the Commonwealth of Australia and a Regulation under an Act.
  - "**LG Act**" means the *Local Government Act 1993* as amended.
  - "**NW Act**" means *Noxious Weeds Act 1993* as amended.

**Schedule 1: Limitations**

Part A – Limitations applicable to specific statutory Function (if any)	
Legislation	Limitation (if any)
N/A	N/A
Part B – General Limitations	
N/A	

**Schedule 2: Instruments of Delegation to Council**

Delegator	Instrument Name	Date Of Instrument
Minister for Planning and Infrastructure	Making of Local Environmental Plans (LEP's)	Wednesday, 26 February 2014

**Schedule 3: Policy Authorities**



Code	Policy Authority
Access and Equity Policy	Carry out functions and/or abide by Council's adopted Access and Equity Policy.
Access to Information Policy	To carry out functions and/or abide by Council's adopted Access to Information Policy.
Access to Library Services Policy	To carry out functions and/or abide by Council's adopted Access to Library Services Policy.
Acquisition and Loan of Objects Relating to Cultural Heritage Policy	To carry out functions and/or abide by Council's adopted Acquisition and Loan of Objects Relating to Cultural Heritage Policy.
Albert Kersten Mining and Minerals Museum Deductible Gift Recipient Fund Policy	To carry out functions and/or abide by Council's adopted Albert Kersten Mining and Minerals Museum Deductible Gift Recipient Fund Policy.
Asset Capitalisation Policy	To carry out functions and/or abide by Council's adopted Asset Capitalisation Policy.
Asset Management Policy	To carry out functions and/or abide by Council's adopted Asset Management Policy.
Broken Hill Civic Centre Conditions of Hire Policy	To carry out functions and/or abide by Council's adopted Broken Hill Civic Centre Conditions of Hire Policy.
Broken Hill Regional Art Gallery Acquisitions Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Acquisitions Policy.
Broken Hill Regional Art Gallery Appraisals Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Appraisals Policy.
Broken Hill Regional Art Gallery Donations and Gifts Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Donations and Gifts Policy.
Broken Hill Regional Art Gallery Donations and Gifts Policy	Carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Donations and Gifts Policy.
Broken Hill Regional Art Gallery Loan of Art Works to Council Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Loan of Art Works to Council Policy.
Broken Hill Regional Art Gallery Loan of Works to External Locations Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Loan of Works to External Locations Policy.
Broken Hill Regional Art Gallery Reporting Procedures Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Reporting Procedures Policy.
Broken Hill Regional Writers Centre Policy	To carry out functions and/or abide by Council's adopted Broken Hill Regional Writers Centre Policy.
Business Development Policy	To carry out functions and/or abide by Council's adopted Business Development Policy.
Capital Project Expenditure Policy	To carry out functions and/or abide by Council's adopted Capital Project Expenditure Policy.
Claims Information Policy	To carry out functions and/or abide by Council's adopted Claims Information Policy.
Code of Business Practice Policy	To carry out functions and/or abide by Council's adopted Code of Business Practice Policy.
Code of Conduct Policy	To carry out functions and/or abide by Council's adopted Code of Conduct

Code of Conduct Policy	Policy.
Code of Meeting Practice Policy	To carry out functions and/or abide by Council's adopted Code of Meeting Practice Policy.
Community Assistance Policy	To carry out functions and/or abide by Council's adopted Community Assistance Policy.
Community Consultation Policy	To carry out functions and/or abide by Council's adopted Community Consultation Policy.
Community Markets Policy	To carry out functions and/or abide by Council's adopted Community Markets Policy.
Community Services Policy	To carry out functions and/or abide by Council's adopted Community Services Policy.
Complaints Management Policy	To carry out functions and/or abide by Council's adopted Complaints Management Policy.
Compliance and Enforcement Policy	To carry out functions and/or abide by Council's adopted Compliance and Enforcement Policy.
Compliance Risk Policy	To carry out functions and/or abide by Council's adopted Compliance Risk Policy.
Conduct of Government Instrumentality Functions Policy	To carry out functions and/or abide by Council's adopted Conduct of Government Instrumentality Functions Policy.
Conflicts of Interest Policy	To carry out functions and/or abide by Council's adopted Conflicts of Interest Policy.
Construction of Paving on Public Footways Policy	To carry out functions and/or abide by Council's adopted Construction of Paving on Public Footways policy.
Contractors Engagement Policy	To carry out functions and/or abide by Council's adopted Contractors Engagement Policy.
Corporate Credit Card Policy	To carry out functions and/or abide by Council's adopted Corporate Credit Card Policy.
Councillor Support Policy	To carry out functions and/or abide by Council's adopted Councillor Support Policy.
Cultural Policy	To carry out functions and/or abide by Council's adopted Cultural Policy.
Debt Recovery Policy	To carry out functions and/or abide by Council's adopted Debt Recovery Policy. Authority to the General Manager to write off debts (including but not limited to rates, charges, interest and sundry debts) to the value of \$5,000 for any individual rate, charge or transaction (Minute No. 44690 Council Meeting 25/06/2014).
Directional Signs Policy	To carry out functions and/or abide by Council's adopted Directional Signs Policy.
Display of House Numbers Policy	To carry out functions and/or abide by Council's Display of House Numbers Policy.
Disposal of Assets Policy	To carry out functions and/or abide by Council's adopted Disposal of Assets Policy.
Disposal of Council Real Estate Policy	To carry out functions and/or abide by Council's Disposal of Council Real Estate Policy.
Dumper Hire Policy	To carry out functions and/or abide by Council's Dumper Hire Policy.

Email Internet and Use of Computer Systems Policy	To carry out functions and/or abide by Council's adopted Email Internet and Use of Computer Systems Policy.
Employee Travel Policy	To carry out functions and/or abide by Council's adopted Employee Travel Policy.
Equal Employment Opportunity Policy	To carry out functions and/or abide by Council's adopted Equal Employment Opportunity Policy.
Event Sponsorship Policy	To carry out functions and/or abide by Council's adopted Event Sponsorship Policy.
Exclusive Rights for Old Graves Policy	To carry out functions and/or abide by Council's adopted Exclusive Rights for Old Graves Policy.
Filming within the Broken Hill City Council Area Policy	To carry out functions and/or abide by Council's adopted Filming within the Broken Hill City Council Area Policy.
Fire Safety in Existing Buildings Policy	To carry out functions and/or abide by Council's adopted Fire Safety in Existing Buildings Policy.
Food Hawker and Vendor Regulations Policy	To carry out functions and/or abide by Council's adopted Food Hawker and Vendor Regulations Policy.
Footway Restaurants Settings Policy	To carry out functions and/or abide by Council's adopted Footway Restaurants Settings Policy.
Fraud Control Policy	To carry out functions and/or abide by Council's adopted Fraud Control Policy.
Freedom of Information Policy	to carry out functions and/or abide by Council's adopted Freedom of Information Policy.
General Permits and Street Activities Policy	To carry out functions and/or abide by Council's General Permits and Street Activities Policy.
GeoCentre Management Policy	To carry out and/or abide by Council's adopted GeoCentre Management Policy.
Gifts and Benefits Policy	To carry out functions and/or abide by Council's adopted Gifts and Benefits Policy.
Hardship Policy	To carry out functions and/or abide by Council's adopted Hardship Policy.
Heritage Restoration Fund Loan Funds Policy	To carry out functions and/or abide by Council's adopted Heritage Restoration Fund Loan Funds Policy.
Illegal Vehicular Passage on Footpaths Policy	To carry out functions and/or abide by Council's Illegal Vehicular Passage on Footpaths Policy.
Installation of Planters in Argent Street Policy	To carry out functions and/or abide by Council's Installation of Planters in Argent Street Policy.
Interaction Between Councillors and Staff Policy	To carry out functions and/or abide by Council's adopted Interaction Between Councillors and Staff Policy.
Investment Policy	To carry out functions and/or abide by Council's adopted Investment Policy.
Keeping of Pigeons in Residential Areas Policy	To carry out functions and/or abide by Council's adopted Keeping of Pigeons in Residential Areas Policy.
Land Acquisitions Policy	To carry out functions and/or abide by Council's adopted Land Acquisitions Policy.
Land Development Policy	To carry out functions and/or abide by Council's adopted Land Development Policy.

Landscaping on Nature Strips Policy	To carry out functions under Council's adopted Landscaping on Nature Strips Policy.
Lane Widening Policy	To carry out functions and/or abide by Council's adopted Lane Widening Policy.
Leasing Licensing of Council Properties Policy	To carry out functions and/or abide by Council's adopted Leasing Licensing of Council Properties Policy.
Legionnaires Disease Policy	To carry out functions and/or abide by Council's adopted Legionnaires Disease Policy.
Library Policy	To carry out functions and/or abide by Council's adopted Library Policy.
Local Orders Policy	To carry out functions and/or abide by Council's adopted Local Orders Policy.
Logo and Brand Mark Policy	To carry out and/or abide by Council's adopted Logo and Brand Mark Policy.
Media Relations Policy	To carry out and/or abide by Council's adopted Media Relations Policy.
Model Code of Conduct for Local Councils in NSW	To carry out functions and/or abide by Council's adopted Model Code of Conduct for Local Councils in NSW.
Motor Vehicle Pool System and Private Lease Policy	To carry out functions and/or abide by Council's adopted Motor Vehicle Pool System and Private Lease Policy.
Motor Vehicle Usage Policy	To carry out functions and/or abide by Council's adopted Motor Vehicle Usage Policy.
Naming of Parks and Community Facilities Policy	To carry out functions and/or abide by Council's adopted Naming of Parks and Community Facilities Policy.
Nuclear Waste Policy	To carry out functions and/or abide by Council's adopted Nuclear Waste Policy.
Operation of the Broken Hill Regional Aquatic Centre Policy	To carry out functions and/or abide by Council's adopted Operation of the Broken Hill Regional Aquatic Centre Policy.
Operation of the Water Slide at the Broken Hill Regional Aquatic Centre Policy	To carry out functions and/or abide by Council's adopted Operation of the Water Slide at the Broken Hill Regional Aquatic Centre Policy.
Outback Archives Policy	To carry out functions and/or abide by Council's adopted Library Services Policy.
Payment of Expenses to Councillors Policy	To carry out functions and/or abide by Council's adopted Payment of Expenses to Councillors Policy.
Positive Ageing Policy	To carry out functions and/or abide by Council's adopted Positive Ageing Policy.
Privacy Management Plan	To carry out functions and/or abide by Council's adopted Privacy Management Plan.
Provisions of Reserves for Employees Leave Entitlements Policy	To carry out functions and/or abide by Council's adopted Provision of Reserves for Employees Leave Entitlements Policy.
Public Art Policy	To carry out functions and/or abide by Council's adopted Public Art Policy.
Purchasing Policy	To carry out functions and/or abide by Council's adopted Purchasing Policy. Authority to authorise the purchase goods and services to the spend limit and purchasing card limit allocated to the position within the area of budget responsibility.
	To carry out functions and/or abide by Council's adopted Parks Management

Records Management Policy	To carry out functions and/or abide by Council's adopted Records Management Policy.
Reporting of Public Interest Disclosures Policy	To carry out functions and/or abide by Council's adopted Reporting of Public Interest Disclosures Policy.
Residential Buildings Conservation Policy	To carry out functions and/or abide by Council's adopted Residential Buildings Conservation Policy.
Risk Management Policy	To carry out functions and/or abide by Council's adopted Risk Management Policy.
Shop Front Displays and Moveable Signs Policy	To carry out functions and/or abide by Council's adopted Shop Front Displays and Moveable Signs Policy.
Shorty O'Neil Village Liquidity Management Policy	To carry out functions and/or abide by Council's adopted Shorty O'Neil Village Liquidity Management Policy.
Signage of Major Tourist Attractions Policy	To carry out functions and/or abide by Council's adopted Signage of Major Tourist Attractions Policy.
Smoke Free Playgrounds and Sporting Reserves Policy	To carry out functions and/or abide by Council's adopted Smoke Free Playgrounds and Sporting Reserves Policy.
Social Networking and Online Media Policy	To carry out functions and/or abide by Council's adopted Social Networking and Online Media Policy.
Social Policy	To carry out functions and/or abide by Council's adopted Social Policy.
Sponsorship Policy	To carry out functions and/or abide by Council's adopted Sponsorship Policy.
Statement of Ethical Principles Policy	To carry out functions and/or abide by Council's adopted Statement of Ethical Principles Policy.
Stormwater Drainage Systems Policy	To carry out functions and/or abide by Council's adopted Stormwater Drainage Systems Policy.
Swimming Pool Barrier Inspection Policy	To carry out functions and/or abide by Council's adopted Swimming Pool Barrier Inspection Policy.
Tendering Policy	To carry out functions and/or abide by Council's adopted Tendering Policy.
Tree Management Policy	To carry out functions and/or abide by Council's adopted Tree Management Policy.
Use of Mobile Phones Policy	To carry out functions and/or abide by Council's adopted Use of Mobile Phones Policy.
Vandalism Reward System Policy	To carry out functions and/or abide by Council's adopted Vandalism Reward System Policy.
Volunteers Policy	To carry out functions and/or abide by Council's adopted Volunteers Policy.
Waiving of Notice Preparation Fees Protection of the Environment Operations Act Policy	To carry out functions and/or abide by Council's Waiving of Notice Preparation Fees Protection of the Environment Operations Act Policy.
Waste Services Policy	To carry out functions and/or abide by Council's adopted Waste Services Policy.
Youth Policy	To carry out functions and/or abide by Council's adopted Youth Policy.

Pursuant to a Resolution of the Council at its meeting of Wednesday, '

Wincen Cuy \_\_\_\_\_

Page 7 of 8

\_\_\_\_\_  
Mayor / Councillor

Date:

**General Manager's acknowledgement of Delegations of Authority**

I, \_\_\_\_\_, currently employed by the Council in the position of General Manager, do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations and authorities in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_  
General Manager of Broken Hill City Council

Date: \_\_\_\_\_ Review date: Monday, 31 October 2016

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## Schedule of Delegable Functions

Code	Function
Boarding Houses Act 2012	
BH Act 001	<p><b>Power of entry:</b></p> <p>Authority to authorise a person to enter a premises of a registered boarding house for the purpose of conducting an initial compliance investigation and issue an authority to enter premises under section 25. Authority to recover an approved fee in association with an initial compliance investigation in accordance with section 23.</p> <p>Pursuant to</p> <p>sections 17, 23 and 25</p>
BH Act 002	<p><b>Notice of Entry:</b></p> <p>Authority to give the proprietor or manager of the premises of a registered boarding house written notice of the intention to enter the premises in accordance with section 19 and to give a notification or use of force or urgent entry in accordance with section 21.</p> <p>Pursuant to</p> <p>sections 19 and 21 of the Boarding Houses Act 2012.</p>
BH Act 003	<p><b>Reasonable use of force:</b></p> <p>Authority to authorise the reasonable use of force in gaining entry to a premises to conduct an initial compliance investigation.</p> <p>Pursuant to</p> <p>section 20 of the Boarding Houses Act 2012.</p>
BH Act 004	<p><b>Exchange of information:</b></p> <p>Authority to enter into an information sharing arrangement with an administrator of the Boarding Houses Act 2012.</p> <p>Pursuant to</p> <p>section 94</p>
	<p><b>Court Proceedings:</b></p> <p>Authority to commence proceedings for an offence against a provision of Part 2 (Registration of Boarding Houses) of the Boarding Houses Act 2012.</p>

BH Act 005	Pursuant to section 99 of the Boarding Houses Act 2012.
BH Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Boarding Houses Act 2012
Building Professionals Act 2005	
BP Act 001	<b>Applications for accreditation:</b> Authority to recommend to the Building Professionals Board in respect of an application for accreditation to carry out certification work only on behalf of councils in accordance with section 5(1A) of the Building Professionals Act 2005 and clause 7A of the Building Professionals Regulation 2007. Pursuant to section 5(1A)
BP Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Building Professionals Act 2005
Cemeteries and Crematoria Act 2013	
C&C Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Cemeteries and Crematoria Act 2013
C&C Act 001	<b>Cemeteries Register:</b> Authority to notify the Cemeteries Agency in relation to the Cemeteries and Crematoria Register.



C&C Act 001	Pursuant to s27 Cemeteries and Crematoria Act 2013
C&C Act 002	<b>Notice appeal:</b> Authority to appeal against an improvement notice issued by the Cemeteries Agency. Pursuant to s33(5) Cemeteries and Crematoria Act 2013
C&C Act 003	<b>Comply with Notice / Order:</b> Authority to take any actions to comply with an improvement notice in accordance with section 33 or short term order in accordance with section 36 issued by the Cemetery Agency. Authority to give, withdraw or vary an enforceable undertaking in accordance with section 39 and report to the Cemeteries Agency as required by a notice in accordance with section 41. Pursuant to ss33, 36, 39 and 41 of the Cemeteries and Crematoria Act 2013
C&C Act 004	<b>Interment right:</b> Authority to grant or renew, transfer to another person or transfer to the cemetery operator, an interment right. Pursuant to s47, s58 and s59 of the Cemeteries and Crematoria Act 2013
C&C Act 005	<b>Cemetery Operators Register:</b> Authority to keep and amend the cemetery operator's register in accordance with section 63 and make a copy of an entry in the register available in accordance with 63(10). Pursuant to s63 Cemeteries and Crematoria Act 2013
C&C Act 006	<b>Heritage Advisory Committee:</b> Authority to establish a heritage advisory committee, and appoint a chairperson of the committee, in accordance with section 69. Pursuant to s69 Cemeteries and Crematoria Act 2013

C&C Act 007	<p><b>Advice of committee:</b></p> <p>Authority to seek advice of the heritage advisory committee in accordance with section 69(2).</p> <p>Pursuant to</p> <p>s69 Cemeteries and Crematoria Act 2013</p>
C&C Act 008	<p><b>Conversion of Cemeteries:</b></p> <p>Authority to exercise the council's functions under Schedule 4 (Conversion of Cemeteries) including considering and determining objections and making an application to the Minister that the whole or any part of the land referred to in a resolution of council under clause 3 be declared as a public park and authority to determine to preserve, or remove and preserve or dispose of a monument in accordance with the relevant provisions.</p> <p>Pursuant to</p> <p>Schedule 4 (Conversion of Cemeteries) of the Cemeteries and Crematorium Act 2013.</p>
Children (Protection and Parental Responsibility) Act 1997	
CPPR Act 001	<p><b>Operational Area:</b></p> <p>Authority to request the Attorney General to declare (or revoke a declaration) that an area is an operational area for the purposes of Division 2 of Part 3.</p> <p>Pursuant to</p> <p>sections 14 and 16</p>
CPPR Act 002	<p><b>Prepare draft Crime Prevention Plan:</b></p> <p>Authority to prepare a draft local crime prevention plan for the council's area</p> <p>Pursuant to</p> <p>Section 31(1)</p>
CPPR Act 003	<p><b>Prepare draft Crime Prevention Plan:</b></p> <p>Authority to request assistance from the Attorney-General in preparing draft plan</p> <p>Pursuant to</p> <p>Section 31(2)</p>
	<b>Prepare draft Crime Prevention Plan:</b>

CPPR Act 004	Authority to publicise the intention to prepare a draft plan and seek and consider submissions on intention to prepare draft plan Pursuant to Section 31(3)
CPPR Act 005	<b>Prepare draft Crime Prevention Plan:</b> Authority to place draft plan on public exhibition Pursuant to Section 34
CPPR Act 006	<b>Prepare draft Crime Prevention Plan:</b> Authority to seek and consider submissions on draft plan Pursuant to Sections 34 and 35
CPPR Act 007	<b>Prepare draft Crime Prevention Plan:</b> Authority to adopt draft plan with or without amendments Pursuant to Section 35
CPPR Act 008	<b>Prepare draft Crime Prevention Plan:</b> Authority to amend or revoke plan Pursuant to Section 37
CPPR Act 009	<b>Prepare draft Crime Prevention Plan:</b> Authority to request the Attorney-General to approve a draft Local Crime Prevention Plan or adopted Local Crime Prevention Plan as a safer community compact Pursuant to Section 39

CPPR Act 010	<p><b>Apply for financial assistance:</b></p> <p>Where there is or is proposed to be a safer community compact for a council's area, authority to apply to the Attorney General for financial assistance in accordance with section 40.</p> <p>Pursuant to</p> <p>Section 40</p>
CPPR Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Children (Protection and Parental Responsibility) Act 1997</p>
Commons Management Act 1989	
CM Act 001	<p><b>Manage affairs of trust:</b></p> <p>Authority to decide whether to accept appointment to manage affairs of trust</p> <p>Pursuant to</p> <p>Section 7(2)</p>
CM Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Commons Management Act 1989</p>
Community Land Development Act 1989	
CLD Act 001	<p><b>Compliance Certificate - Community Development and Precinct Land:</b></p> <p>Authority to grant a certificate in relation to the subdivision of a community development lot by a community plan of subdivision or subdivision of a precinct development lot by a precinct plan of subdivision in accordance with sections 8(4)(a) and 12(4)(a) respectively.</p> <p>Authority to issue a certificate signifying consent to the conversion of a community development lot to community property or neighbourhood lot to neighbourhood property under Schedule 6(1)(c) and Schedule 7(1)(c) respectively, or a certificate signifying consent to severing a community development lot from a community scheme, or a precinct development lot from a precinct scheme under Schedule 8(1)(b).</p> <p>Pursuant to</p>

	Section 8(4)(a), 12(4)(a), Schedules 6(1)(c), 7(1)(c) and 8(1)(b).
CLD Act 002	<b>Development Contracts:</b> Authority to certify a development contract in accordance with section 26(5) and approve the registration of an amendment of a development contract in accordance with section 27(2)(b) Pursuant to sections 26(5) and 27(2)(b)
CLD Act 003	<b>By-laws:</b> Authority to request that a community management statement or neighbourhood management statement includes specified by-laws. Pursuant to Schedule 3(4), Schedule 4(4)
CLD Act 004	<b>Variation or termination of schemes:</b> Authority to represent the council as a party to Supreme Court proceedings to vary or terminate a scheme under sections 70 and 71, and authority to consent to the termination of a neighbourhood scheme under section 72. Pursuant to Section 71(3)
CLD Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Community Land Development Act 1989
Community Land Management Act 1989	
CLM Act 001	<b>Amendment of Development Contract:</b> Authority to approve the amendment of a development contract and grant a development consent compliance certificate. Pursuant to section 16

CLM Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Community Land Management Act 1989</p>
Community Services	
pa	<p><b>Community Services Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Community Services Policy.</p>
pa	<p><b>Positive Ageing Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Positive Ageing Policy.</p>
pa	<p><b>Shorty O'Neil Village Liquidity Management Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Shorty O'Neil Village Liquidity Managment Policy.</p>
pa	<p><b>Social Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Social Policy.</p>
pa	<p><b>Youth Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Youth Policy.</p>
Companion Animals Act 1998	
CA Act 001	<p><b>Notice Requiring registration:</b></p> <p>Authority to issue a notice requiring a companion animal to be registered.</p> <p>Pursuant to</p> <p>section 10B of the Companion Animals Act 1998</p>
	<b>Companion Animals killed by Traffic:</b>

CA Act 002	<p>Authority to act in relation to companion animals killed by traffic.</p> <p>Pursuant to section 11A</p>
CA Act 003	<p><b>Appointment of authorised officers:</b></p> <p>Authority to authorise an employee of the council as an authorised officer and provide the person with an identification card under section 69F of the Companion Animals Act 1998</p> <p>Pursuant to section 5 (definitions)</p>
CA Act 004	<p><b>Off-leash Area:</b></p> <p>Authority to declare a public place to be an off-leash area in accordance with section 13(6).</p> <p>Pursuant to section 13(6)</p>
CA Act 005	<p><b>Prohibition in public places:</b></p> <p>Authority to make orders prohibiting dogs from recreation areas, public bathing areas, shopping areas and wildlife protection areas and to prohibit cats from wildlife protection areas</p> <p>Pursuant to sections 14 and 30</p>
CA Act 006	<p><b>Revoke declaration:</b></p> <p>Authority to revoke a dangerous dog declaration in accordance with section 39 and revoke a declaration by an authorised officer that a dog is a restricted dog in accordance with section 58D, and give notice of revocation or of non revocation.</p> <p>Pursuant to sections 39, 40 and 58D, 58DA</p>
CA Act 007	<p><b>Act in Court proceedings:</b></p> <p>Authority to act in any local court appeal proceedings in relation to companion animals, including appeal proceedings against the making of a dangerous dog declaration or refusal to revoke a dangerous dog declaration and an appeal to the District Court against disqualification from owning a dog or cat.</p>

	Pursuant to section 41, 44, 46, 24
CA Act 008	<b>Commence Court Proceedings:</b> Authority, subject to the General Manager's consent, to institute and carry on proceedings in the Local Court for an offence against the Companion Animals Act 1998 Pursuant to section 93
CA Act 009	<b>Unclaimed seized or surrendered animals:</b> Authority to sell or destroy unclaimed seized or surrendered animals, and recover fees, charges and expenses from an owner Pursuant to section 64 and 64A and 66 and 67(a)
CA Act 010	<b>Arrangement with Director-General:</b> Authority to enter into an agreement or arrangement with the Director-General in accordance with section 74(4). Pursuant to section 74(4)
CA Act 012	<b>Fees:</b> Authorise any fee or charge payable under this Act: (a) to be paid by instalments, and (b) to be reduced or waived in respect of persons in receipt of a pension, benefit or allowance under the <i>Social Security Act 1991</i> of the Commonwealth. Pursuant to section 95
CA Act 013	<b>Notify nuisance dog or cat order:</b> Authority to notify Director General of issuing of nuisance dog or cat order Pursuant to



	<p>section 32A(6) section 31(6)</p>
CA Act 014	<p><b>Destroy animal:</b></p> <p>Authority to destroy dog seized in transition period</p> <p>Pursuant to section 57(5)</p>
CA Act 015	<p><b>Detain animal:</b></p> <p>Authority to detain animal which is being investigated or is the subject of proceedings</p> <p>Pursuant to section 64(3A)</p>
CA Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to Companion Animals Act 1998</p>
Companion Animals Regulation 2008	
CA Regulation 001	<p><b>Registration Agent:</b></p> <p>Authority to act on behalf of Council as a registration agent for the purposes of companion animals registration including serving a notice requiring an animal to be registered under clause 22 of the Regulation.</p> <p>Pursuant to Clause 13 and 22 of the Companion Animals Regulation 2008</p>
Contaminated Land Management Act 1997	
CLMM Act 001	<p><b>Management Orders:</b></p> <p>Authority, where the Council is the subject of a management order or approved voluntary management proposal made under Part 3 of the CLM Act, to carry out, or cause to be carried out, any requirement of such an order or proposal.</p>

	Pursuant to sections 30 and 31
CLMM Act 002	<b>Voluntary management proposals:</b>  Authority to prepare and submit a voluntary management proposal to the EPA for contaminated land owned by Council  Pursuant to section 17
CLMM Act 003	<b>Costs:</b>  Authority to issue a notice requiring payment of any reasonable costs incurred by Council in carrying out the requirements of an investigation or remediation order, including the entry into an arrangement for the payment of those costs, and apply to Registrar General to register a costs notice and to remove such notice  Pursuant to Sections 35, 39, 41
CLMM Act 004	<b>Disputes between EPA and public authorities:</b>  Authority to refer a dispute between the EPA and Council to the Premier for settlement in accordance with this section 102  Pursuant to Section 102
CLMM Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to Contaminated Land Management Act 1997
Conveyancing Act 1919	
C Act 001	<b>Restrictions on use of land and public positive covenants (land held by prescribed authority):</b>  Authority to, by order, impose restrictions on the use of or impose public positive covenants on any prescribed land vested in the council, and vary any such restriction or covenant and rescind or revoke any such order, in accordance with section 88D.  Pursuant to

	Section 88D
C Act 002	<p><b>Restrictions on use of land and public positive covenants (land NOT held by prescribed authority):</b></p> <p>Authority to impose restrictions on the use of land or impose a public positive covenant on any land not vested in the council in accordance with section 88E.</p> <p>Pursuant to</p> <p>Section 88E</p>
C Act 003	<p><b>Effect of certain positive covenants:</b></p> <p>Authority to, on behalf of the council as the prescribed authority with the benefit of a public positive covenant over land, inspect the land, insure a structure, carry out development, recover expenses incurred and apply for registration of a charge over land in accordance with section 88F.</p> <p>Pursuant to</p> <p>Section 88F</p>
C Act 004	<p><b>Certificate of amount due:</b></p> <p>Authority to issue a certificate of amount due in accordance with section 88G.</p> <p>Pursuant to</p> <p>Section 88G</p>
C Act 005	<p><b>Enforcement of Covenants:</b></p> <p>Authority to apply to the Court on behalf of the council as a prescribed authority, to enforce a covenant imposing a restriction on the use of land or a positive covenant by seeking an injunction in accordance with section 88H, or for an order that the land be conveyed or transferred to the authority in accordance with section 88I or for an order requiring the delivery of any deed, certificate of title or other instrument relating to the title to the land in accordance with section 88J.</p> <p>Pursuant to</p> <p>sections 88H, 88I and 88J</p>
C Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Conveyancing Act 1919</p>

Core Services	
pa	<b>Naming of Parks and Community Facilities Policy:</b> To carry out functions and/or abide by Council's adopted Naming of Parks and Community Facilities Policy.
Corporate Services	
pa	<b>Access to Information Policy:</b> To carry out functions and/or abide by Council's adopted Access to Information Policy.
pa	<b>Code of Conduct Policy:</b> To carry out functions and/or abide by Councils' adopted Code of Conduct Policy.
pa	<b>Complaints Management Policy:</b> To carry out functions and/or abide by Council's adopted Complaints Management Policy.
pa	<b>Conduct of Government Instrumentality Functions Policy:</b> To carry out functions and/or abide by Council's adopted Conduct of Government Instrumentality Functions Policy.
pa	<b>Conflicts of Interest Policy:</b> To carry out functions and/or abide by Council's adopted Conflicts of Interest Policy.
pa	<b>Employee Travel Policy:</b> To carry out functions and/or abide by Council's adopted Employee Travel Policy.
pa	<b>Fraud Control Policy:</b> To carry out functions and/or abide by Council's adopted Fraud Control Policy.
pa	<b>Freedom of Information Policy:</b> to carry out functions and/or abide by Council's adopted Freedom of Information Policy.

pa	<b>General Permits and Street Activities Policy:</b> To carry out functions and/or abide by Council's General Permits and Street Activities Policy.
pa	<b>Model Code of Conduct for Local Councils in NSW:</b> To carry out functions and/or abide by Council's adopted Model Code of Conduct for Local Councils in NSW.
pa	<b>Privacy Management Plan:</b> To carry out functions and/or abide by Council's adopted Privacy Management Plan.
pa	<b>Reporting of Public Interest Disclosures Policy:</b> To carry out functions and/or abide by Council's adopted Reporting of Public Interest Disclosures Policy.
Crown Lands Act 1989, Crown Lands Regulation 2006, Crown Lands (General Reserves) By-laws 2006	
CL Act 001	<b>Vesting of Crown Lands:</b> Authority to agree for land to be vested in the Council under Part 4 Division 7 (Vesting of land in councils) and to agree to the excepting of assets, debts and liabilities from the vesting  Pursuant to  section 76
CL Act 002	<b>Reserve Trust:</b> Authority to carry out all functions associated with Council acting as a reserve trust manager in accordance with the legislation, including issuing licences and temporary licences.  Pursuant to  Part 5 of the Crown Lands Act 1989 and Part 3 of the Crown Lands (General Reserves) By-laws 2006
CL Act 003	<b>Consent to declaration of crown land:</b> Authority to consent to declaration of crown land in respect of land vested in or acquired by or on behalf of council  Pursuant to  section 138

CL Act 004	<p><b>Authorised persons:</b></p> <p>Authority to appoint members of staff of council as authorised persons</p> <p>Pursuant to</p> <p>Clause 4(1)(c)(d) Crown Lands (General Reserves) By Law 2006, clause 44(2) (c.)(d) Crown Lands Regulation 2006, section 153 Crown Lands Act 1989</p>
CL Act 005	<p><b>Enter into arrangement:</b></p> <p>Enter into arrangement with Director General for members of staff of Council to exercise powers of an authorised inspector under Part 7 Division 5A</p> <p>Pursuant to</p> <p>section 168E</p>
CL Act 006	<p><b>Appoint Authorised Inspectors if an arrangement under s.168E exists:</b></p> <p>Appoint Authorised Inspectors if an arrangement under s.168E exists: authority to appoint council staff to carry out all functions applicable to authorised inspectors under Part 7, Division 5A .</p> <p>Pursuant to</p> <p>Part 7, Division 5A, of the Crown Lands Act 1989</p>
CL Act 007	<p><b>Minister's powers delegated:</b></p> <p>Authority to carry out any of the Ministers for Planning and Infrastructure's functions as delegated to the Council under section 180.</p> <p>Pursuant to</p> <p>section 180</p>
CL Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Crown Lands Act 1989</p>
Dangerous Goods (Road and Rail Transport) Act 2008	
	<p><b>Costs Recovery:</b></p> <p>Authority to recover costs and expenses incurred or the amount of loss or damage suffered in connection with an incident in accordance with the Dangerous Goods (Road and</p>

DG Act 001	<p>Rail Transport) Act 2008.</p> <p>Pursuant to</p> <p>sections 56, 57 and 68 of the Dangerous Goods (Road and Rail Transport) Act 2008</p>
DG Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable functions under this Act and the Regulations made under this Act in force and as amended from time to time.</p> <p>Pursuant to</p> <p>The Dangerous Goods (Road and Rail Transport) Act 2008 and Dangerous Goods (Road and Rail Transport) Regulation 2014</p>
Delegation by Council Resolution	
pa	<p><b>Communications:</b></p> <p>To control communications internally (Minute No. 44213, Council Meeting 23/01/2013).</p>
pa	<p><b>Obtain Legal Advice:</b></p> <p>To obtain legal advice from Council's Solicitors or Counsel where necessary (Minute No. 44212 Council Meeting 23/01/2013 whereby Council removed this delegation from the Mayor and Deputy Mayor's Delegation of Authority and added to the General Manager's Delegation of Authority).</p>
pa	<p><b>Institute, Conduct and Defend Legal Proceedings:</b></p> <p>To institute, conduct and defend legal proceedings with respect to Council's activities in all Courts, and instruct and engage Council's Solicitors and Counsel where necessary (Minute No. 44212 Council Meeting 23/01/2013 whereby Council removed this delegation from the Mayor and Deputy Mayor's Delegation of Authority and added to the General Manager's Delegation of Authority).</p>
pa	<p><b>Write-Off Bad Debts:</b></p> <p>To write-off debts (including but not limited to rates, charges, interest and sundry debts) up to the value of \$5000.00 for any individual rate, charge or transaction. (Minute No. 44690 Council Meeting 25/06/2014)</p>
Director General of Local Government	
tp	<p><b>The powers, authorities, duties and functions delegated to Council by the Director General pursuant to Section 745 of the Local Government Act 1993, as amended in respect to the provisions of the Local government (General) Regulation 2005.</b></p> <p>:</p>

	Section 745 of the Local Government Act
Disability Inclusion Act 2014	
DI Act 2014	<p><b>All Functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable functions under this Act and any Regulation made under this Act in force from time to time.</p> <p>Pursuant to</p> <p>The Disability Inclusion Act 2014</p>
DI Act 001	<p><b>Agreement:</b></p> <p>Authority to enter into an agreement about financial assistance.</p> <p>Pursuant to</p> <p>section 30 of the Disability Inclusion Act 2014.</p>
Economic Development and Culture	
pa	<p><b>Broken Hill Regional Art Gallery Donations and Gifts Policy:</b></p> <p>Carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Doantions and Gifts Policy.</p>
pa	<p><b>Acquisition and Loan of Objects Relating to Cultural Heritage:</b></p> <p>To carry out functions and/or abide by Council's adopted Acquisition and Loan of Objects Relating to Cultural Heritage Policy.</p>
pa	<p><b>Albert Kersten Mining and Minerals Museum Deductible Gift Recipient Fund Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Albert Kersten Mining and Minerals Museum Deductible Gift Recipient Fund Policy.</p>
pa	<p><b>Broken Hill Civic Centre Conditions of Hire Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Broken Hill Civic Centre Conditions of Hire Policy.</p>
pa	<p><b>Broken Hill Regional Art Gallery Acquisitions Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Acquisitions Policy.</p>
	<b>Broken Hill Regional Art Gallery Appraisals Policy:</b>



pa	To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Appraisals Policy.
pa	<b>Broken Hill Regional Art Gallery Donations and Gifts Policy:</b> To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Donations and Gifts Policy.
pa	<b>Broken Hill Regional Art Gallery Loan of Art Works to Council Policy:</b> To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Loan of Art Works to Council Policy.
pa	<b>Broken Hill Regional Art Gallery Loan of Works to External Locations Policy:</b> To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Loan of Works to External Locations Policy.
pa	<b>Broken Hill Regional Art Gallery Reporting Procedures Policy:</b> To carry out functions and/or abide by Council's adopted Broken Hill Regional Art Gallery Reporting Procedures Policy.
pa	<b>Business Development Policy:</b> To carry out functions and/or abide by Council's adopted Business Development Policy.
pa	<b>Cultural Policy:</b> To carry out functions and/or abide by Council's adopted Cultural Policy.
pa	<b>Disposal of Council Real Estate Policy:</b> To carry out functions and/or abide by Council's Disposal of Council Real Estate Policy.
pa	<b>Event Sponsorship Policy:</b> To carry out functions and/or abide by Council's adopted Event Sponsorship Policy.
pa	<b>Filming within the Broken Hill City Council Area:</b> To carry out functions and/or abide by Council's adopted Filming within the Broken Hill City Council Area Policy.
	<b>Leasing Licensing of Council Properties Policy:</b>

pa	To carry out functions and/or abide by Council's adopted Leasing Licensing of Council Properties Policy.
pa	<b>Logo and Brand Mark Policy:</b> To carry out and/or abide by Council's adopted Logo and Brand Mark Policy.
pa	<b>GeoCentre Management Policy:</b> To carry out and/or abide by Council's adopted GeoCentre Management Policy.
pa	<b>Public Art Policy:</b> To carry out functions and/or abide by Council's adopted Public Art Policy.
pa	<b>Social Networking and Online Media Policy:</b> To carry out functions and/or abide by Council's adopted Social Networking and Online Media Policy.
pa	<b>Sponsorship Policy:</b> To carry out functions and/or abide by Council's adopted Sponsorship Policy.
pa	<b>Volunteers:</b> To carry out functions and/or abide by Council's adopted Volunteers Policy.
Environmental Planning and Assessment Act 1979	
EPA Act 001	<b>LEP Planning Proposals:</b> Authority to carry out the steps associated with the making of a local environmental plan, including preparing a planning proposal on behalf of the council as the relevant planning authority, carrying out community consultation and forwarding a planning proposal to the Minister for Planning and Infrastructure, in accordance with Part 3, Division 4 of the EP&A Act.  Pursuant to  sections 55 - 58 and generally Part 3 Division 4 of the EP&A Act
	<b>Public Participation re DA:</b> Authority to carry out public participation and consult with and obtain concurrence associated with an application for development consent in accordance with sections 79 -

EPA Act 003	<p>79BA.</p> <p>Pursuant to</p> <p>sections 79 - 79BA EP&amp;A Act</p>
EPA Act 002	<p><b>Prepare DCP:</b></p> <p>Authority to prepare, on behalf of the council as the relevant planning authority as defined in section 74B, a development control plan (or cause such a plan to be prepared) in accordance with section 74C of the EP&amp;A Act.</p> <p>Pursuant to</p> <p>section 74C EP&amp;A Act</p>
EPA Act 004	<p><b>Determination of DA:</b></p> <p>Authority to carry out all functions of the council as consent authority associated with the determination of an application for development consent in accordance with Part 4, Division 2.</p> <p>Pursuant to</p> <p>section 80 EP&amp;A Act</p>
EPA Act 005	<p><b>Review of determination:</b></p> <p>Authority to conduct a review of a determination of a development application in accordance with section 82A.</p> <p>Pursuant to</p> <p>section 82A</p>
EPA Act 006	<p><b>Review of rejection of DA:</b></p> <p>Authority to review a decision to reject and not determine a development application in accordance with section 82B</p> <p>Pursuant to</p> <p>section 82B</p>
EPA Act 007	<p><b>Complying Development:</b></p> <p>Authority to evaluate and determine an application for complying development in accordance with section 85A and modification of a complying development certificate in accordance with section 87 and generally Part 4, Division 3.</p> <p>Pursuant to</p>

	section 85A
EPA Act 008	<p><b>Crown Development:</b></p> <p>Authority to determine a Crown development application or refer such an application to the applicable regional panel and otherwise deal with Crown Development applications in accordance with Part 4, Division 4 of the EP&amp;A Act, including to submit information to a panel or the Minister of Planning and Infrastructure and to comply with a direction of the Minister for Planning and Infrastructure under section 89A.</p> <p>Pursuant to sections 89 and 89A</p>
EPA Act 009	<p><b>Extension of lapsing period:</b></p> <p>Authority to determine an application for a 1-year extension of a consent in accordance with section 95A</p> <p>Pursuant to section 95A</p>
EPA Act 010	<p><b>Voluntary Planning Agreements:</b></p> <p>Authority to enter into, or agree to the revocation or amendment of, a voluntary planning agreement in accordance with Part 4, Division 6, Subdivision 2.</p> <p>Authority to execute Voluntary Planning Agreements on behalf of Council where agreement approved by council resolution</p> <p>Pursuant to Section 93F</p>
EPA Act 011	<p><b>Developer Contributions:</b></p> <p>Authority to impose conditions of development consent imposing developer contributions</p> <p>Pursuant to Part 4 Division 6 of EP&amp;A Act</p>
EPA Act 012	<p><b>Preparation of contributions plan:</b></p> <p>Authority to prepare a draft contributions plan in accordance with section 94EA</p> <p>Pursuant to Section 94EA</p>

EPA Act 013	<p><b>Application for Modification:</b></p> <p>Authority to determine an application for modification of a consent, in accordance with section 96 or 96AA.</p> <p>Pursuant to</p> <p>Sections 96 and 96AA</p>
EPA Act 014	<p><b>Review of modification application:</b></p> <p>Authority to conduct and determine a review of a determination made under section 96 or 96AA, in accordance with section 96AB.</p> <p>Pursuant to</p> <p>Section 96AB</p>
EPA Act 015	<p><b>Revocation or modification of consent:</b></p> <p>Authority to revoke or modify a development consent in accordance with section 96A.</p> <p>Pursuant to</p> <p>Section 96A</p>
EPA Act 016	<p><b>Part 4A Certificates:</b></p> <p>Authority to issue a Part 4A Certificate in accordance with Part 4A of the EP&amp;A Act.</p> <p>Authority to issue Compliance Certificates</p> <p>Authority to issue Construction Certificates</p> <p>Authority to issue Occupation Certificates</p> <p>Authority to issue Subdivision Certificates</p> <p>Pursuant to</p> <p>Sections 109C and D and generally Part 4A of the EP&amp;A Act</p>
EPA Act 017	<p><b>Principal Certifying Authority:</b></p> <p>Authority to act on behalf of the council as the principal certifying authority appointed in respect of building or subdivision work under Part 4A</p> <p>Pursuant to</p> <p>Section 109E and Part 4A of the EP&amp;A Act</p>

EPA Act 018	<p><b>Agreement as to work:</b></p> <p>Authority to reach agreement on behalf of the consent authority with an applicant for a subdivision certificate in circumstances where the work has not yet been completed, in accordance with section 109J(2).</p> <p>Pursuant to</p> <p>Section 109J(2)</p>
EPA Act 019	<p><b>Part 5 consideration:</b></p> <p>Authority, on behalf of the council as the determining authority in relation to an activity under Part 5, to examine and take into account to the fullest extent possible all matters affecting or likely to affect the environment by reason of that activity in accordance with section 111.</p> <p>Pursuant to</p> <p>Section 111</p>
EPA Act 020	<p><b>Activities for which EIS required:</b></p> <p>Authority to determine whether to grant an approval in relation to an activity to which Part 5 Division 3 (where an EIS is required) applies in accordance with Part 5 Division 3 of the EP&amp;A Act.</p> <p>Pursuant to</p> <p>Section 112</p>
EPA Act 021	<p><b>Power of entry (Authorised Persons):</b></p> <p>Authority to authorise a person, in writing, to enter a premises under Part 6 Division 1A (an authorised person) in accordance with section 118A and authority to issue a person with an authority in accordance with section 118I.</p> <p>Pursuant to</p> <p>Section 118A and 118I</p>
EPA Act 022	<p><b>Notice of Entry :</b></p> <p>Authority to give the owner or occupier of premises written notice of the intention of an authorised person to enter the premises, in accordance with section 118C.</p> <p>Pursuant to</p> <p>Section 118C</p>

EPA Act 023	<p><b>Notification of use of force or urgent entry:</b></p> <p>Authority to notify the use of reasonable force for the purpose of gaining entry to any premises (other than residential premises) in accordance with section 118D.</p> <p>Pursuant to</p> <p>Section 118D</p>
EPA Act 024	<p><b>Recovery of costs of entry and inspection:</b></p> <p>Authority to recover any reasonable costs of an entry and inspection from the owner or occupier of the premises in accordance with section 118G</p> <p>Pursuant to</p> <p>Section 118G</p>
EPA Act 025	<p><b>Search Warrant:</b></p> <p>Authority to apply to an authorised officer under the Law Enforcement (Powers and Responsibilities) Act 2002, for a search warrant in accordance with section 118K.</p> <p>Pursuant to</p> <p>Section 118K</p>
EPA Act 026	<p><b>Settlement of disputes:</b></p> <p>Authority to submit a dispute to the Premier or the Minister for Planning and Infrastructure for settlement in accordance with section 121</p> <p>Pursuant to</p> <p>Section 121</p>
EPA Act 027	<p><b>Orders:</b></p> <p>Authority to exercise Council's functions under Part 6 Division 2A (Orders) in relation to the giving of orders.</p> <p>Pursuant to</p> <p>Section 121B and generally Part 6, Division 2A of the EP&amp;A Act</p>
EPA Act 028	<p><b>Orders:</b></p> <p>Authority to give Notice of Intention to give an order</p> <p>Pursuant to</p>

	Section 121H
EPA Act 029	<b>Orders:</b> Authority to seek consent of Minister to give an order in respect of vacant crown land, a reserve or a common Pursuant to Section 121C
EPA Act 030	<b>Orders:</b> Authority to consider criteria in development control plan prior to issuing order Pursuant to Section 121F
EPA Act 031	<b>Orders:</b> Authority to hear and consider representations Pursuant to Section 121J
EPA Act 032	<b>Orders:</b> Authority to determine to give an order in accordance with a notice of intention, or an amended order or not to give an order Pursuant to Section 121K
EPA Act 033	<b>Compliance Cost Notices:</b> Authority for a person (the relevant authority) who gives an order under Part 6 Division 2A to serve on the other person a compliance cost notice and to recover any unpaid amount as a debt in accordance with section 121CA. Pursuant to Section 121CA
	<b>Certificate as to orders:</b>



EPA Act 034	<p>Authority to determine the form of an application for a certificate as to orders in accordance with section 121ZP(2).</p> <p>Pursuant to</p> <p>Section 121ZP(2)</p>
EPA Act 035	<p><b>Enforcement of brothel closure orders by cessation of utilities :</b></p> <p>Authority to make application, or instruct the Council's lawyers, to make an application, to the Local Court or the Land &amp; Environment Court for an order directing that a provider of water, electricity or gas to a brothel cease to provide those services</p> <p>Pursuant to</p> <p>Section 121ZS</p>
EPA Act 036	<p><b>Restraint of breaches:</b></p> <p>Authority to commence and conduct court proceedings to remedy or restrain a breach of the EP&amp;A Act, in accordance with section 123.</p> <p>Pursuant to</p> <p>Section 123</p>
EPA Act 037	<p><b>Proceedings for offences:</b></p> <p>Authority to commence and conduct proceedings for an offence against the EP&amp;A Act or Regulations in accordance with section 127</p> <p>Pursuant to</p> <p>Section 127</p>
EPA Act 038	<p><b>Penalty Notices (Authorised Persons):</b></p> <p>Authority to authorise a person to be an Authorised Person and thus be able to serve penalty notices for certain offences in accordance with section 127A.</p> <p>Pursuant to</p> <p>Section 127A</p>
EPA Act 039	<p><b>Planning Certificates:</b></p> <p>Authority to issue a planning certificate in accordance with section 149 of the EP&amp;A Act.</p> <p>Pursuant to</p> <p>Section 149</p>

EPA Act 040	<b>Building Certificates:</b> Authority to decide to issue a building certificate in accordance with sections 149A - E. Pursuant to Section 149A to 149E
EPA Act 041	<b>Imposition of Conditions:</b> Authority to accept payment of security, by way of either a deposit or bank guarantee, authorise the drawing of any monies paid as security and authorise the release of any payment of security by an applicant pursuant to a condition of development consent imposed Pursuant to Section 80A(6)
EPA Act 042	<b>Special Infrastructure Contributions:</b> Authority to seek the consent of the Minister to accept, and to accept, the dedication of land or provision of material public benefit in satisfaction of a special infrastructure contribution condition imposed by the Minister Pursuant to Section 94EF(5)
EPA Act 042	<b>Local infrastructure contributions:</b> Authority to determine applications for refunds of, or amendments to, contributions or levies imposed as conditions of development consent Pursuant to Section 94 & 94A
EPA Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Environmental Planning and Assessment Act 1979
	<b>Public Participation - designated development:</b> Authority to form the opinion that an amended, substituted or later development application differs only in minor respects from an original application for the purposes of

EPA Act 003(2)	<p>section 79(6) of the EP&amp;A Act.</p> <p>Pursuant to</p> <p>section 79(6) of the EP&amp;A Act.</p>
EPA Act 044	<p><b>Fire Safety Inspections:</b></p> <p>Authority to determine whether or not adequate provision for fire safety has been made in or in connection with a building in accordance with section 118M of the Environmental Planning &amp; Assessment Act 1979.</p> <p>Pursuant to</p> <p>section 118M of the Environmental Planning &amp; Assessment Act 1979</p>
Environmental Planning and Assessment Regulation 2000	
EPA Reg 001	<p><b>Costs and expenses of studies:</b></p> <p>Authority to negotiate and sign an agreement on behalf of the council as the relevant planning authority with a person who requests the preparation of a planning proposal for the payment of the costs and expenses incurred by the authority in undertaking studies and other matters required in relation to the planning proposal in accordance with clause 11 of the Regulations.</p> <p>Pursuant to</p> <p>clause 11</p>
EPA Reg 002	<p><b>Landowner Consent:</b></p> <p>Issue owner consent on behalf of the Council to enable development, building or subdivision applications to be lodged in respect of property owned by Council pursuant to clause 8F.</p> <p>Pursuant to</p> <p>Clause 8F</p>
EPA Reg 003	<p><b>Additional Information for DCP:</b></p> <p>Authority to request the owner of land to provide additional information for the purposes of making a development control plan (where an environmental planning instrument requires or permits such a plan to be prepared and submitted to the relevant planning authority) in accordance with clause 25.</p> <p>Pursuant to</p> <p>Clause 25</p>
	<b>Rejection of DA:</b>

EPA Reg 004	<p>Authority to reject a development application in accordance with clause 51.</p> <p>Pursuant to</p> <p>Clause 51</p>
EPA Reg 005	<p><b>Request for Additional Information:</b></p> <p>Authority to request the applicant for development consent to provide it with such additional information about the proposed development as it considers necessary to its proper consideration of the application in accordance with clause 54.</p> <p>Pursuant to</p> <p>Clause 54</p>
EPA Reg 006	<p><b>Amendment of DA:</b></p> <p>Authority to agree to the amendment of a development application in accordance with clause 55.</p> <p>Pursuant to</p> <p>Clause 55</p>
EPA Reg 007	<p><b>Replacement Applications:</b></p> <p>Authority to decide to dispense with compliance with Part 6 Division 7 of the Regulations (in relation to public participation - other advertised development).</p> <p>Pursuant to</p> <p>Clause 90</p>
Finance	
pa	<p><b>Asset Capitalisation Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Asset Capitalisation Policy.</p>
pa	<p><b>Capital Project Expenditure Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Capital Project Expenditure Policy.</p>
pa	<p><b>Code of Business Practice Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Code of Business Practice Policy.</p>

pa	<b>Corporate Credit Card Policy:</b> To carry out functions and/or abide by Council's adopted Corporate Credit Card Policy.
pa	<b>Debt Recovery Policy:</b> To carry out functions and/or abide by Council's adopted Debt Recovery Policy.
pa	<b>Disposal of Assets Policy:</b> To carry out functions and/or abide by Council's adopted Disposal of Assets Policy.
pa	<b>Email Internet and Use of Computer Systems Policy:</b> To carry out functions and/or abide by Council's adopted Email Internet and Use of Computer Systems Policy.
pa	<b>Hardship Policy:</b> To carry out functions and/or abide by Council's adopted Hardship Policy.
pa	<b>Investment Policy:</b> To carry out functions and/or abide by Council's adopted Investment Policy.
pa	<b>Payment of Expenses to Councillors Policy:</b> To carry out functions and/or abide by Council's adopted Payment of Expenses to Councillors Policy.
pa	<b>Provisions of Reserves for Employees Leave Entitlements Policy:</b> To carry out functions and/or abide by Council's adopted Provision of Reserves for Employees Leave Entitlements Policy.
pa	<b>Purchasing Policy:</b> To carry out functions and/or abide by Council's adopted Purchasing Policy.
pa	<b>Tendering Policy:</b> To carry out functions and/or abide by Council's adopted Tendering Policy.

Fines Act 1996	
Fines Act 001	<p><b>Internal Review:</b></p> <p>Authority to exercise the Council's functions as a reviewing agency under Part 3, Division 2A of the Fines Act 1996 including to decide not to conduct an internal review and take other such action as the delegate sees fit, in accordance with section 24B, conduct a review (provided the delegate was not involved in making the decision that is the subject of the review) in accordance with section 24C and 24E, serve a penalty reminder notice in accordance with section 24F, request additional information from the applicant in accordance with section 24D, give an official caution in accordance with section 24G.</p> <p>Pursuant to</p> <p>Sections 24B, 24C, 24D, 24E and 24F</p>
Fines Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Fines Act 1996</p>
Fire Brigades Act 1989	
FB Act 001	<p><b>Payment of Fire Brigades Contributions:</b></p> <p>Authority to make arrangements for the payment of fire brigade contributions in accordance with Part 5, Divisions 3 and 5 of the Fire Brigades Act 1989.</p> <p>Pursuant to</p> <p>Part 1, Division 5 of the Act</p>
FB Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Fire Brigades Act 1989</p>
Fluoridation of Public Water Supplies Act 1957	
	<b>Fluorine to public water supplies:</b>

FPWS Act 001	<p>Authority to carry out the council's functions under the Fluoridation of Public Water Supplies Act 1957 and Fluoridation of Public Water Supplies Regulation 2007 including authority to apply to the Secretary of the Department of Health for approval to add fluorine to any public water supply under Councils control and to add fluorine to such water supply in accordance with such approval or direction, the Act and Regulation</p> <p>Pursuant to</p> <p>Section 6</p>
FPWS Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Fluoridation of Public Water Supplies Act 1957</p>
Food Act 2003	
Food Act 001	<p><b>Seized items:</b></p> <p>Authority to deal with items seized by an authorised officer, in accordance with Part 4 Division 2.</p> <p>Pursuant to</p> <p>sections 47, 48, 49, 50, 51, 53</p>
Food Act 002	<p><b>Prohibition Notice and Certificate of Clearance:</b></p> <p>Authority to serve a prohibition notice or give a certificate of clearance in accordance with section 60</p> <p>Pursuant to</p> <p>sections 60(1) and (4)</p>
Food Act 003	<p><b>Compensation:</b></p> <p>Authority to determine an application for compensation in relation to a prohibition order and, if it is determined to grant compensation, to authorise the payment of such compensation in accordance with section 66</p> <p>Pursuant to</p> <p>section 66</p>
	<p><b>Fees:</b></p> <p>Authority to waive the requirement to pay a fee, or extend the time for payment of a fee, in respect of an improvement notice in accordance with section 66AA.</p>

Food Act 004	Pursuant to Section 66AA(2)
Food Act 005	<b>Appointment of Authorised Officer:</b> Authority for an enforcement agency to appoint a person as an authorised officer if the enforcement agency considers the person has appropriate qualifications or experience to exercise the functions of an authorised officer. Pursuant to Section 114
Food Act 006	<b>Food Safety Programs:</b> Priority classification system and frequency of auditing: authority to determine the priority classification of individual food businesses for the purposes of any food safety program, and to determine the frequency of auditing of any food safety programs. Pursuant to Section 93
Food Act 007	<b>Court proceedings:</b> Authority to act in relation to proceedings to review a decision to refuse a certificate of clearance. Pursuant to Section 65
Food Act 008	<b>Institute proceedings:</b> Authority to institute and carry on proceedings for an offence against the Food Act 2003 or the regulations. Pursuant to Sections 118, 119
Food Act 009	<b>Authority to Sub-Delegate:</b> Authority to sub-delegate a function of the Food Authority delegated by the Food Authority if authorised in writing to do so by the Food Authority. Pursuant to Section 109E(3)



Food Act 010	<p><b>Delegated Powers:</b></p> <p>Authority for an Authorised Officer to carry out any function of the NSW Food Authority delegated and sub-delegated in accordance with section 109E.</p> <p>Pursuant to</p> <p>Section 109E</p>
Food Act 011	<p><b>Consent to Delegation:</b></p> <p>Authority to provide consent in writing to the Food Authority to the delegation of a function(s) of the NSW Food Authority.</p> <p>Pursuant to</p> <p>Section 109E(4)</p>
Food Act 012	<p><b>Appointment of Authorised Officer:</b></p> <p>Authority to appoint a person as an Authorised Officer for the purposes of the Food Act 2003 and provide each Authorised Officer appointed with a certificate of authority as an Authorised Officer under section 115.</p> <p>Pursuant to</p> <p>Sections 114 and 115</p>
Food Act 013	<p><b>Legal Proceedings:</b></p> <p>Authority to commence proceedings for an offence under the Food Act or Regulations</p> <p>Pursuant to</p> <p>Section 118</p>
Food Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Food Act 2003</p>
Game and Feral Animal Control Act 2002	
	<b>Recommending land be available for hunting:</b>

GFAC Act 001	Authority to make recommendations in respect of land under control of council Pursuant to Sections 4, 20
GFAC Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Game and Feral Animal Control Act 2002
General Manager	
pa	<b>Claims Information:</b> To carry out functions and/or abide by Council's adopted Claims Information Policy.
pa	<b>Code of Meeting Practice:</b> To carry out functions and/or abide by Council's adopted Code of Meeting Practice Policy.
pa	<b>Community Assistance Policy:</b> To carry out functions and/or abide by Council's adopted Community Assistance Policy.
pa	<b>Community Consultation Policy:</b> To carry out functions and/or abide by Council's adopted Community Consultation Policy.
pa	<b>Community Markets Policy:</b> To carry out functions and/or abide by Council's adopted Community Markets Policy.
pa	<b>Compliance Risk Policy:</b> To carry out functions and/or abide by Council's adopted Compliance Risk Policy.
pa	<b>Councillor Support Policy:</b>

pa	To carry out functions and/or abide by Council's adopted Councillor Support Policy.
pa	<b>Interaction Between Councillors and Staff Policy:</b> To carry out functions and/or abide by Council's adopted Interaction Between Councillors and Staff Policy.
pa	<b>Media Relations Policy:</b> To carry out and/or abide by Council's adopted Media Relations Policy.
pa	<b>Risk Management Policy:</b> To carry out functions and/or abide by Council's adopted Risk Management Policy.
pa	<b>Statement of Ethical Principles Policy:</b> To carry out functions and/or abide by Council's adopted Statement of Ethical Principles Policy.
Geographical Names Act 1966	
GN Act 001	<b>Make submissions:</b> Authority to make submissions to the Board in respect of proposed names or changes to names Pursuant to Section 9
GN Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Geographical Names Act 1966
Government Information (Public Access) Act 2009	
GIPA Act 001	<b>Overriding Public Interest Against Disclosure:</b> Authority to decide whether there is an overriding public interest against disclosure for the purposes of sections 6-9, 32(1)(d), 58(1)(d) and (f) Pursuant to

GIPA Act 002	<p><b>Authorised Proactive release of information:</b></p> <p>Authority to make any government information held by the council publicly available unless there is an overriding public interest against disclosure of the information.</p> <p>Pursuant to Section 7</p>
GIPA Act 003	<p><b>Informal release of information:</b></p> <p>Authority to release government information held by it to a person in response to an informal request by the person (that is, a request that is not an access application) unless there is an overriding public interest against disclosure of the information.</p> <p>Pursuant to Section 8</p>
GIPA Act 004	<p><b>Validity of application:</b></p> <p>Authority to decide whether the application is a valid access application and notify the applicant of its decision in accordance with sections 51, 51A and 52</p> <p>Pursuant to Section 51</p>
GIPA Act 005	<p><b>Consultation:</b></p> <p>Authority to consult with a person before providing access to information relating to the person and decide whether information about a person consulted under this section is likely to be included in the agency's disclosure for the purposes of giving a written notice to the person, in accordance with section 54</p> <p>Pursuant to Section 54</p>
GIPA Act 006	<p><b>Personal factors of the application:</b></p> <p>Authority to require an applicant to provide evidence concerning any personal factors of the application that were relevant to a decision by the agency that there was not an overriding public interest against disclosure of the information.</p> <p>Pursuant to Section 55</p>
	<p><b>Deciding access applications:</b></p>

GIPA Act 007	<p>Authority to decide an access application and give the applicant notice of the decision in accordance with section 9 and Part 4, Division 4 (sections 57 – 63).</p> <p>Pursuant to</p> <p>Sections 9 and Part 4, Division 4 of the Government Information (Public Access) Act 2009</p>
GIPA Act 008	<p><b>Processing charge:</b></p> <p>Authority to carry out the functions of the Council as an agency under the Government Information (Public Access) Act 2009 which are provided for in Part 4, Division 5 (sections 64-71) of the Government Information (Public Access) Act 2009 in accordance with those sections, including the following functions:</p> <ul style="list-style-type: none"> <li>• To impose or waive a processing charge, or discounted processing charge, for dealing with an access application,</li> <li>• to require the applicant to make an advance payment of a processing charge</li> <li>• to refuse to deal further with an access application if the applicant has failed to pay an advance deposit within the time required for payment.</li> </ul> <p>Pursuant to</p> <p>Part 4, Division 5 of the Government Information (Public Access) Act 2009</p>
GIPA Act 009	<p><b>Deferral of access:</b></p> <p>Authority to defer access to information where the Council has decided to provide access in response to an access application, in accordance with section 78.</p> <p>Pursuant to</p> <p>Section 78</p>
GIPA Act 010	<p><b>Application for Internal review:</b></p> <p>Authority to agree to accept an application for internal review out of time.</p> <p>Pursuant to</p> <p>Section 83</p>
GIPA Act 011	<p><b>Conduct of Internal Review:</b></p> <p>Authority to determine an application for internal review of a decision of the Council and give the applicant notice of the decision in accordance with Part 5, Division 2.</p> <p>Pursuant to</p> <p>Part 5, Division 2 of the Government Information (Public Access) Act 2009</p>
	<p><b>Review by Information Commissioner:</b></p>

GIPA Act 012	Authority, pursuant to a recommendation by the Information Commissioner, to reconsider a decision and make a new decision in accordance with section 93.  Pursuant to  Section 93
GIPA Act 013	<b>Waiver, reduction or refund of fees and charges:</b>  Authority to waive, reduce or refund any fee or charge payable or paid under the Government Information (Public Access) Act 2009 in any case that the delegate thinks appropriate.  Pursuant to  Section 127
GIPA Act 014	<b>Confidential information in register:</b>  Authority to decide whether or not to include information in the register  Pursuant to  section 32
GIPA Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Government Information (Public Access) Act 2009
Graffiti Control Act 2008	
GC Act 001	<b>Graffiti Removal Work :</b>  Authority to carry out graffiti removal work with consent of owner or occupier of private land or without such consent where graffiti visible from public place.  Pursuant to  Sections 11 and 12
GC Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to

	Graffiti Control Act 2008
Growth Centres (Development Corporations) Act 1974	
GCDC Act 001	<b>Agreements:</b> Authority to negotiate an agreement with a development corporation in accordance with section 19 or 30. Pursuant to Sections 19 and 30
GCDC Act 002	<b>Disputes:</b> Authority to submit a dispute between the council and a development corporation to the Minister for Planning & Infrastructure in accordance with section 32. Pursuant to Section 32
GCDC Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Growth Centres (Development Corporations) Act 1974
Heritage Act 1977	
Heritage Act 001	<b>Interim heritage orders:</b> Authority (where authorised by the Minister for Heritage in accordance with section 25) to make an interim heritage order for a place, building, etc in the council's area that the delegate considers may, on further inquiry or investigation, be found to be of local heritage significance, and that the delegate considers is being or is likely to be harmed, in accordance with Part 3 of the Heritage Act 1977. Authority to revoke an interim heritage order in accordance with section 29(4) Pursuant to sections 25, 28 and 29
Heritage Act 002	<b>Exemption from approval:</b> Authority to grant an exemption from section 57(1) by causing an order to be published in the government gazette Pursuant to

	section 57(3)
Heritage Act 003	<p><b>Applications for approval:</b></p> <p>Authority to give public notice of, and determine, an application for approval in relation to an item of environmental heritage in accordance with Part 4, Division 3, and to modify an approval in accordance with section 65A</p> <p>Pursuant to</p> <p>Sections 61, 62, 63, 63A, 63B, 64 and 65A</p>
Heritage Act 004	<p><b>Request Heritage Council:</b></p> <p>Authority to recommend to Minister listing of item on State Register</p> <p>Pursuant to</p> <p>Section 32</p>
Heritage Act 005	<p><b>Make submissions to Heritage Council:</b></p> <p>Authority to make submissions to Heritage Council on proposed recommendation for listing of item on State Register</p> <p>Pursuant to</p> <p>Section 33</p>
Heritage Act 006	<p><b>Request Heritage Council:</b></p> <p>Authority to recommend to Minister removal of listing of item on State Register and make submissions to Heritage Council in respect of a proposed recommendation to remove listing of item</p> <p>Pursuant to</p> <p>Section 38</p>
Heritage Act 007	<p><b>Make submissions to Heritage Council:</b></p> <p>Authority to make submissions to Heritage Council regarding item of environmental heritage worthy of conservation</p> <p>Pursuant to</p> <p>Section 166</p>



Heritage Act 008	<b>Refer a submission:</b>  Authority to refer a submission objecting to identification of item as of heritage significance in local environmental plan to a panel  Pursuant to  Section 170B
Heritage Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Heritage Act 1977
Holiday Parks (Long-term Casual Occupation) Act 2002	
HPLTCO Act 001	<b>All functions:</b>  Authority to exercise and/or perform all functions of the council as park owner  Pursuant to  Holiday Parks (Long-term Casual Occupation) Act 2002
HPLTCO Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Holiday Parks (Long-term Casual Occupation) Act 2002
Housing Act 2001	
Housing Act 001	<b>Enter into arrangements etc:</b>  Authority to enter into arrangements or agreements with corporation  Pursuant to  Section 13
	<b>All functions:</b>

Housing Act 000	Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Housing Act 2001
Human Resources	
pa	<b>Access and Equity Policy:</b>  Carry out functions and/or abide by Council's adopted Access and Equity Policy.
pa	<b>Equal Employment Opportunity:</b>  To carry out functions and/or abide by Council's adopted Equal Employment Opportunity Policy.
pa	<b>Gifts and Benefits Policy:</b>  To carry out functions and/or abide by Council's adopted Gifts and Benefits Policy.
Impounding Act 1993	
Imp Act 001	<b>Appointment of Impounding Officer:</b>  Authority to appoint a person as an impounding officer within the meaning of the Impounding Act 1993  Pursuant to  Section 4
Imp Act 002	<b>Functions of an Impounding Authority:</b>  Authority to carry out the functions of the Council as an impounding authority in relation to how impounded items are to be dealt with  Pursuant to  Part 3 of the Impounding Act 1993
Imp Act 003	<b>Court proceedings:</b>  Authority to represent the Council in relation to appeals against proceedings for offences, applications for review to the Administrative Decisions Tribunal.  Pursuant to

	Sections 37 and 38
Imp Act 004	<b>Authorisation of Authorised Person:</b> Authority to authorise a person with special powers to destroy animals. Pursuant to Section 41
Imp Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Impounding Act 1993
Inclosed Lands Protection Act 1901	
ILP Act 001	<b>Request:</b> Authority to request person to leave inclosed land owned or occupied by Council Pursuant to Sections 4 and 5
ILP Act 002	<b>Destroy animal:</b> Authority to destroy goat trespassing on inclosed land owned or occupied by Council Pursuant to Section 7
ILP Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Inclosed Lands Protection Act 1901
Independent Pricing and Regulatory Tribunal Act 1992	

IPART Act 001	<b>Arrangements with other entities:</b> Authority to enter into arrangement with Tribunal for provision of assistance to or by the Tribunal Pursuant to Section 9
IPART Act 002	<b>Provide information:</b> Authority to provide information or make submissions to the Tribunal in connection with an investigation or report, or in connection with monitoring by the Tribunal Pursuant to Independent Pricing and Regulatory Tribunal Act 1992
IPART Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Independent Pricing and Regulatory Tribunal Act 1992
Information Services	
pa	<b>Records Management Policy:</b> To carry out functions and/or abide by Council's adopted Records Management Policy.
pa	<b>Use of Mobile Phones Policy:</b> To carry out functions and/or abide by Council's adopted Use of Mobile Phones Policy.
Infrastructure Strategy	
pa	<b>Asset Management Policy:</b> To carry out functions and/or abide by Council's adopted Asset Management Policy.
pa	<b>Construction of Paving on Public Footways Policy:</b> To carry out functions and/or abide by Council's adopted Construction of Paving on Public Footways policy.

pa	<b>Contractors Engagement Policy:</b> To carry out functions and/or abide by Council's adopted Contractors Engagement Policy.
pa	<b>Directional Signs Policy:</b> To carry out functions and/or abide by Council's adopted Directional Signs Policy.
pa	<b>Display of House Numbers Policy:</b> To carry out functions and/or abide by Council's Display of House Numbers Policy.
pa	<b>Dumper Hire Policy:</b> To carry out functions and/or abide by Council's Dumper Hire Policy.
pa	<b>Exclusive Rights for Old Graves Policy:</b> To carry out functions and/or abide by Council's adopted Exclusive Rights for Old Graves Policy.
pa	<b>Installation of Planters in Argent Street Policy:</b> To carry out functions and/or abide by Council's Installation of Planters in Argent Street Policy.
pa	<b>Landscaping on Nature Strips Policy:</b> To carry out fundtions under Council's adopted Landscaping on Nature Strips Policy.
pa	<b>Lane Widening Policy:</b> To carry out functions and/or abide by Council's adopted Lane Widening Policy.
pa	<b>Motor Vehicle Pool System and Private Lease Policy:</b> To carry out functions and/or abide by Council's adopted Motor Vehicle Pool System and Private Lease Policy.
pa	<b>Motor Vehicle Usage Policy:</b> To carry out functions and/or abide by Council's adopted Motor Vehicle Usage Policy.

pa	<p><b>Operation of the Broken Hill Regional Aquatic Centre Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Operation of the Broken Hill Regional Aquatic Centre Policy.</p>
pa	<p><b>Operation of the Water Slide at the Broken Hill Regional Aquatic Centre Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Operation of the Water Slide at the Broken Hill Regional Aquatic Centre Policy.</p>
pa	<p><b>Stormwater Drainage Systems Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Stormwater Drainage Systems Policy.</p>
pa	<p><b>Tree Management Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Tree Management Policy.</p>
pa	<p><b>Vandalism Reward System Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Vandalism Reward System Policy.</p>
pa	<p><b>Waste Services Policy:</b></p> <p>To carry out functions and/or abide by Council's adopted Waste Services Policy.</p>
Land Acquisition (Just Terms Compensation) Act 1991	
LAJTC Act 001	<p><b>Land Acquisition:</b></p> <p>Authority to carry out the functions of the council as an authority of the State under the Land Acquisition (Just Terms Compensation) Act 1991, subject to a council resolution to compulsorily acquire land including an interest in land.</p> <p>Pursuant to</p> <p>Land Acquisition (Just Terms Compensation) Act 1991</p>
LAJTC Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Land Acquisition (Just Terms Compensation) Act 1991</p>

Land and Environment Court Act 1979	
LEC Act 001	<p><b>Conciliation Conferences:</b></p> <p>Authority to reach agreement, on behalf of the Council, during a conciliation conference with the Applicant in a Class 1 merit review appeal</p> <p>Pursuant to</p> <p>Section 34(3)</p>
LEC Act 002	<p><b>Conciliation Conferences:</b></p> <p>Authority to give consent, on behalf of the Council, to a Commissioner disposing of a Class 1 merit review appeal during a conciliation conference</p> <p>Pursuant to</p> <p>Section 34(4)(b)</p>
LEC Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Land and Environment Court Act 1979</p>
Library Act 1939	
Library Act 001	<p><b>Requirements as to services to be provided by local libraries:</b></p> <p>Authority to provide, or arrange for the provision of services in relation to the provision, control and management of libraries, library services and information services</p> <p>Pursuant to</p> <p>Section 11</p>
Library Act 002	<p><b>Enter into agreements and arrangements:</b></p> <p>Authority to enter into agreements or arrangements with other local authorities</p> <p>Pursuant to</p> <p>Sections 12, 12A</p>

Library Act 003	<b>Subsidy:</b>  Authority to apply to the Library Council of NSW for a subsidy in accordance with section 13  Pursuant to  Section 13
Library Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Library Act 1939
Library Regulation 2010	
Library Reg 001	<b>Registration, Rules and determining value:</b>  Authority to: a) determine the procedure for registration of library borrowers in accordance with clause 5(2) of the Regulation; b) to refuse an application and cancel a person's registration as a borrower in accordance with clause 5(3) of the Regulation; c) to make rules to regulate the use of a council's local libraries in accordance with clause 6 of the Regulation; d) to determine the value of library material or series in accordance with clause 7 of the Regulation.  Pursuant to  Clauses 5, 6 and 7
Library Reg 002	<b>Library users may be directed to leave:</b>  Authority to determine the maximum period for which a person may be excluded from the library in accordance with clause 17(3) of the Regulation  Pursuant to  Clause 17(3)
Library Services	
pa	<b>Access to Library Services Policy:</b>  To carry out functions and/or abide by Council's adopted Access to Library Services Policy.



pa	<b>Broken Hill Regional Writers Centre Policy:</b>  To carry out functions and/or abide by Council's adopted Broken Hill Regional Writers Centre Policy.
pa	<b>Library Policy:</b>  To carry out functions and/or abide by Council's adopted Library Policy.
pa	<b>Outback Archives Policy:</b>  To carry out functions and/or abide by Council's adopted Library Services Policy.
Liquor Act 2007 and Liquor Regulation 2008	
Liq Act 001	<b>Authorise Complainant:</b>  Authority to authorise a person as a complainant in relation to a licensed premises for the purposes of section 79.  Pursuant to  Section 79(3)(c)
Liq Act 002	<b>Submission re Late Hour Entry Declaration:</b>  Authority to make a submission to the Director-General in relation to a proposed late hour entry declaration or variation or revocation of a late hour entry declaration.  Pursuant to  Sections 89(2) and 90(3)
Liq Act 003	<b>Making a complaint:</b>  Authority to make a complaint on behalf of the council as the local consent authority for a licenced premises in relation to a licensee, manager or close associate of a licensee to the Authority in accordance with section 139.  Pursuant to  Section 139 and clause 73 of the Liquor Regulation 2008
Liq Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to

	Liquor Act 2007
Local Government (General) Regulation 2005	
LG Reg 001	<p><b>Act as appropriate person:</b></p> <p>Authority to act as an appropriate person, within the meaning of clause 164 of the Local Government (General) Regulation 2005, to receive or deal with tenders submitted to Council.</p> <p>Pursuant to</p> <p>Clause 164</p>
LG Reg 002	<p><b>Decide method of tendering:</b></p> <p>Authority to decide, pursuant to clause 166 of the Local Government (General) Regulation 2005, the method of tendering to be used where Council is required to invite tenders in accordance with section 55 of the Local Government Act 1993.</p> <p>Pursuant to</p> <p>Clause 166</p>
LG Reg 003	<p><b>Selective tendering:</b></p> <p>Authority to carry out all of a council's functions under, and in accordance with, clause 169 (selective tendering method by which recognised contractors listed by council are invited to tender for particular kinds of proposed contracts) of the <i>Local Government (General) Regulation 2005</i>.</p> <p>Pursuant to</p> <p>clause 169 of the Local Government (General) Regulation 2005</p>
Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005	
LG (M) Reg 001	<p><b>Certificates of completion:</b></p> <p>Authority to issue a certificate of completion or a written notice that states why such a certificate is not being issued, in accordance with clause 69 of the Regulation</p> <p>Pursuant to</p> <p>Clause 69</p>
LG (M) Reg	<p><b>Approvals for manufactured home estates etc:</b></p> <p>Authority to grant an approval to operate a manufactured home estate, and to install a manufactured home and associated structures in a manufactured home estate in accordance with Part 2, Division 2 of the Regulation</p>

002	Pursuant to Part 2, Division 2
LG (M) Reg 003	<b>Approvals for caravan parks etc:</b>  Authority to grant an approval to operate a caravan park or camping ground, and to install a moveable dwelling and associated structures in accordance with Part 3, Division 2 of the Regulation  Pursuant to  Part 3, Division 2
Local Government Act 1993	
LG Act 001	<b>Certificate as to classification of land:</b>  Authority to issue a certificate stating the classification of public land  Pursuant to  section 54
LG Act 002	<b>Leases etc in respect of community land:</b>  Authority to grant a lease, licence or other estate in respect of community land in accordance with Chapter 6, Part 2, Division 2 of the Local Government Act 1993 and Part 4, Division 3 of the Local Government (General) Regulation 2005  Pursuant to  Section 45 and Chapter 6, Part 2, Division 2 of the Local Government Act 1993 and Part 4 Division 3 of the Local Government (General) Regulation 2005
LG Act 003	<b>Approvals:</b>  Authority to reject a unclear or illegible application for approval for an activity specified in the table to section 68, or to determine such an application, or an application to amend, extend, renew, revoke or modify such an approval  Pursuant to  section 68, 85, 86, 94, 106, 107, 108 and Chapter 6, Part 1 of the Local Government Act 1993 generally
	<b>Mayor Functions:</b>  Authority to:

LG Act 004	<ul style="list-style-type: none"> <li>• exercise, in cases of necessity, the policy-making functions of the governing body of the council between meetings of the council</li> <li>• exercise such other functions of the council as the council determines</li> <li>• preside at meetings of the council</li> <li>• carry out the civic and ceremonial functions of the mayoral office.</li> </ul> <p>Pursuant to section 225</p>
LG Act 005	<p><b>Preparation of draft plans of management for community land:</b></p> <p>Authority to prepare a draft plan of management for community land in accordance with Chapter 6, Part 2, Division 2 of the Local Government Act 1993 and Part 4 of the Local Government (General) Regulation 2005</p> <p>Pursuant to Section 36</p>
LG Act 006	<p><b>Environmental upgrade agreement:</b></p> <p>Authority to enter into, and amend, an environmental upgrade agreement on behalf of the council with a building owner and a finance provider in relation to a building in accordance with Part 2A of Chapter 6.</p> <p>Pursuant to Section 54D</p>
LG Act 007	<p><b>Power to levy environmental upgrade charge:</b></p> <p>Authority to levy an environmental upgrade charge in accordance with an environmental upgrade agreement .</p> <p>Pursuant to Section 54I</p>
LG Act 008	<p><b>Tenders:</b></p> <p>Authority to invite tenders in accordance with section 55 and to decide whether tenders are to be by open tendering or selective tendering under clause 166 of the Local Government (General) Regulation 2005.</p> <p>Pursuant to Section 55 and clause 166 of the Local Government (General) Regulation 2005.</p>

LG Act 009	<p><b>Private works:</b></p> <p>Authority to enter into an agreement with the owner or occupier of private land for the council to carry out works.</p> <p>Pursuant to</p> <p>Section 67</p>
LG Act 010	<p><b>Fees:</b></p> <p>Authority to require payment of a further approved fee if an application is amended.</p> <p>Pursuant to</p> <p>Section 80</p>
LG Act 011	<p><b>Withdrawal of Applications:</b></p> <p>Authority to authorise a refund in respect of fees paid by an applicant in respect of an application for a Section 68 Activity approval which is withdrawn</p> <p>Pursuant to</p> <p>Section 88(3)</p>
LG Act 012	<p><b>Review of determination of approvals:</b></p> <p>Authority to review the determination of an application for an approval for an activity in accordance with section 100</p> <p>Pursuant to</p> <p>Section 100</p>
LG Act 013	<p><b>Approvals for Filming:</b></p> <p>Authority to exercise the functions of the council in relation to applications for filming proposals including to determine an application under section 115, determine any security deposit, bond, fee or charge in accordance with section 116 and the reject an application under section 117, in accordance with Chapter 7, Part 1, Division 4.</p> <p>Pursuant to</p> <p>Section 115 and Chapter 7, Part 1, Division 4 of the Local Government Act 1993</p>
	<p><b>Orders:</b></p> <p>Authority to exercise Council's functions under Chapter 7, Part 2 of the Local Government Act 1993 in relation to the making of orders including:</p> <p>a) the giving of an Order under section 124;</p> <p>a) issue a notice of intention to give an order in accordance with section 132,</p>

LG Act 014	<p>b) hear and consider representations made in relation to a notice of intention to give an order, in accordance with section 133</p> <p>c) determine to give, or not give, an order in accordance with section 135;</p> <p>d) accept or reject particulars of work in accordance with section 141;</p> <p>e) prepare or authorise the preparation of particulars of work and order the owner to carry out that work under section 141(3);</p> <p>f) recover from the owner expenses incurred in preparing particulars of work in accordance with section 141;</p> <p>g) modify an order in accordance with section 152;</p> <p>h) revoke an order in accordance with section 153</p> <p>Pursuant to</p> <p>Section 124, Chapter 7, Part 2 of the Local Government Act 1993 and Part 3 of the Local Government (General) Regulation 2005</p>
LG Act 015	<p><b>Abatement of Public Nuisances:</b></p> <p>Authority to take action to abate a public nuisance or order a person responsible for a public nuisance to abate it.</p> <p>Pursuant to</p> <p>Section 125</p>
LG Act 016	<p><b>Local Policies:</b></p> <p>Authority to prepare a draft local policy for approvals and orders under sections 158 and 159.</p> <p>Pursuant to</p> <p>Sections 158 and 159</p>
LG Act 017	<p><b>Authorisation of Power of entry:</b></p> <p>Authority to authorise a council employee or other person to enter land in accordance with section 191, 191A and generally Chapter 8, Part 2 of the Local Government Act 1993.</p> <p>Pursuant to</p> <p>Sections 191 and 191A</p>
LG Act 018	<p><b>Written Authority:</b></p> <p>Authority to issue a written authority to a person authorised, to enter premises</p> <p>Pursuant to</p> <p>Section 199</p>

LG Act 019	<p><b>Notice of entry:</b></p> <p>Authority to give written notice to the owner or occupier of the premises of the intention to enter the premises and authority to give notification of the use of force or urgent entry to such persons or authorities as appear to the delegate to be appropriate in the circumstances.</p> <p>Pursuant to</p> <p>Sections 193 and 195</p>
LG Act 020	<p><b>Recovery of costs and compensation:</b></p> <p>Authority to recover the reasonable costs of the entry and inspection from the owner or occupier of the premises and pay compensation in circumstances required by section 198.</p> <p>Pursuant to</p> <p>Sections 197 and 198</p>
LG Act 021	<p><b>Appointment of Authorised Person:</b></p> <p>Authority to authorise an employee of a council as an authorised person, generally or specifically</p> <p>Pursuant to</p> <p>Section 3, Definition of "authorised person"</p>
LG Act 022	<p><b>Temporary appointments:</b></p> <p>Authority to appoint a person to a position temporarily</p> <p>Pursuant to</p> <p>Section 351</p>
LG Act 023	<p><b>Insurance:</b></p> <p>Authority to make arrangements for the council's adequate insurance against public liability and professional liability in accordance with the regulations.</p> <p>Pursuant to</p> <p>Section 382</p>
	<p><b>Categorisation of land for purposes of ordinary rates:</b></p> <p>Authority to determine and declare the categorisation of rateable land within the Council's area</p>

LG Act 024	Pursuant to Section 514
LG Act 025	<b>Application for change of category:</b> Authority to determine applications to change the category of rateable land Pursuant to Section 525
LG Act 026	<b>Adjustment of rates following change in category:</b> Authority to make an appropriate adjustment of rates paid or payable following a change in the category of rateable land Pursuant to Section 527
LG Act 027	<b>Agreement as to periodical payment of rates and charges:</b> Authority to write off or reduce interest accrued on rates or charges where a person complies with an agreement for the payment of rates or charges, pursuant to section 564 of the Local Government Act 1993 (NSW). Pursuant to Section 564
LG Act 028	<b>Accrued interest:</b> Authority to write off accrued interest on rates and charges in accordance with section 567 of the Local Government Act 1993 Pursuant to Section 567
LG Act 029	<b>Notice to occupier re unpaid rates:</b> Authority to serve a notice on the occupier of land in relation to unpaid rates or charges in accordance with section 569 of the Local Government Act 1993 Pursuant to Section 569



LG Act 030	<p><b>Liability of eligible pensioners:</b></p> <p>Authority to reduce a rate or charge in respect of land on which a dwelling is situated for an eligible pensioner in accordance with section 575 of the Local Government Act 1993</p> <p>Pursuant to</p> <p>Section 575</p>
LG Act 031	<p><b>Extension of concession to avoid hardship:</b></p> <p>Authority to order that a person is taken to be an eligible pensioner in accordance with section 577(1) and to order that a person is taken to be solely liable in respect of the land on which the dwelling is situated in accordance with section 577(2)</p> <p>Pursuant to</p> <p>Section 577</p>
LG Act 032	<p><b>Abandonment of pensioner rates and charges:</b></p> <p>Authority to waive or reduce rates, charges and interest due by any person prescribed by the regulations who is in receipt of a pension, benefit or allowance under the Social Security Act 1991 of the Commonwealth</p> <p>Pursuant to</p> <p>Section 582</p>
LG Act 034	<p><b>Redetermination on partial change of circumstances:</b></p> <p>Authority to make a due adjustment to the rates payable, or apply the provisions postponing rates, as the delegate considers equitable in the circumstances, in accordance with section 598</p> <p>Pursuant to</p> <p>Section 598</p>
LG Act 035	<p><b>Reduction of subsequent rate:</b></p> <p>Authority to verify the eligibility of the rateable person for a reduction in a subsequent rate as prescribed by the regulations and reduce the subsequent rate in accordance with section 599</p> <p>Pursuant to</p> <p>Section 599</p>
	<p><b>Objection in respect of certain land vested in public bodies:</b></p>

LG Act 036	<p>Authority to object to the inclusion of a parcel of land in the list in accordance with section 600(6) of the Local Government Act 1993</p> <p>Pursuant to</p> <p>Section 600(6)</p>
LG Act 037	<p><b>Discretion to waive, reduce or defer payment of a rate:</b></p> <p>Authority to waive, reduce or defer the payment of the whole or any part of the increase in the amount of the rate payable by the ratepayer in such circumstances, for such period and subject to such conditions as the delegate thinks fit.</p> <p>Pursuant to</p> <p>Section 601(2)</p>
LG Act 038	<p><b>Certificate as to rates and charges:</b></p> <p>Authority to issue a certificate as to the amount (if any) due or payable to the council, by way of rates, charges or otherwise, in respect of a parcel of land in accordance with section 603.</p> <p>Pursuant to</p> <p>Section 603</p>
LG Act 39	<p><b>Estimates of coastal protection charges:</b></p> <p>Authority to provide, on request, a person who would be liable to pay an annual charge for coastal protection services in relation to proposed coastal protection works with an estimate of the person's liability for that annual charge (if the council were to make such a charge) for each of the following 5 years, in accordance with section 606A.</p> <p>Pursuant to</p> <p>Section 606A</p>
LG Act 041	<p><b>Waive or reduce fees:</b></p> <p>Authority to waive payment of, or reduce, a fee (whether expressed as an actual or a maximum amount) in a particular case if the council is satisfied that the case falls within a category of hardship or any other category in respect of which the council has determined payment should be so waived or reduced.</p> <p>Pursuant to</p> <p>Section 610E</p>
	<p><b>Investment of money:</b></p> <p>Authority to invest money that is not, for the time being, required by the Council for another purpose in accordance with section 625 and the current Ministerial Investment</p>

LG Act 042	Order published in the Government Gazette.  Pursuant to Section 625
LG Act 043	<b>Notices in Public Places:</b>  Authority to erect a notice in a public place in accordance with section 632 and in relation to bathing and other water-based recreational activities, in accordance with section 633.  Pursuant to Sections 632 and 633
LG Act 044	<b>Alcohol Prohibited Place:</b>  Authority to declare a public place as an alcohol prohibited place under section 632A(4).  Pursuant to Section 632A(4)
LG Act 045	<b>Alcohol Free Zone:</b>  Authority to prepare a proposal for the establishment of an alcohol-free zone under section 644  Pursuant to Section 644
LG Act 046	<b>Agreement re free parking area:</b>  Authority to execute an agreement on behalf of the Council with the owner of private land under which the land, or any part of the land, is set aside for use as a free parking area.  Pursuant to Section 650(6)
LG Act 047	<b>Request for name and address:</b>  Authority to request an occupier or manager of any premises or an agent of the owner of the premises to disclose the name and address of the owner of the premises or of the person receiving or authorised to receive the rents of the premises and of the manager or occupier of the premises.  Pursuant to

	Sections 662 and 663
LG Act 048	<p><b>Remedy or restraint of breaches of LG Act:</b></p> <p>Authority to bring and conduct proceedings for the purpose of an order to remedy or restrain a breach of the Local Government Act 1993 in accordance with section 673.</p> <p>Pursuant to</p> <p>Section 673</p>
LG Act 049	<p><b>Failure to comply with order—carrying out of work by the council:</b></p> <p>Authority to do or arrange to be done through the Council's employees, contractors or agents, all such things as are necessary or convenient to give effect to the terms of an order issued by the Council including the carrying out of any work required by the order and recover expenses incurred in accordance with section 678 of the LG Act and otherwise give effect to the functions provided for in section 678</p> <p>Pursuant to</p> <p>Section 678</p>
LG Act 050	<p><b>Laying of informations:</b></p> <p>Authority to lay information in respect of any proceedings for an offence</p> <p>Pursuant to</p> <p>Section 684</p>
LG Act 051	<p><b>Appearance in local court:</b></p> <p>Authority for an employee of the council appointed in writing by the general manager to represent the council in all respects in proceedings in the local court and to institute and carry on any proceedings in the local court which the council is authorised to institute and carry on under the Local Government Act 1993.</p> <p>Pursuant to</p> <p>Section 687</p>
LG Act 052	<p><b>Bankruptcy:</b></p> <p>Authority to represent Council and act on its behalf in any bankruptcy or winding up proceedings</p> <p>Pursuant to</p> <p>Section 688</p>

LG Act 053	<p><b>Other remedies:</b></p> <p>Authority to recover from the person:</p> <p>(a) any sum for damage sustained by it through the person's act or default, and</p> <p>(b) the costs and expenses incurred by it in remedying that damage, and</p> <p>(c) the value of anything wasted, misused or unlawfully consumed, diverted or taken by the person.</p> <p>Pursuant to</p> <p>Section 690</p>
LG Act 054	<p><b>Suing for debts:</b></p> <p>Authority to recover a rate, charge, fee or other money due to the council under this Act or the regulations as a debt.</p> <p>Pursuant to</p> <p>Section 695</p>
LG Act 055	<p><b>Agreement as to compensation:</b></p> <p>Authority to agree with a claim for compensation under section 12(5) of the Graffiti Control Act 2008 or section 128 or 198 of this Act, in case of dispute, may by agreement between the council and the person claiming the compensation be referred to arbitration under the Commercial Arbitration Act 2010.</p> <p>Pursuant to</p> <p>Section 730(1)</p>
LG Act 056	<p><b>Certificate as to notices:</b></p> <p>Authority to issue a certificate to an applicant as to whether there are any outstanding notices issued by the council under this Act in respect of any land within the council's area.</p> <p>Pursuant to</p> <p>Section 735A</p>
LG Act 057	<p><b>Protection of privacy :</b></p> <p>Authority to determine a request made by a person that any material that is available (or is to be made available) for public inspection by or under that Act be prepared or amended so as to omit or remove any matter that would disclose or discloses the person's place of living if the person considers that the disclosure would place or places the personal safety of the person or the person's family at risk.</p> <p>Pursuant to</p> <p>Section 739</p>

LG Act 058	<b>Authority to authorise:</b>  Authority to authorise an employee of Council generally or specially in respect of any act, matter or thing  Pursuant to  Section 3, definition of "authorised person"
LG Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Local Government Act 1993
LG Act 059	<b>General Manager's functions:</b>  Authority to perform the functions of the General Manager, other than the power of delegation.  Pursuant to  Sections 335 and 378(1) of the Local Government Act 1993.
Local Government and Other Authorities (Superannuation) Act 1927	
LG (Super) Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Local Government and Other Authorities (Superannuation) Act 1927
Local Land Services Act 2013	
LLS Act 001	<b>Concurrence for a stock permit:</b>  Authority to provide the concurrence regarding the issuing of a stock permit in the case of a public road that is not a Crown road vested in the council.  Pursuant to  section 78(3)
	<b>All functions:</b>

LLS 000	Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Local Land Services Act 2013
Major Events Act 2009	
ME Act 001	<b>Functions:</b> Authority to exercise and/or perform Council's functions as a government agency Pursuant to Part 2 Division 2
ME Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Major Events Act 2009
Minister for Planning and Infrastructure	
tp	<b>Delegated authority from the Minister for Planning and Infrastructure to carry out functions under Section 59 of the Environmental Planning and Assessment Act 1979 for the making of Local Environmental Plans (LEP's).</b> : Making of Local Environmental Plans (LEP's)
Noxious Weeds Act 1993	
NW Act 001	<b>Failure to control Noxious Weeds:</b> Authority to give all notices required to be given and sign all written notices for that purpose Pursuant to section 12(2)
	<b>LCAs' obligations to control noxious weeds on own land:</b>

NW Act 002	<p>Authority to control noxious weeds on land subject to a weed control order.</p> <p>Pursuant to Section 14</p>
NW Act 003	<p><b>Obligation to control aquatic weeds:</b></p> <p>Authority to control noxious weeds located on a watercourse, river or inland water in the local area.</p> <p>Pursuant to Section 17A</p>
NW Act 004	<p><b>Weed Control Notice:</b></p> <p>Authority to give, amend or revoke a weed control notice and to sign all written notices for that purpose</p> <p>Pursuant to Section 18</p>
NW Act 005	<p><b>Proposed Weed Control Notice:</b></p> <p>Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.</p> <p>Pursuant to Section 18A</p>
NW Act 006	<p><b>Emergency weed control notice:</b></p> <p>Authority to give oral or written notice of an emergency weed control notice and to sign all written notices for that purpose.</p> <p>Pursuant to Section 18A(3)</p>
NW Act 007	<p><b>Authority to consider &amp; determine:</b></p> <p>Authority to consider submissions from occupiers regarding a proposed weed control notice and determine whether to proceed with the proposed notice and, if proceeding, whether to change its terms.</p> <p>Pursuant to Section 18A(2)(c) &amp; (d)</p>



NW Act 008	<p><b>Noxious weed control by local control authority after notice not complied with :</b></p> <p>Authority to control of noxious weeds on land subject to a weed control order</p> <p>Pursuant to</p> <p>Section 20(1)</p>
NW Act 009	<p><b>Noxious Weed Control by LCA after Weed Control Notice not complied with:</b></p> <p>Authority to:</p> <p>(a) control noxious weeds on land subject to a weed control order</p> <p>(b) control noxious weeds on behalf of Council</p> <p>(c) enter premises for that purpose</p> <p>(d) give all notices required to be given and to sign all written notices for that purpose</p> <p>Pursuant to</p> <p>Section 20(1), (2) ,(3) &amp; (4)</p>
NW Act 010	<p><b>Recommend weed control notice be given to public authority:</b></p> <p>Authority to recommend to the Minister that a weed control notice be given by the Minister for Primary Industries to a public authority or another local control authority.</p> <p>Pursuant to</p> <p>Section 21</p>
NW Act 011	<p><b>Weed control notices given by Minister:</b></p> <p>Authority to take all necessary action and authorise all such work to comply with a weed control notice given to the authority by the Minister for Primary Industries.</p> <p>Pursuant to</p> <p>Section 22</p>
NW Act 012	<p><b>Expenses:</b></p> <p>Authority to make demand for payment and to take all necessary action and provide all necessary instructions with respect to the recovery in an Court of competent jurisdiction of reasonable expenses incurred by or on behalf of the Council, together with interest, in ascertaining whether a weed control notice has been complied with an in taking action if it is not being complied with (including charges for any inspection of the land)</p> <p>Pursuant to</p> <p>Section 26(1),(3) &amp; (4)</p>

NW Act 013	<p><b>Notice of Control of prohibited plants:</b></p> <p>Authority to give all notices required to be given and to sign all written notices for that purpose.</p> <p>Pursuant to</p> <p>Section 27(1)</p>
NW Act 014	<p><b>Noxious Weed control functions of local control authorities:</b></p> <p>Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.</p> <p>Pursuant to</p> <p>Section 36</p>
NW Act 015	<p><b>Temporary restrictions during noxious weed control:</b></p> <p>Authority to:</p> <p>(a) impose temporary restrictions during noxious weed control.</p> <p>(b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act.</p> <p>(c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads</p> <p>(d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters.</p> <p>(e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.</p> <p>Pursuant to</p> <p>Section 36A(1),(2),(3),(4) &amp; (5)</p>
NW Act 016	<p><b>Record Keeping obligations of LCA:</b></p> <p>Authority to monitor the presence of noxious weeds, keep records, and report to the Director General.</p> <p>Pursuant to</p> <p>Section 37</p>
NW Act 017	<p><b>Power related to aquatic weeds:</b></p> <p>Authority to consider any objections, and authorise the drainage of a swamp.</p> <p>Pursuant to</p>

	Section 38(2)
NW Act 018	<b>Inspectors:</b> Authority to appoint a person as an inspector as defined under the Noxious Weeds Act 1993. Pursuant to Section 41(1)
NW Act 019	<b>Power of Entry:</b> Authority to enter premises to control noxious weeds on the land. Pursuant to Section 43
NW Act 020	<b>Inspections and Investigations:</b> Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act. Pursuant to Section 44
NW Act 021	<b>Notice of Entry:</b> Authority to give all notices required to be given and to sign all written notices for that purpose. Pursuant to Section 45
NW Act 022	<b>Use of force:</b> Authority to authorise in writing the use of force in the circumstances of the case. Pursuant to Section 46
	<b>Notification of use of force or entry:</b> Authority to give all notices required to be given and to sign all written notices for that purpose.

NW Act 023	Pursuant to Section 47
NW Act 024	<b>Compensation:</b> Authority to authorise the payment of compensation for damage caused by an inspector or authorised officer in entering premises. Pursuant to Section 49
NW Act 025	<b>Certificates of Authority:</b> Authority to issue a Certificate of Authority in accordance with section 50 of the <i>Noxious Weeds Act 1993</i> . Pursuant to Section 50
NW Act 026	<b>Recovery of charges and fees:</b> Authority to take all necessary action in a Court of competent jurisdiction and to provide all necessary instructions with respect to the recovery of any unpaid charges and fees due and payable to the Council under the Act. Pursuant to Section 59
NW Act 027	<b>Certificate as to weed control notices, expenses and charges on land:</b> Authority to issue a Certificate as to weed control notices, expenses and charges on land. Pursuant to Section 64
NW Act 028	<b>Delegation by local control authorities:</b> Authority for a local control authority to delegate to a person any of the local control authority's functions under this Act (other than this power of delegation) but only under this power of delegation. Pursuant to Section 68

NW Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Noxious Weeds Act 1993
Ombudsman Act 1974	
Ombudsmans Act 001	<b>Complaints:</b> Authority to complain to the Ombudsman about the conduct of a public authority in accordance with section 12 Pursuant to Section 12
Ombudsmans Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Ombudsman Act 1974
Pesticides Act 1999	
Pesticides Act 001	<b>Clean up action:</b> Authority, where the council is advised by the EPA, or where the delegate reasonably suspects that any pesticide pollution is occurring or has occurred, to take or authorise such clean-up action as the delegate considers necessary in accordance with section 20, issue a compliance cost notice in relation to such action in accordance with section 28, recover any unpaid amounts specified in a compliance costs notice as a debt in accordance with section 29 and apply for a compliance cost notice to be registered as a charge on the land to which it relates in accordance with section 30. Pursuant to Sections 20, 28, 29 and 30
Pesticides Act 002	<b>Power of Entry:</b> Authority to enter premises for the purpose of exercising the council's functions under Part 3 of the <i>Pesticides Act 1999</i> in accordance with section 35 of the <i>Pesticides Act 1999</i> and Chapter 7 of the <i>Protection of the Environment Operations Act 1997</i> . Pursuant to

	Section 35
Pesticides Act 003	<b>Recovery of costs etc:</b> Authority to seek an order for costs, expenses and compensation in accordance with section 95 and to recover from the offender the costs and expenses incurred or the amount of the loss or damage incurred by the council in the Land and Environment Court in accordance with section 96. Pursuant to Sections 95, 96
Pesticides Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Pesticides Act 1999
Pipelines Act 1967	
Pipelines Act 001	<b>Object to compulsory acquisition of land or easement:</b> Authority to make a written objection to the Minister in respect of a proposed compulsory acquisition Pursuant to Section 21
Pipelines Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Pipelines Act 1967
Planning, Development & Compliance	
pa	<b>Compliance and Enforcement Policy:</b> To carry out functions and/or abide by Council's adopted Compliance and Enforcement Policy.
	<b>Fire Safety in Existing Buildings Policy:</b>

pa	To carry out functions and/or abide by Council's adopted Fire Safety in Existing Buildings Policy.
pa	<b>Food Hawker and Vendor Regulations Policy:</b> To carry out functions and/or abide by Council's adopted Food Hawker and Vendor Regulations Policy.
pa	<b>Footway Restaurants Settings Policy:</b> To carry out functions and/or abide by Council's adopted Footway Restaurants Settings Policy.
pa	<b>Heritage Restoration Fund Loan Funds Policy:</b> To carry out functions and/or abide by Council's adopted Heritage Restoration Fund Loan Funds Policy.
pa	<b>Illegal Vehicular Passage on Footpaths Policy:</b> To carry out functions and/or abide by Council's Illegal Vehicular Passage on Footpaths Policy.
pa	<b>Keeping of Pigeons in Residential Areas Policy:</b> To carry out functions and/or abide by Council's adopted Keeping of Pigeons in Residential Areas Policy.
pa	<b>Land Acquisitions Policy:</b> To carry out functions and/or abide by Council's adopted Land Acquisitions Policy.
pa	<b>Land Development Policy:</b> To carry out functions and/or abide by Council's adopted Land Development Policy.
pa	<b>Legionnaires Disease Policy:</b> To carry out functions and/or abide by Council's adopted Legionnaires Disease Policy.
pa	<b>Local Orders Policy:</b> To carry out functions and/or abide by Council's adopted Local Orders Policy.
	<b>Nuclear Waste Policy:</b>

pa	To carry out functions and/or abide by Council's adopted Nuclear Waste Policy.
pa	<b>Residential Buildings Conservation Policy:</b> To carry out functions and/or abide by Council's adopted Residential Buildings Conservation Policy.
pa	<b>Shop Front Displays and Moveable Signs Policy:</b> To carry out functions and/or abide by Council's adopted Shop Front Displays and Moveable Signs Policy.
pa	<b>Signage of Major Tourist Attractions Policy:</b> To carry out functions and/or abide by Council's adopted Signage of Major Tourist Attractions Policy.
pa	<b>Smoke Free Playgrounds and Sporting Reserves Policy:</b> To carry out functions and/or abide by Council's adopted Smoke Free Playgrounds and Sporting Reserves Policy.
pa	<b>Swimming Pool Barrier Inspection Policy:</b> To carry out functions and/or abide by Council's adopted Swimming Pool Barrier Inspection Policy.
pa	<b>Waiving of Notice Preparation Fees Protection of the Environment Operations Act Policy:</b> To carry out functions and/or abide by Council's Waiving of Notice Preparation Fees Protection of the Environment Operations Act Policy.
Privacy and Personal Information Protection Act 1998	
PPIP Act 001	<b>The powers to comply with Act:</b> Authority to exercise and/or perform all powers and functions necessary or desirable to enable the Council to comply with its obligations under the Privacy and Personal Information Protection Act 1998. Pursuant to Privacy and Personal Information Protection Act 1998
DDIP Act 002	<b>Conduct internal review:</b> Authority to conduct internal review requested by an aggrieved person



PPIP Act 002	Pursuant to Sections 53 and 54
PPIP Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Privacy and Personal Information Protection Act 1998
Protection of the Environment Operations (Clean Air) Regulation 2010	
PoEO (Clean Air) Reg 001	<b>Approval for certain fires:</b> Authority to grant an approval in respect of the burning of dead and dry vegetation on the premises on which the vegetation grew, in accordance with Part 3 (section 13) of the Protection of the Environment Operations (Clean Air) Regulation 2010. Pursuant to Section 13
Protection of the Environment Operations (Waste) Regulation 2005	
PoEO (Waste) Reg 001	<b>Application for waste and sustainability improvement payments:</b> Authority to apply to the EPA for a waste sustainability improvement payment in accordance with section 46C of the Protection of the Environment Operations (Waste) Regulation 2005. Pursuant to Section 46C
Protection of the Environment Operations Act 1997	
PoEO Act 001	<b>Clean-up notices:</b> Authority to issue, vary or revoke a clean-up notice. A notice can be issued in writing, or orally in accordance with section 93. Pursuant to Sections 91 and 93
	<b>Fees:</b>

PoEO Act 002	<p>Authority to waive payment of the whole or any part of the fee, or extend the time for payment of a fee, in respect of a clean-up notice or prevention notice.</p> <p>Pursuant to</p> <p>Sections 94, 100</p>
PoEO Act 003	<p><b>Prevention notices:</b></p> <p>Authority to issue, vary or revoke a prevention notice. A notice can be issued in writing, or orally in accordance with section 93</p> <p>Pursuant to</p> <p>Sections 96 and 110</p>
PoEO Act 004	<p><b>Action in event of failure to comply:</b></p> <p>Authority to take action to cause a prevention notice to be complied with if a person does not comply with a prevention notice given to the person.</p> <p>Pursuant to</p> <p>Section 98</p>
PoEO Act 005	<p><b>Voluntary clean-up action:</b></p> <p>Authority to take such clean-up action as the delegate considers necessary if the delegate reasonably suspects that a pollution incident has occurred or is occurring.</p> <p>Pursuant to</p> <p>Section 92(2)</p>
PoEO Act 006	<p><b>Compliance cost notices:</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>a) issue a compliance cost notice;</li> <li>b) recover any unpaid amounts as a debt;</li> <li>c) apply to register a compliance cost notice in relation to land; and</li> <li>d) where a compliance cost notice has been lodged or registered, issue a notice requiring the person to pay the reasonable costs and expenses incurred by the authority in respect of the lodgement or registration and recover any unpaid amounts as a debt.</li> </ul> <p>e) revoke or vary a notice.</p> <p>Pursuant to</p> <p>Sections 104, 105, 106, 107(8), 110</p>

PoEO Act 007	<p><b>Appointment of Authorised Officers and authorisation of Enforcement Officers:</b></p> <p>Authority to appoint an officer or employee of the Council as an Authorised Officer and to authorise a member of staff of the Council to exercise the functions of an Enforcement Officer under Division 3 of Part 8.2 of the Act (in respect of penalty notice offences).</p> <p>Pursuant to</p> <p>Section 187 and 226 of the Protection of the Environment Operations Act and clause 81 of the Protection of the Environment Operations (General) Regulation 2009</p>
PoEO Act 008	<p><b>Requirement to provide information and records:</b></p> <p>Authority to give, revoke or vary a notice to a person to require the person to furnish information or records (or both).</p> <p>Pursuant to</p> <p>Section 192</p>
PoEO Act 009	<p><b>Court proceeding (agent or appointee):</b></p> <p>Authority to act as an agent or appointee of the Council to commence proceedings for an offence against the Act or Regulations.</p> <p>Pursuant to</p> <p>Section 218A</p>
PoEO Act 010	<p><b>Assistance to be given to authorised officers:</b></p> <p>Authority to issue a notice requiring the owner or occupier of a premises to provide such reasonable assistance and facilities to an authorised officer</p> <p>Pursuant to</p> <p>Section 200</p>
PoEO Act 011	<p><b>Court proceedings (officers and employees):</b></p> <p>Authority to institute proceedings for an offence against the Act or the Regulations (other than excluded offences) with the written consent of the council or a person authorised by the council, in accordance with sections 218 and 220.</p> <p>Pursuant to</p> <p>Sections 218 and 220</p>
	<p><b>Court proceedings (authority to provide consent):</b></p> <p>Authority to provide consent for an officer or employee to institute proceedings under section 220.</p>

PoEO Act 012	Pursuant to Section 220
PoEO Act 013	<b>Noise control notices:</b> Authority to give or issue, revoke or vary a noise control notice. Pursuant to Sections 264 and 266
PoEO Act 014	<b>Compliance costs notice:</b> Authority to issue a compliance costs notice and recover any unpaid amounts in court, apply to the Registrar-General for registration and recover costs relating to charge. Pursuant to Chapter 4, Part 4.5 of the Protection of the Environment Operations Act 1997
PoEO Act 015	<b>Extend time:</b> Authority to extend time for payment of, or waive, a fee Pursuant to section 267A(3)
PoEO Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Protection of the Environment Operations Act 1997
Public Health Act 2010	
PH Act 001	<b>Failure to comply with notice relating to regulated system:</b> Authority to take action if the occupier of premises at which there is a regulated system fails to comply with an improvement notice. Pursuant to Section 44

PH Act 002	<p><b>Prohibition Order:</b></p> <p>Authority to serve a prohibition order, and give a certificate of clearance, in accordance with section 45, and to determine a claim for compensation in accordance with section 49.</p> <p>Pursuant to</p> <p>Sections 45 and 49</p>
PH Act 003	<p><b>Agreement with Director General:</b></p> <p>Authority to enter into an agreement or arrangement with Director General</p> <p>Pursuant to</p> <p>Section 98</p>
PH Act 004	<p><b>Commence proceedings:</b></p> <p>Authority to commence proceedings against a breach of the Act or Regulations.</p> <p>Pursuant to</p> <p>Section 117</p>
PH Act 005	<p><b>Authority to appoint authorised officer:</b></p> <p>Power to appoint a member of the staff of the Council or a member of the staff of another government authority to be an authorised officer, where in the opinion of the Council, the person has appropriate qualifications or experience for such an appointment.</p> <p>Pursuant to</p> <p>Section 126</p>
PH Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Public Health Act 2010</p>
Public Health Regulation 2012	

PH Reg 001	<b>Fees:</b> Authority to extend the time for payment of a fee or waive a fee in full or part in respect of an improvement notice or prohibition order. Pursuant to Clause 97
Public Interest Disclosures Act 1994	
PID Act 002	<b>Provide report:</b> Authority to provide report to Ombudsman and to Minister Pursuant to Section 6CA, section 31
PID Act 003	<b>Refer evidence of an offence:</b> Authority to refer evidence of an offence to Commissioner of Police or Commissioner Pursuant to Section 20
PID Act 004	<b>Determine to disclose:</b> Authority to determine to disclose and disclose identifying information Pursuant to section 22(1)(c)
PID Act 005	<b>Provide investigating authority:</b> Authority to provide investigating authority with view of Council as to proposed transfer of investigation, enter arrangements with investigating authority Pursuant to Section 25
PID Act 006	<b>Notify person:</b> Authority to notify person of action or proposed action in respect of a disclosure

PID Act 000	Pursuant to Section 27
PID Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Public Interest Disclosures Act 1994
Public Works Act 1912	
PW Act 001	<b>Appointment of Council as Agent:</b> Authority to exercise the Council's functions as an agent of the Minister for Finance and Services if the Council has been so appointed. Pursuant to Section 157
PW Act 002	<b>Handing over of work:</b> Authority to agree to handing over of work to Council by Minister Pursuant to Section 153
PW Act 003	<b>Handing over of work:</b> Authority to agree to handing over of work to Council by RMS Pursuant to Section 154
PW Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Public Works Act 1912

Real Property Act 1900	
RP Act 001	<p><b>Position of boundary under Real Property Act 1900:</b></p> <p>Authority to apply for a determination as to the position of a common boundary of adjoining lands and, if dissatisfied, appeal to the Land and Environment Court for a such a determination by the Court in accordance with sections 135B and 135J.</p> <p>Pursuant to</p> <p>Sections 135B and 135J</p>
RP Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Real Property Act 1900</p>
Restricted Premises Act 1943	
Restricted Premises Act 001	<p><b>Make application:</b></p> <p>Authority to make application or instruct Council's lawyers to make application to the Land &amp; Environment Court for a brothel closure order</p> <p>Pursuant to</p> <p>Section 17</p>
Restricted Premises Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Restricted Premises Act 1943</p>
Road Transport (General) Regulation 2013	
RT General Reg 001	<p><b>Metered parking schemes:</b></p> <p>Authority to establish and operate metered parking schemes, not including setting of fees for parking in metred spaces</p> <p>Pursuant to</p> <p>Clause 60</p>



RT General Reg 002	<b>Metered parking areas:</b>  Authority to set aside a road or part of a road as a metered parking area  Pursuant to  Clause 61
RT General Reg 003	<b>Close a metered parking space:</b>  Authority to close a metered parking space with a sign  Pursuant to  Clause 65
RT General Reg 004	<b>Ticket parking scheme:</b>  Authority to establish and operate ticket parking schemes, not including setting of fees for parking in ticket parking area  Pursuant to  Clause 66
RT General Reg 005	<b>Close a ticket parking area or space:</b>  Authority to close a ticket parking area or space with a sign  Pursuant to  Clause 72
RT General Reg 006	<b>Coupon parking scheme:</b>  Authority to establish and operate coupon parking schemes, not including setting of fees for parking in a coupon parking area  Pursuant to  Clause 73
RT General	<b>Close a coupon area or space:</b>  Authority to close a coupon area or space with a sign

Reg 007	Pursuant to Clause 77
RT General Reg 008	<b>Phone parking scheme:</b> Authority to establish and operate phone parking schemes, not including setting of fees for parking in a phone parking area Pursuant to Clause 78
RT General Reg 009	<b>Close a phone parking area or space:</b> Authority to close a phone parking area or space with a sign Pursuant to Clause 79
RT General Reg 010	<b>Agree common payment parking schemes:</b> Authority to agree with other councils on the operation of parking schemes on a common payment basis, not including setting of fees Pursuant to Clause 82
RT General Reg 011	<b>Agree with owners of land not owned by Council:</b> Authority to agree with owners of land not owned by Council as to the exercise by Council of powers under Part 5 Division 1 in respect of that land Pursuant to Clause 84
RT General Reg 012	<b>Issue a permit:</b> Authorising the parking of a vehicle without charge or time restrictions, being a business parking permit, a commuter parking permit, a resident parking permit, a resident's visitor permit, a special event parking permit and a declared organisation parking permit Pursuant to Clause 95

RT General Reg 013	<b>Pre-issue parking coupons:</b>  Authority to issue pre-paid parking coupons  Pursuant to  Clause 74
Road Transport Act 2013	
RT Act 001	<b>Removal of dangers and obstructions to traffic:</b>  Authority to authorise an employee of the council as the appropriate roads authority as an appropriate officer for the purposes of section 142 of the Road Transport Act 2013. Section 142 provides that an appropriate officer may remove the vehicle, thing or container and take such other steps as may be necessary to protect the public and facilitate the free flow of traffic  Pursuant to  Section 142
RT Act 002	<b>Commence proceedings:</b>  Authority to recover as a debt expenses incurred under s.142  Pursuant to  Section 142(2)
RT Act 003	<b>Certificates:</b>  Authority to provide certificates specifying an amount of costs incurred  Pursuant to  Section 142(3)
RT Act 004	<b>Roads Compensation Order:</b>  Authority to apply for a roads compenstion order  Pursuant to  Section 229
	<b>Certificates:</b>

RT Act 005	<p>Authority to provide certificates as to maintenance of road, estimating monetary value of road infrastructure or of damage to it, estimating cost of remedying damage, estimating extent of offender's contribution to damage</p> <p>Pursuant to</p> <p>Section 230</p>
RT Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Road Transport Act 2013</p>
Roads Act 1993	
Roads Act 001	<p><b>Appointment of authorised officers:</b></p> <p>Authority to authorise an employee of Council to exercise functions of an authorised officer</p> <p>Pursuant to</p> <p>Section 4 definition of "authorised officer", section 251</p>
Roads Act 002	<p><b>Dedicate land:</b></p> <p>Authority to dedicate land left in subdivision effected prior to 1907 as public road by publishing notice in gazette</p> <p>Pursuant to</p> <p>Section 16</p>
Roads Act 003	<p><b>Serve notice:</b></p> <p>Authority to serve notice of intention to dedicate land as public road on owner</p> <p>Pursuant to</p> <p>Section 17</p>
	<p><b>Identification of road boundaries:</b></p> <p>Authority to:</p> <p>a) cause surveys to be carried out to identify the boundaries of a public road in accordance with section 18;</p> <p>b) consider any submissions that have been duly made with respect to the proposed boundaries and approve the survey plan, either with or without alteration in accordance</p>

Roads Act 004	with section 21  Pursuant to  Sections 18 and 21
Roads Act 005	<b>Publish notice:</b>  Authority to publish notice of proposed boundaries in newspaper and serve notice on owner of affected land  Pursuant to  Section 19
Roads Act 006	<b>Road widening:</b>  Authority to: a) submit to the Minister for Roads and Ports a proposed plan for the widening of a public road in accordance with section 22 b) make a road widening order in accordance with section 25 c) revoke or vary a road widening order in accordance with section 27 d) grant consent for the carrying out minor repairs or improvements to a building in accordance with section 26 e) direct an owner of land (where a person constructs, replaces or repairs a building or work on land affected by a road widening order in contravention of section 26) to carry out such work as is necessary to restore the land to the state it was in before the contravention occurred in accordance with section 26(4).  Pursuant to  Sections 22, 25, 26, 26(4) and 27
Roads Act 007	<b>Road Levels:</b>  Authority to: a) Prepare a prepare a proposal to fix the levels of a public road, or to vary the existing levels of a public road in accordance with section 29 b) consider any submissions that have been duly made concerning the proposal and decide to proceed with the proposal, either with or without alteration (by making an order), or to abandon the proposal in accordance with section 31.  Pursuant to  Sections 29 and 31
	<b>Closing of public roads:</b>  Authority to: a) Make an application to the Minister for Roads and Ports to close a public road in accordance with section 34

Roads Act 008	<p>b) Consent to the closure of a road or a classified road owned by the council in accordance with section 37</p> <p>c) close a temporary public road for which the council is the roads authority if the road does not give access to an isolated road</p> <p>Pursuant to</p> <p>Sections 34 and 37</p>
Roads Act 009	<p><b>Cause a temporary public road to be closed :</b></p> <p>Authority to cause a temporary public road to be closed by publishing a notice in the Gazette</p> <p>Pursuant to</p> <p>Section 39</p>
Roads Act 010	<p><b>Consultation with roads authorities :</b></p> <p>Authority to make submissions to RMS regarding proposed action</p> <p>Pursuant to</p> <p>Section 58</p>
Roads Act 011	<p><b>Roads Authorities may appeal to Minister:</b></p> <p>Authority to determine whether aggrieved by RMS action and if so appeal to Minister</p> <p>Pursuant to</p> <p>Section 60</p>
Roads Act 012	<p><b>Roads agreements between RMS and roads authorities:</b></p> <p>Authority to enter agreement with RMS transferring council's responsibilities for classified road</p> <p>Pursuant to</p> <p>Section 62</p>
Roads Act 013	<p><b>Power of roads authorities in respect to roadwork:</b></p> <p>Authority to carry out road work on public road or other land controlled by council</p> <p>Pursuant to</p>

	Section 71
Roads Act 014	<b>Notify RMS:</b> Authority to notify RMS of work on classified road involving deviation or alteration of road or construction of bridge, tunnel or level crossing Pursuant to Section 75
Roads Act 015	<b>Notify RMS:</b> Authority to notify RMS of major road work Pursuant to Section 76
Roads Act 016	<b>Construct bridges and tunnels across navigable waters:</b> Authority to construct bridges and tunnels across navigable waters, give public notice of proposal, consider submissions, make decision, and give notice of decision Pursuant to Sections 78, 79, 80 and 81
Roads Act 017	<b>Location of conduits:</b> Authority to consult with persons as to location of conduits for utilities across public roads Pursuant to Section 85
Roads Act 018	<b>Functions of Council in respect of private roads:</b> Authority to direct the owner of a private road (other than a classified road) to carry out such work as is necessary to prevent the road from becoming unsafe or unsightly Pursuant to Section 86(1)
	<b>Traffic Control Facilities:</b> Authority to seek consent of RMS, and with such consent, carry out traffic control work on classified road

Roads Act 019	Pursuant to Section 87(2)
Roads Act 020	<b>Traffic Control Facilities:</b> Authority to carry out traffic control work on unclassified road or transitway or road or road related area Pursuant to Section 87(3)
Roads Act 021	<b>Tree felling:</b> Authority to form the opinion that it is necessary to remove or lop a tree or other vegetation on or overhanging a public road for the purpose of a road work or to remove a traffic hazard, and to effect such removal or lopping Pursuant to Section 88
Roads Act 022	<b>Alter landform:</b> Authority to alter landform of land adjoining public road to ensure stability of road Pursuant to Section 92
Roads Act 023	<b>Carry out drainage work :</b> Authority to carry out drainage work on land in vicinity of public road for purpose of draining or protecting public road Pursuant to Section 94
Roads Act 024	<b>Give a direction:</b> Authority to give a direction under Part 7 Pursuant to Sections 91 to 107 inclusive



Roads Act 025	<p><b>Regulate traffic:</b></p> <p>Authority to regulate traffic on a public road by means of barriers or notices for any of the purposes set out in section 115(2) of the Roads Act 1993 (NSW) in so far as they apply to the Council as a roads authority.</p> <p>Pursuant to</p> <p>Section 115(2)</p>
Roads Act 026A	<p><b>Applications for consent:</b></p> <p>Authority to apply to RMS for consent to erect a barrier or notice or carry out work or take any action to regulate traffic on a public road for other purposes; to remove any notice or barrier, to demolish any work or cease any action for which the RMS has given consent, and give public notice of such application</p> <p>Pursuant to</p> <p>Section 116</p>
Roads Act 026	<p><b>Request review:</b></p> <p>Authority to request Minister to review decision of RMS</p> <p>Pursuant to</p> <p>Section 119</p>
Roads Act 027	<p><b>Temporary regulation of traffic:</b></p> <p>Authority to serve (and revoke) an Order prohibiting a person from causing any vehicle under the person's control to pass along a specified local road</p> <p>Pursuant to</p> <p>Section 122</p>
Roads Act 028	<p><b>Authority to erect structures:</b></p> <p>Authority to authorise the holder of a footway dining approval to erect and maintain structures in, or over any part, of the footway</p> <p>Pursuant to</p> <p>Section 126</p>
Roads Act 029	<p><b>Public Gates:</b></p> <p>Authority to grant and/or revoke a permit for the erection of a public gate or the construction of a by-pass around a public gate.</p>

Roads Act 029	Pursuant to Sections 128, 130, 133 and 136
Roads Act 030	<b>Approval to use footway for restaurant :</b> Authority to determine an application for a footway dining approval Pursuant to Section 125
Roads Act 031	<b>Determine an application for consent:</b> Authority to determine an application for consent to: (a) erect a structure, or carry out work in, on or over a public road; (b) dig up or disturb the surface of a public road; (c) remove or interfere with a structure, work or tree on a public road; (d) pump water into a public road from any land adjoining a public road; (e) connect a road (whether public or private) to a classified road, and impose conditions on a consent. Pursuant to Sections 138, 139 & 139A
Roads Act 032	<b>Revocation of street vending consent:</b> Authority to revoke a street vending consent and give notice of revocation Pursuant to Section 139C
Roads Act 033	<b>Extend term:</b> Authority to extend term of a street vending consent and impose conditions Pursuant to Sections 139D(1) and (5)
Roads Act 034	<b>Transfer of street vending or other consent:</b> Authority to transfer a street vending or other consent and impose conditions Pursuant to Sections 139D(3)(5) and (6)

Roads Act 035	<b>Fresh consents:</b> Authority to grant a fresh consent where previous consent revoked, expired or lapsed Pursuant to Section 139E
Roads Act 036	<b>Revocation of Consent:</b> Authority to revoke a consent by notice of revocation served on holder Pursuant to Section 140
Roads Act 037	<b>Permits for road events:</b> Authority to grant a permit to any person to conduct a road event (as defined) on a public road Pursuant to Section 144
Roads Act 038	<b>Leasing of land above or below public road:</b> Authority to grant a lease of air space above or land below public road with approval of Director of Planning Pursuant to Section 149
Roads Act 039	<b>Transfer of public road to other roads authority:</b> Authority to consent to the transfer of a public road by the Minister for Roads and Ports from or to the Council Pursuant to Section 150
Roads Act 040	<b>Short-term leases of unused public roads:</b> Authority to grant short term lease of unused public road to adjoining owner or lessee, give public notice of proposed lease, consider submissions, make decision Pursuant to

	Sections 153, 154, 155 & 156
Roads Act 041	<b>Naming of public roads:</b> Authority to approve names and numbering for all roads for which the Council is the roads authority Pursuant to Section 162
Roads Act 042	<b>Inspections and Investigations:</b> Authority to inspect the land, for the purposes of an inspection, dig up any ground and take such measures as are necessary to ascertain the character and condition of the land and of any building, structure or work that is situated in, on or over the land, make surveys and take levels and, for those purposes, may dig trenches, break up the soil and set up any posts, stakes or marks, and may take samples or photographs in connection with any inspection. Pursuant to Section 165
Roads Act 044	<b>Roads authority may take possession of land when constructing etc public road:</b> Authority to use and occupy land along or near a road for the purpose of carrying out road work or providing a temporary road, and give notice of intention to do so Pursuant to Section 175
Roads Act 045	<b>Access roads across land owned by public authority:</b> Authority to enter into agreement with public authority regarding construction and maintenance of road Pursuant to Section 176
Roads Act 046	<b>Financial or other assistance:</b> Authority to enter into agreement with RMS for financial or other assistance Pursuant to Section 207
	<b>Apportionment of cost:</b>

Roads Act 047	Authority to agree to apportionment of cost of road work on a classified road forming boundary, make submissions to RMS regarding apportionment Pursuant to Section 209
Roads Act 048	<b>Financial or other assistance:</b> Authority to agree with another Council financial assistance from RMS for a classified road forming boundary Pursuant to Section 210
Roads Act 049	<b>Roads authorities may levy tolls on road-ferries:</b> Authority to lease the running of a road ferry, lease the collection of tolls and charges on a road ferry Pursuant to Section 216
Roads Act 050	<b>Recovery of:</b> Authority to determine the amount of contribution to which an owner of land adjoining a public road is required to contribute to the cost incurred by the Council in constructing or paving any adjacent kerb, gutter or footway Pursuant to Section 217
Roads Act 051	<b>Roads authority to supply RMS with plans and specifications :</b> Authority to make submissions to RMS regarding proposed works Pursuant to Section 221
Roads Act 052	<b>Roads authority may carry out work instead of paying compensation:</b> Authority to enter an agreement to do work instead of pay compensation Pursuant to Section 227

Roads Act 053	<p><b>Authorised officer may require production of information:</b></p> <p>Authority to require the owner of the vehicle or the person in charge of the vehicle to produce certain information immediately.</p> <p>Pursuant to Section 229</p>
Roads Act 054	<p><b>Roads authority may give effect to direction and recover costs:</b></p> <p>Authority to take action necessary to give effect to a direction and recover costs from person to whom direction given</p> <p>Pursuant to Section 238</p>
Roads Act 055	<p><b>Refer matters:</b></p> <p>Authority to refer matters to local land board</p> <p>Pursuant to Section 260</p>
Roads Act 056	<p><b>Footway restaurants:</b></p> <p>Authority to grant an approval pursuant to Part 9 Division 1 of the Roads Act 1993 (NSW) to use part of a footway for the purposes of a restaurant and to authorise a holder of an approval to erect and maintain structures in, on or over any part of the footway the subject of the approval.</p> <p>Pursuant to Part 9 Division 1</p>
Roads Act 057	<p><b>Street vending consent :</b></p> <p>Authority to grant, revoke, transfer or extend the term of a street vending consent</p> <p>Pursuant to Part 9 Division 3</p>
	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p>

Roads Act 000	Pursuant to Roads Act 1993
Rural Fires Act 1997	
RF Act 001	<b>Formation of Rural Fire Brigades:</b> Authority to form (or form jointly with another council) one or more rural fire brigades for any rural fire district constituted for a council's area or part of its area in accordance with section 15 Pursuant to Section 15
RF Act 002	<b>Responsible local authorities:</b> Authority to enter into agreement with another local authority to combine responsibility for fire districts Pursuant to Section 7(2)
RF Act 003	<b>Responsible local authorities:</b> Authority to enter into agreement with another local authority to nominate the authority as having responsibility for some or all of fire district Pursuant to Section 7(3)
RF Act 004	<b>Disbandment :</b> Authority to disband a rural fire brigade Pursuant to section 17(1)
RF Act 005	<b>Area of operations:</b> Authority to determine the territory of a rural fire brigade and appoint officers for the brigade Pursuant to

	Section 18
RF Act 006	<p><b>Responsibilities and functions:</b></p> <p>Authority to provide facilities and accommodation for fire control officer and consult with Commissioner</p> <p>Pursuant to</p> <p>Sections 37 and 38</p>
RF Act 008	<p><b>Local bush fire danger period declaration:</b></p> <p>Authority to consult with and make recommendations in relation to the making of a local bush fire danger period declaration in accordance with section 83.</p> <p>Pursuant to</p> <p>Section 83</p>
RF Act 009	<p><b>Bush Fire Hazard Reduction Certificates:</b></p> <p>Authority to:</p> <p>a) determine an application for a bush fire hazard reduction certificate that authorises the carrying out of bush fire hazard reduction work on private land within the council's area by a person other than the Commissioner or a local authority in accordance with Part 4, Division 8</p> <p>b) Authority to certify a bush fire hazard reduction certificate in relation to bush fire hazard reduction work on land by the council in accordance with Part 4, Division 8</p> <p>Pursuant to</p> <p>Sections 100F(5) &amp; 100G</p>
RF Act 010	<p><b>Proceedings for breach:</b></p> <p>Authority to bring proceedings on behalf of the Council in the Land and Environment Court for an order to remedy or restrain a breach of section 100F or 100G of the Act (in relation to bush fire hazard reduction certificates) in accordance with section 100H.</p> <p>Pursuant to</p> <p>Section 100H</p>
RF Act 011	<p><b>Rural Fire Brigade Contributions:</b></p> <p>Authority to arrange for the payment of rural fire brigade contributions in accordance with Part 5, Division 4</p> <p>Pursuant to</p> <p>Section 107</p>



RF Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Rural Fires Act 1997
Rural Fires Regulation 2013	
RF Reg 001	<b>Rural Fire Brigades:</b>  Authority to register or refuse to register a person as a member of a rural fire brigade and remove a person's name from the register of members.  Pursuant to  clauses 5, 6 and 7
Service NSW (One-stop Access to Government Services) Act 2013	
S NSW Act 001	<b>Delegation of:</b>  Authority to delegate customer service functions of council to CEO with the approval of a resolution of council  Pursuant to  Section 7
S NSW Act 002	<b>Enter into:</b>  Authority to enter into agreement with CEO with the approval of a resolution of council  Pursuant to  Sections 8 and 16
S NSW Act 003	<b>Agreements authorising:</b>  Authority to enter into agreement with CEO to act as agent of CEO  Pursuant to  Section 12
	<b>All functions:</b>

S NSW Act 000	<p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Service NSW (One-stop Access to Government Services) Act 2013</p>
State Emergency and Rescue Management Act 1989	
SERM Act 001	<p><b>Combination of local government areas:</b></p> <p>Authority to agree to combine emergency management arrangements with other councils</p> <p>Pursuant to</p> <p>Section 27</p>
SERM Act 002	<p><b>Chair of Local Emergency Management Committee:</b></p> <p>Authority to act as the Chairperson of the Local Emergency Management Committee pursuant to section 28(2)(a) of the State Emergency and Rescue Management Act 1989 (NSW).</p> <p>Pursuant to</p> <p>Sections 28(2)(a) &amp; 28(3)</p>
SERM Act 003	<p><b>Representative on Local Emergency Management Committee:</b></p> <p>Authority to determine the representative of an organisation on the Local Emergency Management Committee in accordance with section 28(2)(c).</p> <p>Pursuant to</p> <p>Section 28(2)(c)</p>
SERM Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>State Emergency and Rescue Management Act 1989</p>
State Emergency Service Act 1989	
	<b>Recommending appointment of local controller:</b>

SES Act 001	Authority to recommend to the Commissioner a person to be appointed as the local controller of SES units in the Council's area.  Pursuant to Section 17
SES Act 002	<b>Local controllers:</b>  Authority to provide facilities and accommodation for local controller  Pursuant to Section 17(5)
SES Act 003	<b>Disposal by local councils of equipment purchased from Fund:</b>  Authority to sell or dispose, with the consent of the commissioner, of equipment  Pursuant to Section 24X
SES Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to State Emergency Service Act 1989
State Records Act 1998	
SR Act 001	<b>Exercise functions:</b>  Authority to exercise the Council's functions, including the disposal of Council records and making of open and closed access directions in accordance with that Act and the State Records Regulation 2005  Pursuant to State Records Act 1998
SR Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to

	State Records Act 1998
Strata Schemes (Freehold Development) Act 1973	
SS(FD)Act001	<p><b>Strata Certificates:</b></p> <p>Authority to issue a strata certificate in accordance with section 37, 38 and 39 or refuse to issue a strata certificate in accordance with section 38 and 40 of the Strata Schemes (Freehold Development) Act 1973</p> <p>Pursuant to</p> <p>sections 37 and 38</p>
SS(FD)Act002	<p><b>Instrument in relation to restrictions on utility lots:</b></p> <p>Authority to execute an instrument which provides that a utility lot the subject of a restriction under section 37(1) is released from that restriction.</p> <p>Pursuant to</p> <p>section 39(4)</p>
SS(FD)Act000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Strata Schemes (Freehold Development) Act 1973</p>
Strata Schemes (Freehold Development) Regulation 2012	
SS(FD) Reg 001	<p><b>Strata plans:</b></p> <p>Authority to sign and resign administration sheets as an authorised officer</p> <p>Pursuant to</p> <p>Clauses 8, 9, 12, 13</p>
SS(FD) Reg 002	<p><b>Inspection required:</b></p> <p>Authority to carry out inspections of buildings prior to issue of strata certificate</p> <p>Pursuant to</p>

	Clause 30
Strata Schemes (Leasehold Development) Act 1986	
SS(LD) Act 001	<p><b>Strata certificates:</b></p> <p>Authority to issue a strata certificate in accordance with sections 66, 67 and 68, or refuse to issue a strata certificate in accordance with section 67 and 69 of the Strata Schemes (Leasehold Development) Act 1986</p> <p>Pursuant to</p> <p>Sections 66 and 67</p>
SS(LD) Act 002	<p><b>Instrument in relation to restrictions on utility lots:</b></p> <p>Authority to execute an instrument which provides that a utility lot the subject of a restriction under section 68(1) is released from that restriction in accordance with section 68(4).</p> <p>Pursuant to</p> <p>Section 68(4)</p>
SS(LD) Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Strata Schemes (Leasehold Development) Act 1986</p>
Strata Schemes (Leasehold Development) Regulation 2012	
SS(LD) Reg 001	<p><b>Strata plans:</b></p> <p>Authority to sign and resign administration sheets as an authorised officer</p> <p>Pursuant to</p> <p>Clauses 8, 9, 12, 13, 25</p>
SS(LD) Reg 002	<p><b>Inspection required:</b></p> <p>Authority to carry out inspections of buildings prior to issue of strata certificate</p> <p>Pursuant to</p>

	Clause 31
Strata Schemes Management Act 1996	
SSM Act 001	<b>Authority to:</b> Authority to apply to Adjudicators and Tribunal for orders Pursuant to Chapter 5
SSM Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Strata Schemes Management Act 1996
Surveying and Spatial Information Act 2002	
SSI Act 001	<b>Maintenance and repair of permanent survey marks :</b> Authority to apply to the Minister for a direction that it is the duty of the Surveyor-General may to keep any or all of the permanent survey marks the subject of a notice to the council, in good condition and repair, in accordance with section 9. Pursuant to Section 9
SSI Act 002	<b>Authority to:</b> Authority to carry out surveys Pursuant to Section 5
SSI Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Surveying and Spatial Information Act 2002

	Swimming Pools Act 1992
SP Act 001	<b>Exemption from compliance:</b> Authority to grant an exemption from all or any of the requirements of the access to swimming pools provisions, unconditionally or subject to conditions. Pursuant to Section 22
SP Act 002	<b>Direction to comply:</b> Authority to serve a direction requiring compliance with the access to swimming pools provisions. Pursuant to Section 23
SP Act 003	<b>Authority to carry out inspection:</b> Authority to carry out inspection of swimming pool, including on request of owner and charge a fee Pursuant to Sections 22B, 22C, 22F
SP Act 004	<b>Authority to issue a certificate of compliance:</b> Authority to issue a certificate of compliance and charge a fee Pursuant to Sections 22D, 22F
SP Act 005	<b>Notice of intention:</b> Authority to serve on the occupier of the premises a notice of intention to carry out the requirements of a direction given under section 23 (requiring compliance with the access to swimming pools provisions). Pursuant to Section 23A
	<b>Directing a person to act:</b>

SP Act 006	<p>Authority to direct a person to act as "a person acting under the direction of a local authority" for the purposes of section 23A.</p> <p>Pursuant to</p> <p>Section 23A</p>
SP Act 007	<p><b>Appeals:</b></p> <p>Authority to represent the Council in relation to an appeal against a decision of the Council.</p> <p>Pursuant to</p> <p>Section 26</p>
SP Act 008	<p><b>Appointment of Authorised officer:</b></p> <p>Authority to appoint an employee of the Council or other person as an authorized officer for the purposes of the Act and Regulations.</p> <p>Pursuant to</p> <p>Section 27</p>
SP Act 010	<p><b>Investigation of complaint:</b></p> <p>Authority to investigate a complaint of non-compliance with the Act or Regulations.</p> <p>Pursuant to</p> <p>Section 29A</p>
SP Act 011	<p><b>Proceedings to remedy or restrain a breach:</b></p> <p>Authority to bring proceedings in the Land and Environment Court for an order to remedy or restrain a breach of the Act or Regulations.</p> <p>Pursuant to</p> <p>Section 30</p>
SP Act 012	<p><b>Proceedings to breach:</b></p> <p>Authority to bring proceedings in the Local Court for an offence against the Act or Regulations.</p> <p>Pursuant to</p> <p>Section 36</p>



SP Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Swimming Pools Act 1992</p>
Swimming Pools Regulation 2008	
SP Reg 001	<p><b>Application for exemption:</b></p> <p>Auhority to determine the form of an application for exemption</p> <p>Pursuant to</p> <p>Clause 12</p>
SP Reg 002	<p><b>Give notice:</b></p> <p>Authority to give notice of decisions</p> <p>Pursuant to</p> <p>Clauses 15, 18B</p>
Tattoo Parlours Act 2012	
TP Act 001	<p><b>Exchange of information:</b></p> <p>Authority to enter into information sharing arrangement with the Director General</p> <p>Pursuant to</p> <p>Section 36</p>
TP Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Tattoo Parlours Act 2012</p>

Threatened Species Conservation Act 1995	
TSC Act 001	<p><b>Biodiversity Certification:</b></p> <p>Authority to apply to the Minister for biodiversity certification in accordance with Part 7AA Division 3, and vary such an application under section 126N(3), and enter into an agreement with a person who requests the council to make an application for biodiversity certification for the payment of any costs and expenses incurred by the authority in undertaking studies and other matters required in relation to the application under section 126M(6).</p> <p>Pursuant to</p> <p>Sections 126J and 126M(6)</p>
TSC Act 002	<p><b>Make submissions:</b></p> <p>Authority to make submissions on a recommendation and consult with Minister</p> <p>Pursuant to</p> <p>sections 41, 45</p>
TSC Act 003	<p><b>Make submissions:</b></p> <p>Authority to make submissions on recovery plan, and threat abatement plan</p> <p>Pursuant to</p> <p>Sections 68, 79, 80</p>
TSC Act 004	<p><b>Give notice of proposed departure:</b></p> <p>Authority to give notice of proposed departure from recovery plan or threat abatement plan and consult with Director General</p> <p>Pursuant to</p> <p>Sections 71, 72, 88, 89</p>
TSC Act 005	<p><b>Enter into biobanking agreement:</b></p> <p>Authority to enter into biobanking agreement with Minister</p> <p>Pursuant to</p> <p>Section 127F(2)</p>
	<p><b>Give notice of proposed development :</b></p>

TSC Act 006	<p>Authority to give notice of proposed development on biobank site and refer a dispute to Premier</p> <p>Pursuant to</p> <p>Sections 127Q, 127R</p>
TSC Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Threatened Species Conservation Act 1995</p>
Transport Administration Act 1988	
TA Act 001	<p><b>Referral of disputes:</b></p> <p>Authority to refer a dispute between the council and a transport authority to the Minister in accordance with section 111.</p> <p>Pursuant to</p> <p>Section 111</p>
TA Act 002	<p><b>Grants to Council:</b></p> <p>Authority to apply for grants in connection with use of roads by buses</p> <p>Pursuant to</p> <p>Section 106</p>
TA Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Transport Administration Act 1988</p>
Trees (Disputes Between Neighbours) Act 2006	
T(DBN) Act	<p><b>Appearance before Court:</b></p> <p>Authority to appear before the Court in any proceedings under this Part in relation to a tree in accordance with section 13 or 14G.</p>

001	Pursuant to Sections 13 and 14G
T(DBN) Act 002	<b>Authorised person :</b>  Authority to authorise a person as an authorised person for the purposes of section 17 of the Act.  Pursuant to  Section 17
T(DBN) Act 003	<b>Act as an authorised person :</b>  Authority to act as an authorised person for the purposes of section 17 of the Act  Pursuant to  Section 17
T(DBN) Act 004	<b>Notice of intention:</b>  Authority to serve on the owner of land a notice of intention to enter land under section 17.  Pursuant to  Section 17
T(DBN) Act 005	<b>Charge on Land:</b>  Authority (after obtaining an order of a court in proceedings against an owner of land for the recovery of costs in accordance with section 17 (8)) to apply to the Registrar-General for registration of the order in relation to that land, and certify that the amount has been paid or otherwise agree to a cancellation of the charge in accordance with section 17A.  Pursuant to  Section 17A
T(DBN) Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Trees (Disputes Between Neighbours) Act 2006

Valuation of Land Act 1916	
VL Act 001	<p><b>Application for Valuation:</b></p> <p>Authority to apply to the Valuer-General for a valuation of land held by or on behalf of the Council in accordance with section 14A(2)(a) or within the council )as the rating or taxing authority)'s local government area in accordance with section 14A(2)(c). Authority to apply for an apportionment factor in accordance with section 14X or 14BBA and for an assessed annual value of land which became rateable on or after 1 July 1977 in accordance with section 19B.</p> <p>Pursuant to</p> <p>Sections 14A(2)(a), 14A(2)(c), 14X, 14BBA, 19B.</p>
VL Act 002	<p><b>Objection to Valuation and Appeal:</b></p> <p>Authority to make an objection to a valuation of the Valuer General in accordance with section 31 and if dissatisfied with the determination of the objection, to appeal in accordance with section 37.</p> <p>Pursuant to</p> <p>Sections 31 and 37</p>
VL Act 003	<p><b>Valuation Lists:</b></p> <p>Authority to forward to the Valuer-General particulars of any desired alterations to any valuation list under section 50(1), to request a new valuation list under section 51 and request that the Valuer-General make a new valuation of any land in accordance with section 60A.</p> <p>Pursuant to</p> <p>Sections 50(1) and 51 and 60A.</p>
VL Act 004	<p><b>Copies of entries to be supplied:</b></p> <p>Authority to agree with Valuer General regarding supply of information as to valuations</p> <p>Pursuant to</p> <p>Section 76</p>
VL Act 005	<p><b>Valuer-General not required to determine certain valuations:</b></p> <p>Authority to request Valuer General to determine assessed annual value of land</p> <p>Pursuant to</p> <p>Section 7D</p>

VL Act 000	<p><b>All functions:</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p>Pursuant to</p> <p>Valuation of Land Act 1916</p>
Water Management (General) Regulation 2011	
WM Reg 001	<p><b>Shared Water Service:</b></p> <p>Authority to consent for a person to operate a shared water service.</p> <p>Pursuant to</p> <p>Clauses 119 and 124</p>
WM Reg 002	<p><b>Water to be taken through approved stoptap:</b></p> <p>Authority to consent to a person taking water from a water main and approve a stoptap in accordance with clause 121.</p> <p>Pursuant to</p> <p>Clauses 121 and 124</p>
WM Reg 003	<p><b>Information regarding supply:</b></p> <p>Authority to direct an owner or occupier of land to supply information in accordance with clause 123.</p> <p>Pursuant to</p> <p>Clause 123</p>
WM Reg 004	<p><b>Measurement of water supply and access to meters:</b></p> <p>Authority to supply or otherwise approve a meter, and direct in relation to access to a meter, in accordance with clause 127.</p> <p>Pursuant to</p> <p>Clauses 125 and 127</p>
	<p><b>Testing of meters:</b></p> <p>Authority to carry out the functions of the water supply authority under and in accordance with clause 130 of the Regulation 2011 and the Local Government Act 1993.</p>

WM Reg 005	Pursuant to Clause 130
WM Reg 006	<b>Installation of meters:</b> Authority to install, charge hire for, or require the installation of meters etc in accordance with clause 131. Pursuant to Clause 131
WM Reg 007	<b>Installation of fire hydrants:</b> Authority to install fire hydrants and remove any fire hydrant in accordance with clause 132. Pursuant to Clause 132
WM Reg 008	<b>Use of fire hydrants by authorised persons:</b> Authority to authorise a person to take water from a fire hydrant in accordance with clause 135. Pursuant to Clause 135
WM Reg 009	<b>Restrictions on use of water during periods of shortage:</b> Authority to issue a notice to regulate or restrict water in accordance with clause 136. Pursuant to Clause 136
WM Reg 010	<b>Shared sewerage service:</b> Authority to consent to a shared sewerage service in accordance with clause 139. Pursuant to Clauses 139 and 140
	<b>Discharge approvals:</b>

WM Reg 011	<p>Authority to:</p> <ul style="list-style-type: none"> <li>- grant a discharge approval (cl145(1));</li> <li>- vary, revoke or impose further conditions of a discharge approval (cl145(3));</li> <li>- extend the period of effect of a discharge approval (cl146(2));</li> <li>- grant a renewal of a discharge approval (clauses 145 and 147);</li> <li>- suspend or cancel a discharge approval (cl148(1) or (3)).</li> </ul> <p>in accordance with Part 9, Division 4.</p> <p>Pursuant to</p> <p>Clauses 145 - 148 and generally Part 9, Division 4</p>
WM Reg 012	<p><b>Defer or waive payment of service charge:</b></p> <p>Authority to form an opinion that reasonable cause has been shown and defer or waive payment of a service charge or part of it, in accordance with clause 199.</p> <p>Pursuant to</p> <p>Clause 199</p>
WM Reg 013	<p><b>Adjustment of service charge:</b></p> <p>Authority to adjust (or refuse to adjust) a service charge in circumstances provided for in, and in accordance with clause 200 and Part 9, Division 7. Authority to recover any increase or refund any amount in accordance with clause 200(4). Authority to allow or disallow an objection to the refusal to adjust a service charge in accordance with cl204.</p> <p>Pursuant to</p> <p>Clause 200</p>
WM Act 014	<p><b>Cutting off or restricting water supply:</b></p> <p>Authority to cut off or restrict the supply of water in circumstances provided for in clause 207.</p> <p>Pursuant to</p> <p>Clause 207</p>
	<p><b>Fees and charges:</b></p> <p>authority on behalf of Council as a charging authority to waive or reduce any fee or charge imposed under the <i>Water Management Act 2000</i>.</p>



WM Reg 015	Pursuant to Clause 227
Water Management Act 2000	
WM Act 001	<b>Authority to seek Minister's approval:</b> Authority to seek Minister's approval for construction of public protective works Pursuant to Section 269
WM Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Water Management Act 2000
WM Act 002	<b>Water Supply Authority:</b> Authority to exercise and/or perform on behalf of the Council as a water supply authority the Council's delegable functions under this Act and any Regulation made under the Act in force from time to time. Pursuant to Sections 291 - 293 generally, Part 2, Division 3
WM Act 003	<b>Commercial Operations:</b> Authority to seek the approval of the Governor and enter into commercial arrangements on behalf of the Council as a water supply authority. Pursuant to Section 294
WM Act 004	<b>Entry on land:</b> Authority to enter land and do the things referred to in sections 296 and 297 in accordance with those sections. Pursuant to

	Sections 296 and 297
WM Act 005	<b>Break up roads:</b> Authority to give notice to persons and open and break a public road etc in accordance with section 298. Pursuant to Section 298
WM Act 006	<b>Altering position of conduits:</b> Authority to serve a notice requiring the alteration of a conduit in accordance with section 299, and make the alteration in accordance with section 299(3). Pursuant to Section 299
WM Act 007	<b>Obstruction of works:</b> Authority to apply for and obtain an injunction in accordance with section 300. Pursuant to Section 300
WM Act 008	<b>Finding source of pollution of water supply:</b> Authority to give notice to a person, and try to find the source of pollution, and recover expenses, in accordance with section 301. Pursuant to Section 301
WM Act 009	<b>Crown land in special areas:</b> Authority to give approval in writing for the purposes of section 303 of the WM Act. Pursuant to Section 303
	<b>Exercise of certain function in special areas:</b>

WM Act 010	<p>Authority to make representations for the purposes of section 304 of the WM Act.</p> <p>Pursuant to</p> <p>Section 304</p>
WM Act 011	<p><b>Certificates of compliance:</b></p> <p>Authority to impose certain requirements before granting a certificate of compliance in accordance with section 306 and grant, or refuse to grant, a certificate of compliance under section 307.</p> <p>Pursuant to</p> <p>Sections 306 and 307</p>
WM Act 012	<p><b>Connections:</b></p> <p>Authority to publish a notice of the availability of a water main or sewer main, make a connection at the expense of a landowner and recover any amount due for the connection in accordance with section 309 of the WM Act.</p> <p>Pursuant to</p> <p>Section 309</p>
WM Act 013	<p><b>Service charges, fees and other charges:</b></p> <p>Authority to exercise any function under Chapter 6, Part 2, Division 6, except for imposing fees under s310(2).</p> <p>Pursuant to</p> <p>Section 301(1)</p>
WM Act 014	<p><b>Recovery of rates, charges etc by charging authority:</b></p> <p>Authority to exercise and/or perform all of the council's delegable functions as a charging authority under the <i>Water Management Act 2000</i> and the <i>Water Management (General) Regulation 2011</i>.</p> <p>Pursuant to</p> <p>Chapter 7, Part 4, Division 1</p>
WM Act 015	<p><b>Compensation for interference:</b></p> <p>Authority to seek compensation for interference or damage to property in accordance with section 319.</p> <p>Pursuant to</p>

	Section 319
WM Act 016	<b>Access licence:</b> Authority to apply to the Minister to increase the entitlement in accordance with section 66. Pursuant to Sections 61 and 66(4)
Wilderness Act 1987	
Wilderness Act 001	<b>Wilderness Protection Agreement:</b> Authority to enter into a wilderness protection agreement with Minister Pursuant to Section 10
Wilderness Act 002	<b>Proposals by statutory authorities affecting certain wilderness areas:</b> Authority to give notice of proposed development in wilderness area Pursuant to Section 15
Wilderness Act 003	<b>Resolution of certain disputes:</b> Authority to refer a dispute to the Premier Pursuant to Section 21
Wilderness Act 000	<b>All functions:</b> Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time. Pursuant to Wilderness Act 1987

Willyama Common	
tp	<b>Authority to Council's General Manager to sub delegate to the relevant Council Officers to deal with the day to day management and operational matters relating to the Willyama Common; such matters to be dealt with in accordance with the requirements of the Willyama Common Management Plan.</b>  : Willyama Common
Work Health and Safety Act 2011	
WHS Act 001	<b>Authority to apply to the regulator :</b>  Authority to apply to the regulator for internal review of a reviewable decision and to the IRC for external review  Pursuant to  Part 12
WHS Act 000	<b>All functions:</b>  Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.  Pursuant to  Work Health and Safety Act 2011

**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Deputy General Manager****UNDER THE NOXIOUS WEEDS ACT 1993**

On \_\_\_\_\_ the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - '**Position**' means the position of Deputy General Manager and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 028	<b>Delegation by local control authorities –</b> Authority for a local control authority to delegate to a person any of the local control authority's functions under this Act (other than this power of delegation) but only under this power of delegation.  <b>Pursuant To –</b> Section 68	
NW Act 012	<b>Expenses –</b> Authority to make demand for payment and to take all necessary action and provide all necessary instructions with respect to the recovery in an Court of competent jurisdiction of reasonable expenses incurred by or on behalf of the Council, together with interest, in ascertaining whether a weed control notice has been complied with an in taking action if it is not being complied with (including charges for any inspection of the land)  <b>Pursuant To –</b> Section 26(1),(3) & (4)	
NW Act 010	<b>Recommend weed control notice be given to public authority –</b> Authority to recommend to the Minister that a weed control notice be given by the Minister for Primary Industries to a public authority or another local control authority.  <b>Pursuant To –</b> Section 21	
NW Act 026	<b>Recovery of charges and fees –</b> Authority to take all necessary action in a Court of competent jurisdiction and to provide all necessary instructions with respect to the recovery of any unpaid charges and fees due and payable to the Council under the Act.  <b>Pursuant To –</b> Section 59	

Pursuant to a Resolution of the Council at its meeting of \*

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_, currently employed by the Council in the position of Deputy General Manager do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Manager Infrastructure Strategy****UNDER THE NOXIOUS WEEDS ACT 1993**

On <sup>1</sup> the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - **'Position'** means the position of Manager Infrastructure Strategy and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 000	<p><b>All functions –</b></p> <p>Authority to exercise and/or perform on behalf of Council the Council's delegable Functions under this Act and the Regulations in force and as amended from time to time.</p> <p><b>Pursuant To –</b></p> <p>Noxious Weeds Act 1993</p>	

Pursuant to a Resolution of the Council at its meeting of <sup>1</sup>

Wincen Cuy

Mayor / Councillor

Date:

**Delegate's acknowledgement of Delegations of Authority**

I, \_\_\_\_\_ currently employed by the Council in the position of Manager Infrastructure Strategy do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Saturday, 31 October 2015

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Manager Planning, Development and  
Compliance****UNDER THE NOXIOUS WEEDS ACT 1993**

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2006 as amended.
  - o '**Position**' means the position of Manager Planning, Development and Compliance and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 025	<b>Certificates of Authority –</b> Authority to issue a Certificate of Authority in accordance with section 50 of the <i>Noxious Weeds Act 1993</i> .  <b>Pursuant To –</b> Section 50	
NW Act 024	<b>Compensation –</b> Authority to authorise the payment of compensation for damage caused by an inspector or authorised officer in entering premises.  <b>Pursuant To –</b> Section 49	
NW Act 001	<b>Failure to control Noxious Weeds –</b> Authority to give all notices required to be given and sign all written notices for that purpose  <b>Pursuant To –</b> section 12(2)	
NW Act 013	<b>Notice of Control of prohibited plants –</b> Authority to give all notices required to be given and to sign all written notices for that purpose.  <b>Pursuant To –</b> Section 27(1)	
NW Act 021	<b>Notice of Entry –</b> Authority to give all notices required to be given and to sign all written notices for that purpose.  <b>Pursuant To –</b> Section 45	
NW Act 023	<b>Notification of use of force or entry –</b> Authority to give all notices required to be given and to sign all written notices for that purpose.  <b>Pursuant To –</b> Section 47	
NW Act 009	<b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b>  Authority to: (a) control noxious weeds on land subject to a weed control order (b) control noxious weeds on behalf of Council (c) enter premises for that purpose (d) give all notices required to be given and to sign all written notices for that purpose	

	<b>Pursuant To –</b> Section 20(1), (2) ,(3) & (4)	
NW Act 005	<b>Proposed Weed Control Notice –</b> Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.  <b>Pursuant To –</b> Section 18A	
NW Act 022	<b>Use of force –</b> Authority to authorise in writing the use of force in the circumstances of the case.  <b>Pursuant To –</b> Section 46	

Pursuant to a Resolution of the Council at its meeting of \

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_, currently employed by the Council in the position of Manager Planning, Development and Compliance do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Asset Planner Buildings and Open Spaces****UNDER THE NOXIOUS WEEDS ACT 1993**

- C the Broken Hill City Council ("Council") resolved that:
1. All previous delegations of Functions under the NW Act to the Position be revoked.
  2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
  3. These delegations are subject to, and are to be exercised in accordance with:
    - a. the requirements of the NW Act;
    - b. any conditions or limitations set out in **Schedule 1**; and
    - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
  4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
  5. In this delegation:
    - o **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
    - o **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
    - o **'Position'** means the position of Asset Planner Buildings and Open Spaces and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 007	<p><b>Authority to consider &amp; determine –</b></p> <p>Authority to consider submissions from occupiers regarding a proposed weed control notice and determine whether to proceed with the proposed notice and, if proceeding, whether to change its terms.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(2)(c) &amp; (d)</p>	
NW Act 027	<p><b>Certificate as to weed control notices, expenses and charges on land –</b></p> <p>Authority to issue a Certificate as to weed control notices, expenses and charges on land.</p> <p><b>Pursuant To –</b></p> <p>Section 64</p>	
NW Act 025	<p><b>Certificates of Authority –</b></p> <p>Authority to issue a Certificate of Authority in accordance with section 50 of the <i>Noxious Weeds Act 1993</i>.</p> <p><b>Pursuant To –</b></p> <p>Section 50</p>	
NW Act 024	<p><b>Compensation –</b></p> <p>Authority to authorise the payment of compensation for damage caused by an inspector or authorised officer in entering premises.</p> <p><b>Pursuant To –</b></p> <p>Section 49</p>	
NW Act 006	<p><b>Emergency weed control notice –</b></p> <p>Authority to give oral or written notice of an emergency weed control notice and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(3)</p>	
NW Act 001	<p><b>Failure to control Noxious Weeds –</b></p> <p>Authority to give all notices required to be given and sign all written notices for that purpose</p> <p><b>Pursuant To –</b></p> <p>section 12(2)</p>	
NW Act 020	<p><b>Inspections and Investigations –</b></p> <p>Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.</p> <p><b>Pursuant To –</b></p>	

	Section 44	
NW Act 018	<b>Inspectors –</b> Authority to appoint a person as an inspector as defined under the Noxious Weeds Act 1993. <b>Pursuant To –</b> Section 41(1)	
NW Act 013	<b>Notice of Control of prohibited plants –</b> Authority to give all notices required to be given and to sign all written notices for that purpose. <b>Pursuant To –</b> Section 27(1)	
NW Act 021	<b>Notice of Entry –</b> Authority to give all notices required to be given and to sign all written notices for that purpose. <b>Pursuant To –</b> Section 45	
NW Act 023	<b>Notification of use of force or entry –</b> Authority to give all notices required to be given and to sign all written notices for that purpose. <b>Pursuant To –</b> Section 47	
NW Act 009	<b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b> Authority to: (a) control noxious weeds on land subject to a weed control order (b) control noxious weeds on behalf of Council (c) enter premises for that purpose (d) give all notices required to be given and to sign all written notices for that purpose <b>Pursuant To –</b> Section 20(1), (2), (3) & (4)	
NW Act 014	<b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority. <b>Pursuant To –</b> Section 36	
NW Act 019	<b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land. <b>Pursuant To –</b>	



	Section 43	
NW Act 017	<p><b>Power related to aquatic weeds –</b></p> <p>Authority to consider any objections, and authorise the drainage of a swamp.</p> <p><b>Pursuant To –</b></p> <p>Section 38(2)</p>	
NW Act 005	<p><b>Proposed Weed Control Notice –</b></p> <p>Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 18A</p>	
NW Act 016	<p><b>Record Keeping obligations of LCA –</b></p> <p>Authority to monitor the presence of noxious weeds, keep records, and report to the Director General.</p> <p><b>Pursuant To –</b></p> <p>Section 37</p>	
NW Act 015	<p><b>Temporary restrictions during noxious weed control –</b></p> <p>Authority to:</p> <p>(a) impose temporary restrictions during noxious weed control.</p> <p>(b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act.</p> <p>(c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads</p> <p>(d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters.</p> <p>(e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.</p> <p><b>Pursuant To –</b></p> <p>Section 36A(1),(2),(3),(4) &amp; (5)</p>	
NW Act 022	<p><b>Use of force –</b></p> <p>Authority to authorise in writing the use of force in the circumstances of the case.</p> <p><b>Pursuant To –</b></p> <p>Section 46</p>	
NW Act 004	<p><b>Weed Control Notice –</b></p> <p>Authority to give, amend or revoke a weed control notice and to sign all written notices for that purpose</p> <p><b>Pursuant To –</b></p> <p>Section 18</p>	
	<b>Weed control notices given by Minister –</b>	

NW Act 011	Authority to take all necessary action and authorise all such work to comply with a weed control notice given to the authority by the Minister for Primary Industries.  <b>Pursuant To –</b> Section 22	
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Pursuant to a Resolution of the Council at its meeting of '

\_\_\_\_\_  
Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I: \_\_\_\_\_ currently employed by the Council in the position of Asset Planner Buildings and Open Spaces do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_  
Date: \_\_\_\_\_

Review date: Saturday, 31 October 2015

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Waste Management Coordinator****UNDER THE NOXIOUS WEEDS ACT 1993**

On the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o '**Position**' means the position of Waste Management Coordinator and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 007	<p><b>Authority to consider &amp; determine –</b></p> <p>Authority to consider submissions from occupiers regarding a proposed weed control notice and determine whether to proceed with the proposed notice and, if proceeding, whether to change its terms.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(2)(c) &amp; (d)</p>	
NW Act 027	<p><b>Certificate as to weed control notices, expenses and charges on land –</b></p> <p>Authority to issue a Certificate as to weed control notices, expenses and charges on land.</p> <p><b>Pursuant To –</b></p> <p>Section 64</p>	
NW Act 006	<p><b>Emergency weed control notice –</b></p> <p>Authority to give oral or written notice of an emergency weed control notice and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(3)</p>	
NW Act 020	<p><b>Inspections and Investigations –</b></p> <p>Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.</p> <p><b>Pursuant To –</b></p> <p>Section 44</p>	
NW Act 002	<p><b>LCAs' obligations to control noxious weeds on own land –</b></p> <p>Authority to control noxious weeds on land subject to a weed control order.</p> <p><b>Pursuant To –</b></p> <p>Section 14</p>	
NW Act 013	<p><b>Notice of Control of prohibited plants –</b></p> <p>Authority to give all notices required to be given and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 27(1)</p>	
NW Act 009	<p><b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>(a) control noxious weeds on land subject to a weed control order</li> <li>(b) control noxious weeds on behalf of Council</li> <li>(c) enter premises for that purpose</li> <li>(d) give all notices required to be given and to sign all written notices for that purpose</li> </ul>	

	<p><b>Pursuant To –</b> Section 20(1), (2) ,(3) &amp; (4)</p>	
NW Act 008	<p><b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order</p> <p><b>Pursuant To –</b> Section 20(1)</p>	
NW Act 014	<p><b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.</p> <p><b>Pursuant To –</b> Section 36</p>	
NW Act 003	<p><b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.</p> <p><b>Pursuant To –</b> Section 17A</p>	
NW Act 019	<p><b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.</p> <p><b>Pursuant To –</b> Section 43</p>	
NW Act 017	<p><b>Power related to aquatic weeds –</b> Authority to consider any objections, and authorise the drainage of a swamp.</p> <p><b>Pursuant To –</b> Section 38(2)</p>	
NW Act 005	<p><b>Proposed Weed Control Notice –</b> Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.</p> <p><b>Pursuant To –</b> Section 18A</p>	
NW Act	<p><b>Temporary restrictions during noxious weed control –</b> Authority to: (a) impose temporary restrictions during noxious weed control. (b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act. (c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads.</p>	

015	control noxious weeds are being taken on land adjacent to those roads (d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters. (e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.  <b>Pursuant To –</b> Section 36A(1),(2),(3),(4) & (5)	
NW Act 004	<b>Weed Control Notice –</b> Authority to give, amend or revoke a weed control notice and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 18	
NW Act 011	<b>Weed control notices given by Minister –</b> Authority to take all necessary action and authorise all such work to comply with a weed control notice given to the authority by the Minister for Primary Industries.  <b>Pursuant To –</b> Section 22	

Pursuant to a Resolution of the Council at its meeting of \

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_ currently employed by the Council in the position of Waste Management Coordinator do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Roads and Parks Coordinator****UNDER THE NOXIOUS WEEDS ACT 1993**

On <sup>1</sup> , the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o **'Position'** means the position of Roads and Parks Coordinator and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 007	<p><b>Authority to consider &amp; determine –</b></p> <p>Authority to consider submissions from occupiers regarding a proposed weed control notice and determine whether to proceed with the proposed notice and, if proceeding, whether to change its terms.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(2)(c) &amp; (d)</p>	
NW Act 027	<p><b>Certificate as to weed control notices, expenses and charges on land –</b></p> <p>Authority to issue a Certificate as to weed control notices, expenses and charges on land.</p> <p><b>Pursuant To –</b></p> <p>Section 64</p>	
NW Act 006	<p><b>Emergency weed control notice –</b></p> <p>Authority to give oral or written notice of an emergency weed control notice and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(3)</p>	
NW Act 020	<p><b>Inspections and Investigations –</b></p> <p>Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.</p> <p><b>Pursuant To –</b></p> <p>Section 44</p>	
NW Act 002	<p><b>LCAs' obligations to control noxious weeds on own land –</b></p> <p>Authority to control noxious weeds on land subject to a weed control order.</p> <p><b>Pursuant To –</b></p> <p>Section 14</p>	
NW Act 013	<p><b>Notice of Control of prohibited plants –</b></p> <p>Authority to give all notices required to be given and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 27(1)</p>	
NW Act 009	<p><b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>(a) control noxious weeds on land subject to a weed control order</li> <li>(b) control noxious weeds on behalf of Council</li> <li>(c) enter premises for that purpose</li> <li>(d) give all notices required to be given and to sign all written notices for that purpose</li> </ul>	



	<p><b>Pursuant To –</b> Section 20(1), (2), (3) &amp; (4)</p>	
NW Act 008	<p><b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order</p> <p><b>Pursuant To –</b> Section 20(1)</p>	
NW Act 014	<p><b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.</p> <p><b>Pursuant To –</b> Section 36</p>	
NW Act 003	<p><b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.</p> <p><b>Pursuant To –</b> Section 17A</p>	
NW Act 019	<p><b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.</p> <p><b>Pursuant To –</b> Section 43</p>	
NW Act 017	<p><b>Power related to aquatic weeds –</b> Authority to consider any objections, and authorise the drainage of a swamp.</p> <p><b>Pursuant To –</b> Section 38(2)</p>	
NW Act 005	<p><b>Proposed Weed Control Notice –</b> Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.</p> <p><b>Pursuant To –</b> Section 18A</p>	
NW Act	<p><b>Temporary restrictions during noxious weed control –</b> Authority to: (a) impose temporary restrictions during noxious weed control. (b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act. (c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads.</p>	

015	Control noxious weeds are being taken on land adjacent to those roads (d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters. (e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.  <b>Pursuant To –</b> Section 36A(1),(2),(3),(4) & (5)	
NW Act 004	<b>Weed Control Notice –</b> Authority to give, amend or revoke a weed control notice and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 18	
NW Act 011	<b>Weed control notices given by Minister –</b> Authority to take all necessary action and authorise all such work to comply with a weed control notice given to the authority by the Minister for Primary Industries.  <b>Pursuant To –</b> Section 22	

Pursuant to a Resolution of the Council at its meeting of

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I currently employed by the Council in the position of Roads and Parks Coordinator do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Trades Coordinator****UNDER THE NOXIOUS WEEDS ACT 1993**

On \_\_\_\_\_ the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - **'Position'** means the position of Trades Coordinator and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 007	<p><b>Authority to consider &amp; determine –</b></p> <p>Authority to consider submissions from occupiers regarding a proposed weed control notice and determine whether to proceed with the proposed notice and, if proceeding, whether to change its terms.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(2)(c) &amp; (d)</p>	
NW Act 027	<p><b>Certificate as to weed control notices, expenses and charges on land –</b></p> <p>Authority to issue a Certificate as to weed control notices, expenses and charges on land.</p> <p><b>Pursuant To –</b></p> <p>Section 64</p>	
NW Act 006	<p><b>Emergency weed control notice –</b></p> <p>Authority to give oral or written notice of an emergency weed control notice and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 18A(3)</p>	
NW Act 020	<p><b>Inspections and Investigations –</b></p> <p>Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.</p> <p><b>Pursuant To –</b></p> <p>Section 44</p>	
NW Act 002	<p><b>LCAs' obligations to control noxious weeds on own land –</b></p> <p>Authority to control noxious weeds on land subject to a weed control order.</p> <p><b>Pursuant To –</b></p> <p>Section 14</p>	
NW Act 013	<p><b>Notice of Control of prohibited plants –</b></p> <p>Authority to give all notices required to be given and to sign all written notices for that purpose.</p> <p><b>Pursuant To –</b></p> <p>Section 27(1)</p>	
NW Act 009	<p><b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b></p> <p>Authority to:</p> <ul style="list-style-type: none"> <li>(a) control noxious weeds on land subject to a weed control order</li> <li>(b) control noxious weeds on behalf of Council</li> <li>(c) enter premises for that purpose</li> <li>(d) give all notices required to be given and to sign all written notices for that purpose</li> </ul>	

	<p><b>Pursuant To –</b> Section 20(1), (2), (3) &amp; (4)</p>	
NW Act 008	<p><b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order</p> <p><b>Pursuant To –</b> Section 20(1)</p>	
NW Act 014	<p><b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.</p> <p><b>Pursuant To –</b> Section 36</p>	
NW Act 003	<p><b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.</p> <p><b>Pursuant To –</b> Section 17A</p>	
NW Act 019	<p><b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.</p> <p><b>Pursuant To –</b> Section 43</p>	
NW Act 017	<p><b>Power related to aquatic weeds –</b> Authority to consider any objections, and authorise the drainage of a swamp.</p> <p><b>Pursuant To –</b> Section 38(2)</p>	
NW Act 005	<p><b>Proposed Weed Control Notice –</b> Authority to give prior notice of a proposed weed control notice and sign all written notices for that purpose.</p> <p><b>Pursuant To –</b> Section 18A</p>	
NW Act	<p><b>Temporary restrictions during noxious weed control –</b> Authority to: (a) impose temporary restrictions during noxious weed control. (b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act. (c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads.</p>	

015	Control noxious weeds are being taken on and adjacent to those roads (d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters. (e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.  <b>Pursuant To –</b> Section 36A(1),(2),(3),(4) & (5)	
NW Act 004	<b>Weed Control Notice –</b> Authority to give, amend or revoke a weed control notice and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 18	
NW Act 011	<b>Weed control notices given by Minister –</b> Authority to take all necessary action and authorise all such work to comply with a weed control notice given to the authority by the Minister for Primary Industries.  <b>Pursuant To –</b> Section 22	

Pursuant to a Resolution of the Council at its meeting of

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_ currently employed by the Council in the position of Trades Coordinator do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Team Leader Parks and Open Spaces****UNDER THE NOXIOUS WEEDS ACT 1993**

On \ the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o **'Position'** means the position of Team Leader Parks and Open Spaces and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 020	<b>Inspections and Investigations –</b> Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.  <b>Pursuant To –</b> Section 44	
NW Act 002	<b>LCAs' obligations to control noxious weeds on own land –</b> Authority to control noxious weeds on land subject to a weed control order.  <b>Pursuant To –</b> Section 14	
NW Act 013	<b>Notice of Control of prohibited plants –</b> Authority to give all notices required to be given and to sign all written notices for that purpose.  <b>Pursuant To –</b> Section 27(1)	
NW Act 009	<b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b> Authority to: (a) control noxious weeds on land subject to a weed control order (b) control noxious weeds on behalf of Council (c) enter premises for that purpose (d) give all notices required to be given and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 20(1), (2) ,(3) & (4)	
NW Act 008	<b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order  <b>Pursuant To –</b> Section 20(1)	
NW Act 014	<b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.  <b>Pursuant To –</b> Section 36	
NW Act 003	<b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.	



	<b>Pursuant To –</b> Section 17A	
NW Act 019	<b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.  <b>Pursuant To –</b> Section 43	
NW Act 017	<b>Power related to aquatic weeds –</b> Authority to consider any objections, and authorise the drainage of a swamp.  <b>Pursuant To –</b> Section 38(2)	
NW Act 015	<b>Temporary restrictions during noxious weed control –</b> Authority to: (a) impose temporary restrictions during noxious weed control. (b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act. (c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads (d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters. (e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.  <b>Pursuant To –</b> Section 36A(1),(2),(3),(4) & (5)	

Pursuant to a Resolution of the Council at its meeting of \*

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_ currently employed by the Council in the position of Team Leader Parks and Open Spaces do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Team Leader Roads****UNDER THE NOXIOUS WEEDS ACT 1993**

On <sup>1</sup> the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o '**Position**' means the position of Team Leader Roads and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 020	<b>Inspections and Investigations –</b> Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.  <b>Pursuant To –</b> Section 44	
NW Act 002	<b>LCAs' obligations to control noxious weeds on own land –</b> Authority to control noxious weeds on land subject to a weed control order.  <b>Pursuant To –</b> Section 14	
NW Act 013	<b>Notice of Control of prohibited plants –</b> Authority to give all notices required to be given and to sign all written notices for that purpose.  <b>Pursuant To –</b> Section 27(1)	
NW Act 009	<b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b> Authority to: (a) control noxious weeds on land subject to a weed control order (b) control noxious weeds on behalf of Council (c) enter premises for that purpose (d) give all notices required to be given and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 20(1), (2), (3) & (4)	
NW Act 008	<b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order  <b>Pursuant To –</b> Section 20(1)	
NW Act 014	<b>Noxious Weed control functions of local control authorities –</b> Authority to exercise the noxious weed control functions of Council in relation to the area for which it is the local control authority.  <b>Pursuant To –</b> Section 36	
NW Act 003	<b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.	

	<b>Pursuant To –</b> Section 17A	
NW Act 019	<b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.  <b>Pursuant To –</b> Section 43	
NW Act 017	<b>Power related to aquatic weeds –</b> Authority to consider any objections, and authorise the drainage of a swamp.  <b>Pursuant To –</b> Section 38(2)	
NW Act 015	<b>Temporary restrictions during noxious weed control –</b> Authority to: (a) impose temporary restrictions during noxious weed control. (b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act. (c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads (d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters. (e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.  <b>Pursuant To –</b> Section 36A(1),(2),(3),(4) & (5)	

Pursuant to a Resolution of the Council at its meeting of 1

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_ currently employed by the Council in the position of Team Leader Roads do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Living Desert Ranger****UNDER THE NOXIOUS WEEDS ACT 1993**

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the Broken Hill City Council ("Council") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o **'Functions'** means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o **'NW Act'** means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o **'Position'** means the position of Living Desert Ranger and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 002	<p><b>LCAs' obligations to control noxious weeds on own land –</b></p> <p>Authority to control noxious weeds on land subject to a weed control order.</p> <p><b>Pursuant To –</b></p> <p>Section 14</p>	
NW Act 015	<p><b>Temporary restrictions during noxious weed control –</b></p> <p>Authority to:</p> <p>(a) impose temporary restrictions during noxious weed control.</p> <p>(b) require an owner or occupier of land to remove any animals from any part of the land and to prevent animals from entering any part of the land for a specified period, where Council is acting under section 20 of the Act.</p> <p>(c) temporarily close or obstruct public or private roads (other than any state highway, freeway, tollway or state work within the meaning of the Roads Act 1993) while measures to control noxious weeds are being taken on land adjacent to those roads</p> <p>(d) to temporarily close to navigation, or obstruct navigation in, any waters while measures to control noxious weeds are being taken in those waters.</p> <p>(e) to erect notices to warn people not to enter on, or remain on, any land on which measures are being taken to control noxious weeds.</p> <p><b>Pursuant To –</b></p> <p>Section 36A(1),(2),(3),(4) &amp; (5)</p>	

Pursuant to a Resolution of the Council at its meeting of

\_\_\_\_\_

Wincen Cuy

Mayor / Councillor

Date:

### Delegate's acknowledgement of Delegations of Authority

I, \_\_\_\_\_ currently employed by the Council in the position of Living Desert Ranger do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Labourer/Plant Operator****UNDER THE NOXIOUS WEEDS ACT 1993**

On \_\_\_\_\_, the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o '**Position**' means the position of Labourer/Plant Operator and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 020	<b>Inspections and Investigations –</b> Authority to undertake inspections and investigations and exercise all functions set out in section 44 of the Act.  <b>Pursuant To –</b> Section 44	
NW Act 002	<b>LCAs' obligations to control noxious weeds on own land –</b> Authority to control noxious weeds on land subject to a weed control order.  <b>Pursuant To –</b> Section 14	
NW Act 009	<b>Noxious Weed Control by LCA after Weed Control Notice not complied with –</b> Authority to: (a) control noxious weeds on land subject to a weed control order (b) control noxious weeds on behalf of Council (c) enter premises for that purpose (d) give all notices required to be given and to sign all written notices for that purpose  <b>Pursuant To –</b> Section 20(1), (2), (3) & (4)	
NW Act 008	<b>Noxious weed control by local control authority after notice not complied with –</b> Authority to control of noxious weeds on land subject to a weed control order  <b>Pursuant To –</b> Section 20(1)	
NW Act 003	<b>Obligation to control aquatic weeds –</b> Authority to control noxious weeds located on a watercourse, river or inland water in the local area.  <b>Pursuant To –</b> Section 17A	
NW Act 019	<b>Power of Entry –</b> Authority to enter premises to control noxious weeds on the land.  <b>Pursuant To –</b> Section 43	

Pursuant to a Resolution of the Council at its meeting of<sup>1</sup>



Wincen Cuy

Mayor / Councillor

Date:

**Delegate's acknowledgement of Delegations of Authority**

I, \_\_\_\_\_ currently employed by the Council in the position of Labourer/Plant Operator do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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**BROKEN HILL CITY COUNCIL****INSTRUMENT OF DELEGATION TO Finance Operations Coordinator****UNDER THE NOXIOUS WEEDS ACT 1993**

On \_\_\_\_\_, the Broken Hill City Council ("**Council**") resolved that:

1. All previous delegations of Functions under the NW Act to the Position be revoked.
2. Pursuant to section 68 of the NW Act, delegate to the Position the Functions of the Council identified in **Schedule 1**, subject to any condition or limitation specified in Schedule 1.
3. These delegations are subject to, and are to be exercised in accordance with:
  - a. the requirements of the NW Act;
  - b. any conditions or limitations set out in **Schedule 1**; and
  - c. any resolution or policy, procedure or budget adopted from time to time by the Council.
4. These delegations are effective from the date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.
5. In this delegation:
  - o '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
  - o '**NW Act**' means Noxious Weeds Act 1993 and Noxious Weeds Regulation 2008 as amended.
  - o '**Position**' means the position of Finance Operations Coordinator and each person employed by the Council in that position from time to time.

**Schedule 1: Delegated Functions****Noxious Weeds Act 1993**

Function Code	Function	Condition/ Limitation (if any)
NW Act 026	<b>Recovery of charges and fees –</b> Authority to take all necessary action in a Court of competent jurisdiction and to provide all necessary instructions with respect to the recovery of any unpaid charges and fees due and payable to the Council under the Act.  <b>Pursuant To –</b> Section 59	

Pursuant to a Resolution of the Council at its meeting of<sup>1</sup>

Wincen Cuy

Mayor / Councillor

Date:

**Delegate's acknowledgement of Delegations of Authority**

I, \_\_\_\_\_, currently employed by the Council in the position of Finance Operations Coordinator do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations in accordance with this Instrument of Delegation and my position description.

\_\_\_\_\_

Date: \_\_\_\_\_

Review date: Monday, 31 October 2016

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ORDINARY MEETING OF THE COUNCIL

February 27, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 77/15

SUBJECT:                    ADOPTION OF THE DRAFT ASSET MANAGEMENT POLICY 12/14

**Recommendation**

That Broken Hill City Council Report No. 77/15 dated February 27, 2015, be received.

That Council adopts the Draft Asset Management Policy as a policy of Council.

**Executive Summary:**

Council considered the Draft Asset Management Policy at its Ordinary Council Meeting held February 25, 2015 and resolved to place the draft policy on public exhibition for a period of twenty eight days as per Sections 160 of the Local Government Act 1993.

The policy was placed on public exhibition for twenty eight days concluding on Friday March 27, 2015.

Council received no submissions from the public regarding the Draft Asset Management Policy.

**Report:**

The purpose of this Policy is to provide and overarching framework for the operational management for Councils Infrastructure Assets.

The policy shall be reviewed at the start of each term following the Local Government Elections, or as required to ensure that it meets legislation requirements and the needs of Council and the Community.

The Draft Asset Management Policy will provide the strategic direction with which the Asset Management Strategic Plan and subsequent Asset Management Plans will be based. It will ensure Asset service delivery is maximised whilst providing the framework for managing associated risks and costs over the assets life.

**Relevant Legislation:**

Section 160 of the *Local Government Act 1993* requires plans and policies to be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

**Financial Implications:**

There are no financial implications in the development of this policy. The effective

implementation of the Policy through operational systems will ensure a cost effective and a high standard service is provided to the ratepayers and visitors to the cemetery.

**Attachments**

1. Draft Asset Management Policy 5 Pages

ANDREW BRUGGY  
MANAGER INFRASTRUCTURE STRATEGY

THERESE MANNS  
GENERAL MANAGER



# Draft Asset Management Policy

## Purpose

Asset management is the framework with which to base Councils acquisition, operation and maintenance, renewal and disposal of all assets. Its purpose is to maximise asset service delivery potential and manage related risks and costs over their entire lives.

The purpose of this policy is to provide an overall policy framework to guide the strategic management of Council's infrastructure assets. It will be complemented by relevant policies and by an Asset Management Plans.

## Scope

This policy applies to the management of Council's infrastructure assets.

## General Principles

The principles to guide asset management planning and decision-making focus on:

### Service Delivery Needs

Assets are acquired for their service delivery requirements, and service delivery needs should form the basis of all asset management practices and decisions.

Service delivery needs will be established and service levels defined in consultation with local community stakeholders, taking into account relevant demographic, social, economic, technical, budgetary and other considerations.

These service levels will be set out in Council's Management Plan.

### Integration of Asset Management with Corporate Planning

Council's Assets Management Plans will be informed by Council's Strategic Plan and integrated into Council's Management Plan. Appendix 1 illustrates Integrated Planning and Review Framework

**Sustainability**

Assets should be managed so that the benefits of the services supported are available for future generations.

Methods to promote sustainability include:

- (a) planning, maintenance, renewal and disposal of assets to reflect current asset consumption;
- (b) evaluating all potential methods to meet service delivery demands, including non-asset solutions; and
- (c) demand management strategies, such as user-pays charges where these are appropriate.
- (d) Evaluating opportunities to outsource the management and / or operation of non-core Council facilities
- (e) Evaluating opportunities to dispose of non-core assets

**ROLES & RESPONSIBILITIES****Council**

The responsibility of Council is to:

- (a) provide stewardship for infrastructure assets;
- (b) approve Council's Asset Management Policy and Plan; (c) ensure appropriate allocation of resources;
- (c) evaluate asset management improvement.
- (d) Consult with stakeholders including ratepayers and residents to establish agreed levels of service for the services that Council delivers
- (e) Consult with the community to review current service levels and better match service levels with available resources

**ASSET MANAGEMENT STRATEGY**

Council's approved Asset Management Strategy will:

- (a) link and integrate Council's plan and resources, indicating which services are to be delivered through which assets;
- (b) forecast future service delivery needs and the capacity of assets to meet those, on short, medium and long-term bases;
- (c) explicitly and fully overview expenditure on new assets and the existing asset base;
- (d) specify asset management procedures, systems and training; and
- (e) establish systems for asset performance measurement.

**6. ASSET MANAGEMENT PLAN**

Council's approved Asset Management Plan will:

- (a) define levels of service within financial/resource/risk constraints;
  - (b) present forecasts for acquisition, operation, maintenance and disposal of assets and capital expenditure, and for revenue, where relevant;
  - (c) specify the capital expenditure for renewing, upgrading, extending or disposing of assets;
  - (d) justify the contribution of each asset in terms of value for money for the Council; and
  - (e) establish the targets and measures that will be used for monitoring progress with its implementation.
-

**Associated Policies & Documents****ASSOCIATED COUNCIL POLICIES AND DOCUMENTS**

- Risk Management Action Plan Disposal of Assets Policy Purchasing Policy
- Asset Management Strategy
- Asset Management Plan Incorporating:
  - Road Asset Management Plan
  - Building Asset Management Plan
  - Plan of Management for Open Spaces
  - Urban Stormwater Master Plan
  - Broken Hill Airport Master Plan
  - Pedestrian Access Mobility Plan
  - Bike Strategy



**Quality Control**

<b>Key Direction:</b>			
<b>Objective:</b>			
<b>Function:</b>			
<b>Strategy:</b>			
<b>File Reference No:</b>	12/14	<b>TRIM No:</b>	D14/8506
<b>Type of Policy:</b>			
<b>Responsible Officer:</b>	<p><b>Councillors</b> are responsible for adopting the policy, allocation of resources, providing high level oversight of the delivery of the organisation's asset management strategy and plan and maintaining accountability mechanisms to ensure that organisational resources are appropriately utilized to address the organisation's strategic plans and priorities.</p> <p>The <b>General Manager</b> has overall responsibility for developing an asset management strategy, plans and procedures and reporting on the status and effectiveness of asset management within Council.</p>		
<b>Review Date:</b>	May 2018		
<b>Date</b>	<b>Action</b>	<b>Minute No.</b>	

**Appendix 1: Integrated Planning and Review Framework****Community Strategic Planning -  
Framework**

20



ORDINARY MEETING OF THE COUNCIL

March 27, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 78/15

SUBJECT: DRAFT INTELLECTUAL PROPERTY POLICY FOR PUBLIC EXHIBITION 12/114

**Recommendation**

That Broken Hill City Council Report No. 78/15 dated March 27, 2015, be received.

That Council endorse the Intellectual Property Policy for the purposes of public consultation.

That the Draft Intellectual Property Policy be exhibited for public comment for a 28 day period.

That the Council receives a further report at the conclusion of this exhibition, detailing submissions and any recommended changes arising, with a view to adopting the Draft Intellectual Property Policy as a Policy of Council.

**Executive Summary:**

A recent review of procedures has identified the need for Council to have an Intellectual Property Policy.

Intellectual Property is defined as all statutory and other proprietary rights (including rights to require information to be kept confidential) in respect of inventions, copyright, trademarks, designs, patents, plant breeder's rights, circuit layouts, know-how, trade secrets and all other rights including pre-existing intellectual property that is the Intellectual property developed and owned by BHCC staff, Councillors or contractors.

The purpose of the Intellectual Property Policy is to provide a simple yet effective management approach for Council's intellectual property. The policy will provide an initial one document reference point to clarify ownership and management of Intellectual Property developed by Council.

The policy shall be reviewed at the start of each term following the Local Government Elections, or as required to ensure that it meets legislation requirements and the needs of Council and the Community.

**Report:**

The Broken Hill Intellectual Property is an important and valued asset to Council, and the Broken Hill Community. As such, it is recommended that Council adopt a Policy to provide a framework to staff and the community about how best to manage the Broken Hill Branding and associated intellectual property.

Council works in a diverse and dynamic environment and will continue to embrace innovation to enhance the operation of Council and the diversification of the economy for the benefit of the community.

When a new innovation is created, it is important that its value is protected. As a Council, intellectual property may be created by staff or councillors during the course of their duties with Council or by contractors/consultants undertaking projects on behalf of Council.

The Draft Intellectual Property Policy provides guidance in relation to ownership and protection of Intellectual Property.

In accordance with Section 160 of the *Local Government Act 1993* the Draft Intellectual Property Management Policy will be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

Once adopted, the policy will take immediate effect.

**Strategic Direction:**

<b>Key Direction:</b>	<b>2 Our Economy</b>
<b>Objective:</b>	<b>2.2</b> we are a destination of choice and provide a real experience that encourages increased visitation
<b>Function:</b>	Our Community
<b>Strategy:</b>	<b>2.2.7</b> Establish and deliver a consistent destination brand and image that positions Broken Hill as a significant outback destination in Australia

**Relevant Legislation:**

Under Commonwealth Legislation; Patents Act 1990; Copyright Act 1968; Trademarks Act 1995; Designs Act 2003 and the Circuit Layouts Act 1989, Broken Hill City Council as a government authority is required to establish policies and procedures in regards to protect and control of the management of Council's Intellectual Property.

Section 160 of the *Local Government Act 1993* requires plans and policies to be placed on public exhibition for a period of 28 days, during which time submissions may be made to the Council.

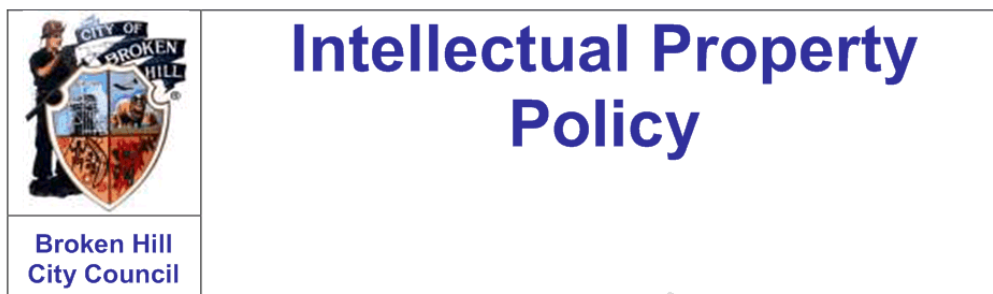
**Financial Implications:**

There are no financial implications to develop this policy.

**Attachments**

1. Draft Intellectual Property Policy 4 Pages

THERESE MANNS  
GENERAL MANAGER



## Purpose

The ownership and protection of Broken Hill City Council (BHCC) intellectual property will be regulated through this policy. The policy provides specific directions and formal guidelines to staff, Councillors, contractors and consultants on intellectual property related matters.

## Scope

All BHCC Councillors, staff, contractors and consultants engaged by Council must comply with this policy

## Definitions

**BHCC** means Broken Hill City Council

**Contributor** is Staff member, Councillors or contractors who is the

- Creator
- Person that contributed to the creation, development or invention

**Creator** is a Staff member, Councillors or contractors who is:

- In the case of a patentable invention subject to the Patents Act 1990: is an inventor
- In the case of a copyright work or similar subject to the Copyright Act 1968
- In the case of a trade mark subject to the Trade Marks Act 1995: is a person who developed or first used the trade mark
- In the case of designs registrable under the Designs Act 2003: is a designer
- In the case of Plant Breeders Rights, under the Plant Breeder's Rights Act 1994: is a principal breeder
- In the case of circuit layouts, under the Circuit Layouts Act 1999: is a designer
- In the case of trade secrets and know how: is a creator of that body of knowledge

**GM** means General Manager

**IP** means Intellectual Property

**Intellectual Property (IP)** is all statutory and other proprietary rights (including rights to require information be kept confidential) in respect of inventions, copyright, trademarks, designs, patents, plant breeder's rights, circuit layouts, know-how, trade secrets and all other rights including pre-existing intellectual property that is the Intellectual property developed and owned by BHCC staff, Councillors or contractors

## **Policy Statement**

BHCC recognises the importance of protecting intellectual property in the creation of assets and other benefits. This policy establishes flexible mechanisms, by which BHCC is able to identify, protect, manage and commercialise its intellectual property.

It is highly recommended that staff read any licence conditions attached to material Council has (e.g. aerial imagery & GIS data) before agreements are made to supply documents or enter into a contractual arrangement.

## **Ownership of Intellectual Property**

Except otherwise stated, BHCC owns all intellectual property created by staff, Councillors or contractors and consultants in the course of their duties as follows:

- Created in or during the course of employment or engagement by the BHCC
- Using or accessing BHCC resources

Intellectual property created in or during the course of employment or engagement with BHCC includes IP created while participating in any project or program supported by funding obtained or provided by or through BHCC

## **Ownership by BHCC of Intellectual Property Developed by Contractors**

Except as otherwise stated in this policy, BHCC owns all IP created by contractors:

- Created in or during the course of the appointment with BHCC
- Using BHCC resources
- While participating in any project or program supported by funding obtained or provided by or through BHCC
- Except as otherwise stated, BHCC owns IP created by contractors and consultants unless a signed agreement has been executed to vary this policy.

## **Ownership by BHCC of Intellectual Property Developed by staff**

Except as otherwise stated, BHCC owns IP created by staff, Councillors, contractors and consultants unless a signed agreement has been executed to vary this policy.

## **Ownership of Pre-Existing Intellectual Property**

BHCC does not assert ownership over pre-existing intellectual property that has clearly been identified in advance and documented in an agreement. To avoid disputes as to ownership, the relevant staff member, Councillor or contractor, must advise the GM in writing of the existence of pre-existing intellectual property that the staff member brings to the BHCC prior to employment or engagement. If no such advice is received by the GM, then any IP used or disclosed during the period of employment or engagement will be treated as BHCC owned IP.

## **Brands**

Where the policy states that BHCC owns IP, and a brand, trade mark, domain name or business name is used by staff member, Councillor, contractor or consultant in a promotion, naming or commercialisation of that IP, then BHCC owns that brand, trade mark, domain name or business name.

### **Exceptions to BHCC Ownership**

Where the policy states that BHCC owns IP, this may only be varied or waived by an agreement or approval in writing by the GM.

### **Assignments of IP**

#### **Assistance**

Contributors must:

- Execute all confirmations of assignment and ownership and other documentation necessary to give effect to the IP ownership and use provisions set out in this policy, prior to use of such if
- Provide assistance as reasonably requested, such as providing evidence including date of creation, assisting with IP protection procedures, and assistance with enforcement of IP

### **Effect of this Policy on Existing Arrangements**

All existing legally binding contracts, deeds and agreements entered into by BHCC prior to the policy date will remain in full force and effect. Their terms will prevail to the extent that there is an inconsistency with this policy.

### **Assignment of IP Ownership by BHCC**

BHCC may assign its rights, title and interests in IP owned by it to another Council in its sole discretion.

### **Copyright Ownership Statement**

All published or distributed copyright material owned by BHCC must include the following copyright statement:

© Copyright Broken Hill City Council [year]

Staff should also be aware that use of third party applications such as Google maps and screen captures are classified as a breach of copyright when used for business purposes.

### **Protection and Commercialisation of IP Owned by BHCC**

#### **Notification**

Staff, Councillors, contractors or consultants develop IP over which BHCC asserts ownership rights under this policy, must follow the Copyright Policy

#### **Protection**

The terms on which BHCC protects IP owned by BHCC pursuant to this policy will be at the absolute discretion of the GM. BHCC will endeavour to make decisions regarding protection of such IP in consultation with the relevant creators and business units.

### **Commercialisation**

The terms on which BHCC's IP is commercialised is at the absolute discretion of BHCC and may include consultation with the relevant creators and business units.

### **Dealings by Staff or Students**

No staff member, Councillor, contractor or consultant may act on behalf of BHCC, or act in their own name, to assign, license, protect, enforce, commercialise or otherwise deal with IP which is owned by BHCC, or over which BHCC asserts rights under this policy, unless specifically permitted in writing by GM to do so.

### **Moral Rights**

BHCC recognises the moral rights of the creators of certain works in accordance with the Copyright Act 1968. These include the right of fair attribution, and the need for work not to be altered or used in such a way that it harms the reputation of the creator. Where a creator agrees to be involved in research activities as part of a project between BHCC and an external contractor or other third party, the creator may be required to provide a written consent in respect of the creator's moral rights in relation to certain works that may be created during the project prior to work commencing.

### **Indigenous Cultural and Intellectual Property Rights**

The heritage of indigenous people is a living one and includes items that may be created in the future, based on that heritage. BHCC recognises and will protect indigenous cultural and intellectual property rights as identified under Australian federal laws.

### **Communication Channels**

The Intellectual Property Policy will be communicated throughout the Council via:

- An announcement on the intranet or internal email
- Online Policy Library
- External website

### **References and Related Documents**

- Patents Act 1990
- Copyright Act 1968
- Trademarks Act 1995
- Designs Act 2003
- Circuit Layouts Act 1989

### **Quality Control**

<b>Key Direction:</b>			
<b>Objective:</b>			
<b>Function:</b>			
<b>Strategy:</b>			
<b>File Reference No:</b>		<b>TRIM No:</b>	
<b>Type of Policy:</b>			
<b>Responsible Officer:</b>			
<b>Review Date:</b>			
<b>Date</b>	<b>Action</b>	<b>Minute No.</b>	



ORDINARY MEETING OF THE COUNCIL

April 20, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 79/15

SUBJECT: DRAFT PROCUREMENT POLICY FOR PUBLIC EXHIBITION11/663

**Recommendation**

That Broken Hill City Council Report No. 79/15 dated April 20, 2015, be received.

That Council endorse the Draft Procurement Policy for the purposes of public consultation.

That the Draft Procurement Policy be exhibited for public comment for a 28 day period.

That the Council receives a further report at the conclusion of this exhibition, detailing submissions and any recommended changes arising, with a view to adopting the Draft Procurement Policy for use. If adopted the "Purchasing Policy" will be rendered obsolete.

**Executive Summary:**

A review is currently being undertaken of Council's procurement processes; as part of this review a new Procurement Policy has been developed.

This policy was reviewed and endorsed by Council's Audit Committee at its meeting held 16 April 2015, with one minor change recommended and included.

The Procurement Policy is now presented to Council for the purpose of endorsing for public consultation.

**Report:**

This policy has been introduced to outline the minimum standards required for any procurement activity. Procedural documents are also being developed to ensure a transparent, probity driven process that can withstand any scrutiny. This policy replaces the Purchasing Policy.

This policy outlines the guiding principles for Council in its procurement function including purchasing, purchase cards, tendering, contract management, payments and asset disposal relating to the acquisition and use of goods and services and to assist in:

- Ensuring best value for money and cost effectiveness
- Meeting the needs of the community
- Ensuring integrity, transparency and probity
- Promoting economic, social and environmental sustainability
- Promoting good management practices

The procurement function is high risk in terms of corruption and therefore it is subject to tight rules and processes. Successful procurement provides great opportunities to use the community's money wisely in a sustainable way.

**Strategic Direction:**

Delivery Program

4.1.1.13 - Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation

4.2.1.3 - Implement strategies to address Council's financial sustainability

**Relevant Legislation:**

This policy sets the ethical ground rules and requirements outlined in the Local Government Act 1993 and Local Government (General) Regulations 2005 for all business dealings between Broken Hill City Council (BHCC) and our business partners. Furthermore, the procurement policy is based on the underlying principles of Councils' Code of Conduct & Statement of Business Ethics.

**Financial Implications:**

Implementation of the Procurement Policy will not require any additional direct resourcing.

**Attachments**

1. Draft Procurement Policy 5 Pages

SHARON HUTCH  
DEPUTY GENERAL MANAGER

THERESE MANNS  
GENERAL MANAGER

# DRAFT PROCUREMENT POLICY



## QUALITY CONTROL

CATEGORY	Statutory		POLICY TYPE	Council/Public Policy	
FILE REFERENCE NO.	12/114	TRIM NO.	D15/12023	REVISION NO.	1
RESPONSIBLE POSITION	Chief Financial Officer				
APPROVED BY	Broken Hill City Council <Date> <Minute Number>				
EFFECTIVE DATE	<Date>		REVIEW DATE	April 2015	
DATE	ACTION			MINUTE NO.	
	Public Display Period				
	Adopted				

## 1. INTRODUCTION

This policy has been introduced to outline the minimum standards required for any procurement activity and is to be read in conjunction with the associated documents shown in section 7.4 that ensure a transparent probity driven process that can withstand any scrutiny. This policy replaces the Purchasing Policy.

## 2. POLICY OBJECTIVE

The objective of this policy and associated procedures detail standard procurement practices across Council and to highlight the obligations of Council officers with the delegated authority to arrange goods and services of any value or type on behalf of Council. This policy and underlying procedures set the ethical ground rules and requirements outlined in the Local Government Act 1993 and Local Government (General) Regulations 2005 for all business dealings between Broken Hill City Council (BHCC) and our business partners. Furthermore, the procurement policy is based on the underlying principles of Councils' Code of Conduct & Statement of Business Ethics.

This policy outlines the guiding principles for Council in its procurement function including purchasing, purchase cards, tendering, contract management, payments and asset disposal relating to the acquisition and use of goods and services and to assist in:

- Ensuring best value for money and cost effectiveness
- Meeting the needs of the community
- Ensuring integrity, transparency and probity
- Promoting economic, social and environmental sustainability
- Promoting good management practices

The procurement function is high risk in terms of corruption and therefore it is subject to tight rules and processes. Successful procurement provides great opportunities to use the community's money wisely in a sustainable way.

### 3. POLICY SCOPE

- All staff are accountable for applying this policy within their areas of responsibility. Specific responsibilities are as follows:
- The General Manager has ultimate responsibility for procurement and delegated authority of expenditure of funds across BHCC;
- The Chief Financial Officer and Finance Operations Coordinator are responsible for the development of all policies and procedures in relation to procurement across Council;
- Managers of each division are accountable for the implementation, maintenance and the management of any breach of policy within their areas of responsibility in accordance with this policy and related procedures;
- Each member of staff is responsible for ensuring that they fulfil their obligations in relation to this policy, procedures and Code of Conduct when spending public funds.

### 4. DEFINITIONS

**The Act** – Local Government Act 1993 (NSW)

**Regulations** – Local Government (General) Regulations 2005 (NSW)

**Delegation** – Approval from the General Manager to Council officers - an appropriate level of authority to incur and approve expenditure of Council funds.

**Local Supplier** – A local supplier with employees based permanently in a Local Government Area (LGA) Broken Hill City Council of NSW.

**Probity** – Strict adherence to a code of conduct and statement of business ethics.

### 5. LEGAL AND POLICY FRAMEWORK

This policy considers recommendations from the Independent Commission Against Corruption (ICAC), Section 55 of the Local Government Act 1993 (NSW), Part 7 of the Local Government (General) Regulation 2005 (NSW), Councils Code of Conduct and Statement of Business Ethics.

Ethics and Conflicts of Interest – Council Officers and Councillors shall refrain from personal activities that would conflict with proper execution and management of Council Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

### 6. POLICY STATEMENT

This policy is intended for all procurement activity of any value or type in accordance with the Act, Regulations and the specific procedures associated with the procurement.

### 7. IMPLEMENTATION

#### 7.1 ROLES AND RESPONSIBILITIES

The following Council officers are responsible for the implementation of and the adherence to this Policy:

- General Manager;
- Chief Financial Officer;
- Finance Operations Coordinator;
- Managers

#### 7.2 COMMUNICATION

The Policy will be communicated to the community and staff utilising Broken Hill City Council's Policy and Procedure Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

**7.3 ASSOCIATED POLICIES, PROCEDURES, FORMS AND ATTACHMENTS**

Code of Conduct  
Gifts and Benefits Policy  
Statement of Business Ethics  
Purchasing Procedure  
Tendering Procedure  
Purchase Card Procedure  
Engagement of Consultants Procedure

Delegation of Authority – Authority for implementation of this Policy is delegated by Council to the General Manager in accordance with the Local Government Act 1993.

**8. REVIEW**

Review of this Policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines. The Chief Financial Officer is responsible for the review of this Policy.

**PROCUREMENT POLICY****1. USE OF PUBLIC FUNDS**

Under no circumstances are any goods, services or work of any kind to be arranged for a purpose other than a direct business need on behalf of and for BHCC.

**2. DELEGATED LEVELS OF AUTHORITY**

Appropriate levels of authority to incur and approve expenditure will be strictly adhered to and will be monitored regularly. Any changes to current levels, or an authorisation level for a new position, require approval from the General Manager. As with the current structure of delegated authorities, the limits put in place will be strictly adhered to with the onus being on the individual employee to ensure they do not abuse their authority level.

Current delegated authorities will also be applicable to the use of purchase cards (P-Cards) across Council. Please refer to the separate purchase card procedure for more details.

To ensure adequate segregation of duties and thereby reducing the risk of fraud, an officer other than the requisitioning officer shall approve purchase orders effectively meaning no single officer can undertake the procurement process.

All requisitions require review and authorisation and will be rejected if the Procurement Policy is not adhered to. A purchase order will be generated on approval.

**3. PROCUREMENT OF GOODS AND SERVICES**

All procurement must follow the procedures set out in the Purchasing and Tendering procedures and any other associated procedures which outline the quotation requirements and thresholds, guidelines and processes.

**4. TENDER THRESHOLD**

Council has a requirement to formally tender for goods and services where the anticipated expenditure for the life of the contract is greater than \$150,000 (incl GST). Any procurement that involves expenditure above this amount must be conducted in accordance with Council's tendering procedure.

Any purchase of goods and services below the tender threshold must be conducted in accordance with either Council's purchasing procedure or purchase card procedure.

All contracts above \$100,000 must be referred to the Chief Financial Officer before a purchase order is generated.

**5. PURCHASE ORDERS**

No orders are to be placed with suppliers without an official purchase order being supplied by Council first. All suppliers are instructed not to supply goods unless they make reference to an official Broken Hill City Council purchase order number. If a supplier supplies goods without a purchase order number, and produces an invoice to Council without reference to an official purchase order number, then Council reserves the right to refuse payment for those goods or services.

## 6. GIFTS & BENEFITS

Under no circumstances should staff solicit gifts or financial benefit of any kind in return for placing orders or arranging work of any kind with a supplier. As a general rule it is better to refuse any gifts or benefits offered to you. Circumstances may arise where refusal may be difficult or inappropriate. If you accept a gift or benefit, it should be of a token nature and must be itemised in Council's Gift & Benefit Register. For further information please refer to Council's Gifts & Benefits Policy.

## 7. LOCAL SUPPLIERS

Council is committed to supporting the local economy and enhancing the capabilities of local business and industry. The objective is to create a framework that ensures Council gives due consideration to the actual and potential benefits to the local economy of sourcing goods and services locally where possible, whilst maintaining a value for money approach at all times.

The intention of this policy supports Council's commitment to achieve the best value for money outcome to Council and the Community, while maximising opportunities for local business to compete for Council business.

Council acknowledges that it has an important role to play in the local economy and is committed to assisting local industry engage in business with Council. To assist local industry and local economic development, Council will ensure that buying practices, procedures and specifications do not disadvantage local suppliers and ensure transparency in quotation, tendering and contract management practices.

No preferential consideration of local suppliers will be automatically granted under this clause.

## 8. PROMOTING ECONOMIC, SOCIAL AND ENVIRONMENTAL SUSTAINABILITY

Sustainability involves maintaining and enhancing our quality of life, for both current and future generations, through a balance of economic viability, environmental conservation and restoration and community wellbeing.

Ensure socially and ethically responsible procurement by investigating the methods in which the goods/services are provided for Council use.

Consider whether suppliers/contractors/consultants engage socially and ethically responsible practices.

Assess proposals to determine commitment to environmental sustainability through whole of life considerations (costs v benefit), minimising pollution, disposal of assets, habitat protection, minimising waste and unnecessary purchasing.

## 9. BREACH OF POLICY

All procurement activity must be conducted in accordance with this policy and the associated procedures. Failure to comply with this policy or associated procedure may result in disciplinary or legal action.

ORDINARY MEETING OF THE COUNCIL

April 22, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 80/15

SUBJECT: SHORTY O'NEIL VILLAGE UPDATE

11/333

**Recommendation**

That Broken Hill City Council Report No. 80/15 dated April 22, 2015, be received.

That Council write to Adelaide Legacy offering transfer of title for the 12 Gossan Street units on the basis that:

1. Council undertake the cost and project management of installation of separate water and electricity metering.
2. Council undertake the cost and project management of the installation of hot water system units as the present units are shared between each two units of the twelve unit cluster.
3. Council undertake the costs of subdivision and transfer of title.
4. The transfer of title of all twelve units is subject to acceptance of tenancy of the current residents of Gossan Street units alongside Legacy residents until such time as vacancies occur. When vacancies occur among the six non-Legacy residents, Legacy will apply Legacy criteria for future residents.
5. Any caveat remaining on the Shorty O'Neil Village site is transferred to the Gossan Street property parcel.

**Executive Summary:**

At its Ordinary Meeting of 25 February 2015, Council resolved as follows:

*That Council authorise the General Manager to:*

1. *Progress with the subdivision of the cluster of 12 units at the Gossan Street end of the Village for the purpose of securing residency for residents,*
2. *Enter negotiations with Legacy in relation to transfer of title of these 12 units,*
3. *Enter negotiations with suitable local providers and the Department of Social Services for the transfer of the 40 bed licences, and*
4. *Develop and progress with Expressions of Interest for real estate agency services including auction for the sale of property known as Shorty O'Neil Village less the cluster of 12 units at Gossan Street.*

The purpose of this report is to update Council on point two where discussions have now occurred with Adelaide Legacy, the parent group with whom Council has registered Deeds of Agreement regarding the operation of Legacy Units.

**Report:**



As Council is aware, within the site bounded by Gossan Street and Skipman Street there is a cluster of twelve units. Within this cluster there are six Legacy Units with residents meeting the criteria of being widows of Australian Defence Service personnel and six other self care residents.

Council has, throughout the process of exiting from Shorty O'Neil Aged Care Village, been cognizant throughout this difficult period of the desire for certainty and security by residents and their wish to remain on-site. Council has therefore sought to protect and provide for the ongoing interests of all residents, including its Legacy criteria tenants and self-care residents by seeking to negotiate arrangements with Legacy whereby a subdivision would be undertaken and ownership transferred to Legacy. The basis of the negotiation was to include Legacy taking responsibility for all non-Legacy residents which is confirmed through the number of reports to Council outlining this direction.

As a not-for-profit agency whose prime aim is to care for widows of Australian Defence Service personnel, Legacy has a caring background and is well established with the structures and understanding to take up the management arrangements of self care residents.

Given also that the NSW Land and Housing Corporation has placed a caveat over the entire Shorty O'Neil Village in order to secure its initial investment in the building of the six Legacy units, it is appropriate that a formal approach be made to Legacy to establish its firm interest in taking up the offer of receipt of title upon subdivision of the site and settlement of the caveat. This proposal will assist in negotiations with NSW Land and Housing Corporation regarding options for removal of the caveat.

At a meeting held with the CEO of Adelaide Legacy and the Chair and Secretary of Broken Hill Legacy in accordance with Council's resolution of entering negotiations regarding the transfer of title of the twelve unit cluster in which the six Legacy units sit, Legacy requested a formal outline of Council's offer which could be taken to the Board of Management of Legacy.

The twelve units have always been connected and part of the Shorty O'Neil Village and disconnection of this group of units from the greater site to allow subdivision requires electricity and water connections to be separated.

Based upon negotiation with Legacy, for the Charity to consider the ownership and management of the units, Council would be required to complete the following:

1. undertake the cost and project management of installation of separate water and electricity metering.
2. undertake the cost and project management of the installation of hot water system units as the present units are shared between each two units of the twelve unit cluster.
3. undertake the costs of subdivision and transfer of title

To ensure the opportunity is provided to non-legacy tenants of Shorty O'Neil Village to remain within the Gossan Street units and provide certainty to these residents, it is recommended that the transfer of title of all twelve units is subject to acceptance of tenancy for the current six self-care residents alongside Legacy residents until such time as vacancies occur. When vacancies occur among the six non-Legacy residents, Legacy will apply Legacy criteria for future residents.

As discussed above, in order for Council to proceed with a subdivision it will be necessary to undertake separation of the current single metering system of both electricity and water. Meetings have been held with Essential Water and Essential Energy regarding the feasibility of separation and quotes sought to gauge costs. It is estimated that approximately \$100,000 will cover the costs of separately metering each of the twelve units and installation of hot water services.

In further telephone conversation, Legacy requested the potential to separately title each of the twelve units. The current construction material and design of the units does not allow for this to occur and so is not listed as part of Council's offer.

**Strategic Direction:**

This project aligns with Our Services in the Community Strategic Plan in the following areas.

Objective 4.1 High Quality facilities, services and infrastructure

**Relevant Legislation:**

Aged Care Act

Registered Deed made between NSW land and Housing Corporation and Broken Hill City Council.

**Financial Implications:**

Cost of works for separate metering and installation of hot water services and costs of subdivision and legals are estimated at \$110,000. Council has made savings due to the early closure of the village and it is recommended that these costs be funded through savings made.

**Attachments**

There are no attachments for this report.

RAZIJA NU'MAN  
DIVISION MANAGER CORPORATE AND HUMAN SERVICES

THERESE MANNS  
GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

April 9, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 81/15SUBJECT: INVESTMENT REPORT FOR MARCH 201511/48**Recommendation**

That Broken Hill City Council Report No. 81/15 dated April 9, 2015, be received.

**Executive Summary:**

The Local Government (General) Regulation 2005 (Part 9, Division 5, Clause 212), effective from 1 September 2005, requires the Responsible Accounting Officer of a Council to provide a written report setting out details of all monies that have been invested under Section 625 (2) of the Local Government Act 1993, as per the Minister's Amended Investment Order gazetted 11 March 2011. The Responsible Accounting Officer must also include in the report a certificate as to whether the investment has been made in accordance with the Act, the Regulations and the Council's Investment Policy.

**Report:**

Council's investments as at 31<sup>st</sup> March 2015 are detailed in Attachment 1.

Portfolio Summary		
Portfolio Performance vs. RBA Cash Rate	✓	Council's investment performance did exceed benchmark.
Investment Policy Compliance		
Legislative Requirements	✓	Compliant with policy
Portfolio Credit Rating Limit	✓	Compliant with policy
Institutional Exposure Limits	✓	Compliant with policy
Term to Maturity Limits	✓	Compliant with policy

**Market Review****Global issues**

In Europe, private-sector activity recorded strong gains as the weak Euro is helping exporters, jobs are being created and new factory orders are increasing. The improvements come as the European Central Bank kicked off its quantitative easing programme injecting its economy with the equivalent of A\$85bln/mo.

In the US, favourable jobs data last month and finely worded hints from the Federal Reserve helped increase speculation that the US central bank will begin raising interest rates within the next 3 to 6 months.

In China, the National People's Conference set its annual targets for 2015 led by a 7% economic growth target and an inflation cap of 3%.

**Domestic issues**

In its latest release, the RBA noted that Australia's economic growth remains at a below-trend pace with weak domestic demand growth and falling business expenditure. Inflation is expected to remain in its 2-3% target range over the next two years, thereby raising expectations of further rate cuts of up to 50bps (0.50%pa) over the coming months.

Australian corporate results for the first half of 2014/15 were encouraging with over 50% of companies exceeding expectations and more than 60% increasing their dividends from a year ago. Many of the improvement came from sectors benefiting from the low interest rate environment, e.g. banks & infrastructure.

**Interest rates**

The official cash rate remains at 2.25%, following the 25bp rate cut in February.

Interest rates on term deposits across all maturities from highly rated Australian ADIs dropped 20-25bps during the course of March in anticipation of further official rate cuts. Three month rates are now largely in the 2.70-2.90%pa area. Meanwhile, the best 12 month rate from a major is now in the 2.90% area, down from 3.15% in late February and 3.40% at the end of January.

**Council's Portfolio by Source of Funds – March 2015**

As at 31 March 2015, Council's Investment Portfolio had a current market valuation of \$8,462,379.48 or principal value (face value) of \$8,431,858.00 with the source of these funds being detailed in the table below.

Fund	Source of Funds	Principal Amount
GENERAL FUND	Operating Capital & Internal Restrictions	4,867,091
	Accommodation Bonds Reserve	17,767
	Royalties Reserve	305,000
	Domestic Waste Management Reserve	2,172,000
	Grants	699,000
	Developer Contributions	371,000
TOTAL PORTFOLIO		\$8,431,858

**Certificate by Responsible Accounting Officer**

All investments have been placed in accordance with Council's Investment Policy, Section 625 of the Local Government Act 1993 (as amended), the Revised Ministerial Investment Order gazetted 11 February 2011, Clause 212 of the Local Government (General) Regulations 2005 and Third Party Investment requirements of the then Department Local Government Circular 06-70. Council continues to obtain independent financial advice on its investment portfolio in accordance with the then Department of Local Government Circular of 16 September 2008.

**Strategic Direction:**

Key Direction 4: Our Leadership  
 Objective 4.1: Openness and Transparency in Decision Making  
 Action 4.1.1.13 Maintain good governance and best practice methods and ensure compliance with various guidelines and legislation.

**Relevant Legislation:**

This report is provided for Council's consideration in compliance with the requirements of Part 9, Division 5, Clause 212 of the *Local Government (General) Regulations 2005*.

**Financial Implications:**

The recommendation has no financial impact.

**Attachments**

1. Investment Report March 2015 10 Pages

SHARON HUTCH  
DEPUTY GENERAL MANAGER

THERESE MANNS  
GENERAL MANAGER



## **Investment Summary Report March 2015**

## Broken Hill City Council

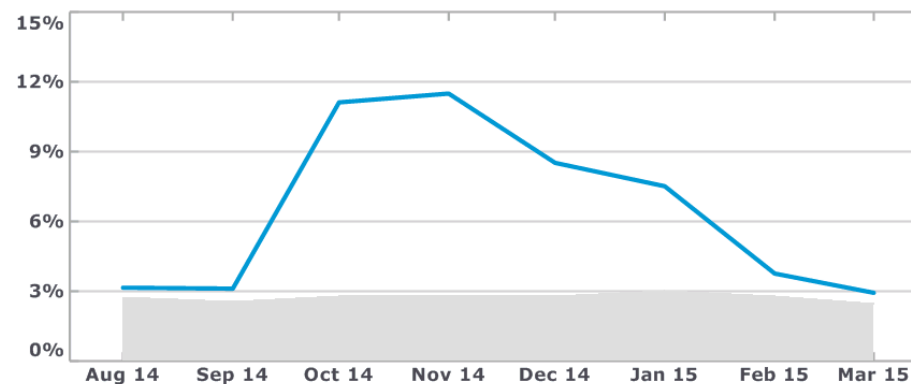
### Executive Summary



#### Investment Holdings

	Face Value (\$)	Current Value (\$)	Current Yield (%)
Cash	1,931,858.00	1,931,858.00	1.9571
Term Deposit	6,500,000.00	6,530,521.48	3.1523
	<b>8,431,858.00</b>	<b>8,462,379.48</b>	<b>2.8785</b>

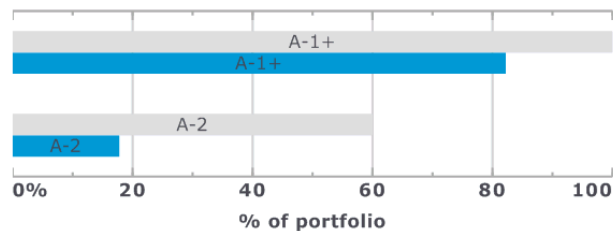
#### Investment Performance



Portfolio Annualised Return UBS BB Index Annualised Return

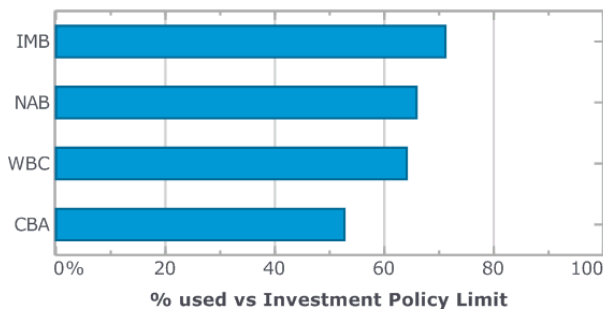
#### Investment Policy Compliance

##### Total Credit Exposure



Investment Policy Limit Portfolio Exposure

##### Highest Individual Exposures



% used vs Investment Policy Limit

##### Term to Maturities

	Face Value (\$)		Policy Max
01. Cash to 1 year	8,431,858.00	100%	100%
02. 1 year to 3 years	0.00	0%	60%
03. Over 3 years	0.00	0%	30%
	<b>8,431,858.00</b>		

## Broken Hill City Council Investment Holdings Report



Cash Accounts						
Face Value (\$)	Current Yield	Institution	Credit Rating	Current Value (\$)	Deal No.	Reference
862,634.00	1.7800%	Westpac Group	A-1+	862,634.00	473409	Cheque
1,069,224.00	2.1000%	Westpac Group	A-1+	1,069,224.00	473410	Maxi
<b>1,931,858.00</b>	<b>1.9571%</b>			<b>1,931,858.00</b>		

Term Deposits											
Maturity Date	Face Value (\$)	Rate	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Coupon Frequency	Reference
15-Apr-15	1,000,000.00	3.4000%	IMB Ltd	A-2	1,000,000.00	14-Jan-15	1,007,470.20	501305	7,172.60	AtMaturity	
29-Apr-15	1,000,000.00	3.3500%	National Australia Bank	A-1+	1,000,000.00	27-Jan-15	1,006,693.97	501307	5,873.97	AtMaturity	
13-May-15	1,000,000.00	3.1000%	Bankwest	A-1+	1,000,000.00	11-Feb-15	1,005,130.53	502289	4,161.64	AtMaturity	
24-May-15	1,000,000.00	3.1500%	National Australia Bank	A-1+	1,000,000.00	24-Feb-15	1,004,414.86	502290	3,106.85	AtMaturity	
27-May-15	500,000.00	3.0500%	IMB Ltd	A-2	500,000.00	25-Feb-15	501,891.33	502288	1,462.33	AtMaturity	
17-Jun-15	1,000,000.00	3.0000%	Bankwest	A-1+	1,000,000.00	18-Mar-15	1,002,756.69	503359	1,150.68	AtMaturity	
24-Jun-15	500,000.00	2.9600%	Westpac Group	A-1+	500,000.00	26-Mar-15	501,075.82	503360	243.29	AtMaturity	
24-Jun-15	500,000.00	2.9700%	National Australia Bank	A-1+	500,000.00	26-Mar-15	501,088.08	503361	244.11	AtMaturity	
	<b>6,500,000.00</b>	<b>3.1523%</b>			<b>6,500,000.00</b>		<b>6,530,521.48</b>		<b>23,415.48</b>		



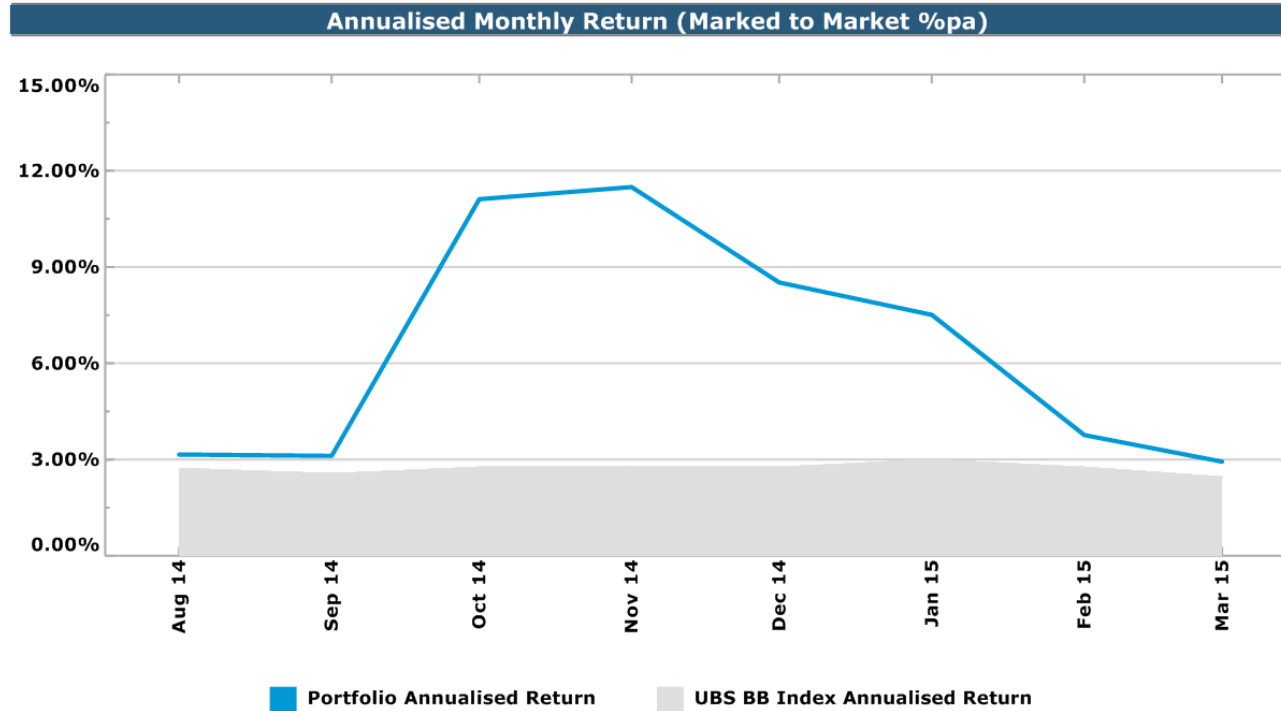
## Broken Hill City Council Accrued Interest Report



Accrued Interest Report								
Asset Type	Deal Number	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days Accrued	Interest Accrued (\$)	Percentage Return
Cash	473409	862,634.00	1-Mar-15	31-Mar-15		31		
Cash	473410	1,069,224.00	1-Mar-15	31-Mar-15		31		
<b>Cash</b>								
Term Deposit	498303	1,000,000.00	17-Dec-14	18-Mar-15	8,726.03	17	1,630.14	3.50%
Term Deposit	501305	1,000,000.00	14-Jan-15	15-Apr-15	0.00	31	2,887.67	3.40%
Term Deposit	501307	1,000,000.00	27-Jan-15	29-Apr-15	0.00	31	2,845.21	3.35%
Term Deposit	502289	1,000,000.00	11-Feb-15	13-May-15	0.00	31	2,632.88	3.10%
Term Deposit	502290	1,000,000.00	24-Feb-15	24-May-15	0.00	31	2,675.34	3.15%
Term Deposit	502288	500,000.00	25-Feb-15	27-May-15	0.00	31	1,295.21	3.05%
Term Deposit	503359	1,000,000.00	18-Mar-15	17-Jun-15	0.00	14	1,150.68	3.00%
Term Deposit	503360	500,000.00	26-Mar-15	24-Jun-15	0.00	6	243.29	2.96%
Term Deposit	503361	500,000.00	26-Mar-15	24-Jun-15	0.00	6	244.11	2.97%
<b>Term Deposit</b>					<b>8,726.03</b>		<b>15,604.52</b>	<b>3.23%</b>
					<b>8,726.03</b>		<b>15,604.52</b>	<b><u>3.23%</u></b>

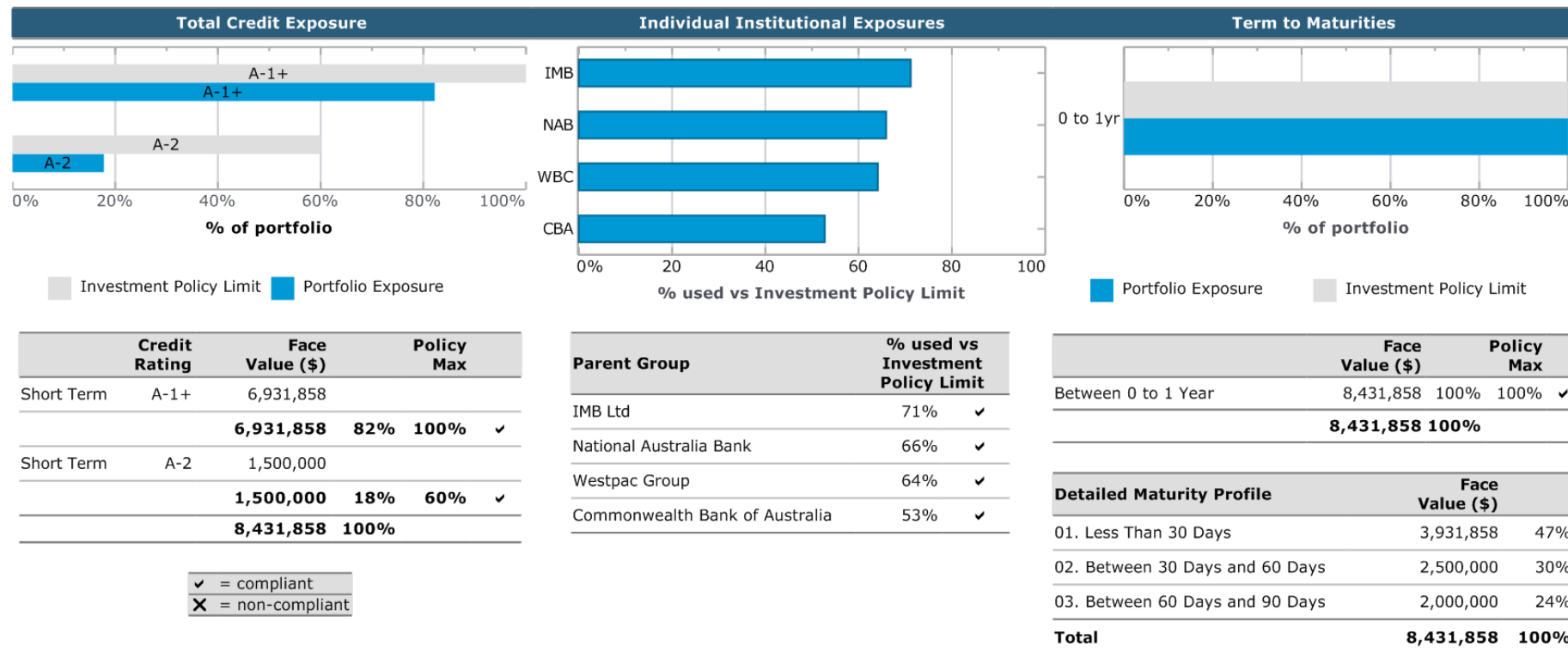
## Broken Hill City Council

### Investment Performance Report



Historical Performance Summary			
	Portfolio	UBS BB Index	Outperformance
Mar 2015	2.93%	2.44%	0.49%
Last 3 Months	4.75%	2.73%	2.02%
Last 6 Months	7.55%	2.75%	4.80%
Financial Year to Date	N/A	2.72%	N/A
Last 12 months	N/A	2.72%	N/A

## Broken Hill City Council Investment Policy Compliance Report



**Broken Hill City Council**  
Individual Credit Limit Report

Counterparty Limits						
	Borrower	Credit Rating Type	Credit Rating	Amount Invested (\$)	Amount Allowed (\$)	Amount Available (\$)
	Commonwealth Bank of Australia	Short Term	A-1+	2,000,000	3,794,336	1,794,336
			<b>Total</b>	<b>2,000,000</b>		<b>1,794,336</b>
	IMB Ltd	Short Term	A-2	1,500,000	2,107,965	607,965
			<b>Total</b>	<b>1,500,000</b>		<b>607,965</b>
	National Australia Bank	Short Term	A-1+	2,500,000	3,794,336	1,294,336
			<b>Total</b>	<b>2,500,000</b>		<b>1,294,336</b>
	Westpac Group	Short Term	A-1+	2,431,858	3,794,336	1,362,478
			<b>Total</b>	<b>2,431,858</b>		<b>1,362,478</b>
				<b>8,431,858</b>		

## Broken Hill City Council

### Individual Credit Limit Report



**Total Portfolio Exposure**

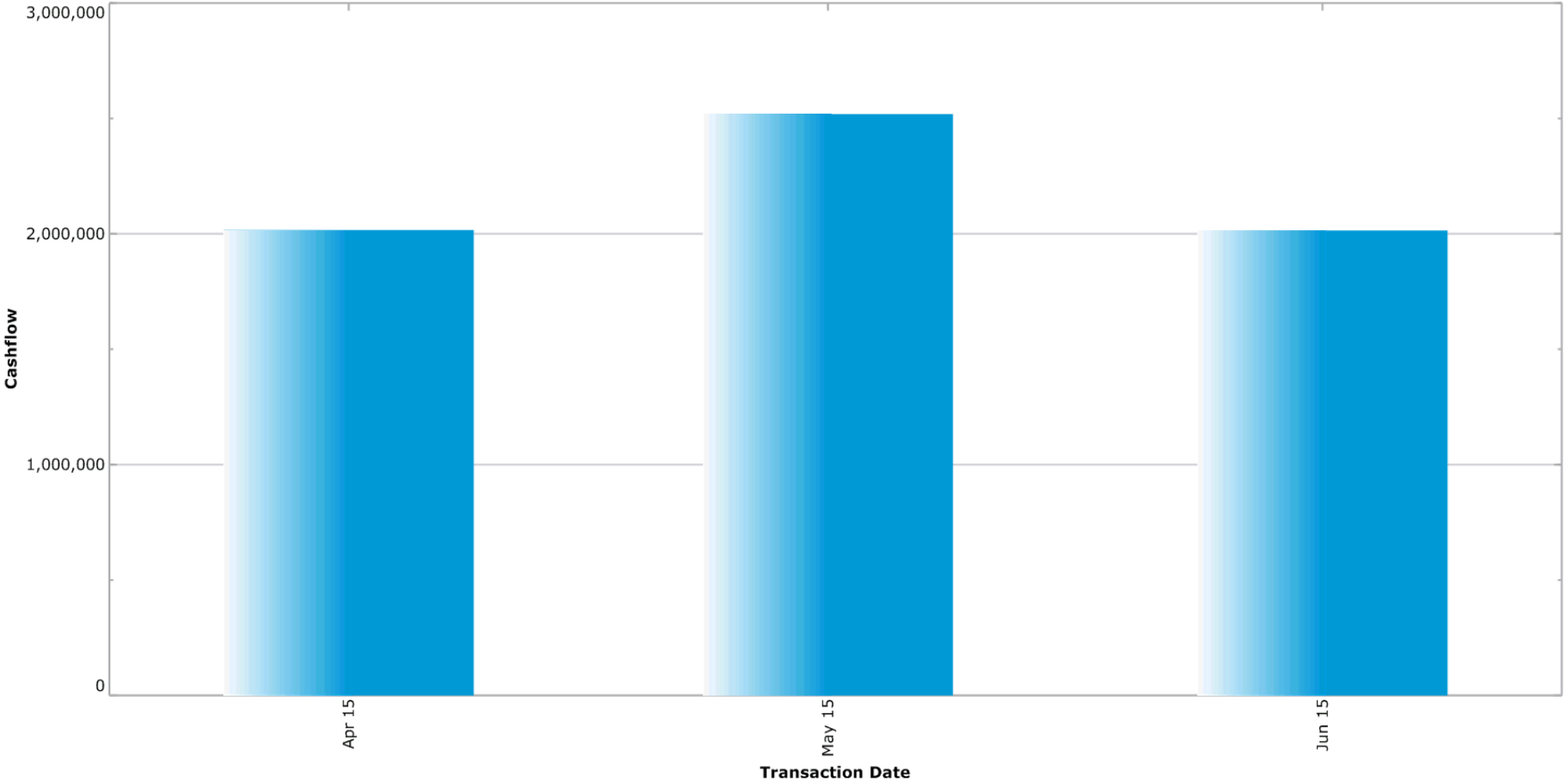
## Broken Hill City Council

### Cash Flows Report



Current Month Cashflows					
Transaction Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Cashflow Received
18-Mar-15	498303	Bankwest	Term Deposits	Interest - Received	8,726.03
		Bankwest	Term Deposits	Maturity Face Value - Received	1,000,000.00
				<u>Deal Total</u>	<u>1,008,726.03</u>
	503359	Bankwest	Term Deposits	Settlement Face Value - Paid	-1,000,000.00
				<u>Deal Total</u>	<u>-1,000,000.00</u>
				<b>Day Total</b>	<b>8,726.03</b>
26-Mar-15	503360	Westpac Group	Term Deposits	Settlement Face Value - Paid	-500,000.00
				<u>Deal Total</u>	<u>-500,000.00</u>
	503361	National Australia Bank	Term Deposits	Settlement Face Value - Paid	-500,000.00
				<u>Deal Total</u>	<u>-500,000.00</u>
				<b>Day Total</b>	<b>-1,000,000.00</b>
				<b>Net Cash Movement for Period</b>	<b>-991,273.97</b>
Next Month Cashflows					
Transaction Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Cashflow Due
15-Apr-15	501305	IMB Ltd	Term Deposit	Interest - Received	8,476.71
		IMB Ltd	Term Deposit	Maturity Face Value - Received	1,000,000.00
				<u>Deal Total</u>	<u>1,008,476.71</u>
				<b>Day Total</b>	<b>1,008,476.71</b>
29-Apr-15	501307	National Australia Bank	Term Deposit	Interest - Received	8,443.84
		National Australia Bank	Term Deposit	Maturity Face Value - Received	1,000,000.00
				<u>Deal Total</u>	<u>1,008,443.84</u>
				<b>Day Total</b>	<b>1,008,443.84</b>
				<b>Net Cash Movement for Period</b>	<b>2,016,920.55</b>

**Broken Hill City Council**  
Cash Flows Report



ORDINARY MEETING OF THE COUNCIL

April 9, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 82/15

SUBJECT: RESOURCES FOR REGIONS CIVIC CENTRE GRANT - DEED OF AGREEMENT 14/123

**Recommendation**

That Broken Hill City Council Report No. 82/15 dated April 9, 2015, be received.

That Council authorise the General Manager to execute the Restart NSW Funding Deed for the Broken Hill Civic Centre Project and affix the common seal as necessary.

**Executive Summary:**

A \$5,063,100 upgrade to the Civic Centre was approved through the Resources for Regions Grant Program (Restart NSW) in February 2015. The upgrade is designed to create a hub for Meetings, Incentives Conference and Event (MICE) activity in Outback Australia and address infrastructure needs required to not only meet client standards and expectations but to assist in achieving the NSW Government goal to double the value of tourism by 2020.

This report recommends that the General Manager be authorised to execute the Restart NSW Funding Deed and affix the common seal as necessary.

**Report:**

The Civic Centre project will undertake infrastructure upgrades to the ageing Civic Centre to make it a hub for MICE activity in Outback Australia. The aspiration is to support this development with a demand-building approach that stimulates MICE activity for the broader benefit of Broken Hill and the Far West NSW region.

Specifically, this project addresses the infrastructure requirements of the Civic Centre and an upgrade of its capacity to meet modern standards and expectations (lift installation, air-conditioning, seating, kitchen, staging, conference facilities, partitioning, foyer/entrance, amenities, disabled access and energy efficiency).

The Restart NSW Funding Deed outlines the terms in which the funding will be provided, including applicable policies, plans, procurement, risk and other conditions of the grant.

The Deed of Agreement will be finalised for execution under the Council Seal and this report seeks Council approval for the General Manager to undertake this process on behalf of Council.

**Strategic Direction:**

Community Strategic Plan 2.2: We are a destination of choice and provide a real experience that encourages visitation

Delivery Program 2.2.1.23: Develop a plan to modernise the Civic Centre into a facility that would appeal to conferences and events



Operational Plan E42: Develop a plan to modernise the Civic Centre into a facility that would appeal to conferences and events

**Relevant Legislation:**

NSW Government Code of Practice for Procurement and Implementation Guidelines to the New South Wales Code of Practice for Procurement: Building and Construction;

Workplace Health and Safety Management Systems Guidelines;

Environmental Management Systems Guidelines

**Financial Implications:**

Executing the Civic Centre Upgrade Project Restart NSW Deed of Agreement is a provision of the funding of \$5,063,100, which will be paid by way of Progress Payments as specified in the Agreement Particulars. Council has not committed any of its own funds to this project.

**Attachments**

There are no attachments for this report

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

THERESE MANNS  
GENERAL MANAGER

March 27, 2015

SUBJECT: ESTABLISHMENT OF A BROKEN HILL HERITAGE CITY EVENT  
ADVISORY COMMITTEE 11/117

*... "That a Committee/Working Group be formed to develop a calendar of events to celebrate Broken Hill's many significant achievements, starting in 2015 with those which occurred in 1915 and continuing in each future year to focus on those of a hundred years before.*

*That a special Council meeting (open to the public) be held following formation of the Committee/Working Group in order to consider the calendar of events". (Minute No. 44846).*

In January 2015, Broken Hill was placed on the National Heritage List.

The National Heritage List is Australia's pre-eminent heritage list recognising and protecting our most valued natural, Indigenous and historic heritage sites. Inclusion in the National Heritage List is the highest heritage honour in Australia.

The comprehensive listing process is continuously building a living and accessible record of important aspects of our history, significant and evolving landscapes and the critical moments that helped define us as a nation.

The prestigious citation will raise the national and international profile of Broken Hill, upgrade our visitor economy and provide the community with momentum to develop activities around the City's economic diversification.

The establishment of a designated heritage and cultural events calendar will ensure a strategic and coordinated approach to engaging residents and visitors by connecting various sites in the City to foster creativity, inclusion and innovation. It aims to showcase what is good about Broken Hill and offer a diversity of activities and things to do. It is envisaged that Broken Hill Heritage City Event Advisory Committee will:

- Determine relevant events
- Identify partners and stakeholders
- Attract volunteers and other interested stakeholders to run events
- Generate funding for the running of events

It is the intention of this report to seek Council endorsement of the following inclusions relating to this Committee within the Section 355 Advisory Committee Standard Constitution:

Item 1	Name of Committee	Broken Hill Heritage City Event Advisory Committee
Item 2	Functions delegated by Council to Committee	To determine relevant events To identify partners and stakeholders To attract volunteers and other interested stakeholders to run events To generate funding for the running of events
Item 3	Restriction on functions delegated	Any works undertaken will be with the knowledge and approval of Councils Asset/Risk Management Officer.
Item 4	Date on which constitution concludes	September of Council Election every four years. Council to re adopt constitution within three months following election.
Item 5	Maximum number and make up of committee members	7 members in total - to include 4 community members with demonstrated expertise in heritage, arts, culture and/or event planning.
Item 6	Councillors	2 Councillors
Item 7	Council employees	1 Administration
Item 8	Additional clauses or amendments to Standard Constitution or Schedule To be listed in full – body of constitution not to be altered	Nil
Item 9	Changes to Standard Constitution or Schedule	Nil
Item 10	Minimum number of meetings per annum	Two

**Strategic Direction:**

Council's Delivery Program: Key Direction - Our Economy

Action 2.2: We are a destination of choice and provide a real experience that encourages increased visitation.

Item: 2.2.1.11 Investigate opportunities arising from Broken Hill's listing as a Heritage City.

**Relevant Legislation:**

NIL

**Financial Implications:**

There is currently no Council budget available for additional events. One of the functions of the Committee would be to generate or identify funding.

**Attachments**

There are no attachments for this report

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

THERESE MANNS  
GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 84/15SUBJECT: ALCOHOL FREE ZONES11/307**Recommendation**

That Broken Hill City Council Report No. 84/15 dated April 17, 2015, be received.

That Council endorse the draft proposal to re-establish the Alcohol Free Zone in the CBD area as attached.

That Council refer the Draft Proposal for comment in accordance with the provisions of the *Local Government Act 1993* and Ministerial Guidelines (2009) to any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area and all affected licensed premises and registered clubs that border on, adjoin or are adjacent to the proposed alcohol free zone, for response within thirty days of public notice.

That Council invite public comment on the proposal through an advertisement in local newspaper with time for response within thirty days.

That a further report be submitted to Council upon completion of the consultative process.

**Executive Summary:**

The current expiry date for the CBD Alcohol Free Zone is the June 8, 2015. The Zone is bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite, Wills and Gossan Streets.

In accordance with the requirements of the *Local Government Act 1993* and the Ministerial Guidelines 2009, a proposal for the re-establishment of the alcohol free zone for a further four years has been prepared for consultation.

**Report:**

Council currently has five Alcohol Free Zones as per the *Local Government Act 1993 (the Act)*. (Part 4 Street Drinking S644, S644A, S644B) supplemented by Ministerial Guidelines on Alcohol Free Zones 2009 and Amendments to the Act.

These areas, as named in past reports to Council, are:

1. The Central Business District bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite, Wills and Gossan Streets.
2. The South Broken Hill and Shell Memorial Zones comprising of two zones:
  - The area bounded by Bonanza Street, Patton Street, Central Street and Hebbard Street
  - The area bounded by Oxide Street, Thomas Street, Bromide Street and Mica Street
3. The E.T.Lamb Memorial Oval – refers to the public roads and footpath area surrounding the oval bounded by South, Boughtman, Comstock and Jamieson Streets. Prohibitions on Parks and Ovals, ranging from skateboarding, dogs off leash and drinking are defined by Council under S632 of the Act and are not the subject of this

report though the two sections of the Act work in tandem to achieve control of drinking in public spaces.

4. Creedon Street, bounded by Rakow and Wills Streets.

### **Purpose of Alcohol Free Zones**

The purpose of these Zones is to create a safe environment in which individuals may move about without interference due to irresponsible street behaviour due to the effects of alcohol.

Alcohol Free Zones apply specifically to public roads, footpaths and public car parks.

The Zones operate 24 hours a day, seven days per week.

Exceptions for street dining, complying with the appropriate licencing authorities is catered for in the drafted Alcohol Free Zone proposals.

### **Duration of Alcohol Free Zones**

According to the Ministerial Guidelines, Alcohol Free Zones have a four year term whereupon they are due for review of ongoing applicability. There is no provision for automatic renewal. Of Council's five Alcohol Free Zones, the CBD Zone expires on June 8, 2015. All the remaining Zones expire on November 8, 2015.

Given these timelines, it is proposed to begin the process of review using the evaluation steps outlined in the Ministerial Guidelines. Preliminary discussion has already been undertaken to begin the process with our local NSW Police Force with the review to include an examination of the value of re-establishment of the Zones, the impact of new premises opening and the need to review the appropriateness of the streets currently within the Zones.

### **Cancellation or suspension of a Zone**

Under S645 of the Act, Council has the power to suspend or cancel a Zone or to hold specific community events. Council is required to do so via Council resolution and must publish a notice of suspension in a newspaper circulating in the area. Prior to cancellation or suspension, Council is required to liaise with the Police prior to and after Council resolution.

### **Enforcement**

Alcohol Free Zones are enforced by the Police or an enforcement officer authorised by the Police. 'Tip-out' powers were introduced by Amendment to the Act to apply in both Prohibited Zones (such as Parks and Ovals) and Alcohol Free Zones (public streets, footpaths and public car parks) in order to achieve aligned enforcement practice.

### **Proposal for establishment of an Alcohol Free Zone**

The Ministerial Guidelines state that any person living or working within an area, the local police or a local community group may ask a council to establish an alcohol free zone and must in all cases be supported by evidence that the public's use of those roads, footpaths or public car parks has been compromised by street drinking such as malicious damage to property, littering, offensive behaviour or other crimes.

A proposal must be prepared in respect of every proposed Alcohol Free Zone, consultation must occur with the Police Local Area Commander about the appropriate number and location of the Zones before and after a Council resolution, the Zone should be as small as possible rather than a 'whole of town' approach and should be primarily located adjacent to outlets supplying alcohol where drinkers congregate.

After a proposal is prepared, consultation must be undertaken via advertisement in a newspaper circulating in the area, copies sent to the Police Local Area Commander and Officer in Charge of the police station nearest the Zone, liquor licencees and secretaries of registered clubs whose premises border on or adjoin or are adjacent to the proposed Zone, any known organisation representing or able to speak on behalf of an identifiable Aboriginal

or culturally and linguistically diverse group within the local area with comments sought within 30 days of notice.

This process will inform the final character and establishment of the Zone followed by appropriate signposting also after consultation as to location, with the Police Force.

### **Proposal for Re-establishment of Alcohol Free Zone in the CBD Area**

Given that the Ministerial Guidelines require the preparation of each Zone as a separate entity, the first Zone for consideration for re-establishment is the CBD area which expires on June 8, 2015.

### **Consultation with NSW Police Force and Liquor Accord**

Following a meeting held with the local NSW Police Force's Detective Inspector and Acting Inspector to undertake a preliminary evaluation of the Zones in accordance with the Guidelines; the feedback from the meeting was that the Zones are achieving the expected behaviour changes with no change to the size of the CBD Zone envisaged. A more detailed response is included in the Draft Proposal for Re-establishment of the Alcohol Free Zone in the CBD area which is attached and was discussed with the Force's Detective. Some leeway is acceptable if the consultation process cannot be finalised to align with the expiry date of the Zone.

Similar support was provided by a representative of the local Liquor Accord, who also stated that the Zones had clearly improved littering, reduced damage and increased responsible street behaviour.

It is recommended that Council proceed to community consultation.

### **Strategic Direction:**

Delivery Program: Our Community

1.1 People in our community are in safe hands

### **Relevant Legislation:**

The re-establishment of the Alcohol Free Zones must be in accordance with the *Local Government Act 1993* and Ministerial Guidelines 2009 on Alcohol Free Zones.

### **Financial Implications:**

Placement of the required advertisements and updating of existing signs. Funds are within existing budgets.

### **Attachments**

1. Draft Proposal to Re-Establish Alcohol Free Zone 4 Pages

RAZIJA NU'MAN

DIVISION MANAGER CORPORATE AND HUMAN SERVICES

THERESE MANNS

GENERAL MANAGER

# DRAFT PROPOSAL TO RE-ESTABLISH ALCOHOL FREE ZONE



APRIL 17, 2015

## INTRODUCTION

**Alcohol Free Zones** established by Council have now been operating in Broken Hill since 2002.

Alcohol Free Zones promote the use of roads, footpaths and car parks in safety and without interference from irresponsible street drinkers.

Alcohol Free zones are established with Police consultation and are aimed at assisting community security and safety by preventing irresponsible consumption of alcohol in public places. Any person observed to be drinking in an Alcohol Free Zone may have the alcohol in their possession immediately seized and tipped out or otherwise disposed of.

The following proposal outlines Council's recommendation for the largest of its current Alcohol Free Zones to be re-established upon expiry in June 2015. The City's other Alcohol Free Zones remain in force.

Written comment is sought from all interested persons and organisations about the attached proposal and will be received within 30 days of public notice. Comments should be forwarded to the General Manager, Broken Hill City Council, P.O. Box 448, Broken Hill 2880 or alternatively [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au)

THERESE MANNS  
GENERAL MANAGER



**1. Background**

Council proposes to re-establish an existing Alcohol Free Zone in Broken Hill. The proposed Alcohol Free Zone is as follows:

- A Zone comprising the Central Business District in an area generally bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite, Wills and Gossan Streets, with the exception of businesses within the Alcohol Free Zone, with approved liquor licence and approved outdoor dining.

The responsible consumption of alcohol in these areas will only be permitted to the patrons of those particular businesses.

**2. Reasons for Re-establishing the Zone****2.1 Views of the New South Wales Police Force**

The Broken Hill Police Force has remained fully supportive of the operation of alcohol free zones in Broken Hill. The zones are a valuable tool for Police to maintain the peace and good order of public places by utilising the powers found in the Local Government Act, 1993.

The zone is also located in places which attract families or have especially vulnerable residents. Submissions received during public consultation when the zone was re-established in 2011 supported the re-establishment. Anecdotal evidence from local citizens would indicate that Council continues to have the support of the Community to maintain the current Alcohol Free Zone. Alcohol related anti-social behaviour remains an issue especially during summer when more alcohol is consumed and the weather attracts people into public places. This is particularly applicable to the area covered by the zone proposed for re-establishment.

In addition, there are a number of licensed or registered premises in the City and patrons regularly walk between them. The carriage of alcohol containers and its consumption in public places when moving from one licensed premises to another only increases the propensity for public order offences to occur.

From a policing perspective, to abandon the Alcohol Free Zone would encourage further abuse of alcohol during the most problematic times, after the closure of licensed premises. This would undoubtedly lead to an escalation in street crimes and violence, which would be difficult to prevent and could only be tackled through reactive policing efforts. The maintenance of the Alcohol Free Zone is an important tool for police to proactively prevent crime.

**2.2 Council's Views**

Council is concerned with maintenance of public order and the protection of the property of both residents and ratepayers. Council wishes to continue to provide the Barrier Local Area Command of the New South Wales Police Force with a potentially effective means of control over such offences.

Council has no objections to the responsible consumption of alcohol. Unfortunately, alcohol can be associated with crime, violence, anti-social and offensive behaviour. This can lead to assaults, property damage and excessive noise which can seriously affect the lives of individuals and the community.

Council is concerned about the possibility of alcohol related interference with the use of public areas by members of the community and of alcohol related damage to ratepayer's premises. In addition, it is concerned for the safety and maintenance of the neighbourhood amenity in the public areas near a number of retirement villages in this zone.

The re-establishment of Alcohol Free Zones is an opportunity for Council, the Police and the Community to focus again on any community problems associated with

irresponsible alcohol consumption and the range of strategies that can be implemented to address these problems. Alcohol Free Zones are essentially a short term measure as they operate for a defined period and in many instances a zone will achieve the desired objectives and outcomes within its operational period.

The success evidenced by the zoning of the current area as an Alcohol Free Zone should be continued and Council now proposes that the Alcohol Free Zone be re-established for a period of four years.

**3. Proposed Duration of Zone**

Council proposes to re-establish the zone for a further 4 year period until June 2019.

**4. Suspension of the Zone for Short Periods**

Council intends to provide a mechanism enabling the suspension of the zone for short periods (e.g. 10:00 a.m. to 10:00 p.m.) during special events. Notification of any such suspension of the Alcohol Free Zone will be published in local newspapers.

**5. Public Comment**

In accordance with the requirements of the Local Government Act, 1993 comments on the proposal are sought from:

- (a) the general public;
- (b) the Officer in Charge of the Broken Hill Police;
- (c) holders of liquor licences under the Liquor Act 2007, for premises which border on, adjoin or are adjacent to the proposed zones;
- (d) the secretaries of Registered Clubs under the Registered Clubs Act 1976, border on, adjoin or are adjacent to the proposed zones;
- (e) any known organisation representing or able to speak on behalf of an identifiable Aboriginal or culturally and linguistically diverse group within the local area.

Written comments should be addressed to:

The General Manager,  
Broken Hill City Council,  
P.O. Box 448,  
BROKEN HILL NSW 2880

Or by email to the General Manager at [council@brokenhill.nsw.gov.au](mailto:council@brokenhill.nsw.gov.au)

Comments will be accepted within 30 days of public notice.

**6. Parks and Reserves**

It should be noted that Section 632A of the Local Government Act, 1993 provides Council's with the power to declare any public place (or any part of a public place) in the council's area to be an **alcohol prohibited area**. Council has advised the public by signposting in Sturt Park for many years that intoxicating liquor shall not be brought into or consumed within the reserve (Sturt Park). Council introduced the same restriction at Patton Park in 2005. The same prohibition has also been introduced by Council at the Queen Elizabeth Park, Norm Fox Sportsground, ET Lamb Memorial Oval and at the Gasworks Reserve.

Under Section 632A, a police officer may seize any alcohol (and the bottle, can, receptacle or package in which it is contained) that is in the immediate possession of a person in an alcohol prohibited area if the officer has reasonable cause to believe that the person is drinking, or is about to drink, or has recently been drinking, alcohol in the alcohol prohibited area. With Sturt Park being located within the Alcohol Free Zone which is proposed for re-establishment, this requirement signposted in Sturt Park is still in force under Section 632A of the Local Government Act, 1993 and the operation of the Alcohol Free Zone is immediately outside the border of the reserve (park).

The ban on alcohol consumption remains, the only difference is that two Sections of the Local Government Act, 1993 are in force.

**7. Re-establishment of the Zone**

Council will consider re-establishment of the zone at its first Ordinary Meeting after closure of the period for comment. The public are welcome to attend Council meetings and the order of business at the ordinary monthly meeting includes sessions for public comment on any issue affecting Council or its operations.

**8. Zone Maps**

CBD Zone maps (including aerial photography) comprising the Central Business District in an area generally bounded by Crystal, Iodide (Wolfram), Mica, Talc (Mercury), Graphite, Wills and Gossan Streets.



THERESE MANNS  
GENERAL MANAGER

<Insert Date>

ORDINARY MEETING OF THE COUNCIL

April 7, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 85/15

SUBJECT:                      COMMUNITY ASSISTANCE REQUESTS - APRIL 2015                      11/117

**Recommendation**

That Broken Hill City Council Report No. 85/15 dated April 7, 2015, be received.

That Council endorses the General Manager's approval of waiver of hire fees at the Joe Keenan Lookout for the conduct of the Combined Churches Easter Sunrise Service on Easter Sunday, April 5, 2015.

That Council determines whether to provide financial support of \$50 per child (total of \$350.00) to the coach, Kate Balman, of the Under 14 Broken Hill Basketball Broncos Girls representative team to travel to Adelaide to attend the South Australian Junior Championships in May 2015.

**Executive Summary:**

Council has received requests for Community Assistance from:

1. Request for waiver of hire fees at the Joe Keenan Lookout – Combined Churches Easter Sunrise Service.
2. Request for financial assistance towards U/14 Broken Hill Basketball Broncos Girls representative team to South Australian Junior Country Championships in Adelaide.

**Report:**

The Broken Hill City Council has developed and adopted the "Community Assistance Policy" ("the Policy"), which provides the framework for Council to contribute money or otherwise grant financial assistance to community based organisations through:

- Rate Subsidies;
- Rental Subsidies;
- Community Donations Program;
- Community Grant Program; and
- REX Corporate Flyer Program.

Under this Policy, Council does not make donations to:

- Individuals – although requests from individuals will be considered on merit
- Profit making businesses
- Organisations or groups that are not incorporated
- Political parties or lobby groups
- Recipients of any other financial or other type of assistance from Council in that financial year with the exception of rates or rental subsidies
- Individual projects that have received funding from the Federal or State Government

- Organisations raising funds on behalf of another group which is itself a recipient of financial assistance from Council or is a Federal or State Government funded initiative
- Organisations based outside the city boundary of Broken Hill, unless the demonstrated benefits are primarily to the Broken Hill community
- Sporting organisations may be eligible for funding if they can demonstrate that their project or program will benefit the community of Broken Hill e.g. increase visitation rates, provide training or knowledge opportunities not available in the City. Each project will be considered on merit.

The Policy also states that Council will not retrospectively approve assistance for applications made under the Community Donations Program and the Community Assistance Policy.

The Community Assistance Policy is currently under review to provide a more appropriate and equitable framework for determining financial assistance to be provided to the community of Broken Hill. Unfortunately given other priorities, this review has not been completed.

The available balance of the discretionary Community Assistance Policy budget for 2014/2015 is \$18,787.00.

Requests received since the March 2015 Council Meeting, which are deemed necessary to be dealt with by Council include:

Community Donations Program:

**Combined Churches Easter Sunrise Service**

Council received a request from the Salvation Army for Council to waive the hire fee at the Joe Keenan Lookout for the conduct of the Combined Churches Easter Sunrise Service and Breakfast on Easter Sunday, April 5, 2015.

As this request was received by Council without enough lead-time to allow it to be included in the March Council Business Paper, the General Manager approved the request on the basis that Council has previously waived the fees at the Joe Keenan Lookout for the Public Easter Service in the past, as it complies with Council's Community Assistance Policy.

Endorsement of the General Manager's decision is now sought.

**U/14 Broken Hill Basketball Broncos Girls Representative Team**

Council has received a request from the coach of the Under 14 Broken Hill Basketball Broncos Girls Representative Team for financial support towards the teams travelling expenses to attend the South Australian Junior Championships in May in Adelaide.

It is noted that the request is not from the Broken Hill Basketball Association but from an individual (the team coach).

Council's Community Assistance Policy states *"That Council does not make donations under the Community Assistance Policy to individuals, although Council will consider requests on merit."*

The clause regarding requests from sporting organisations reads: *"Sporting organisations may be eligible for funding if they can demonstrate that their project or program will benefit the community of Broken Hill e.g. increase visitation rates, provide training or knowledge opportunities not available in the City. Each project will be considered on merit."*

Should Council decide to approve the request, it is suggested that Council contribute \$50 per child which is consistent with the amount of financial support provided to primary school students travelling for representative Barrier PSSA carnivals, as detailed in the Community Assistance Policy.

The request is reported to Council for its determination.

**Strategic Direction:**

Council's adopted Community Assistance Policy.

**Relevant Legislation:**

Local Government Act 1993 (Section 356).

**Financial Implications:**

The available balance of the discretionary Community Assistance Policy budget for 2014/2015 is \$18,787.00.

**Attachments**

- |   |           |
|---|-----------|
| 1. Request from Salvation Army re Easter Sunrise Service  | 1<br>Page |
| 2. Request from Kate Balman, coach of Under 14 Broken Hill Basketball Broncos Girls Representative Team | 1<br>Page |

THERESE MANNS  
GENERAL MANAGER





The Salvation Army  
Australia Eastern Territory



## FAX COVER SHEET

DATE – 20.03.2015

To/ **Broken Hill City Council Customer Relations**

**RE – Council Park Booking**

Greetings

Please find attached the Booking form for Joe Kenan Lookout for the Combined Churches Easter Sunrise Service and Breakfast. As per previous years we would also like to request that Council waive the fees as per the 'Not for Profit usage, as this event is for the benefit of the Community'

We look forward to your response.

God bless

Philip Sutcliffe  
Lieutenant  
Broken Hill Corps Officer

The Salvation Army Broken Hill Corps  
196 Wolfram Street,  
PO Box 312, Broken Hill, NSW, 2880  
T 08 8087 5114 - F 08 8088 2720  
E [brokenhillcorps1@ae.salvationarmy.org](mailto:brokenhillcorps1@ae.salvationarmy.org)  
[salvos.org.au/brokenhill](http://salvos.org.au/brokenhill)



**broken hill salvos**  
we're about people finding freedom

The Business Owner  
BROKEN HILL NSW 2880

Thursday 16 April 2015

Dear Sir

My name is Kate Balman and I am the coach of the U/14 Broken Hill Basketball Broncos Girls representative team.

This team of seven girls all aged 12 and 13 recently competed in Division One of the South Australian Junior Country Championships in Adelaide and won the Grand Final with a display of incredible teamwork. As a result of the girl's achievements they have been invited to participate in the South Australian Junior Championships in May to compete against Adelaide Metropolitan District teams. This is a wonderful accomplishment for the girls and the first time in fourteen years the Broken Hill Basketball Association has been invited to participate.

On behalf of the team I would like to apply for support to help the girls with the cost of attending the carnival and would be happy to discuss the matter further with you if needed.

Thank you for your consideration.

Yours faithfully



Kate Balman  
Coach  
Mobile 0459 023 002



ORDINARY MEETING OF THE COUNCIL

April 20, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 86/15

SUBJECT: MINUTES OF THE BROKEN HILL COMMUNITY ROUND TABLE  
COMMITTEE MEETING HELD MARCH 11, 2015 13/145

**Recommendation**

That Broken Hill City Council Report No. 86/15 dated April 20, 2015, be received.

That minutes of the Broken Hill Community Round Table Community Committee meeting held March 11, 2015 be received.

**Executive Summary:**

During the Community Strategic Plan community consultation undertaken in April 2013, the theme of "One Community, One Plan" was strongly discussed and resulted in the inclusion of the establishment of the Community Round Table in the Community Strategic Plan.

It was recommended that the Round Table be established as a Section 355 Committee of Council, which provides it with the ability to carry out functions on behalf of Council and consists of membership including Councillors, staff and members of the public.

One of the requirements of a Section 355 Committee of Council is the reporting of its minutes of meetings to Council for endorsement.

**Report:**

The Committee met on Wednesday March 11, 2015. Items on the Agenda included:

Reports

- Council Update - Our Community – Review of Community Strategic Plan Objectives as at December 31, 2015
- Council Update - Our Economy – Resources for Regions 2014/2015
- Council Update – Our Environment – Review of Community Strategic Plan Objectives as at December 31, 2015
- Council Update – Our Leadership – Review of Community Strategic Plan Objectives as at December 31, 2015
- Council Update – Our Leadership – Action List Report
- Local Development Statistics Report
- Far West Regional Health Services Update
- Department of Education Update
- Local Area Command Update

General Business Items

- Community Round Table Agenda

- State Agencies Meeting in Dubbo
- Heritage Announcement
- Sister City
- Retail Awards
- Tourism Taskforce
- Community Round Table Reports

**Strategic Direction:**

This project aligns with Our Leadership in the Community Strategic Plan in the following area:

**Objective 5.3** A collaborative approach taken to monitoring and reviewing the implementation of the Community Strategic Plan.

**Strategy 5.3.1** Establish and undertake a community round table to drive the implementation of the Community Strategic Plan and report on progress to the community.

**Relevant Legislation:**

Local Government Act 1993, section 406.

**Financial Implications:**

Nil

**Attachments**

- |   |            |
|---|------------|
| 1. Minutes of the Broken Hill Community Round Table Community Committee Meeting 11/3/15 | 4<br>Pages |
|---|------------|

THERESE MANNS  
GENERAL MANAGER

**MINUTES OF THE COMMUNITY STRATEGIC PLAN ROUND TABLE COMMITTEE**  
**MEETING HELD WEDNESDAY, 11 MARCH 2015 (2.00 PM)**

**PRESENT:**

Mayor W Cuy (Chair), Clr Browne, Clr Turley, Clr Adams  
and Clr J Richards  
Government Stakeholders – Detective Inspector M Stoltenberg  
Community Representatives – Mr D Fisher and John Clarke  
Health – Ms J Corcoran  
Education – Ms T Webb

General Manager - Therese Manns,  
Executive Support Officer - Louise Schipanski,

**APOLOGIES:**

Councillor D Gallagher, Mr R O'Shea, Mr P Seager, Ms K Mitchell,  
Chloe Bennett, Supt M Reynolds

**PUBLIC FORUM**

Nil

**MINUTES FOR CONFIRMATION**

That the Minutes of the Community Strategic Plan Round Table Committee Meeting held  
Wednesday 12 November 2014 be confirmed.

Endorsed

**DISCLOSURE OF INTEREST**

Nil

**CORRESPONDENCE**

Nil

**REPORTS FROM MEMBERS**

**ITEM 1 – COUNCIL UPDATE – OUR COMMUNITY – REVIEW OF COMMUNITY  
STRATEGIC PLAN OBJECTIVES AS AT 31 DECEMBER 2014**

**RESOLUTION**

That the Community Strategic Plan Round  
Table receive and note the Community  
Strategic Plan Our Community objectives  
update.

Endorsed

**ITEM 2 – COUNCIL UPDATE – OUR ECONOMY – RESOURCES FOR REGIONS 2014/15**

**RESOLUTION**

That the Community Strategic Plan Round  
Table receive and note the Community  
Strategic Plan Our Economy objectives  
update.

Endorsed

ITEM 3 – LOCAL DEVELOPMENT STATISTICS REPORT

**RESOLUTION**

That the Community Strategic Plan Round Table receive and note the Local Development Statistics report.

Endorsed

ITEM 4 – COUNCIL UPDATE – OUR ENVIRONMENT – REVIEW OF COMMUNITY STRATEGIC PLAN OBJECTIVES AS AT 31 DECEMBER 2015

**RESOLUTION**

That the Community Strategic Plan Round Table receive and note the Community Strategic Plan Our Environment objectives update.

Endorsed

ITEM 5 – COUNCIL UPDATE – OUR LEADERSHIP – REVIEW OF COMMUNITY STRATEGIC PLAN OBJECTIVES AS AT 7 NOVEMBER

**RESOLUTION**

That the Community Strategic Plan Round Table receive and note the Community Strategic Plan Our Leadership objectives update.

Endorsed

ITEM 6 – COUNCIL UPDATE – OUR LEADERSHIP – ACTION LIST REPORT

**RESOLUTION**

That the Community Strategic Plan Round Table receive and note the Action List Report.

Endorsed

ITEM 7 - VERBAL REPORT – FAR WEST REGIONAL HEALTH SERVICES UPDATE

*Ms J Corcoran gave a verbal update regarding the Far West Regional Health Services including:*

- *They are currently in the process of recruiting more Doctor's to Broken Hill and are using an English recruiting company.*
- *Also undertaking a review of the theatre utilisation, with the outcome of keeping as much as possible in Broken Hill and not referring people out to Mildura and Adelaide.*
- *IPTAS has increase 60% from that of last year, this is possibly due to no MRI in Broken Hill. A new CT machine will be purchased next year.*

**RESOLUTION**

That the verbal update report from the Far West Regional Health Service be noted.

Endorsed

ITEM 8 - VERBAL REPORT – DEPARTMENT OF EDUCATION UPDATE

*Ms T Webb gave a verbal update regarding the Department of Education including:*

- The Department of Education and Communities representative advised that the Broken Hill submission for funding to run the "Links to Learning" program again was unsuccessful this year. The next round of funding is in three years time.
- Need to look at ways of gaining assistance, with other organisation, in submission writing for future grants.
- There is a lack of apprentices and trainees and are looking at ways of improving this.
- It was suggest that the Robinson Board approach Cooma Uni Centre to assist in establishing regional uni centres to cover distance education, education business and post graduate courses.
- Also looking at a proposal for an Outreach Program for distance education where students will have the opportunity to work with a tutor.

**RESOLUTION**

That the verbal update report from the Far West Regional Health Service be noted.

Endorsed

**ITEM 9 - VERBAL REPORT – LOCAL AREA COMMAND UPDATE**

*Mr M Stoltenberg gave a verbal update regarding the Barrier Area Command including:*

- Looking into options for recruitment and retention of staff.
- Continuing issues that are occurring in Creedon Street. The Committee agreed that the Mayor, on behalf of the Community Round Table, arrange a meeting with the Community Working Party, Aboriginal Affairs, State Government representative and Murdi Paaki Regional Enterprise Corporation, to start discussions in relation of what can be done to progress and solve these reoccurring issues that are affecting the community, health, education and the Police.
- Discussion also took place on the Golf Club licence, Detective Inspector M Stoltenberg declared a conflict of interest as he is a member of the Golf Club Board. Some concerns have been raised with the Independent Licencing and Gaming Association, but these concerns are under consideration and hopeful to have resolved.

**RESOLUTION**

That the verbal update report from the Local Area Command be noted.

Endorsed

**COMMUNITY SUBMISSIONS**

Nil

**QUESTIONS ON NOTICE**

Nil

## GENERAL BUSINESS

### Community Round Table Agenda

Department of Family and Community Services representative has not been in attendance for a number of meetings. Contact to be made if they are going to provide an alternate representative.

### State Agencies meeting in Dubbo

The General Manager and Ms T Webb attended the State Agencies meeting in Dubbo last week and a good response was received from government agencies in relation to Local Government Reform. The State Agencies report will be distributed next week and a further issues paper in July.

### Heritage Announcement

The Mayor spoke on the fitting reward for the community that Broken Hill was recently listed as a Heritage City. Council is currently working on "where to go from here" and looking at all opportunities.

### Sister City

The recent Sister City Committee meeting only attracted four new people. Bankstown will be the host City for 2015 and Broken Hill for 2016.

### Retail Awards

The Chamber of Commerce provided an update on Retail Awards and current action being undertaken in respect to rates of pay that the Chamber believe are impacting local businesses.

### Tourism Taskforce

A representative of Regional Development Australia be invited to submit a report on Tourism Taskforce to be tabled at the next meeting.

### Community Round Table Reports

All representatives are encourage to submit written reports for each meeting.

There being no further business, the Mayor closed the meeting at 3:25 p.m.

The foregoing minutes were read and confirmed at the Community Strategic Plan Round Table Committee Meeting held on 13 May 2015.

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CHAIRPERSON

# ORDINARY MEETING OF THE COUNCIL

April 14, 2015

## BROKEN HILL CITY COUNCIL REPORT NO. 87/15

SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING  
NO.347, HELD 14 APRIL 2015 11/397

### **Recommendation**

That Broken Hill City Council Report No. 87/15 dated April 14, 2015, be received.

That the Minutes for the Local Traffic Committee Meeting No.346, held March 10, 2015 be received.

### **Executive Summary:**

The Local Traffic Committee has no decision making power. The Broken Hill City Council Local Traffic Committee is primarily a technical review committee, which is required to advise the Council on matters referred to it by the Council.

### **Report:**

The purpose of this report is to advise Council of the outcome of the Local Traffic Committee Meeting held April 14, 2015. The committee made a number of recommendations of which, all were operational.

### **Strategic Direction:**

Recommendations made by the Local Traffic Committee accord with Council's Delivery Plan, Key Direction 4: *Our Leadership*; Objective 4.3: We unite to succeed; Strategy 4.3.1.1: *Identify issues and projects which may benefit from the creation of a committee or workgroup.*

### **Relevant Legislation:**

- *Road Transport (Safety and Traffic Management) Regulation 1999, and*
- *Road Rules 2008*

Council has been delegated certain powers, from the Roads and Maritime Services, with regard to traffic matters upon its local roads (but not state highways). A condition of these delegations is that Council must take into account the Local Traffic Committee recommendations although it is not bound to accept them.

- The members are the **NSW Police Service, the Roads and Maritime Service, the Local State Member of Parliament (or their representative for the location of the issue to be voted upon) and Broken Hill City Council.**
- Broken Hill City Council may allow the public to attend and speak at its Local Traffic Committee on issues of concern for a maximum of five minutes.

- If either the Police or RMS representative on the Local Traffic Committee disagrees with any Local Traffic Committee recommendation or Council Resolution on any Local Traffic Committee recommendation, that member may lodge an appeal with the Sydney Regional Traffic Committee for determination. The appeal must be lodged in writing within 14 days of Council's resolution.
- Any action relative to any issue under appeal must cease until the matter is determined.
- The Sydney Regional Traffic Committee is chaired by an independent chairperson and submissions and representations are welcomed from all interested parties.

### Financial Implications:

The financial implications are mentioned above for each of the recommendations made by the Local Traffic Committee.

### Attachments

- |  |       |
|--|-------|
| 1. Minutes of the Local Traffic Committee Meeting 347 - 14 April 2015                              | 5     |
|  | Pages |
| 2. Local Traffic Committee - Argent Street Bus Zone & Alfresco Dining at Temptations and Pizza Bar | 2     |
|  | Pages |
| 3. Local Traffic Committee - Gawler Place Rejuvenation Plan for Parking and Signage                | 2     |
|  | Pages |
| 4. Local Traffic Committee Action List   | 5     |
|  | Pages |

ANDREW BRUGGY  
MANAGER INFRASTRUCTURE STRATEGY

THERESE MANNS  
GENERAL MANAGER



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The Minutes of the Local Traffic Committee Meeting No. 346 have been approved by voting members on line:

All in favour:	RMS, BHCC & Local Member, Police
Yet to vote	Nil
Against:	Nil

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**MINUTES OF LOCAL TRAFFIC COMMITTEE MEETING NO. 347**  
**HELD TUESDAY 14 April, 2015**  
**COMMENCING AT 9.30 AM**  
**SECOND FLOOR COUNCIL ADMINISTRATION BUILDING**

**MEETING OPEN:** 9:30 am

Welcome to all present

*Andrew Bruggy chaired the meeting.*

**347.1 PRESENT:**

Andrew Bruggy (Chair)	Manager Infrastructure Strategy
Joe Sulicich	Roads and Maritime Services Representative
Peter Beven	Local Member Representative
Marion Browne	Councillor
Inspector Michael Dawson	Police Representative
Kath Whitehead	BHCC Minute Secretary

**347.2 APOLOGIES:** Sergeant Kerri Lane Broken Hill Police Representative

**ABSENT: - NIL**

**347.3 DISCLOSURE OF INTEREST: - NIL**

**347.4 REPRESENTATIONS: - NIL**

**347.5 ADOPTION OF PREVIOUS MINUTES:**

It was noted that the previous minutes of meeting No. 346 held March 10, 2015 were confirmed via online voting as follows:

All in favour: RMS, BHCC, Local Member & Police  
Yet to vote: Nil  
Against: Nil

**347.6 COUNCIL RESOLUTIONS ON TRAFFIC COMMITTEE MATTERS:**

There were no Committee Recommendations endorsed by Council at their meeting held March 25, 2015

**347.7 MATTERS ARISING FROM THE PREVIOUS MEETING or FROM COUNCIL RESOLUTIONS:**

346.8.5 Request by Mr David Trinder to move the Street Chair currently located outside of his business located in Argent Street within the delineation marks of the current Bus Stop. Meeting to be held with Committee Representatives, Mr Trinder and a representative from Murton Buses to discuss request.

**Outcome:**

*Successful meeting held between Mr Trinder, representatives from Murton Buses, RMS and Council Officers with the following agreed outcomes:*

*That the existing Street Seat be moved from its current location closer to the Bus Zone sign at Mr Trinder's expense.*

*That the "No Stopping" signs be erected for the first two parking bays adjacent to bus zone from 7am – 9am Monday to Friday.*

*Copy of proposed changes attached to the end of the minutes.*

**347.8 CORRESPONDENCE:**

347.8.1

D15/11766– Correspondence received requesting that consideration for a fourth parking space to be allocated in Patton Street in front of the Station for the use by Retained Firefighters. Currently there are three car spaces allocated.

Also a request for clearer signage be erected to indicate "No Stopping" zone directly in front of the station and the wording "No Stopping" being painted on the road to eliminate people from parking across the stations driveway.

Correspondence In was Received and Noted.

**Agreed Action:**

*That one extra car space be allocated for the use by Retained Firefighters stationed at the South Fire Station in Patton Street.*

*That approval be granted for "No Stopping" to be painted on the pavement in front of the Station's driveway at the cost of Fire & Rescue NSW and that any maintenance cost for this signage to also be covered by Fire & Rescue NSW .*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

**Recommendation:**

*That one extra car space be allocated for the use of Retained Firefighters.*

*That approval be granted for "No Stopping" to be painted on the pavement in front of the Station's driveway at the cost of Fire & Rescue NSW and that any maintenance cost for this signage to also be covered by Fire & Rescue NSW*

- 347.8.2 D15/11778 – Correspondence received from Harvey Norman regarding Gawler Place requesting consideration by the committee to implement the following measures:

That a review of the area by RMS to risk assess the area and provide a suitable shared zone for every commercial business to operate within successfully.

That designated loading zones be established.

That speed management measures with additional signage and speed humps.

That traffic management marking and signage as it is also a pedestrian zone and has no pedestrian isolation or separation points or signage.

Allocate timing for loading zones at suitable times during the trading day.

Correspondence In was Received and Noted.

**Agreed Action:**

*That Council's drafted Plan be issued to all effected businesses on both Argent Street and Blende Street sides of the ally for consideration with a consultation period of 21 days.*

*That responses received at the close of the consultation period be presented to the June Committee meeting.*

*Copy of proposed changes attached to the end of the minutes.*

All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil

- 347.8.3 D15/12236 – Correspondence received from Broken Hill Trades Hall Trust requesting consideration be given to remove the current 2 hour parking time limit between the Trades Hall and outside the former TAB in Blende Street and replace with all day parking.

Correspondence In was Received and Noted.

**Agreed Action:**

*That the current 2 hour parking only signs between the Trades Hall and the former TAB building in Blende Street be removed to allow for all day parking.*

**Recommendation:**

*That the current 2 hour parking only signs between the Trades Hall and the former TAB building in Blende Streeet be removed to allow for all day parking..*

*All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil*

- 347.8.4 D15/13668 – Correspondence received from TAFE NSW Western requesting consideration be given to change the current 2 hour parking time limit at the rear of the TAFE College in Blende Street on the Argent Street side be removed and replaced by all day parking.

Correspondence In was Received and Noted.

**Agreed Action:**

*That the current 2 hour parking only signs at the rear of the TAFE College in Blende Street on the southern side be removed to allow for all day parking.*

**Recommendation:**

*That the current 2 hour parking only signs at the rear of the TAFE College in Blende Street on the southern side be removed to allow for all day parking.*

*All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil*

- 347.8.5 Request received from Joe Sulicich from RMS for the consideration of retaining the temporary "No Stopping" signs on the southern side of Galena Street opposite the Plaza entry be retained on a permanent basis.

Request In was Received and Noted.

**Agreed Action:**

*The Committee agrees to the "No Stopping" signs be retained on a permanent basis.*

*All in favour: RMS, BHCC, Police & Local Member  
Yet to vote: Nil  
Against: Nil*

**Recommendation:**

*That the "No Stopping" signs the southern side of Galena Street opposite the Plaza entry be retained on a permanent basis.*

**347.9 ACTION ITEMS**

The action item list was reviewed and updated to reflect the current status of the various items.

**347.10 GENERAL BUSINESS:**

347.10.1 Mr Peter Beven, Local Member Representative asked who was responsible for maintaining the frequency of when the Traffic Lights situated in the following locations, as there seems to be no consistency with the length of time between when the light turns red before turning green particularly when turning into Argent Street at any of these locations.

- Corner of Argent / Bromide Streets
- Corner of Argent / Chloride Streets
- Corner of Argent / Oxide Streets

***Agreed Action:***

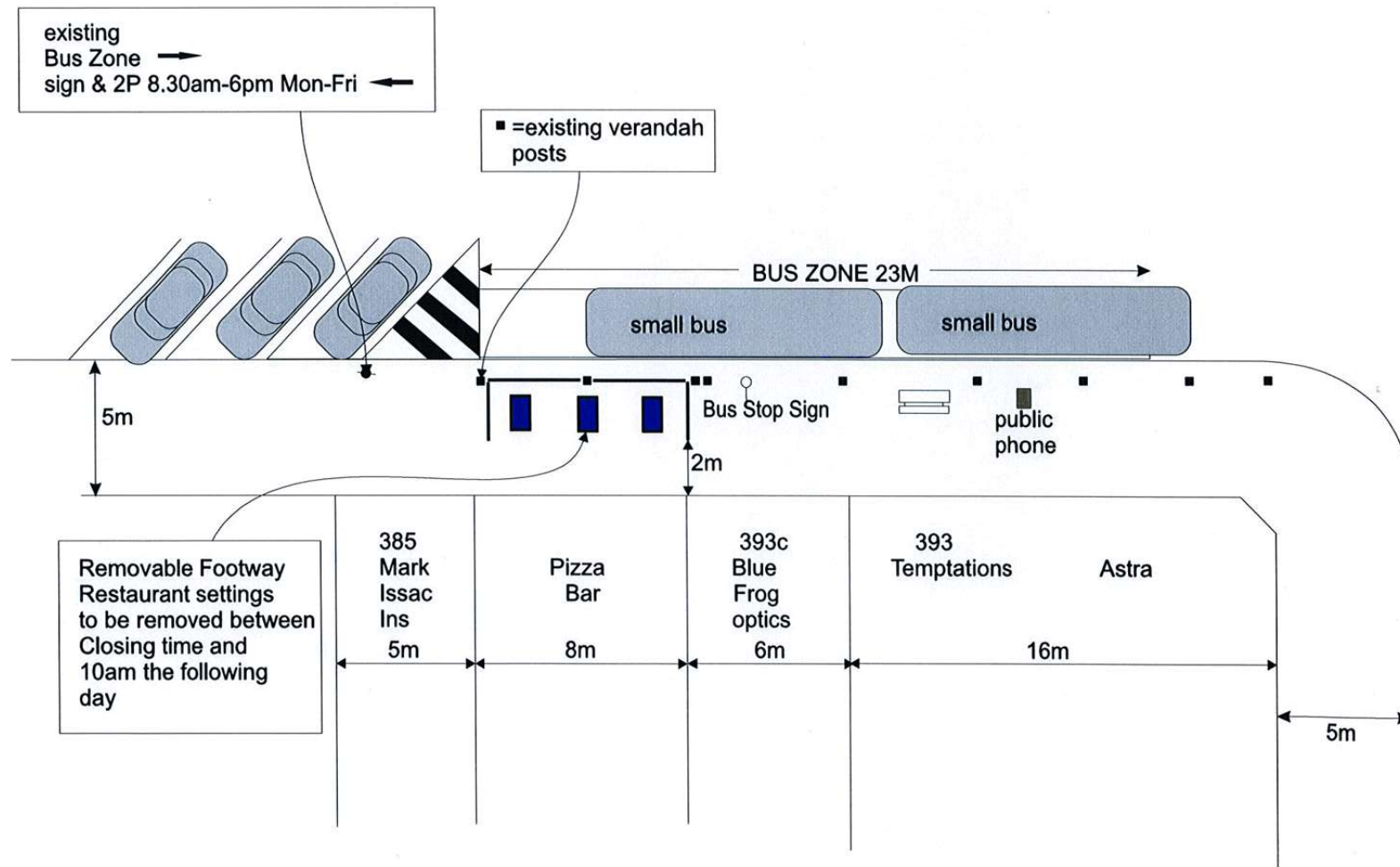
*Mr Joe Sulicich advised that it was the responsibility of Essential Energy to maintain the Traffic Lights. He would make some enquiries into the issues raised and advise the Committee of his findings at the next meeting scheduled for May 5, 2015.*

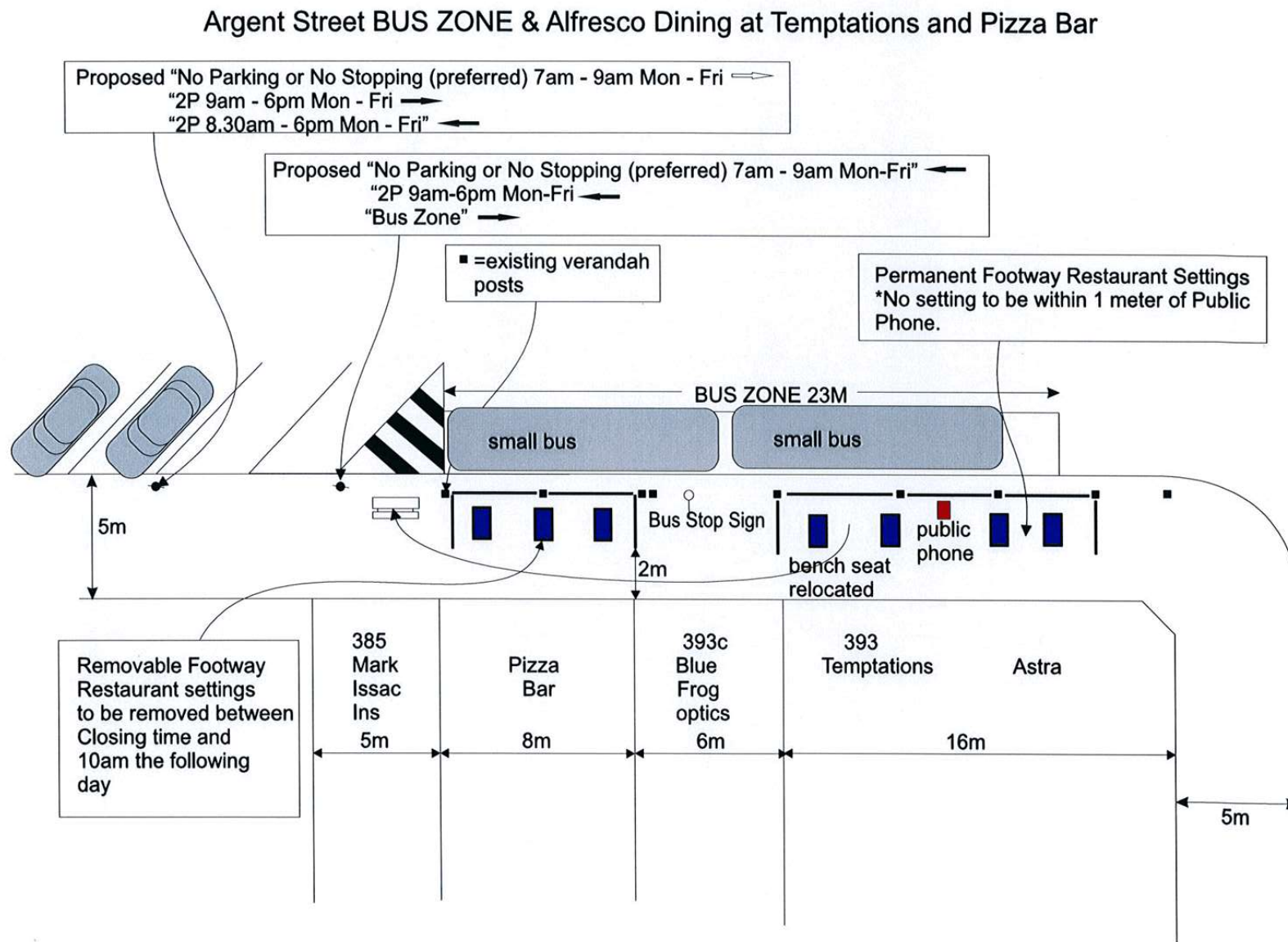
**347.11 ITEMS FOR NEXT MEETING: NIL**

**347.11 NEXT MEETING DATE:** May 5, 2015

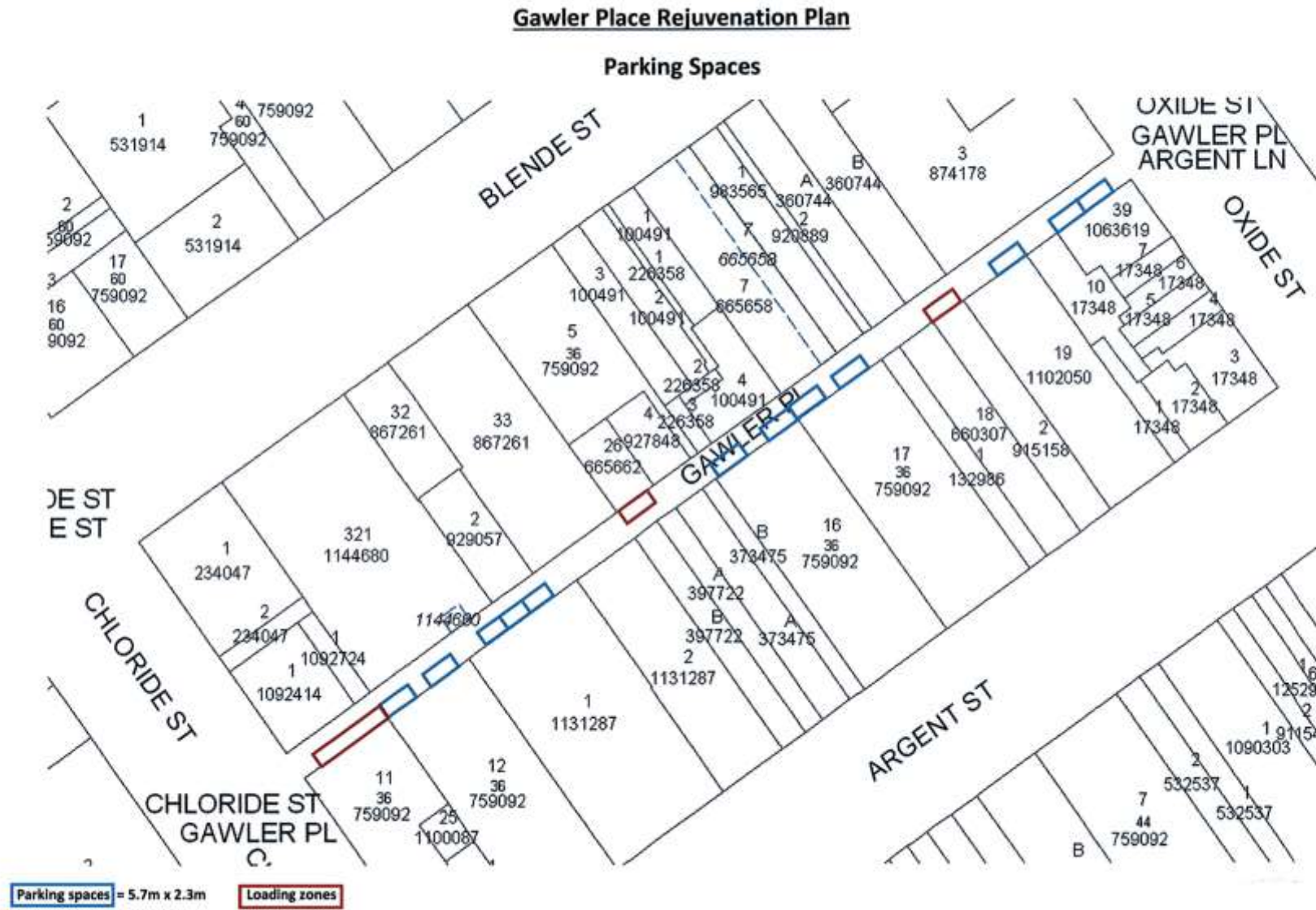
**MEETING CLOSED:** 10:30 am

## Argent Street BUS ZONE & Alfresco Dining at Temptations and Pizza Bar

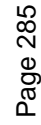












### Action List - Local Traffic Committee

**Updated: April 16, 2015**

[illegible]

Item No.	Recommendation	CRM /Trim No.	Responsible Officer	Status/Review Date	Target Date
		D14/30563 & D14/30105	9 December 2014  3 February 2015 Andrew  4 March 2015  8 April 2015	Committees recommendation and Council's approval to carry out these works.  Letters approved and issued.  <b>Agreed Action:</b> Andrew Bruggy, Manager Infrastructure Strategy to ensure that barriers used by Temptations have been removed and if not to contact owners of Temptations to arrange removal as this business has relocated.  Barriers have been removed.  Peter Ryan advised that he is rectifying line marking paint issue before undertaking works. Anticipated that this will be rectified in the near future.  Still to be completed due to staff leave and change to paint supplier. Peter advised once this has been completed.	Completed.  10 March 2015  10 February 2015  7 April 2015
337.8.2	Council at their meeting held March 26, 2014 requested that the Traffic Committee and Council further investigate the parking arrangements for the Car Park adjacent the Broken Hill Regional Art Gallery.		Report 337.8.2  Endorsed at Council's Meeting dated 28/5/2014  12 November 2014	<b>Recommendations:</b> (a) That 10 car parking spaces at the Art Gallery car park be designated as 2 hour parking. (b) That 10 car parking spaces at the Art Gallery car park be designated as 4 hour parking. (c) That the existing disabled and staff car parks in the Art Gallery car park remain in their current locations. (d) That the remaining car parks (20) be designated as permit parking with the applicable fee to be in accordance with Council's schedule of Fees and Charges.  That the change in parking arrangements at the Art Gallery Car Park be reviewed in six months, and the findings reported to Council.  These recommendations were carried and resolved by Council at their meeting held 30/7/2014.  Prior to the signs being changed in the car park a Policy for 'Permit Parking' will be developed by Council.  CRM 18809/2014 – Request for the signs to be changed.  That the committee review the current parking arrangements at their next scheduled committee meeting in December 2014 and a report be prepared on the results.  That the draft 'Permit Parking' Policy be reviewed at the February 2015 Meeting.	

Item No.	Recommendation	CRM /Trim No.	Responsible Officer	Status/Review Date	Target Date
			2 December 2014 Vikram	<b>Agreed Action:</b> <i>That the issuing of permit parking permits at the car park adjacent the Broken Hill Regional Art Gallery commence and be reviewed in six months by way of a report to the committee.</i>	
			3 February 2015 Andrew	<b>Agreed Action:</b> <i>Andrew Bruggy, Manager Infrastructure Strategy to prepare a draft policy for "Permit Parking" for consideration by the committee at the next meeting scheduled for March 10, 2015.</i>	10 March 2015
			10 March 2015 Andrew	<i>Andrew advised that he was still working on Policy and will submit to the next meeting scheduled for 14 April 2015</i>	14 April 2015
			14 April 2015	<i>Andrew advised that Policy is still being worked on and will be submitted to the Committee Meeting scheduled for June 2015.</i>	2 June 2015
343.11.1	Resident expressing concerns with speeding traffic along Kaolin Street before and after school hours. Request the LTC to consider modifying the 40km zone and possible include a pedestrian crossing in Kaolin Street.	D14/26420		<b>Agreed Actions:</b> <i>That the proponent be advised as follows:</i> a) <i>That the current school zone and signage will remain unchanged, pending further investigations. It should be noted that Pre Schools do not meet the criteria for a "School Zone" and associated signage and pavement marking.</i> b) <i>That the implementation of a pedestrian (zebra) crossing would not meet the Australia Standards criteria concerning the volume of vehicular and pedestrian traffic. Further should such a facility be implemented there would be a loss of about 40m of parking on each side of the road.</i> c) <i>There is a pedestrian refuge with newly constructed ramps at Cummins Street that could be utilised.</i>	Complete
			2 December 2014 Kath	<i>Draft letter to be issued advising the Committee's recommendation.</i>	
		D14/30123	9 December 2014	<i>Letter approved and issued.</i>	
			3 February 2015 RMS	<b>Agreed Action:</b> <i>RMS representative to invite Jenene Pout, Safety Around Schools Project Officer to Broken Hill to met with Happy Day Preschool representatives to discuss the 40km/h zone currently operating within the area. Council representative to also attend this meeting.</i>	10 March 2015
				<i>Jenene to be invited to attend the next committee meeting scheduled for 10 March 2015 to provide an update to the committee on this matter.</i>	
			10 March 2015	<i>Representatives from Happy Day Preschool delivered presentation</i>	

Item No.	Recommendation	CRM /Trim No.	Responsible Officer	Status/Review Date	Target Date
				to committee and RMS representatives from Parkes to discuss the increase the zone times from 7.30am -6.00pm.  <b>Agreed Action:</b> That Jenene Pout, Safety Around Schools Project Officer liaise with Happy Day Preschool to discuss options available as Preschool's are not entitled to School Zone limits.  That the current signage indicating a Preschool Zone are of poor quality requiring replacing at the cost of Council. RMS representative advised funding to replace the signs will be available in the new financial year.	July 2015
346.8.3	Request by Fran McKinnon, Nation Trust of Australia, Broken Hill and District Branch to establish directional signs to the site of the "Ambush train/ore truck" in the following locations:  Cnr of Brookfield Avenue and Morgan Street and the Cnr of Doe & Hynes Streets with the following wording:  "Ambush Site – Picnic Train Attack"	D15/5750	10 March 2015   Kath  15 April 2015 CRM 21449/2015  Kath	<b>Agreed Action:</b>  <i>That Council invoice The National Trust of Australia, Broken Hill and District Branch for the funds they have available and that Council submits an application through the Tourist Attraction Signposting Assessment Committee for approval to erect tourist signs.</i>  On approval from Council Meeting arrange invoice for payment of available funds and send with acceptance letter.  Enter CRM for Himan and David Zaho requesting submission of application for signage through TASCO.  Printing of Tax Invoice requested and to be attached to letter for payment. COMPLETED	14 April 2015      1 April 2015
346.8.4	Request received by Mrs Golding requesting additional Disability Parking in the following locations:  Foodlands, Beryl Street  Chloride Street next to Town Square  Outback Pharmacies in Patton Street	D15/5140  CRM 21446/2015  CRM 21444/2015	10 March 2015  15 April 2015 Kath  15 April 2015 Kath  15 April 2015 Kath	<b>Agreed Action:</b>  <i>That the current location of the Disability Parking space located at Foodlands be removed (providing one additional park) and relocated adjacent to the bottom of the ramp. This will require the lost of two existing car parks.</i>  <i>That the current Disability Parking in Chloride Street next to Town Square be monitored and policed. Upon several inspections it was evident that these existing parks where underutilised.</i>  <i>That the request for the allocation of a Disability Parking space in front of Outback Pharmacies located in Patton Street be declined.</i>  Once approved by Council CRM works for moving of parking space at Foodlands. Advise Mrs Golding via letter of outcome to her request.  Draft letter advising outcome of Mrs Goldings request sent to Andrew Bruggy for approval.	14 April 2015
346.8.6	Request received from Mrs Gough for consideration of installing parallel parking in front of the following premises located in Chloride Street:  Mission Australia	CRM 19947/2014	10 March 2015  Andrew	<b>Agreed Action:</b>  <i>That the Manager Infrastructure Strategy, Mr Andrew Bruggy to investigate the required standards for angel parking, with the outcome to be submitted to the next Committee meeting.</i>	14 April 2015

Item No.	Recommendation	CRM /Trim No.	Responsible Officer	Status/Review Date	Target Date
	New Caledonia B&B			Andrew still investigating matter.	
347.8.1	Fire & Rescue NSW – South Broken Hill Station 239  Request received to provide one additional parking space for Retained Firefighter.  That "No Stopping" be painted on the pavement in front of the Fire Station to deter people from parking in the driveway of the station.	D15/11766	14 April 2015	<b>Agreed Action:</b>  That one extra car space be granted for the use by Retained Firefighters.  That the marking of "No Stopping" on the pavement in front of the Fire Station be approved at the cost by Fire & Rescue NSW.	June 2015
347.8.2	Harvey Norman  Requested a review of parking and loading zones within Gawler Place is undertaken to establish a better shared zone for the commercial business who utilise the lane.	D15/11778	14 April 2015  Andrew Bruggy	<b>Agreed Action:</b>  That a proposed Gawler Place Rejuvenation Plan be issued to all property owners whose business has rear access to Gawler Place, for comments regarding the proposed changes.  Andrew to report back to the June Committee of any comments received regarding the proposed changes.	June 2015
347.8.3	Broken Hill Trades Hall Trust  Request to remove 2 hour parking signs in Blende Street between the Trades Hall and TAB, as the TAB is now closed.	D15/12236	14 April 2015  Kath CRM to have signs removed. Once approved by Council.	<b>Agreed Action:</b>  That the 2 hour parking signs to be removed.	May 2015
347.8.4	TAFE NSW Western  Request to remove 2 hour parking signs behind the TAFE College on the left hand side of Blende Street.	D15/13668	14 April 2015  Kath CRM to have signs removed. Once approved by Council.	<b>Agreed Action:</b>  That the 2 hour parking signs to be removed.	May 2015
347.8.5	Joe Sulicich, RMS  Retain the "No Stopping" signs on a permanent basis on the southern side of Galena Street opposite the Plaza entry.	D15/13959	14 April 2015  Kath CRM to ensure signs are retained. Once approved by Council.	<b>Agreed Action:</b>  That the "No Stopping" signs are retained on a permanent basis.	May 2015

## ORDINARY MEETING OF THE COUNCIL

April 8, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 88/15

SUBJECT: ECONOMIC DEVELOPMENT ACTIVITY REPORT FOR MARCH  
2015 11/514

**Recommendation**

That Broken Hill City Council Report No. 88/15 dated April 8, 2015, are received.

This report outlines activities conducted by the Economic Development department during March 2015 along with forward items as planned.

**1 TOURISM****1.1 Visitor Information Centre (VIC)**

<b>Foot Traffic</b>	<b>March 2014</b>	<b>March 2015</b>	<b>% change</b>
Total Visitors (month)	8,373	7,384	-11.81%
Total Visitors (YTD)	79,167	75,082	-5.16%

**1.2 Souvenirs**

<b>Souvenir Sales</b>					
<b>Mar 2014</b>	<b>Mar 2015</b>	<b>% change</b>	<b>YTD 2013/14</b>	<b>YTD 2014/15</b>	<b>% change</b>
\$11,800.64	\$13,022.13	+10.35%	\$129,379.16	\$118,021.54	-8.78%

**1.3 www.brokenhillaustralia.com.au**

<b>Website traffic</b>	<b>Mar 2014</b>	<b>Mar 2015</b>	<b>% change</b>
Total Unique Visitors (month)	8,009	12,345	+54.14%
Total Unique Visitors (YTD)	64,993	82,355	+26.74%
Total Bookings (month)	\$6,896.40	\$6,974	+1.13%
Total Bookings (YTD)	\$69,541.40	\$78,028.5	+12.20%

**1.4 V3 Operator Migration Status**

The following shows local operator migration to the V3 booking system. This will be the final report regarding this program of migration; as all businesses are aware of V3 as a booking option and have made their decision either way (with no significant change during previous months):

<b>Bookeasy</b>		<b>V3</b>	
Number of Hotels/Motels listed	15	Number of Hotels/Motels listed	9
Number of B&B's, Cottages, Caravan Parks, Stations listed	44	Number of B&B's/ Cottages , Caravan Parks, Stations listed	21
Tour Operators listed	5	Tour Operators listed	5
Total	64	Total	35

**1.5 Broken Hill and Outback NSW Visitors Guide**

<b>BHVIC DISTRIBUTION at December 2014</b>	<b>Target</b>	<b>Numbers YTD 201/15</b>	<b>%</b>
	Over Counter	12,062	12.06%
	Mail Outs	438	0.49%
	Local Businesses	6652	6.65%
	Event Organisers	64	0.06%
	BHCC Admin Centre	256	0.26%
<b>EXTERNAL DISTRIBUTION</b>	ACT	128	0.13%
	NSW	22772	22.77%
	VIC	9782	9.78%
	SA	5840	5.84%
	QLD	1740	1.74%
	NSW TrainLink	3840	3.84%
<b>BROCHURES IN RESERVE</b>		<b>36,426</b> Murray Media 9,738 Local 26,688	<b>36.43%</b>

BHVIC received 50,000 guides 9/9/14. Murray Media Distribution received 50,000 guides 10/9/14.

**1.6 Fee for Service Partnership**

<b>Fee for Service – Categories</b>	<b>Total Income 2013/14</b>	<b>Total Income 2014/15 YTD</b>	<b>% change</b>
Associate Member	\$310	\$318.00	+2.58%
Attraction	\$6,693.33	\$6,408.00	-4.26%
Caravan Park	\$2,547	\$2,273.35	-10.74%
Clubs	\$2,842.80	\$2,277.00	-19.90%
Conference & Event Services	\$735	\$215.00	-70.75%
Corporate Sponsor	\$0.00	\$1,350.00	n/a
Self Catering Accommodation	\$7,630	\$6,685.00	-12.39%
Hotels / Guesthouses	\$2,648.50	\$3,647.00	+37.70%
Motels	\$13,201	\$9,600.00	-27.28%
Outback Station	\$825	\$676.00	-18.06%
Personal Membership	\$35	-	n/a
Restaurants / Cafe / Takeaway	\$1,977.20	\$2,385.60	+20.66%
Retail / Consumer Service	\$1,275	\$1,050.00	-17.65%
Social Clubs – Non Profit	\$170	\$174.00	+2.35%
Tour/Charter Operators	\$2,822.25	\$3,182.80	+12.78%
Tourism Bodies	\$0.00	\$507.00	n/a
<b>TOTAL</b>	<b>\$43,712.08</b>	<b>\$40,748.75</b>	<b>-6.78%</b>

**1.7 Industry Communication**

The following communication items were delivered to industry via Email/Industry Facebook during March 2015:

- Reaching International Markets – How to become export ready
- Link to the Broken Hill Heritage video
- Australia.com features Broken Hill
- Inland NSW Tourism Awards information
- Broken Hill's National Heritage Listing information - related articles/video links



- St. Patrick's Races - 2016 confirmed date
- Various news items on Facebook pages

### 1.8 Promotional Activity

The following promotions were conducted during March 2015:

- Promotional blogs on FOR REAL facebook page
- Creation of promotional videos of Council and non-Council attractions by Broken Hill Productions (ongoing)
- Staff familiarisation trip to Peterborough, Wilcannia, Mungo NP & Menindee visiting local product and meeting with local tourism stakeholders
- The 'Broken Hill' Facebook page continued promotion of Broken Hill's story, including content related to heritage, the future and individuals of the city. This campaign has delivered a Total Facebook Reach of 3,239,637 (i.e. individual people who have seen the page or post) and Total Facebook Engagement of 30,980 (i.e. individual people who have engaged with our content).

## 2 EVENTS

### 2.1 Civic Centre

Type	Bookings Mar 2014	Bookings Mar 2015	Attendance March 2014	Attendance March 2015	Days Booked Mar 2014	Days Booked Mar 2015
Conferences	1		230		2	
Seminars/Workshops	1		220		1	
Other (incl. rehearsals)	1	4	320	520	2	4
Fashion Parades	4	1	360	400	1	1
Concerts/Performances	2	1	600	350	2	1
Balls/Cabarets/Dinners						
Wedding Receptions	1		180		1	
Council Functions						
Trade Shows/Exhibitions						
School Functions						
Luncheons/Cocktail Parties	1		140		1	
Eisteddfods						
<b>TOTAL</b>	<b>8</b>	<b>6</b>	<b>2050</b>	<b>1170</b>	<b>8</b>	<b>6</b>

Type	No. of Bookings YTD 2013/14	No. of Bookings YTD 2014/15	Attendance YTD 2013/14	Attendance YTD 2014/15	Days Booked YTD 2013/14	Days Booked YTD 2014/15
Conferences	3		685		7	
Seminars/Workshops	7	1	1080	350	7	1
Other (incl. rehearsals)	14	13	3150	2236	17	14
Fashion Parades	1	1	360	400	1	1
Concerts/Performances	4	3	1660	931	4	3

Balls/Cabarets/Dinners	8	11	1770	2860	8	12
Wedding Receptions	4	3	1070	381	4	3
Council Functions	4	3	1050	510	8	3
Trade Shows/Exhibitions	1	1	1510	150	4	1
School/TAFE Functions	10	10	6300	4950	10	10
Luncheons/Cocktail Parties	1		140		1	
Eisteddfods	1	1	1200	1131	6	6
<b>TOTAL</b>	<b>60</b>	<b>47</b>	<b>19,975</b>	<b>13,899</b>	<b>77</b>	<b>54</b>

Type	Income from Mar 2014	Income from Bookings Mar 2015	% Change	Total Income YTD 2013/14	Total Income YTD 2014/15	% Change
Conferences	2282			\$7,618		-100%
Seminars/Workshops	314		-100%	\$4,521	\$541	-88.03%
Other (incl. rehearsals)	955	2863.50	+199.84%	\$6,319	\$8,357.50	+32.26%
Fashion Parades	2264	2477.50	+9.43%	\$2,264	\$2,477.50	+9.43%
Concerts/Performances	2820	1140	-59.57%	\$11,206	\$6,357	-43.27%
Balls/Cabarets/Dinners				\$8,191	\$15,205	+85.63%
Wedding Receptions	1220		-100%	\$4,424	\$3,555	-19.64%
Council Functions				\$1,491	\$827	-44.53%
Trade Shows/Exhibitions				\$3,423	\$1,140	-66.7%
School Functions				\$5,346	\$6,211	+16.18%
Luncheons/Cocktail Parties	623			\$623		-100%
Eisteddfods				\$4,327	\$4,868	+12.5%
<b>TOTAL</b>	<b>10,478</b>	<b>2481</b>	<b>-38.15%</b>	<b>\$59,753</b>	<b>\$49,539</b>	<b>-17.09%</b>

*During March, 2015, there were six bookings – two rehearsals, the St Pat's Fashion Parade, St Pat's Sponsor evening, CCWI Coffee and Desert evening and Senior's Week Concert*

## 2.2 Existing Leads and Opportunities in Development (for financial year 2014/2015)

- Conferences – 1
- Seminars/Workshops - 0
- Other (incl. rehearsals) - 6
- Concerts Performances – 1
- Balls/Cabarets/Dinners – 6
- Wedding Receptions - 0
- Council Functions - 0
- Trade Shows/Exhibitions – 0
- School/TAFE Functions – 1
- Luncheon Cocktail Parties – 0
- Eisteddfods – 0

## 2.3 Future Committed Events

Melbourne International Comedy Festival –April 29, 2015  
 Resources Investment Symposium – May 21-25, 2015  
 Inland Tourism Awards Dinner - July 25, 2015

Queens in the City – May 31, 2015

### 3 ECONOMIC DEVELOPMENT

During March 2015 there was activity against a number of projects, including:

The final meeting of the Far West Tourism Task Force (TTF) was held Friday 6<sup>th</sup> March 2015; for handover to the new Implementation Committee (representatives who had nominated their interest to be involved at the public consultation meetings held December 2014). At a subsequent meeting held 24<sup>th</sup> March, the industry agreed to work with Inland NSW and Council to launch a structure aligning with the timing of the Inland NSW Tourism Awards (being held in Broken Hill on 25th July 2015). The Implementation Committee agreed to support the development of a formal structure to implement the Inland Destination Management Plan (DMP) for the Far West region.

The Broken Hill Fringe Festival and St Patricks Race Day were held during March 2015 – both events received funding from Council with the aim to stimulate tourism activity for the benefit of the broader visitor economy. By June 31, Broken Hill St Patricks Race Club and Council will analyse and review Key Performance Indicators as agreed in the signed Memorandum of Understanding.

Progress is continuing to complete the Infrastructure NSW 'Deed of Agreement' for the Civic Centre Resources for Regions grant, including a Business Plan to facilitate demand.

A Business Case was finalised to support a Council grant application for NSW Trade and Investment Regional Airports Funding. This project developed a case to support the NSW Government in meeting its target of doubling overnight visitor stays/expenditure and boosting the visitor economy/regional tourism. Up to \$50 million is available through the Fund for the development of regional airport infrastructure servicing popular regional tourism destinations. The Business Case report assessed the outlook for the airport's aviation demand growth; the requirement for airport infrastructure upgrade to support potential development of the regional tourism industry; and prepared an economic evaluation/regional economic impact assessment of the proposed upgrade. The submission for funding included total capital works valued at \$8,383,000 for:

#### **Airside**

- Design asphalt reconstruction of the runway, taxiways and apron used by RPT aircraft
- Plan for the initial stage of the parallel taxiway

#### **Landside**

- Secured carpark area –boom gates
- Extend carpark to include rental service facilities and areas for lease to car rental company
- Provide alternative road access to the RFDS facility and bus parking
- Further development of landside infrastructure
- Services –upgrade water main, street lighting
- Carpark improvements
- Aircraft support Services (IT and Electrical)
- Terminal and Building
- Further improvements to terminal foot print i.e. increase holding lounge and passenger services
- Internal facilities
- Minor building works to accommodate security equipment and make up loop
- Structural expansion
-

**Attachments**

There are no attachments for this report.

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

THERESE MANNS  
General Manager

## ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 89/15SUBJECT: SUSTAINABILITY GROUP ACTIVITIES - MARCH 2015 11/514**Recommendation**

That Broken Hill City Council Report No. 89/15 dated April 17, 2015, be received.

<b>STATUS OF DEVELOPMENT APPLICATIONS RECEIVED</b>						
DA	DATE REC'D	APPLICANT	LOCATION	PROPOSAL	ACTION DATE	DECISION
<b>OUTSTANDING MATTERS</b>						
114/2014	19/8/14	C. Hucks	410 Piper Street	New dwelling	27/08/14	Awaiting further information.
191/2014	2/12/14	NSW Land and Housing Corporation	123 Creedon Street	Change of use to community house	25/03/15	Approved
3/2015	13/1/15	Mawsons & Sons Pty Ltd	Holten Drive	Continued use of site for extractive industries and increase production	15/04/15	Detailed Assessment. Referred to EPA as Integrated approval body – Terms of Approval to be provided. Submissions received from Government agencies. Registered with Joint Regional Planning Panel, as the determining body.
14/2015	5/2/15	G.F. Howe	230 Clarke Street, 241 Jamieson Street	Subdivision and new road	30/03/15	Approved
18/2015	13/2/15	M. Dexter	158 Argent Street	Change of use to use part of building for martial arts studio	14/03/15	Assessment of Building Code matters.
<b>MARCH 2015</b>						
31/2015	4/3/15	G.F. Howe	102 Cummins Street	Subdivision	14/04/15	Approved
182/2014	18/3/15	Telstra Corp c/o SK Planning	334 McCulloch Street	Modification of consent	18/3/15	Public Exhibition closes May 1, 2015.
37/2015	16/3/15	N.J. Ramsay	57 Harris Street	New dwelling	9/04/15	Approved
39/2015	18/3/15	KenX Design	425 Argent Street	Refurbishment/fit-out for restaurant/cafe	17/04/15	Assessment
42/2015	31/3/15	BHCC	334 McCulloch Street	Subdivision	1/04/15	Approved

**THE LIVING DESERT AND THE FLORA AND FAUNA SANCTUARY**

VISITATION	MARCH 2015	YTD 14/15	MARCH 2014	YTD 13/14
Number of Visitors (including children)	1,734	19,661	1,351	20,835
Number of annual passes purchased	7	70	6	62
<b>VIC - Number of Coach Passengers</b>	40	687	97	1,283
INCOME (incl. GST)	MARCH 2015	YTD 14/15	MARCH 2014	YTD 13/14
Income – pay station	8,068.00	87,096.65	5,110.60	80,232.40
VIC – Income	80.00	2,327.00	408	3,898.00
Income – annual passes	125.00	1,305.00	120.00	1,070.00
<b>Total</b>	<b>\$8,273.00</b>	<b>\$90,728.65</b>	<b>\$5,638.60</b>	<b>\$85,200.40</b>

**ALBERT KERSTEN MINING & MINERALS MUSEUM**

	MARCH 2015	YTD 14/15	MARCH 2014	YTD 13/14
Visitor Admissions:	556	5,922	603	7,960
Shop Visitors	206	991	120	993
<b>Total Visitors:</b>	<b>762</b>	<b>6,913</b>	<b>723</b>	<b>8,953</b>
	MARCH 2015	YTD 14/15	MARCH 2014	YTD 13/14
Income – Admissions:	1,859.00	24,893.00	2,047.00	27,172.00
Income – Souvenirs:	1,530.00	18,021.00	1,257.00	18,835.00
Commission Sales:	887.00	2,042.00	83.00	1,719.00
Public Programs	0.00	315.00		220.00
<b>Total Income</b>	<b>\$4,276.00</b>	<b>\$45,271.00</b>	<b>\$3,387.00</b>	<b>\$47,946.00</b>

**PUBLIC PROGRAMMES**

“KIDMAN” a travelling exhibition curated by Christo Reid (Kidman’s Great grandson) opened during the month.

**Forthcoming events**

- June BHHSoc (TBC)
- June – July Lifeline exhibition
- September: GLLO exhibition

**ART GALLERY**

<b><u>Activity / Visitation:</u></b>	<b>MARCH 2015</b>	<b>YTD 14/15</b>	<b>MARCH 2014</b>	<b>YTD 13/14</b>
Donations Box	913.00	10,498.00	718.00	10,153.65
Public Programs	1,225.00	11,233.00	235.00	10,080.00
Other income	0.00	0.00	1,644.00	12,074.00
Shop	1,935.40	17,714.17	1,830.39	18,034.60
Gallery Hire	350.00	900.00	n/a	n/a
Memberships	239.00	2,128.00	149.00	1,824.00
Outback Art Prize Entry Fee	140.00	140.00	n/a	n/a
Commission sales (includes 66% artist commission)	4,859.00	68,357.75	3,910.70	48,852.55
<b>Total income</b>	<b>\$9,661.40</b>	<b>\$110,970.92</b>	<b>\$8, 487.09</b>	<b>\$101,018.80</b>
Visitors	1,714	14,050	1,296	14,276

**Exhibitions and Events – March 2015****Touring Gallery*****In Your Dreams***

The Willyama Art Society has worked with a theme of dreams for this, their 54<sup>th</sup> anniversary exhibition. The exhibition showcases the range of talent in the society and also interpret the theme in many different ways.

**Access Gallery*****Sense of Place – the fibre art of Virginia Kaiser (1945-2012)***

Nationally renowned basket maker, Virginia Kaiser moved to Broken Hill in 2006. During her time here she was to have a great influence on the local community inspiring many with her craft. This exhibition which displays the diversity of her practice, also has works by other basket makers whom she has influenced and also the tools and a documentary from the Sunday Arts program in which she featured. This exhibition was curated by Sturt Centre for Contemporary craft.

**Upstairs Galleries*****From Rags to Pictures***

Phyllis Ragenovich has been practicing art for many years having learnt from Joyce Condon and Brian Martin at the Broken Hill Campus of TAFE. Phyllis has produced a series of paintings which show many different places including Broken Hill houses, the Mundi Mundi plains after the rain, Western Australia and Paris.

***A Relative Perspective***

This is Robyn Taylor's first solo exhibition. The series of paintings depict the bush especially rural life.

**Wall Cabinet*****7 x 5***

Gaara Arts which is a collective of local women artists have been exhibiting at the gallery

for several years now. This is their third cabinet exhibition. Works by members had to measure only 7 x 5 inches and include paintings, drawings, mixed media and textiles.

Upstairs Lift Foyer (Maari Ma Gallery)

***Our Elders***

An exhibition by Aboriginal photographer Mervyn Bishop featuring elders from the Bankstown area, this exhibition is part of the Bankstown Sister City Cultural Exchange.

**Other Functions, Events and Workshops**

- 3 x Thursday workshop for children 5-7
- 3 x Saturday workshop for children 7-14
- Wendy Moore polymer art class
- Fringe Festival art class in conjunction with West Darling Arts
- Fringe Festival – Jonathan Welch Concert
- Civic Orchestra Performance
- Isolated Children Parents Association Conference welcome dinner and drinks
- Council Civic Function
- Seniors Week Art Gallery Tour
- Ann Evers Basket Weaving Workshop

**Marketing**

- Art Guide, Art Almanac, Craft Arts International, Outback NSW Free Maps.
- Facebook, Art Gallery Website, Tourism Broken Hill Website, Museums and Galleries NSW website.

**Meetings and Reports:**

Next Art Gallery Advisory Committee Meeting April 21, 2015.

**Attachments**

There are no attachments for this report.

FRANCOIS VANDERBERG  
MANAGER PLANNING, DEVELOPMENT & COMPLIANCE

THERESE MANNS  
GENERAL MANAGER



## ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 90/15SUBJECT: HERITAGE STATUS REPORT - MARCH 201511/126**Recommendation**

That Broken Hill City Council Report No. 90/15 dated April 17, 2015, be received.

<b>STATUS OF RESIDENTIAL BUILDINGS CONSERVATION POLICY APPLICATIONS 2014/2015</b>							
<b>ADDRESS</b>	<b>DATE RECEIVED</b>	<b>ESTIMATED COST OF WORKS</b>	<b>GRANT REQUEST</b>	<b>LOAN REQUEST</b>	<b>GRANT APPROVED</b>	<b>LOAN APPROVED</b>	<b>ACTION DATE</b>
223 Rowe Street	03/03/2015	\$1,600	\$800	Nil	Assessment by Heritage Adviser	Nil	23/03/2015
717 Williams Street	16/03/2015	\$1192.75	\$596.38	Nil	Assessment by Heritage Adviser	Nil	23/03/2015
555 Lane Street	16/03/2015	\$3,200	\$1,500	Nil	Assessment by Heritage Adviser	Nil	23/03/2015
195 Argent Street	17/03/2015	\$2,000	\$1,000	Nil	Assessment by Heritage Adviser	Nil	23/03/2015
<b>HERITAGE RESTORATION FUND AND ADVISORY SERVICE AND MUSEUM ADVISORY SERVICE 2014/2015</b>							
	<b>BUDGET ALLOCATION</b>		<b>YTD EXPENDITURE 2014/2015</b>		<b>AVAILABLE FUNDS 2014/2015</b>		
	<b>GOVERNMENT GRANT</b>	<b>COUNCIL FUNDS</b>					
<b>HERITAGE RESTORATION FUND</b>	\$8,500.00	\$17,000.00	\$12,800.00		\$12,700.00		
<b>HERITAGE ADVISORY SERVICE</b>	\$7,000.00	\$21,000.00	\$8,790.00		\$19,210.00		
<b>MUSEUM ADVISORY SERVICE</b>	\$12,000.00	\$7,000.00	\$14,580.28		\$4,419.72		

The Heritage Advisor visited Broken Hill on March 23, 2015 and provided advice and carried out inspections. **Attachments**

There are no attachments for this report.

FRANCOIS VANDERBERG  
MANAGER PLANNING, DEVELOPMENT & COMPLIANCE

THERESE MANNS  
GENERAL MANAGER

## ORDINARY MEETING OF THE COUNCIL

April 17, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 91/15SUBJECT:                    INFRASTRUCTURE GROUP ACTIVITIES - MARCH 2015      11/514**Recommendation**

That Broken Hill City Council Report No. 91/15 dated April 17, 2015, be received.

**GALENA STREET REFUGE ISLAND**

Refuge Island under funding provided by the RMS has been completed in Galena Street adjacent McDonalds and Centro Shopping Complex. This project has been funded by the Roads and Maritime Service (RMS).

**RMCC CONTRACT WORKS**

Resealing program for RMS was completed in two days covering an area of over 22,000m<sup>2</sup> to the width of 9m along Patton Street, between Bonanza Street and Kanandah Road. Polymer S35 E binder was used for the works with 10mm covering aggregates.

**FEDERATION WAY**

Work was completed to reseal the second coat of Federation Way and 7mm aggregate used with C240 binder. This work was completed in 2 days covering the Federation way road starting in line from Oxide Street on Federation way.

**OPERATIONS**

- Nature strip repairs have been completed during March for residents.
- The West Depot roads were graded.
- Various streets have been swept, including South Road.
- Resealing was completed on the following streets:
  - Federation Way
  - Gossan and Crystal Streets to Blende Street.
  - Lane and Hall Street intersection
  - Wentworth Road and Queen Street to Kanandah Road (SH22)
  - Patton and Bonanza Streets to Queen Street (SH22)
  - Gossan Street and South Road to Blende Street.
- Heavy patch works has been completed on South Road.
- Preparation of local roads was completed leading up to St Pat's Race Day.

**BROKEN HILL AIRPORT**

<b>MONTH</b>	<b>REX Adelaide/ Broken Hill Passengers</b>	<b>REX Sydney/ Broken Hill Passengers</b>	<b>REX Dubbo/ Broken Hill Passengers</b>	<b>REX Mildura/ Broken Hill Passengers</b>	<b>REX Melbourne/ Broken Hill Passengers</b>	<b>REX Total Passengers</b>
<b>July</b>	2393	1796	426	147	262	5024
Increase over 13/14	136	-233	49	-71	-66	-185
Monthly Comparison	6.0%	-11.5%	13.0%	-32.6%	-20.1%	-3.6%
<b>August</b>	2216	1773	448	177	222	4836
Increase over 13/14	-49	-230	6	-30	-106	-409
Monthly Comparison	-2.2%	-11.5%	1.4%	-14.5%	-32.3%	-7.8%
<b>September</b>	2336	1685	423	194	269	4907
Increase over 13/14	74	-499	95	-114	124	-320
Monthly Comparison	3.3%	-22.8%	29.0%	-37.0%	85.5%	-6.1%
<b>October</b>	2386	2051	448	191	260	5336
Increase over 13/14	-175	-57	86	5	-48	-189
Monthly Comparison	-6.8%	-2.7%	23.8%	2.7%	-15.6%	-3.4%
<b>November</b>	2119	1981	338	163	254	4855
Increase over 13/14	-313	-177	-59	-9	-42	-600
Monthly Comparison	-12.9%	-8.2%	-14.9%	-5.2%	-14.2%	-11.0%
<b>December</b>	1974	1562	289	201	282	4308
Increase over 13/14	-325	-60	35	42	17	-291
Monthly Comparison	-14.1%	-3.7%	13.8%	26.4%	6.4%	-6.3%
<b>January</b>	1619	1171	200	164	220	3374
Increase over 13/14	-140	38	10	70	-62	-84
Monthly Comparison	-8.0%	3.4%	5.3%	74.5%	-22.0%	-2.4%
<b>February</b>	1882	1557	249	186	210	4084
Increase over 13/14	-100	-84	-118	38	-8	-272
Monthly Comparison	-5.0%	-5.1%	-32.2%	25.7%	-3.7%	-6.2%
<b>March</b>	2322	2145	366	205	288	5326
Increase over 13/14	-30	10	-134	55	-8	-107
Monthly Comparison	-1.3%	0.5%	-26.8%	36.7%	-2.7%	-2.0%
<b>YTD</b>	<b>19247</b>	<b>15721</b>	<b>3187</b>	<b>1628</b>	<b>2267</b>	<b>42050</b>
<b>YTD Comparison</b>	<b>-922</b>	<b>-1292</b>	<b>-30</b>	<b>-14</b>	<b>-199</b>	<b>-2457</b>
<b>YTD % Comparison</b>	<b>-5%</b>	<b>-8%</b>	<b>-1%</b>	<b>-1%</b>	<b>-8%</b>	<b>-5.8%</b>

**CEMETERY**

	Exclusive Rights for Old Graves	Exclusive Rights	Work Permits	Interments			Enquiries			
				Casket	Ashes	Total	Office	On Site	Total	Web Hits
Jul-14	0	1	0	12	8	20	37	21	58	26911
Aug-14	1	6	0	6	10	16	29	25	54	27373
Sep-14	0	5	0	5	6	11	31	22	53	28270
Oct-14	1	14	0	10	10	20	35	18	53	28430
Nov-14	0	11	0	5	10	15	25	17	42	26209
Dec-14	1	12	0	9	6	15	22	20	42	27647
Jan-15	1	4	0	6	6	12	15	10	25	33249
Feb-15	0	9	0	7	14	21	15	19	34	31424
Mar-15	0	4	0	5	5	10	17	10	27	34045
<b>Year to Date (14/15)</b>	<b>4</b>	<b>66</b>	<b>0</b>	<b>65</b>	<b>75</b>	<b>140</b>	<b>226</b>	<b>162</b>	<b>388</b>	<b>263558</b>

**BROKEN HILL REGIONAL AQUATIC CENTRE**

<b>ATTENDANCE AND SALES</b>							
<b>Month</b>	<b>2008/09</b>	<b>2009/10</b>	<b>2010/11</b>	<b>2011/12</b>	<b>2012/13</b>	<b>2013/14</b>	<b>2014/15</b>
July	619	755	605	NA	2937	5471	6228
August	335	728	668	NA	3590	6062	6731
September	1598	1201	1603	NA	4458	8538	8923
October	4490	4433	4065	NA	7530	11,353	11,482
November	7774	8161	6908	NA	10475	13,661	14,934
December	11623	9295	7485	1001	10442	14,390	15,680
January	18325	13347	NA	15109	17272	17,842	15,314
February	12737	8148	NA	10892	15090	17,160	18,193
March	6255	4740	NA	13386	11790	13148	12,552
<b>Annual Total</b>	<b>68049</b>	<b>54848</b>	<b>21334</b>	<b>51466</b>	<b>101329</b>	<b>128280</b>	<b>110037</b>
<b>YTD Total</b>	<b>2552</b>	<b>2684</b>	<b>2876</b>	<b>0</b>	<b>10985</b>	<b>20071</b>	<b>21882</b>
like for like comparison (Jan==>Jun)	41610	30275	0	50465	61897	68805	46059
like for like comparison (Jul==>Nov)	14816	15278	13849	0	28990	45085	48298

**Extract from YMCA Executive Summary of Monthly Report for March 2015:**



YMCA NSW

**1. Executive Summary**

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The YMCA is pleased to submit the March Operations Report for the Aquatic Centre.

A total 12,552 attendances were reported for the month which is around 8% less than those experienced in March 2014.

In considering the above numbers, it must be noted that the centres point of sale software system experienced issues with capturing data. Those issues have since been resolved.

March saw the annual YMCA Swimathon which has raised almost \$200k across NSW. Locally, a great effort from the community has seen around \$4k generated. The funds will further support and fund special needs swimming lessons at the centre.

The YMCA also had a very successful Living Desert Dash Fun Run which saw around 160 participants enter the event. A number of staff across the two sites assisted with the event which has been heralded a great success.

Seniors Week was also successful with free bingo and trivia offered to members. This was coupled with free morning tea and entry to the centre.

The Y also launched the 10 days for \$10 promotion which has seen over 50 new members join the centre in the last 2 weeks of March.

Regards,

A handwritten signature in blue ink that reads 'Shane Simmons'.

Shane Simmons  
Centre Manager  
YMCA of NSW

**Attachments**

There are no attachments for this report.

ANDREW BRUGGY  
MANAGER INFRASTRUCTURE STRATEGY

THERESE MANNS  
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

April 20, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 92/15

SUBJECT:                    ACTION LIST REPORT

11/25

**Recommendation**

That Broken Hill City Council Report No. 92/15 dated April 20, 2015, be received.

**Executive Summary:**

The purpose of the report is to ensure that Council and the community are informed on the status of actions required by previous decisions of Council.

**Report:**

The Action List attached to this report is for information only and will be provided to Council on a monthly basis.

The report covers Council's decision for the period September 2, 2009 to March 25, 2015.

**Strategic Direction:**

Delivery Program Key Direction 5: Our Leadership

Objective 2 Principal Activity 1:1 To give effect to Council policies, decisions and relevant legislation – Decisions of Council will be initiated within 30 days.

**Relevant Legislation:**

Nil

**Financial Implications:**

Nil

**Attachments**

1. Action List Report for April 53 Pages

THERESE MANNS  
GENERAL MANAGER

CARRIED

MEETING	FURTHER REPORT REQUIRED	SUBJECT
15 Nov 2013 - 10:48 AM - Michelle Rolton Plan completed November 2013 13 Feb 2014 - 12:01 PM - Michelle Rolton No change - latest status still current. 15 Apr 2014 - 1:51 PM - Michelle Rolton Surveyor advised that plan is due by April 25th. This will allow lease to be registered. 14 May 2014 - 10:38 AM - Michelle Rolton Plan now due May 16th 2014 - then lease to be registered. 11 Jun 2014 - 2:29 PM - Louine Hille Plan received, examined and redrafted. Development Application required and in process. When plan consented to and signed by Council it will be forwarded to Trades and Investment, Crown Lands for their endorsement and lodgement with L.P.I. 08 Sep 2014 - 1:17 PM - Lacey Butcher No change in status 13 Oct 2014 - 1:48 PM - Frederick Docking Action reassigned to Sharon Hutch by: Leisa Bartlett 05 Dec 2014 - 5:09 PM - Frederick Docking Action reassigned to Andrea Roberts by: Leisa Bartlett 11 Dec 2014 - 3:15 PM - Frederick Docking GM to review and sign DA application and return to Tracy Stephens. Once consented and signed by council forward to trades and investment Crown Lands for their endorsement and lodge with LPI 12 Feb 2015 - 10:10 AM - Frederick Docking Subdivision required for lease purposes only before lease can be finalised 13 Mar 2015 - 9:20 AM - Frederick Docking Subdivision required for lease purposes only before lease can be finalised 17 Apr 2015 - 3:26 PM - Frederick Docking Pending Sub Division for lease purposes		
Ordinary Meeting of the Council 27 January 2010	False	Infrastructure and Sustainability Committee
<b>ITEM 7 - GROUP MANAGER SUSTAINABILITY REPORT NO. 5/10 - DATED JANUARY 12, 2010 - SUBDIVISION OF CROWN LAND AT RYAN AND CREEDON STREETS TO CREATE A DRAINAGE RESERVE</b> R8/245  <u>Recommendation</u>		



MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That Group Manager Sustainability Report No. 5/10 dated January 12, 2010, be received.</p> <p>That Council co-ordinate the subdivision of Crown Land, on behalf of the State of New South Wales at the corner of Ryan and Creedon Streets to permit the creation of a Drainage Reserve in Council's name and to rectify other land issues.</p> <p>That documents relating to this matter be executed under Council's Common Seal if required.</p> <p><i>01 May 2013 - 1:52 PM - Leisa Bartlett</i></p> <p>Adjoining owner has changed mind due to changed family circumstances. Proceeding with minor changes - Plan to be redrafted by Council initially for Crown Approval prior to formal survey.</p> <p><i>15 Nov 2013 - 10:58 AM - Michelle Rolton</i></p> <p>Status unchanged.</p> <p><i>13 Feb 2014 - 12:02 PM - Michelle Rolton</i></p> <p>No Change - Latest status remains current.</p> <p><i>15 Apr 2014 - 1:55 PM - Michelle Rolton</i></p> <p>Subdivision to be addressed when Surveyor completes survey work in April 2014.</p> <p><i>11 Jun 2014 - 2:34 PM - Louine Hille</i></p> <p>No change in status.</p> <p><i>13 Oct 2014 - 1:50 PM - Andrew Bruggy</i></p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p><i>05 Dec 2014 - 5:09 PM - Andrew Bruggy</i></p> <p>Action reassigned to Francois VanDerBerg by: Leisa Bartlett</p> <p><i>21 Jan 2015 - 9:23 AM - Andrew Bruggy</i></p> <p>Action reassigned to Andrew Bruggy by: Leisa Bartlett</p> <p><i>17 Feb 2015 - 10:39 AM - Leisa Bartlett</i></p> <p>Survey Commissioned.</p> <p><i>20 Apr 2015 - 4:15 PM - Leisa Bartlett</i></p> <p>Awaiting Survey.</p>		

CARRIED

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>13 Oct 2014 - 1:50 PM - Frederick Docking Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:10 PM - Frederick Docking Action reassigned to Andrew Bruggy by: Leisa Bartlett</p>		
Ordinary Meeting of the Council 30 June 2010	False	Infrastructure and Sustainability Committee
<p><b>ITEM 11 - GROUP MANAGER INFRASTRUCTURE REPORT NO. 16/10 - DATED JUNE 16, 2010 - ADOPTION OF AIRPORT MASTER PLAN</b> M3/76</p> <p><u>Recommendation</u></p> <p>That Group Manager Infrastructure Report No. 16/10 dated June 16, 2010, be received.</p> <p>That the Draft Airport Master Plan be formally adopted.</p> <p>That Council establish an Airport Working Group to assist to progress and drive the implementation of Airport Master Plan framework and recommendations.</p> <p>That terms of reference and membership of the Working Group be the subject of a further report to Council.</p> <p><b>RESOLUTION</b> Minute No. 42379</p> <p>Councillor B. Algate moved ) Councillor J. Groenendijk seconded )</p> <p>That the recommendation of item 11 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p>10 Jan 2013 - 2:43 PM - Leisa Bartlett</p> <p>Now that the visit to Mildura Airport has been undertaken, establishment of working group to be progressed with guidelines and makeup of the working group to be determined. This will be incorporated into the Section 355 Committee Report to the November Council Meeting.</p> <p>This item will be progressed as resources allow.</p> <p>16 Jan 2014 - 2:08 PM - Rebecca Flowers</p> <p>Jan 2014 Mkeup of working group still to be determined</p> <p>June 2014 - No update as yet, working group still being reviewed.</p> <p>02 Sep 2014 - 12:35 PM - Rebecca Flowers</p> <p>September 2014 - No update as yet, working group still being reviewed. Will discuss with new Asset Manager once structure implemented.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>13 Oct 2014 - 1:50 PM - Andrew Bruggy Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:10 PM - Andrew Bruggy Action reassigned to Andrew Bruggy by: Leisa Bartlett</p> <p>19 Dec 2014 - 3:09 PM - Rebecca McLaughlin Item has not progressed as at December 2014. Manager Infrastructure Strategy to review.</p> <p>17 Feb 2015 - 10:39 AM - Leisa Bartlett Business Plan proposal submitted. this will underpin the EOI for grant funding under the Resources for Regions funding.</p> <p>20 Apr 2015 - 4:15 PM - Leisa Bartlett EOI submitted. Results not anticipated to be received until June 30, 2015.</p>		
Ordinary Meeting of the Council 29 September 2010	False	Infrastructure and Sustainability Committee
<p><b>ITEM 12 - GROUP MANAGER SUSTAINABILITY REPORT NO. 77/10 - DATED SEPTEMBER 14, 2010 - ACQUISITION OF LAND FOR DRAINAGE OF STORMWATER L6/2/1, R8/245</b></p> <p><u>Recommendation</u></p> <p>That Group Manager Sustainability Report No. 77/10 dated September 14, 2010, be received.</p> <p>That Council acquire land, as shown edged in black in the attached diagram, for the purpose of stormwater drainage.</p> <p>That the acquisition be under the terms of the Local Government Act 1993.</p> <p>That the consent of the Minister and Governor be sought to proceed with the acquisition.</p> <p>That upon acquisition the land be classified as operational land and that the land be described as a drainage reserve on title.</p> <p>That Minerals be excluded from the acquisition.</p> <p>That Council seek a native title opinion in relation to that land shown "B" in the diagram being part of Reserve 72211 for Public School Purposes.</p> <p>That Council negotiate with the owner of the parts shown "A" &amp; "C" in the diagram firstly to seek agreement to the acquisition and secondly as to the amount of compensation to be paid.</p> <p>That Council obtain the consent of the Crown in relation to the acquisition of the land marked "B" and also consult with the current occupant.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That compensation for the part marked "B" be determined as at the date of acquisition by the Acquisitions Valuation Branch by the Land and Property Management Authority.</p> <p>That the final dimensions of the land be subject to survey.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b>  <u>Minute No 42504</u>  Councillor B. Algate moved )  Councillor J. Groenendijk seconded )</p> <p>That the recommendation of Item 12 be adopted.</p> <p>CARRIED</p> <p><i>12 Jun 2013 - 10:06 AM - Lacey Butcher</i>  Awaiting surveyor - work priority list sent to Surveyor (September 2012) Also waiting responses from landowners/occupiers June 6 2013  <i>01 Aug 2013 - 12:52 PM - Leisa Bartlett</i>  Survey expedited by surveyor August 2013.  <i>22 Oct 2013 - 1:54 PM - Louine Hille</i>  No responses from either party.  <i>13 Feb 2014 - 12:06 PM - Michelle Rolton</i>  No change - latest status remains current.  <i>15 Apr 2014 - 1:58 PM - Michelle Rolton</i>  Further contact to be made for required consents to proceed.  <i>11 Jun 2014 - 2:42 PM - Louine Hille</i>  No change in status.  <i>13 Oct 2014 - 1:50 PM - Andrew Bruggy</i>  Action reassigned to Sharon Hutch by: Leisa Bartlett  <i>05 Dec 2014 - 5:22 PM - Andrew Bruggy</i>  Action reassigned to Francois VanDerBerg by: Leisa Bartlett  <i>21 Jan 2015 - 9:30 AM - Andrew Bruggy</i>  Action reassigned to Andrew Bruggy by: Lacey Butcher  <i>17 Mar 2015 - 9:37 AM - Leisa Bartlett</i></p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Commissioning of survey about to commence.  20 Apr 2015 - 4:34 PM - Leisa Bartlett</p> <p>Further report to be presented to Council as acquisition of land may not be necessary due to natural water course.</p>		
Confidential Matters of the Council 29 June 2011	False	Confidential Matters
<p><b>ITEM 1 – (Item 41 in open minutes) - GROUP MANAGER SUSTAINABILITY REPORT NO. 43/11 - DATED JUNE 07, 2011 - - CONFIDENTIAL</b></p> <p>11/472</p> <p><u>Recommendation</u></p> <p>That Group Manager Sustainability Report No. 43/11 dated June 7, 2011, be received.</p> <p>That Council accept ownership of land in consideration for overdue rates as outlined in the body of this report.</p> <p>That documents relating to the transfer be executed under Council's Common Seal as required.</p> <p>12 Jun 2013 - 12:02 PM - Leisa Bartlett</p> <p>June 20 2012 - Letter sent confirming acceptance of ownership. Copy of Title, Caveat, Plan and Search sent for action</p> <p>12 Aug 2013 - 3:00 PM - Leisa Bartlett</p> <p>Land flagged for sale at auction of land for unpaid rates. Council should purchase land at this sale to expedite matters as no response to current proceedings as at September 2013.</p> <p>06 Dec 2013 - 3:48 PM - Michelle Rolton</p> <p>Sale scheduled for 2014.</p> <p>13 Feb 2014 - 12:09 PM - Michelle Rolton</p> <p>No change - Latest status remains current.</p> <p>15 Apr 2014 - 1:59 PM - Michelle Rolton</p> <p>Flagged for purchase at upcoming sale for unpaid rates.</p> <p>11 Jun 2014 - 2:54 PM - Louine Hille</p> <p>[337A Cummins Street used as access to rear of adjacent properties]. Status remains unchanged.</p> <p>13 Oct 2014 - 1:51 PM - Sharon Hutch</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:23 PM - Leisa Bartlett</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
List of eligible properties for sale of land being prepared for presentation to Council early 2015.		
Confidential Matters of the Council 29 June 2011	False	Confidential Matters
<b>ITEM 5 – (Item 45 in open minutes) - GROUP MANAGER SUSTAINABILITY REPORT NO. 44/11 - DATED JUNE 28, 2011 - - CONFIDENTIAL</b>		11/239, 11/221
<u>Recommendation</u>		
That Group Manager Sustainability Report No. 44/11 dated June 28, 2011, be received.		
That A.E. & A.I. Sweet Pty. Ltd. be released from Lease and Licence obligations as detailed in the body of this report.		
That Hertz Australia Pty Limited (ACN 004 407 087) be granted a month to month Licence over the Licence area relinquished by A.E. & A.I. Sweet in terms outlined in the body of this report.		
That documents relating to this matter be executed under Council's Common Seal if required.		
That upon appointment of a new "Hertz Licensee" a Licence be granted to that Licensee by Council under the same terms as proposed for Hertz Australia Pty Limited, other than the term of the Licence.		
<u>Minute No. 42912</u>		
Councillor T. Kennedy moved	)	That the recommendations of items 1 to 5 be adopted.
Councillor J. Groenendijk seconded	)	
		CARRIED
<i>12 Jun 2013 - 12:06 PM - Andrea Roberts</i>		
Awaiting details of Hertz Licensee. New Licence details being negotiated.		
<i>15 Nov 2013 - 11:05 AM - Michelle Rolton</i>		
Status unchanged.		
<i>06 Dec 2013 - 3:49 PM - Michelle Rolton</i>		
Hertz continuing to make payments on a monthly basis.		
<i>13 Feb 2014 - 12:09 PM - Michelle Rolton</i>		
No Change - Latest status remains current.		
<i>14 Mar 2014 - 9:25 AM - Michelle Rolton</i>		
New licence agreement being developed.		
<i>15 Apr 2014 - 2:00 PM - Michelle Rolton</i>		
Draft Licence to Hertz for comment and/or execution.		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
11 Jun 2014 - 2:56 PM - Louine Hille Draft Licence prepared as far as can be. Awaiting determination of rental payment split details. 17 Jul 2014 - 5:22 PM - Michelle Rolton Draft licence sent to Hertz for perusal and agreement 14 Aug 2014 - 3:20 PM - Michelle Rolton Revised copy sent for perusal and agreement. 08 Sep 2014 - 1:18 PM - Lacey Butcher Further enquires to be made 13 Oct 2014 - 1:51 PM - Frederick Docking Action reassigned to Sharon Hutch by: Leisa Bartlett 13 Nov 2014 - 1:55 PM - Rebecca McLaughlin New lease agreement has been signed by Hertz and is being reviewed by DGM awaiting Council signature and stamp. 05 Dec 2014 - 5:24 PM - Frederick Docking Action reassigned to Andrea Roberts by: Leisa Bartlett 11 Dec 2014 - 3:45 PM - Frederick Docking Information requested by GM submitted and awaiting return of signed document. Requested lease amounts for: Thrifty \$329.93 per month and Avis \$340.50 per month. 12 Feb 2015 - 11:45 AM - Frederick Docking Further enquires to be made 13 Mar 2015 - 9:20 AM - Frederick Docking Further enquires to be made 13 Mar 2015 - 3:09 PM - Frederick Docking Action reassigned to Frederick Docking by: Andrea Roberts 17 Apr 2015 - 3:25 PM - Andrea Roberts Further enquires to be made - in progress		
Confidential Matters of the Council 31 August 2011	False	Confidential Matters
<b>ITEM 1 - GROUP MANAGER SUSTAINABILITY REPORT NO. 58/11 - DATED AUGUST 21, 2011 – LEASE OF PART FLIGHT SERVICE BUILDING AT AIRPORT TO THE RFDS - CONFIDENTIAL</b> 11/231  <u>Recommendation</u>		



MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That Group Manager Sustainability Report No. 58/11 dated August 21, 2011, be received.</p> <p>That the General Manager negotiates a commercial rental amount for the Flight Services Building lease with the RFDS.</p> <p>That lease documents, when prepared, be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b>  <u>Minute No. 42983</u>  Councillor J. Groenendijk moved )  Councillor R. Steer seconded )</p> <p>That the recommendation of item 1 be adopted.</p> <p>CARRIED</p> <p><i>12 Aug 2013 - 3:35 PM - Leisa Bartlett</i>  Lease executed in duplicate. One copy returned to RFDS. Registration copies awaiting completion of new lease lot survey of Airport.</p> <p><i>15 Nov 2013 - 11:05 AM - Michelle Rolton</i>  Plan due November 2013</p> <p><i>17 Jan 2014 - 11:56 AM - Louine Hille</i>  Draft Plan received for examination and approval.</p> <p><i>13 Feb 2014 - 12:10 PM - Michelle Rolton</i>  Lot numbering determined, awaiting final plan.</p> <p><i>11 Jun 2014 - 3:23 PM - Louine Hille</i>  Plan requires minor amendment to stop it being requisitioned. Development Consent to subdivision for lease purposes required. Development Application being compiled.</p> <p><i>08 Sep 2014 - 1:19 PM - Lacey Butcher</i>  No change in status</p> <p><i>13 Oct 2014 - 1:51 PM - Frederick Docking</i>  Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p><i>05 Dec 2014 - 5:24 PM - Frederick Docking</i>  Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p><i>11 Dec 2014 - 3:37 PM - Frederick Docking</i>  Receipt of Payment for land recieved. Lease signed. GM to sign DA for subdivision approval and return to Tracy Stephens.</p> <p><i>18 Dec 2014 - 10:31 AM - Frederick Docking</i>  Made contact with ABB to find out why the subdivision was needed and if lease can be signed off without it.</p> <p><i>18 Dec 2014 - 12:07 PM - Frederick Docking</i></p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Made contact with ABB, spoke with Andrew, no subdivision required. Andrew will execute final lease and submit in January.</p> <p>12 Feb 2015 - 1:12 PM - Frederick Docking</p> <p>Waiting on Sub Division for lease purposes</p> <p>13 Mar 2015 - 3:09 PM - Frederick Docking</p> <p>Action reassigned to Frederick Docking by: Andrea Roberts</p> <p>13 Mar 2015 - 3:53 PM - Frederick Docking</p> <p>Waiting on Sub Division for lease purposes</p> <p>17 Apr 2015 - 3:26 PM - Andrea Roberts</p> <p>Pending Sub Division for lease purposes</p>		
Confidential Matters of the Council 29 February 2012	False	Confidential Matters
<p><b>ITEM 1</b>(Item 45 in open minutes) - SUSTAINABILITY REPORT NO. 8/12 - DATED JANUARY 13, 2012 – RENEWAL OF LEASE TO THE AERO CLUB OF BROKEN HILL INC. AT AIRPORT - <b>CONFIDENTIAL</b></p> <p>11/232</p> <p><u>Recommendation</u></p> <p>That Sustainability Report No. 8/12 dated January 13, 2012 be received.</p> <p>That Council renew its lease with The Aero Club of Broken Hill Inc. for a period of five (5) years being the first option to renew the lease.</p> <p>That the lease be amended as outlined in the body of this report to address water charges.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b>  <u>Minute No 43222</u>            Councillor B. Algate moved )            Councillor N. Gasmier seconded )</p> <p>That the recommendation of item 1 be adopted.</p> <p>CARRIED</p> <p>03 May 2012 - 3:23 PM - Leisa Bartlett</p> <p>Documents with Lessee for execution.</p> <p>02 Aug 2012 - 3:25 PM - Leisa Bartlett</p> <p>Reminder to return documents sent.</p> <p>07 Feb 2013 - 3:26 PM - Leisa Bartlett</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Lease with Council's Solicitor for registration. Lease has been requisitioned twice due to plan reference - LPI have changed rules. Further advice to be sought from Council's Solicitor.		
<i>06 Jun 2013 - 3:28 PM - Leisa Bartlett</i>		
LPI have rejected registration due to change in Airport Title descriptions. Further survey work required prior to re-lodgement of Lease.		
<i>22 Oct 2013 - 2:18 PM - Louine Hille</i>		
New plan of subdivision for Lease purposes being prepared. Due 30 October 2013.		
<i>15 Nov 2013 - 11:06 AM - Michelle Rolton</i>		
Plan now due November 2013, as additional survey works were required.		
<i>17 Jan 2014 - 12:14 PM - Louine Hille</i>		
Draft Plan received for examination and approval.		
<i>13 Feb 2014 - 12:10 PM - Michelle Rolton</i>		
Lot numbering determined, awaiting final plan.		
<i>11 Jun 2014 - 3:29 PM - Louine Hille</i>		
Plan requires minor amendment to stop it being requisitioned. Development Consent to subdivision for lease purposes required. Development Application being compiled.		
<i>08 Sep 2014 - 1:19 PM - Lacey Butcher</i>		
No change in status		
<i>13 Oct 2014 - 1:51 PM - Frederick Docking</i>		
Action reassigned to Sharon Hutch by: Leisa Bartlett		
<i>05 Dec 2014 - 5:24 PM - Frederick Docking</i>		
Action reassigned to Andrea Roberts by: Leisa Bartlett		
<i>11 Dec 2014 - 4:42 PM - Frederick Docking</i>		
Amendment for water charges to lease draft signed and returned. GM to sign off DA and return to Tracey Stephens for consent for lease purposes.		
<i>12 Feb 2015 - 11:46 AM - Frederick Docking</i>		
Waiting for subdivision for lease purposes only		
<i>13 Mar 2015 - 9:21 AM - Frederick Docking</i>		
Waiting on Sub Division for lease purposes		
<i>13 Mar 2015 - 3:09 PM - Frederick Docking</i>		
Action reassigned to Frederick Docking by: Andrea Roberts		
<i>17 Apr 2015 - 3:26 PM - Andrea Roberts</i>		
Pending Sub Division for lease purposes		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 19 December 2012	False	Further Business
<p><b>ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 120/12 - DATED DECEMBER 11, 2012 - NAMING OF ROADS AT BROKEN HILL REGIONAL AQUATIC CENTRE AND ENVIRONS</b></p> <p>11/299</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 120/12 dated December 11, 2012 be received.</p> <p>That Lot 8 in DP 1175135, the former cul-de-sac used to access the Aquatic Centre be named Rasp Place.</p> <p>That Council seek consent to the name from the Geographical Name Board (GNB).</p> <p>That, if the name is acceptable to the GNB, it be advertised for public and official comment as required by the Roads Act 1993 and Roads Regulation 2008.</p> <p>That the name be published in the Government Gazette should no objections to its adoption be received.</p> <p><b>RESOLUTION</b>  Minute No. 44190  Councillor B. Algate moved )  Councillor D. Gallagher seconded )</p> <p>That the recommendation of item 14 be adopted.</p> <p>CARRIED</p> <p><i>12 Jun 2013 - 9:37 AM - Lacey Butcher</i>  Procedure commenced May 7 2013. Geographical Name Board notified May 16 2013. LPI letter of objection received - names too similar to existing June 3 2013. Response being prepared June 6 2013</p> <p><i>12 Sep 2013 - 1:40 PM - Leisa Bartlett</i>  Response sent to GNB 5th July 2013. Awaiting reply.</p> <p><i>15 Nov 2013 - 11:09 AM - Michelle Rolton</i>  Status unchanged.</p> <p><i>13 Feb 2014 - 12:35 PM - Michelle Rolton</i>  No change - Status remains current.</p> <p><i>11 Jun 2014 - 3:35 PM - Louine Hille</i>  Geographical Names Board to be contacted regarding lack of response to Council's last letter.</p> <p><i>08 Sep 2014 - 1:20 PM - Lacey Butcher</i>  No change in status</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>17 Feb 2015 - 9:46 AM - Andrew Bruggy</p> <p>Action reassigned to Andrew Bruggy by: Leisa Bartlett</p> <p>17 Feb 2015 - 9:47 AM - Leisa Bartlett</p> <p>Letter sent to Geographical Names Board enquiring on progress of the naming of the cul-de-sac at the Aquatic centre.</p> <p>17 Mar 2015 - 9:38 AM - Leisa Bartlett</p> <p>No reply received to letter to Council's letter.</p>		
Ordinary Meeting of the Council 24 April 2013	False	Further Business
<p><b><u>ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 118/13 - DATED APRIL 17, 2013 - PIPELINE FOR EFFLUENT FROM WILLS STREET WASTE WATER TREATMENT PLANT TO WHITE LEEDS - PARTS WITHIN KANANDAH ROAD AND SILVER CITY HIGHWAY ADJACENT LGA BOUNDARY</u></b> 11/298</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 118/13 dated April 17, 2013, be received.</p> <p>That Council consent be given under a Deed of Consent (or licence) issued under section 139 of the Roads Act 1993 for the construction of a pipeline within the Kanandah Road and Silver City Highway corridors to provide treated effluent water to White Leeds and Thorndale. The necessary consent under Section 138 of the Roads Act 1993 be granted and be included if required.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44306</u>            Councillor M. Browne moved )            Councillor D. Gallagher seconded )</p> <p>That the recommendation of item 9 be adopted.</p> <p style="text-align: right;">CARRIED</p>		
<p>12 Jun 2013 - 3:25 PM - Lacey Butcher</p> <p>Action memo received May 1 2013. Action pending</p> <p>12 Aug 2013 - 2:01 PM - Leisa Bartlett</p> <p>Draft Licence for pipeline for White Leeds sent to Essential Energy July 3, 2013. Norton Rose to prepare Roads Act documents.</p> <p>15 Nov 2013 - 11:12 AM - Michelle Rolton</p> <p>Status unchanged.</p> <p>13 Feb 2014 - 12:35 PM - Michelle Rolton</p> <p>No Change - Latest status remains current.</p> <p>15 Apr 2014 - 2:04 PM - Michelle Rolton</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT					
<p>Reminder to be sent to Essential Energy/Water.</p> <p>14 May 2014 - 10:45 AM - Michelle Rolton</p> <p>No response to date. further contact to be made re: status</p> <p>11 Jun 2014 - 3:38 PM - Louine Hille</p> <p>No change in status.</p> <p>13 Oct 2014 - 1:54 PM - Andrew Bruggy</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:36 PM - Andrew Bruggy</p> <p>Action reassigned to Andrew Bruggy by: Leisa Bartlett</p> <p>17 Feb 2015 - 10:42 AM - Leisa Bartlett</p> <p>Current status of action taken being investigated.</p>							
Extraordinary Confidential Matters of the Council 24 April 2013	False	Confidential Matters					
<p><b>ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 120/13 - DATED APRIL 17, 2013 - - CONFIDENTIAL</b> 11/63</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 120/13 dated April 17, 2013, be received.</p> <p>That Council as Trustee of the Willyama Common, grant consent to the installation of pipelines and the acquisition of land as detailed in the body of this report as Further Recommendations.</p> <p>That documents relating to these matters be executed under Council's Common Seal in the absence of a Trust Seal.</p> <p><b>RESOLUTION</b></p> <p><u>Minute No. 44314</u></p> <table border="0"> <tr> <td>Councillor B. Algate moved</td> <td>)</td> <td rowspan="2">That the recommendation of item 1 be adopted.</td> </tr> <tr> <td>Councillor D. Gallagher seconded</td> <td>)</td> </tr> </table> <p style="text-align: right;">CARRIED</p> <p>12 Jun 2013 - 3:17 PM - Lacey Butcher</p> <p>Action memo received May 1 2013. Action pending</p> <p>12 Aug 2013 - 2:04 PM - Leisa Bartlett</p> <p>Draft Licence for pipeline to White Leeds sent to Essential Energy July 3, 2013.</p>			Councillor B. Algate moved	)	That the recommendation of item 1 be adopted.	Councillor D. Gallagher seconded	)
Councillor B. Algate moved	)	That the recommendation of item 1 be adopted.					
Councillor D. Gallagher seconded	)						

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>15 Nov 2013 - 11:15 AM - Michelle Rolton Status unchanged.</p> <p>13 Feb 2014 - 12:36 PM - Michelle Rolton No change - Latest status remains current.</p> <p>14 May 2014 - 11:37 AM - Michelle Rolton Further contact to be made re: status</p> <p>13 Oct 2014 - 1:55 PM - Andrew Bruggy Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:37 PM - Andrew Bruggy Action reassigned to Andrew Bruggy by: Leisa Bartlett</p> <p>17 Mar 2015 - 9:39 AM - Leisa Bartlett Undertaking the process to complete.</p>		
Ordinary Meeting of the Council 26 June 2013	False	Our Community Reports
<p><b>RESOLUTION</b></p> <p><u>Minute No 44359</u></p> <p>Councillor C. Adams moved )</p> <p>Councillor D. Gallagher seconded )</p> <p>That Broken Hill City Council Report No. 159/13 dated June 11, 2013, be received.</p> <p>That Council consider a request from the Anglican Parish of Broken Hill and the Far West to transition the operation of the South Community Centre Library into a like minded, not for profit body.</p> <p>That Council enter into discussions with the Patton Village Community and Business Association Committee to assess the viability of their interest in the library.</p> <p>That a report be prepared outlining Council's past contributions to the South Community Centre.</p> <p style="text-align: right;">CARRIED</p> <p>25 Jul 2013 - 2:28 PM - Leisa Bartlett Meeting to be arranged between 13-16 August 2013.</p> <p>10 Sep 2013 - 3:31 PM - Leisa Bartlett</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Meeting held. Matters raised to be given further consideration.</p> <p>15 Nov 2013 - 11:19 AM - Michelle Rolton</p> <p>Status unchanged.</p> <p>15 Apr 2014 - 2:35 PM - Michelle Rolton</p> <p>Correspondence to Patton Village Committee to be prepared, requesting business plan for the use of the Centre to be provided to Council.</p> <p>14 May 2014 - 11:38 AM - Michelle Rolton</p> <p>Correspondence sent - awaiting response.</p> <p>11 Jun 2014 - 3:43 PM - Louine Hille</p> <p>Still awaiting response.</p> <p>17 Jul 2014 - 5:25 PM - Michelle Rolton</p> <p>Response under consideration.</p> <p>14 Aug 2014 - 3:22 PM - Michelle Rolton</p> <p>Resolved at July Council Meeting to hand over to Patton Village Committee.</p> <p>14 Aug 2014 - 3:23 PM - Michelle Rolton</p> <p>Correspondence to be prepared and documents executed.</p> <p>08 Sep 2014 - 1:24 PM - Lacey Butcher</p> <p>No change in status - Note: South CommunityCentre being added to same Reserve South Mechanics Institute. Crown Lease/licence will be required</p> <p>13 Oct 2014 - 1:55 PM - Sharon Hutch</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p>		
Confidential Matters of the Council 27 July 2011	False	Confidential Matters
<p><b>ITEM 1 - SUSTAINABILITY REPORT NO. 48/11 - DATED JULY 05, 2011 - - CONFIDENTIAL</b>M3/76/52</p> <p><b><u>Recommendation</u></b></p> <p><b>Moved Councillor B. Algate, Seconded Councillor R. Steer</b></p> <p><b>That Group Manager Sustainability Report No. 48/11 dated July 5, 2011, be received.</b></p> <p><b>That Council renew its lease with BP Australia Pty Ltd for a period of five (5) years with three (3) options to renew of five (5) years each.</b></p> <p><b>That the terms of the lease, as set out in the body of this report, be adopted.</b></p>		



MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p><b>That documents relating to this matter be executed under Councils Common Seal as required.</b></p> <p><i>01 May 2013 - 4:44 PM - Leisa Bartlett</i>            Proceeded on month by month basis until May 2013.</p> <p><i>12 Aug 2013 - 4:45 PM - Leisa Bartlett</i>            Correspondence received with BP requesting amendments. Solicitors information received. Some clauses to be checked by Council's insurers August, 2013.</p> <p><i>10 Sep 2013 - 1:51 PM - Leisa Bartlett</i>            Awaiting response from Insurers.</p> <p><i>15 Nov 2013 - 11:20 AM - Michelle Rolton</i>            Reviewed clauses; sent to BP for consideration on October 8, 2013. No response to date.</p> <p><i>13 Feb 2014 - 12:38 PM - Michelle Rolton</i>            BP again contacted - January 2014. Response due February 2014.</p> <p><i>15 Apr 2014 - 2:07 PM - Michelle Rolton</i>            Response received and being considered.</p> <p><i>12 Jun 2014 - 10:55 AM - Louine Hille</i>            Lease clauses to be forwarded to Solicitors for final draft of lease to be compiled.</p> <p><i>17 Jul 2014 - 5:26 PM - Michelle Rolton</i>            Lease with solicitors for final preparation.</p> <p><i>14 Aug 2014 - 3:24 PM - Michelle Rolton</i>            Lease with BP for execution.</p> <p><i>08 Sep 2014 - 1:26 PM - Lacey Butcher</i>            Awaiting return of executed lease</p> <p><i>13 Oct 2014 - 1:55 PM - Frederick Docking</i>            Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p><i>05 Dec 2014 - 5:38 PM - Frederick Docking</i>            Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p><i>15 Dec 2014 - 3:22 PM - Frederick Docking</i></p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>BP have received Lease and are making an amendment before returning to BHCC. When received send to ABB to approval amendments and finalised document.</p> <p><i>12 Feb 2015 - 10:14 AM - Frederick Docking</i>            ABB Still waiting on return on signed lease from BP</p> <p><i>13 Mar 2015 - 9:21 AM - Frederick Docking</i>            ABB Still waiting on return on signed lease from BP</p> <p><i>13 Mar 2015 - 3:09 PM - Frederick Docking</i>            Action reassigned to Frederick Docking by: Andrea Roberts</p> <p><i>17 Apr 2015 - 3:26 PM - Andrea Roberts</i>            Waiting on return on signed lease from BP</p>		
Confidential Matters of the Council 27 July 2011	False	Confidential Matters
<p><b>ITEM 2 - SUSTAINABILITY REPORT NO. 49/11 - DATED JULY 06, 2011 - - CONFIDENTIAL</b>M3/76/33</p> <p><b><u>Recommendation</u></b></p> <p><b>That Group Manager Sustainability Report No. 49/11 dated July 6, 2011, be received.</b></p> <p><b>That Council lease land at the Broken Hill Airport to Airservices Australia ABN 59 698 720 886 as it relates to navigation, communication and emergency power facilities as outlined in the body of this report.</b></p> <p><b>That the Lessee be liable for all legal costs relating to this matter.</b></p> <p><b>That documents relating to this matter be executed under Councils Common Seal as required.</b></p> <p><i>12 Aug 2013 - 4:46 PM - Leisa Bartlett</i>            With Lessee for execution. Air Services reviewing operations at Airpot, recent Register General's direction will affect registration until further survey works completed.</p> <p><i>15 Nov 2013 - 11:21 AM - Michelle Rolton</i>            New survey plan due November 2013.</p> <p><i>17 Jan 2014 - 12:41 PM - Louine Hille</i>            Air Services yet to notify Council of their final requirements.</p> <p><i>13 Feb 2014 - 12:39 PM - Michelle Rolton</i>            No change - latest status remains current.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p><i>14 May 2014 - 11:39 AM - Michelle Rolton</i></p> <p>Local operations somehow connected to works at Ceduna Airport, when finished at Ceduna, Airservices will address Broken Hill issues.</p> <p><i>12 Jun 2014 - 11:17 AM - Louine Hille</i></p> <p>No change in status.</p> <p><i>13 Oct 2014 - 1:55 PM - Frederick Docking</i></p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p><i>05 Dec 2014 - 5:39 PM - Frederick Docking</i></p> <p>Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p><i>21 Jan 2015 - 9:31 AM - Frederick Docking</i></p> <p>Action reassigned to Frederick Docking by: Lacey Butcher</p> <p><i>12 Feb 2015 - 9:02 AM - Frederick Docking</i></p> <p>Awaiting Airservices to update facilities as requirement of new lease</p> <p><i>09 Mar 2015 - 8:53 AM - Frederick Docking</i></p> <p>Awaiting Airservices to update facilities as requirement of new lease</p> <p><i>17 Apr 2015 - 3:27 PM - Frederick Docking</i></p> <p>Awaiting Airservices to update facilities as requirement of new lease</p>		
Extraordinary Meeting of the Council 30 October 2013	False	Further Business
<p><b><u>ITEM 1 - BROKEN HILL CITY COUNCIL REPORT NO. 269/13 - DATED OCTOBER 17, 2013 - WILLYAMA COMMON - COMPULSORY ACQUISITION OF CROWN LAND AT BROKEN HILL AIRPORT</u></b></p> <p style="text-align: right;">11/89, 11/214</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 269/13 dated October 17, 2013, be received.</p> <p>That Council compulsorily acquire Crown Land being Lots 5938 and 5939 in DP 725373 as shown in the attached diagram for "Airport Purposes" to formalise existing occupation.</p> <p>That the acquisition be under the Terms of the Local Government Act 1993.</p> <p>That the consent of the Minister and Governor be sought for the acquisition.</p> <p>That Council seek agreement from Trade and Investment, Crown Lands Western Division for the acquisition.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That Minerals be excluded from the acquisition.</p> <p>That Council obtain a Native Title opinion in relation to Lot 5939 in DP 725373, formerly part of Western Lands Lease 1060.</p> <p>That if necessary, Council liaise with other parties that may have an interest in Lot 5939 in DP 725373 should Native Title issues require to be addressed.</p> <p>That upon acquisition the land be classified as Operational Land.</p> <p>That compensation be determined as at the date of acquisition by the Acquisition Valuation Branch of the Land and Property Management Authority.</p> <p>That the consent of the Crown (Trade and Investment, Crown Lands Western Division) and the Division of Local Government be sought should all matters be agreed upon to dispense with pre-acquisition requirements given that the compensation as determined at the date of acquisition will be the purchase price.</p> <p>That documents relating to this matter be executed under Council's Common Seal if required.</p> <p><b>RESOLUTION</b>  Minute No. 44468  Councillor D. Gallagher moved )  Councillor C. Adams seconded )</p>		
		That the recommendation of item 1 be adopted.
		CARRIED
<p>15 Nov 2013 - 12:24 PM - Michelle Rolton</p> <p>Not yet commenced.</p> <p>13 Feb 2014 - 12:40 PM - Michelle Rolton</p> <p>No Change - Latest status remains current.</p> <p>14 May 2014 - 11:41 AM - Michelle Rolton</p> <p>Native Title status of one remainiing lot to be determined.</p> <p>12 Jun 2014 - 11:37 AM - Louine Hille</p> <p>History of site being compiled for submission to Barrister.</p> <p>08 Sep 2014 - 1:28 PM - Lacey Butcher</p> <p>No change in status</p> <p>13 Oct 2014 - 1:56 PM - Andrew Bruggy</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:39 PM - Andrew Bruggy</p> <p>Action reassigned to Francois VanDerBerg by: Leisa Bartlett</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>21 Jan 2015 - 9:32 AM - Andrew Bruggy Action reassigned to Andrew Bruggy by: Lacey Butcher</p> <p>17 Mar 2015 - 9:39 AM - Leisa Bartlett Undertaking process to commence.</p> <p>20 Apr 2015 - 4:18 PM - Leisa Bartlett With impending EOI outcome - no further action at this stage with report to future Council Meeting.</p>		
Ordinary Meeting of the Council 27 November 2013	False	Further Business
<p><b>ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 315/13 - DATED NOVEMBER 14, 2013 - PROPOSAL TO CALL FOR TENDERS FOR SALE OF LOT 4 DP 1175135 BEING 331 MURTON STREET, BROKEN HILL - RESIDUE OF LAND ACQUIRED FOR PUBLIC RECREATION, SUBDIVISION AND RESALE 11/257, 11/189</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 315/13 dated November 14, 2013, be received.</p> <p>That Council call Tenders for the sale of 331 Murton Street, Broken Hill (Lot 4 DP 1175135).</p> <p>That documents relating to the sale be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44506</u>            Councillor P. Black moved )            Councillor D. Gallagher seconded )</p> <p>That the recommendation of item 10 be adopted.</p> <p style="text-align: right;">CARRIED</p>		
<p>06 Dec 2013 - 4:37 PM - Michelle Rolton Tender documentation being prepared.</p> <p>17 Jan 2014 - 12:54 PM - Louine Hille Contract prepared.</p> <p>13 Feb 2014 - 12:43 PM - Michelle Rolton Tender to be advertised in February/March 2014. T14/1</p> <p>14 Mar 2014 - 9:15 AM - Michelle Rolton Tender closes March 20, 2014.</p> <p>15 Apr 2014 - 2:15 PM - Michelle Rolton</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>No tenders received. Report to Council.  <i>14 May 2014 - 11:43 AM - Michelle Rolton</i>            To be included in auction in conjunction with sale for unpaid rates.  <i>13 Oct 2014 - 1:57 PM - Sharon Hutch</i>            Action reassigned to Sharon Hutch by: Leisa Bartlett  <i>05 Dec 2014 - 5:41 PM - Leisa Bartlett</i>            List of eligible properties for sale of land being prepared for presentation to Council in early 2015.</p>		
Ordinary Meeting of the Council 29 January 2014	False	Reports
<p><b><u>ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 7/14 - DATED JANUARY 15, 2014 - EASEMENT TO DRAIN WATER FROM WILLS STREET WASTE WATER TREATMENT PLANT OVER PART WILLYAMA COMMON TO RAILWAY CORRIDOR</u></b> 11/63</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 7/14 dated January 15, 2014, be received.</p> <p>That Broken Hill City Council in its appointed capacity as Trust Manager of Willyama Common Trust:</p> <ol style="list-style-type: none"> <li>Consent to Essential Energy/Water replacing the existing pipeline with the replacement to be offset from the current alignment;</li> <li>Consent to a new easement being created over the pipelines, both existing and new, as located;</li> <li>Consent to the extinguishment of the existing easement;</li> <li>Require that all costs relating to this matter be borne by Essential Energy/Water;</li> <li>Require that the proposed new location be examined for Aboriginal archaeological relics and that should any be discovered the replacement pipeline route be relocated to as not to disturb the relic/relics;</li> <li>That, if required, documents relating to this matter be executed under Council's Common Seal in the absence of a Trust Seal.</li> </ol> <p><b>RESOLUTION</b>  <u>Minute No. 44557</u>            Councillor J. Richards moved )            Councillor B. Algate seconded )</p> <p>That the recommendation of item 8 be adopted.</p> <p style="text-align: right;">CARRIED</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>13 Feb 2014 - 12:54 PM - Michelle Rolton</p> <p>Essential Energy/Water notified of Council's resolutions 6/2/2014.</p> <p>15 Apr 2014 - 2:16 PM - Michelle Rolton</p> <p>Awaiting plan of amended easement.</p> <p>12 Jun 2014 - 12:02 PM - Louine Hille</p> <p>No change in status.</p> <p>13 Oct 2014 - 1:57 PM - Andrew Bruggy</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:42 PM - Andrew Bruggy</p> <p>Action reassigned to Francois VanDerBerg by: Leisa Bartlett</p> <p>21 Jan 2015 - 9:32 AM - Andrew Bruggy</p> <p>Action reassigned to Andrew Bruggy by: Lacey Butcher</p> <p>17 Mar 2015 - 9:40 AM - Leisa Bartlett</p> <p>Undertaking process to commence.</p> <p>20 Apr 2015 - 4:19 PM - Leisa Bartlett</p> <p>Easement should not be required and report will be provided to future Council Meeting.</p>		
<p>Ordinary Meeting of the Council 29 January 2014</p>	False	Reports
<p><b>ITEM 9- BROKEN HILL CITY COUNCIL REPORT NO. 8/14 - DATED JANUARY 16, 2014 - RENEWAL OF LICENCE TO OCCUPY ENCROACHMENT ONTO RESERVE 66816 AT CEMETERY</b></p>		
<p>11/50</p>		
<p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 8/14 dated January 16, 2014, be received.</p> <p>That Council take up the offer of the grant of a new Licence over part of the current encroachment onto Lot 7317 DP 1183447 being part of Reserve 66816.</p> <p>That Council subdivide Lot 7317 DP 1883447 and add the current encroached area to the cemetery reserves.</p> <p>That Council identify other areas of Lot 7317 DP 1183447 that are suitable for cemetery expansion and seek Crown consent to add this land to the cemetery reserves.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<b>RESOLUTION</b> Minute No. 44558 Councillor C. Adams moved ) Councillor B. Algate seconded )  13 Feb 2014 - 12:54 PM - Michelle Rolton Not yet commenced. 14 Mar 2014 - 9:12 AM - Michelle Rolton Awaiting confirmation from Infrastructure Group. 15 Apr 2014 - 2:17 PM - Michelle Rolton Confirming email sent to Crown Lands that Council would take up the licence. 14 May 2014 - 12:00 PM - Michelle Rolton Licence application received completed and being returned to Crown Lands for processing. 12 Jun 2014 - 12:04 PM - Louine Hille Awaiting return of Licence from Crown Lands for execution. 17 Apr 2015 - 3:27 PM - Andrea Roberts Made contact with Crown Lands to request progress up-date on the applicaiton for licence.		
Ordinary Meeting of the Council 30 April 2014	False	Reports
<b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 82/14 - DATED APRIL 08, 2014 - TENDER T14/1 SALE OF 331 MURTON ST T14/1</b>  <u>Recommendation</u>  That Broken Hill City Council Report No. 82/14 dated April 8, 2014, be received.  That the subject land being Lot 4 in DP 1175135 known as 331 Murton St be offered for sale by Auction in conjunction with the Sale of Land for Unpaid Rates.  That a reserve price be set in accordance with the independent valuation of the land.  That the General Manager or nominee be authorised to negotiate the sale of the land on the day of the auction.  <b>RESOLUTION</b> Minute No. 44637 Councillor P. Black moved ) 		
		That the recommendation of item 12 be adopted.

CARRIED



MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Councillor C. Adams seconded )</p> <p>14 May 2014 - 12:03 PM - Michelle Rolton</p> <p>Pending - Auction.</p> <p>17 Jul 2014 - 5:33 PM - Michelle Rolton</p> <p>Sale pending - Auction (unpaid rates).</p> <p>17 Feb 2015 - 10:43 AM - Leisa Bartlett</p> <p>Included in sale for unpaid rates 2015.</p>		CARRIED
<p>Confidential Matters of the Council 30 April 2014</p> <p>ITEM 31 - BROKEN HILL CITY COUNCIL REPORT NO. 99/14 - DATED APRIL 10, 2014 - - <b>CONFIDENTIAL</b></p> <p><b>Recommendation</b></p> <p>That Broken Hill City Council Report No. 99/14 dated April 10, 2014, be received.</p> <p>That Council release Kamachlo Pty Ltd from its obligations under lease of property at the Airport.</p> <p>That Council call for public expressions of interest to lease</p> <ol style="list-style-type: none"> <li>1. The workshop on land currently described as Lot 2 DP 641460 and</li> <li>2. The former Tank Farm site on land currently described as Lot 14 DP 641460</li> </ol> <p>That documents relating to these matters be executed under Councils Common Seal as required.</p> <p>That Council commence actions against the Guarantor to recover the outstanding debt.</p> <p><b>RESOLUTION</b></p> <p>Minute No. 44656</p> <p>Councillor M. Browne moved )</p> <p>Councillor J. Richards seconded )</p> <p>14 May 2014 - 12:04 PM - Michelle Rolton</p> <p>Process commenced.</p> <p>11 Sep 2014 - 9:47 AM - Lacey Butcher</p>	<p>False</p> <p>Confidential Matters</p> <p>11/233</p> <p>That the recommendation of item 31 be adopted.</p>	CARRIED

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Awaiting debt recovery</p> <p>16 Feb 2015 - 3:57 PM - Frederick Docking</p> <p>Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p>17 Feb 2015 - 10:44 AM - Leisa Bartlett</p> <p>Awaiting further investigation.</p> <p>13 Mar 2015 - 3:08 PM - Frederick Docking</p> <p>Action reassigned to Frederick Docking by: Andrea Roberts</p> <p>17 Apr 2015 - 10:07 AM - Andrea Roberts</p> <p>Further investigation required</p>		
Ordinary Meeting of the Council 30 July 2014	False	Reports
<p><b><u>ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 183/14 - DATED JULY 15, 2014 - TRANSFER OF OPERATION OF SOUTH COMMUNITY CENTRE LIBRARY FROM RIVERINA DIOCESAN TRUST TO PATTON VILLAGE COMMITTEE</u></b></p> <p>11/209</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 183/14 dated July 15, 2014, be received.</p> <p>That Patton Village Committee Inc. be appointed to operate the South Community Centre Library under the same terms as the current operator, the Riverina Diocesan Trust.</p> <p>That Council congratulate the Patton Village Committee Inc on their commitment to the residents of South Broken Hill through this initiative.</p> <p>That documents relating to this matter be executed under Councils Common Seal as required.</p> <p>14 Aug 2014 - 3:30 PM - Michelle Rolton</p> <p>Action pending.</p> <p>08 Sep 2014 - 1:40 PM - Lacey Butcher</p> <p>No change</p> <p>Note: South Community Centre being added to same Diocesan as Alma Institute - Crown Licence will be required.</p> <p>Ann Rogers advised of resolution by telephone and email</p> <p>13 Oct 2014 - 2:05 PM - Frederick Docking</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p>05 Dec 2014 - 5:45 PM - Frederick Docking</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p>12 Feb 2015 - 11:46 AM - Frederick Docking</p> <p>Further enquiries into services required. Waiting on service costs to building for electricity and water.</p> <p>13 Mar 2015 - 9:23 AM - Frederick Docking</p> <p>Further enquiries into services required. Waiting on service costs to building for electricity and water.</p> <p>13 Mar 2015 - 3:08 PM - Frederick Docking</p> <p>Action reassigned to Frederick Docking by: Andrea Roberts</p> <p>17 Apr 2015 - 9:35 AM - Andrea Roberts</p> <p>Lease complete and cleaning clause added. Pending final review.</p>		
Ordinary Meeting of the Council 30 July 2014	False	Reports
<p><b>ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 184/14 - DATED JULY 15, 2014 - CHANGE OF NAME OF RESERVE TRUST RESPONSIBLE FOR CIVIC CENTRE</b></p> <p>11/65</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 184/14 dated July 15, 2014, be received.</p> <p>That the name of the Reserve Trust be changed from Broken Hill Entertainment Centre Reserve Trust to Broken Hill Civic Centre Reserve Trust.</p> <p>That Trade &amp; Investment, Crown Lands be notified of the change.</p> <p><b>RESOLUTION</b></p> <p>Minute No. 44719</p> <p>Councillor P. Black moved )</p> <p>Councillor C. Adams seconded )</p> <p>That the recommendations of items 13 to 16 be adopted.</p> <p>CARRIED</p> <p>14 Aug 2014 - 3:32 PM - Michelle Rolton</p> <p>Action pending.</p> <p>08 Sep 2014 - 1:42 PM - Lacey Butcher</p> <p>Trade and Investments Crown Lands advised of resolution. Awaiting Gazettal</p> <p>13 Oct 2014 - 2:05 PM - Andrew Bruggy</p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p><i>05 Dec 2014 - 5:45 PM - Andrew Bruggy</i></p> <p>Action reassigned to Francois VanDerBerg by: Leisa Bartlett</p> <p><i>21 Jan 2015 - 9:34 AM - Andrew Bruggy</i></p> <p>Action reassigned to Andrew Bruggy by: Lacey Butcher</p> <p><i>17 Mar 2015 - 9:46 AM - Leisa Bartlett</i></p> <p>No change in status</p>		
Ordinary Meeting of the Council 30 July 2014	False	Reports
<p><b><u>ITEM 17 - BROKEN HILL CITY COUNCIL REPORT NO. 185/14 - DATED JULY 15, 2014 - ESSENTIAL ENERGY BRANCH PICK UP SERVICE</u></b> 11/317</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 185/14 dated July 15, 2014, be received.</p> <p>That Council confirm its intention to withdraw from the existing informal arrangement whereby Council pick up, at no cost to Essential Energy, debris generated by Essential Energy's vegetation management program in the Broken Hill Local Government area.</p> <p>That Council offer to enter into a formal contract with Essential Energy to pick up debris generated by Essential Energy's vegetation management program on terms acceptable to both Essential Energy and Council.</p> <p><b>RESOLUTION</b></p> <p><u>Minute No. 44720</u></p> <p>Councillor B. Algate moved ) Councillor J. Richards seconded )</p> <p>That the recommendation of item 17 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>05 Aug 2014 - 9:03 AM - N P (Paul) De Lisio</i></p> <p>Essential Energy have been notified of Council's resolution.</p> <p><i>02 Sep 2014 - 12:39 PM - Rebecca Flowers</i></p> <p>Formal correspondence was emailed to Pat.Kelleher@essentialenergy.com.au on 6th August 2014 - TRIM reference D14/16155.</p> <p>No response received from Essential Energy.</p> <p><i>13 Oct 2014 - 2:05 PM - Andrew Bruggy</i></p> <p>Action reassigned to Sharon Hutch by: Leisa Bartlett</p> <p><i>13 Nov 2014 - 2:06 PM - Rebecca McLaughlin</i></p> <p>No response received from Essential Energy.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p><i>05 Dec 2014 - 5:45 PM - Andrew Bruggy</i>            Action reassigned to Andrew Bruggy by: Leisa Bartlett  <i>19 Dec 2014 - 3:10 PM - Rebecca McLaughlin</i>            No response received from Essential Energy as at December 2014.  <i>17 Feb 2015 - 10:45 AM - Leisa Bartlett</i>            Preliminary discussions held with Essential Energy Area Manager to formalise procedure.  <i>20 Apr 2015 - 4:21 PM - Leisa Bartlett</i>            No change</p>		
Ordinary Meeting of the Council 30 July 2014	False	Reports
<p><b>ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 190/14 - DATED JULY 15, 2014 - HERITAGE STATUS REPORT - JUNE - JULY 2014 11/126</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 190/14 dated July 15, 2014, be received.</p> <p>That \$10,000 of the 2014/15 Heritage Restoration Funding be allocated to the No. 4 Headframe Stabilisation Project.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44724</u>            Councillor B. Algate moved )            Councillor J. Richards seconded )</p> <p>That the recommendation of item 22 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>14 Aug 2014 - 3:33 PM - Michelle Rolton</i>            Funds transfer pending.  <i>08 Sep 2014 - 1:43 PM - Lacey Butcher</i>            Correspondence sent awaiting response  <i>13 Oct 2014 - 2:06 PM - Francois VanDerBerg</i>            Action reassigned to Sharon Hutch by: Leisa Bartlett  <i>05 Dec 2014 - 5:47 PM - Francois VanDerBerg</i>            Action reassigned to Francois VanDerBerg by: Leisa Bartlett  <i>20 Jan 2015 - 9:59 AM - Lacey Butcher</i></p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>Funds allocated. Project on hold awaiting feedback from CBH</p> <p>16 Feb 2015 - 9:50 AM - Francois VanDerBerg</p> <p>A meeting is scheduled for 17 February 2015 with CBH to investigate other funding/grant options to fund the restoration of Number 4 Headframe.</p> <p>13 Mar 2015 - 11:44 AM - Tracy Stephens</p> <p>Consideration being given to seek further funding.</p>		
Ordinary Meeting of the Council 27 August 2014	False	Reports
<p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 209/14 - DATED AUGUST 05, 2014 - BUSINESS IMPROVEMENT AND CORPORATE SERVICES ACTIVITY REPORT FOR JULY 2014</b></p> <p style="text-align: right;">11/658</p> <p><b>RESOLUTION</b></p> <p><u>Minute No. 44744</u></p> <p>Councillor P. Black moved )</p> <p>Councillor B. Licul seconded )</p> <p>That Broken Hill City Council Report No. 209/14 dated August 5, 2014, be received.</p> <p>That clarification be sought regarding the next hearing date in the Land and Environment Court for the Perilya Land Valuation dispute.</p> <p style="text-align: right;">CARRIED</p>		
Ordinary Meeting of the Council 24 September 2014	False	Reports
<p><b>ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 229/14 - DATED SEPTEMBER 02, 2014 - REAPPOINTMENT OF TRUST MANAGER - WILLYAMA COMMON</b></p> <p style="text-align: right;">11/63</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 229/14 dated September 2, 2014, be received.</p> <p>That Council notify NSW Trade &amp; Investment, Crown Lands that it wishes to be reappointed as Trust Manager of the Willyama Common for a further 3 year period, in accordance with the terms of the Commons Management Act 1989, at the expiry of the current term.</p> <p><u>Minute No. 44766</u></p> <p>Councillor P. Black moved )</p> <p>Councillor C. Adams seconded )</p> <p>That the recommendations of items 11 to 12 be adopted.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>21 Jan 2015 - 9:35 AM - Frederick Docking Action reassigned to Andrew Bruggy by: Lacey Butcher</p> <p>17 Mar 2015 - 9:43 AM - Frederick Docking Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p>02 Apr 2015 - 10:37 AM - Frederick Docking Action reassigned to Frederick Docking by: Leisa Bartlett</p> <p>02 Apr 2015 - 10:37 AM - Leisa Bartlett</p> <p>All actions complete to notify NSW Trade and Investment of Council's request to be reappointed as Trust Manager. COMPLETE</p>		CARRIED
Ordinary Meeting of the Council 24 September 2014	False	Reports
<p><b>ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 230/14 - DATED SEPTEMBER 05, 2014 - LEASE PART NORTH FAMILY PLAY CENTRE TO TELSTRA FOR TELECOMMUNICATIONS TOWER</b></p> <p style="text-align: right;">11/257</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 230/14 dated September 5, 2014, be received.</p> <p>That Council lease land at the North Family Play Centre to Telstra for the purpose of erecting a telecommunications tower, subject to Development Consent firstly being granted.</p> <p>That the terms of the lease be those as offered by Telstra in the Heads of Agreement for proposed lease and that Telstra's standard lease document be used.</p> <p>That Council subdivide Lot 2 DP 1175135 to provide a lot for Telstra's use given that the term of the lease will exceed five (5) years.</p> <p>That, in addition to Council's legal costs for the negotiation and execution of the lease and reasonable disbursements as noted in the Heads of Agreement for proposed lease, Telstra be liable for all survey, plan lodgement and legal fees relating to the required subdivision.</p> <p>That Telstra be notified of Council's requirements.</p> <p>That documents relating to this matter be executed under Council's Common Seal as required.</p> <p><b>RESOLUTION</b> Minute No. 44767 Councillor B. Algate moved )</p>		
		That the report recommendation of item 13 be adopted.

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Councillor D. Gallagher seconded )		CARRIED
<p>19 Nov 2014 - 11:36 AM - Leisa Bartlett</p> <p>Currently negotiating lease agreement with Telstra.</p> <p>05 Dec 2014 - 5:48 PM - Frederick Docking</p> <p>Action reassigned to Andrea Roberts by: Leisa Bartlett</p> <p>16 Feb 2015 - 4:33 PM - Frederick Docking</p> <p>Awaiting on DA outcome of Council Meeting on 18/02/15</p> <p>19 Feb 2015 - 5:02 PM - Frederick Docking</p> <p>Auste Brown Boog Solicitors have been informed of Council resolution to accept the terms of the Telstra standard lease and to send the lease to Telstra to sign and return to Council.</p> <p>DA for subdivision has been submitted by Council</p> <p>09 Mar 2015 - 9:23 AM - Frederick Docking</p> <p>Auste Brown Boog Solicitors have been informed of Council resolution to accept the terms of the Telstra standard lease and to send the lease to Telstra to sign and return to Council.</p> <p>DA for subdivision has been submitted by Council</p> <p>13 Mar 2015 - 3:08 PM - Frederick Docking</p> <p>Action reassigned to Frederick Docking by: Andrea Roberts</p> <p>13 Mar 2015 - 4:41 PM - Frederick Docking</p> <p>Lease received, waiting on confirmation of subdivision of land</p> <p>17 Apr 2015 - 9:32 AM - Frederick Docking</p> <p>Lease signed and sealed. Lease returned to ABB to finalise with Telstra</p>		
Ordinary Meeting of the Council 24 September 2014	False	Reports
<p><b>ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 231/14 - DATED SEPTEMBER 04, 2014 - LICENCE PART LIVING DESERT STATE PARK ADJACENT 376 NINE MILE ROAD TO FORMALISE ADVERSE POSSESSION</b></p> <p>11/411</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 231/14 dated September 4, 2014, be received.</p> <p>That Council, in its appointed capacity of Trust Manager of the Living Desert State Park Trust grant a Licence, with Ministerial consent, to Cristal-Lee White and Mathew Joseph Dempster for the purpose of "Environmental Protection and Access".</p>		



MEETING	FURTHER REPORT REQUIRED	SUBJECT
That documents relating to this matter be executed under Council's Common Seal in the absence of a Trust Seal.		
<b>RESOLUTION</b>		
<u>Minute No. 44768</u>		
Councillor P. Black moved	)	That the recommendation of item 14 be adopted.
Councillor C. Adams seconded	)	
		CARRIED
<i>05 Dec 2014 - 5:48 PM - Frederick Docking</i>		
Action reassigned to Francois VanDerBerg by: Leisa Bartlett		
<i>21 Jan 2015 - 9:36 AM - Frederick Docking</i>		
Action reassigned to Andrew Bruggy by: Lacey Butcher		
<i>17 Mar 2015 - 9:43 AM - Frederick Docking</i>		
Action reassigned to Andrea Roberts by: Leisa Bartlett		
<i>02 Apr 2015 - 10:40 AM - Frederick Docking</i>		
Action reassigned to Frederick Docking by: Leisa Bartlett		
<i>17 Apr 2015 - 9:31 AM - Andrea Roberts</i>		
Further investigation required into obtaining Ministerial Consent for Licence. Have made contact with Crown Lands.		
Ordinary Meeting of the Council 29 October 2014	False	Reports from Delegates
<b>ITEM 2- REPORTS FROM DELEGATES NO. 3/14 - DATED OCTOBER 20, 2014 - ATTENDANCE AT THE MURRAY DARLING ASSOCIATION NATIONAL CONFERENCE 2014 HELD IN TUMUT, OCTOBER 14-16, 2014</b>		
		11/426
<u>Recommendation</u>		
That		
<b>RESOLUTION</b>		
<u>Minute No. 44782</u>		
Councillor M. Browne moved	)	That Reports from Delegates No. 3/14 dated October 20, 2014, be received.
Councillor D. Turley seconded	)	
		That contact be made with the Local Engagement Officer based in Mildura.
		That the Murray Darling Basin Authority be requested to hold a community meeting in Broken Hill.

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>17 Feb 2015 - 10:47 AM - Louise Schipanski</p> <p>Letter sent requesting a Community Meeting be held in Broken Hill.</p> <p>17 Apr 2015 - 3:06 PM - Louise Schipanski</p> <p>Letter sent on 6 March 2015 to Megan Lancaster, Director of Stakeholder Engagement, Murray-Darling Basin Authority requesting to hold a community meeting in Broken Hill. Awaiting response.</p>		CARRIED
<p>Ordinary Meeting of the Council 26 November 2014</p>	False	<p>Reports</p> <p><b><u>ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 283/14 - DATED NOVEMBER 14, 2014 - PROPOSED AMENDMENT TO BROKEN HILL LOCAL ENVIRONMENTAL PLAN 2013 - SITE SPECIFIC PLANNING PROPOSAL TO ALLOW FOR ADDITIONAL PERMITTED USE AT 39 MORGAN STREET, BROKEN HILL</u></b></p> <p>11/529</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 283/14 dated November 14, 2014, be received.</p> <p>That Council support preparing a site specific Planning Proposal to amend Schedule 1 of Broken Hill Local Environmental Plan 2013 to allow for an additional permitted use (being "funeral home") on Lots 954 and 4233 DP 757298 known as 39 Morgan Street, Broken Hill,</p> <p>That the planning proposal be submitted to the Department of Planning and Environment for consideration in accordance with Section 56 of the Environmental Planning and Assessment Act 1979.</p> <p>That Council request to exercise its delegations under Section 59 of the Environmental Planning and Assessment Act 1979.</p> <p>That Council undertake community consultation in accordance with the Gateway Determination and requirements of the Department of Planning and Environment, and legislative requirements.</p> <p>That costs associated with this procedure to prepare the planning proposal and amend Broken Hill Local Environmental Plan 2013 are to be met by the landowner.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44818</u>            Councillor C. Adams moved )            Councillor M. Browne seconded )</p> <p>That the recommendation of item 9 be adopted.</p>
<p>08 Dec 2014 - 1:33 PM - Leisa Bartlett</p> <p>Processes have commenced to adopt amendment to Plan.</p>		CARRIED

MEETING	FURTHER REPORT REQUIRED	SUBJECT
20 Jan 2015 - 10:03 AM - Lacey Butcher In progress - Planning proposal currently being developed.		
16 Feb 2015 - 9:54 AM - Francois VanDerBerg In progress, Council currently in consultation with applicant and Department of Planning. Planning proposal is currently being formulated.		
13 Mar 2015 - 11:39 AM - Tracy Stephens Planning proposal forwarded to Department of Planning for initial consideration.		
Ordinary Meeting of the Council 17 December 2014	False	Reports
<p><b>ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 304/14 - DATED DECEMBER 10, 2014 - LEASE - 72 GYPSUM STREET 11/121</b></p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 304/14 dated December 10, 2014, be received.</p> <p>That Council enter into a lease for the property identified as Part 6098/46199 being building E and file room, HACC Centre, 72 Gypsum Street Broken Hill to Government Property NSW (representing Ageing, Disability and Home care (ADHC) in the Department of Human Services).</p> <p>That the lease commences 1 November 2015 for a term of one (1) year with an option to renew for a further one (1) year.</p> <p>That the annual lease amount charged by Council be determined by the General Manager having regard to current rental and market conditions.</p> <p>That documents relating to this matter be executed under Council's Common Seal.</p> <p><b>RESOLUTION</b></p> <p>Minute No. 1</p> <p>Councillor B. Algate moved ) Councillor J. Richards seconded )</p> <p>That the recommendation of item 5 be adopted.</p> <p style="text-align: right;">CARRIED</p>		
21 Jan 2015 - 9:38 AM - Frederick Docking Action reassigned to Frederick Docking by: Lacey Butcher		
12 Feb 2015 - 11:43 AM - Frederick Docking No further action at this time. Robyn Kent is on leave at this time. I will contact on 0268163853 to arrange lease when she returns.		
09 Mar 2015 - 9:18 AM - Frederick Docking Have made contact with HACC services. Awaiting new lease to be received by ABB Solicitors.		
17 Apr 2015 - 9:24 AM - Andrea Roberts		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Draft lease received,pending final adjustments.		
Ordinary Meeting of the Council 28 January 2015	False	Mayoral Minute
<b>ITEM 1 - MAYORAL MINUTE NO. 1/15 - DATED JANUARY 21, 2015 - BROKEN HILL - AUSTRALIA'S FIRST NATIONAL HERITAGE LISTED CITY</b>		11/126
.		
<b>RESOLUTION</b>		
<u>Minute No. 44846</u>		
Councillor W. Cuy moved	)	
	)	
		That Mayoral Minute No. 1/15 dated January 21, 2015, be received.
		That Council acknowledge the declaration made 20 <sup>th</sup> January 2015 confirming Broken Hill in its rightful place as Australia's first entire City to be included on the National Heritage List.
		That a committee/working group be formed to develop a calendar of events to celebrate Broken Hill's many significant achievements, starting in 2015 with those which occurred in 1915 and continuing in each future year to focus on those of a hundred years before.
		That a special Council Meeting (open to the public) be held following formation of the committee/working group in order to consider the calendar of events.
		CARRIED
<i>16 Feb 2015 - 3:29 PM - Anne Andrews</i>		
Manager Tourism and Events currently working on event strategy which will include formation of a committee/working to develop a calendar of events to celebrate Broken Hill's achievements, starting with those which occurred in 1915 and continuing in each future year to focus on those of a hundred years before.		
Currently progressing with Council's new events team to determine suitable date.		
<i>13 Mar 2015 - 3:07 PM - Anne Andrews</i>		
Action reassigned to Anne Andrews by: Andrea Roberts		
<i>13 Mar 2015 - 3:43 PM - Anne Andrews</i>		
In progress. To discuss with new Product Development Officer.		
<i>10 Apr 2015 - 8:53 AM - Anne Andrews</i>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
For Council April 2015		
Ordinary Meeting of the Council 28 January 2015	False	Notice of Motion
<b>ITEM 2 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 1/15 - DATED JANUARY 20, 2015 - MENINDEE LAKES SYSTEM</b>		11/426
<p><b>RESOLUTION</b> Minute No. 44847 Councillor M. Browne moved ) Councillor D. Turley seconded )</p> <p>That Motions of Which Notice has been Given No. 1/15 dated January 20, 2015, be received.</p> <p>That the State Government, through the Minister for Water, be asked to support the nomination of the Menindee Lakes as a RAMSAR site.</p> <p style="text-align: right;">CARRIED</p> <p>16 Feb 2015 - 1:36 PM - Leisa Bartlett</p> <p>RESOLUTION: MINUTE NO. 44847: That Motions of Which Notice has been Given No. 1/15 dated January 20, 2015, be received. That the State Government, through the Minister for Water, be asked to support the nomination of the Menindee Lakes as a RAMSAR site.</p> <p>16 Feb 2015 - 4:05 PM - Leisa Bartlett</p> <p>Correspondence sent to the Minister for Water. COMPLETE</p>		
Ordinary Meeting of the Council 28 January 2015	False	Reports
<b>ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 1/15 - DATED JANUARY 14, 2015 - CORRESPONDENCE REPORT FOR THE MONTH OF JANUARY</b>		11/426
<p><b>RESOLUTION</b> Minute No. 44848 Councillor P. Black moved ) Councillor B. Algate seconded )</p> <p>That Broken Hill City Council Report No. 1/15 dated January 14, 2015, be received.</p> <p>That correspondence from the Department of Primary Industries Office of Water received January 13, 2015, regarding Broken Hill water security be received and noted.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That further urgent representations be made to the Minister for Water demanding a start date for the engineering works for the recovering of water from the residual pools of Lake Cawndilla (as per Minute No. 44830 December 17, 2014 Council Meeting)</p> <p style="text-align: right;">CARRIED</p> <p><i>16 Feb 2015 - 1:33 PM - Leisa Bartlett</i></p> <p>RESOLUTION: Minute Number 44848: That Correspondence from the Department of Primary Industries Office of Water received January 13, 2015, regarding Broken Hill water security be received and noted. That further urgent representations be made to the Minister for Water demanding a start date for the engineering works for the recovery of water from the residual pools of Lake Cawndilla (as per Minute No. 44830 December 17, 204 Council Meeting).</p> <p><i>17 Feb 2015 - 9:43 AM - Leisa Bartlett</i></p> <p>The Mayor advised that he will speak directly to the Minister for Water regarding this matter, and advise Council of the outcome. COMPLETE</p>		
Ordinary Meeting of the Council 28 January 2015	False	Reports
<p><b>ITEM 4 - BROKEN HILL CITY COUNCIL REPORT NO. 2/15 - DATED JANUARY 21, 2015 - LOCAL GOVERNMENT ELECTIONS 2016</b> 12/9</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 2/15 dated January 21, 2015, be received.</p> <p>That Broken Hill City Council enter into an arrangement with the Electoral Commissioner by contract or otherwise, for the Electoral Commissioner to administer the 2016 Ordinary election of the council as provided by section 296 of the Local Government Act.</p> <p><b>RESOLUTION</b> <u>Minute No. 44849</u> Councillor B. Algate moved ) Councillor J. Richards seconded )</p> <p style="text-align: right;">That the recommendation of item 4 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>12 Feb 2015 - 10:02 AM - Razija Nu'man</i></p> <p>Letter sent to NSW Electoral Commission 4 February 2015 as follow up of Council Meeting. Written acknowledgement arrived 11 February 2015.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 28 January 2015	False	Reports
<p><b>ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 4/15 - DATED DECEMBER 19, 2014 - ADOPTION OF DRAFT ALBERT KERSTEN MINING AND MINERALS MUSEUM DEDUCTIBLE GIFT RECIPIENT (DGR) FUND POLICY</b> 12/14</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 4/15 dated December 19, 2014, be received.</p> <p>That Council adopts the Draft Albert Kersten Mining and Minerals Museum Deductible Gifts Recipient (DRG) Fund Policy as a policy of Council.</p> <p>That the Australian Taxation Office be notified of Council's resolution of adopt Draft Albert Kersten Mining and Minerals Museum Deductible Gifts Recipient (DRG) Fund Policy as a policy of Council.</p> <p><b>RESOLUTION</b> Minute No. 44851 Councillor B. Algate moved ) Councillor J. Nolan seconded )</p> <p>That the recommendation of item 6 be adopted.</p> <p style="text-align: right;">CARRIED</p> <p><i>12 Feb 2015 - 1:13 PM - Frederick Docking</i> Adopted policy and application form sent to the ATO. Confirmed and signed minutes of the January Council meeting will be forwarded to the ATO following the February Council meeting.</p> <p><i>09 Mar 2015 - 11:04 AM - Andrea Roberts</i> The application and meeting minutes for DGR Status have been forward to the ATO, now awaiting their response.</p> <p><i>13 Mar 2015 - 3:07 PM - Catherine Farry</i> Action reassigned to Frederick Docking by: Andrea Roberts</p> <p><i>13 Mar 2015 - 4:06 PM - Catherine Farry</i> Action reassigned to Catherine Farry by: Andrea Roberts</p>		
Ordinary Meeting of the Council 25 February 2015	False	Notice of Motion
<p><b>ITEM 1 - MOTIONS OF WHICH NOTICE HAS BEEN GIVEN NO. 2/15 - DATED JANUARY 30, 2015 - LEAD REMEDIATION</b> 11/147</p> <p><u>Recommendation</u></p> <p>That Motions of Which Notice has been Given No. 2/15 dated January 30, 2015, be received.</p>		

Page 42 of 53



MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 February 2015	False	Reports
<b>ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 44/15 - DATED FEBRUARY 16, 2015 - SHORTY O'NEIL VILLAGE UPDATE</b>		11/333
<p><b>RESOLUTION</b> Minute No. 44877 Councillor B. Algate moved ) Councillor D. Gallagher seconded )</p> <p>That Broken Hill City Council Report No. 44/15 dated February 16, 2015, be received.</p> <p>That Council authorise the General Manager to:</p> <ol style="list-style-type: none"> <li>1. Progress with the subdivision of the cluster of 12 units at the Gossan Street end of the Village for the purpose of securing residency for residents,</li> <li>2. Enter negotiations with Legacy in relation to transfer of title of these 12 units,</li> <li>3. Enter negotiations with suitable local providers and the Department of Social Services for the transfer of the 40 bed licences, and</li> <li>4. Develop and progress with Expressions of Interest for real estate agency services including specifically, sale by auction and lease value estimates for the property known as Shorty O'Neil Village less the cluster of 12 units at Gossan Street, and report back to Council for a decision on the sale or lease of same.</li> </ol> <p style="text-align: right;">CARRIED</p> <p><i>13 Mar 2015 - 12:01 PM - Razija Nu'man</i></p> <p>Item 1 - further discussion to be undertaken with NSW Dept of Land and Property regarding options related to lifting of caveat. Preliminary plan for subdivision prepared and included in Valuation Report undertaken by Herron Todd White. Report provided by email to Council 12 March 2015.</p> <p>Item 2 - Letter advising of Council resolution regarding entering negotiation with Legacy forwarded on 7 March 2015.</p> <p>Item 3 - EOI currently being prepared with regard to hostel bed licences. Local agencies will be contacted.</p> <p>Item 4 - EOI currently in preparation for real estate services for auction and lease value estimates</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 February 2015	False	Reports
<p><b><u>ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 24/15 - DATED JANUARY 28, 2015 - BUDGET ADJUSTMENT - PURCHASE OF THREE HANDHELD TICKETING DEVICES</u></b> 147/175</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 24/15 dated January 28, 2015, be received.</p> <p>That Broken Hill City Council approves a budget adjustment of \$25,110 to allow for the purchase of three handheld ticketing devices.</p> <p><i>13 Mar 2015 - 11:41 AM - Tracy Stephens</i></p> <p>Process commenced to order and purchase hand held devices.</p>		
Ordinary Meeting of the Council 25 February 2015	False	Reports
<p><b><u>ITEM 10- BROKEN HILL CITY COUNCIL REPORT NO. 26/15 - DATED FEBRUARY 10, 2015 - DRAFT BUSINESS CONTINUITY POLICY</u></b> 12/114</p> <p><b>RESOLUTION</b></p> <p><u>Minute No. 44881</u></p> <p>Councillor P. Black moved ) Councillor J. Nolan seconded )</p> <p>That Broken Hill City Council Report No. 26/15 dated February 10, 2015, be received.</p> <p>That the Policy be re-drafted and re-presented to Council so as to reflect the previous motion regarding the non-engagement of contractors whilst employees are undertaking Industrial Action.</p> <p>CARRIED</p> <p><i>13 Mar 2015 - 12:00 PM - Razija Nu'man</i></p> <p>Council resolution noted. Council report will be prepared.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 February 2015	False	Reports
<p><b>ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 29/15 - DATED FEBRUARY 10, 2015 - DEVELOPMENT APPLICATION 204/2014 - USE OF PROPERTY FOR HEALTH SERVICE FACILITY - 333 MORGAN STREET, BROKEN HILL</b> 11/467</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 29/15 dated February 10, 2015, be received.</p> <p>That Development Application 204/2014 for a health service facility at 333 Morgan Street be approved, subject to conditions.</p> <p><b>RESOLUTION</b> Minute No. 44884</p> <p>Councillor J. Richards moved ) Councillor C. Adams seconded )</p> <p>That the recommendation of item 13 be adopted.</p> <p>CARRIED</p> <p>13 Mar 2015 - 11:41 AM - Tracy Stephens</p> <p>Development consent issued subject to conditions.</p> <p>17 Apr 2015 - 3:01 PM - Francois VanDerBerg</p> <p>Approval issued FINAL</p>		
Ordinary Meeting of the Council 25 February 2015	False	Reports
<p><b>ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 31/15 - DATED FEBRUARY 12, 2015 - ATTENDANCE AT THE AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION NATIONAL CONFERENCE, BAROSSA VALLEY, MARCH 25-28, 2015</b> 11/174</p> <p><b>RESOLUTION</b> Minute No. 44886</p> <p>Councillor B. Algate moved ) Councillor J. Richards seconded )</p> <p>That Broken Hill City Council Report No. 31/15 dated February 12, 2015, be received.</p> <p>That Councillors advise their interest to the General Manager should they wish to attend the Australian Local Government Women's Association National Conference to be held in the Barossa Valley, March 25-28, 2015.</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
<p>That the General Manager deliver a presentation at the Conference (as per invitation from ALGWA).</p> <p>That the General Manager determines staff attendance at the Conference.</p> <p>CARRIED</p> <p>18 Mar 2015 - 1:36 PM - Leisa Bartlett</p> <p>Councillors are unable to attend. Council's Events and Partnership Co-Ordinator will attend and will deliver a presentation.</p>		
Ordinary Meeting of the Council 25 February 2015	False	Reports
<p><b>ITEM 16 - BROKEN HILL CITY COUNCIL REPORT NO. 32/15 - DATED FEBRUARY 09, 2015 - MINUTES OF THE TIDY TOWNS ADVISORY COMMITTEE MEETING HELD 3 FEBRUARY 2015</b></p> <p>12/55</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 32/15 dated February 9, 2015, be received.</p> <p>That the Tidy Towns Advisory Committee be dissolved as a S355 committee of Council to facilitate the establishment of the Tidy Towns Volunteer Group.</p> <p>13 Mar 2015 - 11:55 AM - Razija Nu'man</p> <p>Follow up letter advising of Council resolution sent to Chair of Committee, Crl D.Turley including name of liaison officer as per content of report on 2 March 2015.</p>		
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b>GENERAL BUSINESS NO. 2/15 - DATED MARCH 26, 2015 - RUGBY LEAGUE TELEVISION COVERAGE</b></p> <p>13/183</p> <p><b>RESOLUTION</b></p> <p>Minute No. 44895</p> <p>Councillor P. Black moved )</p> <p>Councillor D. Gallagher seconded )</p> <p>That Council makes representations to the National Rugby League, Country Rugby League and the Nine Network regarding the reinstatement of live coverage of Rugby League matches for Southern Cross Television viewers.</p> <p>CARRIED</p>		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 March 2015	False	Mayoral Minute
<b>ITEM 1 - MAYORAL MINUTE NO. 2/15 - DATED MARCH 23, 2015 - FAR WEST COMMUNITY LEGAL CENTRE FUNDING CRISIS</b>		11/161
<u>Recommendation</u>		
That Mayoral Minute No. 2/15 dated March 23, 2015, be received.		
That Council supports the Far West Community Legal Centre's endeavours to gain funding.		
<b>RESOLUTION</b>		
<u>Minute No. 44896</u>		
Councillor W. Cuy moved	)	That the recommendation of item 1 be adopted.
	)	
		CARRIED
Ordinary Meeting of the Council 25 March 2015	False	Reports
<b>ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 46/15 - DATED MARCH 18, 2015 - CORRESPONDENCE REPORT FOR MARCH, 2015</b>		11/296
<u>Recommendation</u>		
That Broken Hill City Council Report No. 46/15 dated March 18, 2015, be received.		
That Council sends further correspondence to the South Australian Department of Planning, Transport and Infrastructure regarding the placement of directional signage on the Sturt Highway (Northern Express Way) and Horrocks Highway/Barrier Highway (Tarlee turn off) directing travellers to Broken Hill.		
<b>RESOLUTION</b>		
<u>Minute No. 44897</u>		
Councillor M. Browne moved	)	That the recommendation of item 2 be adopted.
Councillor J. Richards seconded	)	
		CARRIED
07 Apr 2015 - 1:18 PM - Leisa Bartlett		
Correspondence sent to the SA Dept Planning Transport and Infrastructure.		
COMPLETE		

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b>ITEM 3 - BROKEN HILL CITY COUNCIL REPORT NO. 47/15 - DATED MARCH 11, 2015 - COUNCILOR ATTENDANCE AT THE NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT, CANBERRA 14-17 JUNE, 2015</b> 11/304</p>		
<p><b>RESOLUTION</b> Minute No. 44898 Councillor P. Black moved ) Councillor C. Adams seconded )</p>		
<p>That Broken Hill City Council Report No. 47/15 dated March 11, 2015, be received.</p> <p>That Council be represented by the Mayor and Deputy Mayor at the 2015 National General Assembly of Local Government in Canberra 14-17 June 2015.</p> <p>That motions to the 2015 National General Assembly of Local Government be in line with the Assembly's eligibility principles; and such motions be submitted by Sunday, April 17, 2015.</p>		
CARRIED		
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b>ITEM 4 – BROKEN HILL CITY COUNCIL REPORT NO. 48/15 – DATED MARCH 16, 2015 – REGIONAL EXPRESS PARTNERSHIP AGREEMENT</b> 11/1</p>		
<p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 48/15 dated March 16, 2015, be received.</p> <p>That Broken Hill City Council reaffirm its partnership agreement made with Regional Express Airlines and commenced 1 July 2014.</p>		
<p><b>RESOLUTION</b> Minute No. 44899 Councillor J. Richards moved ) Councillor D. Turley seconded )</p>		
<p>That the recommendation of item 4 be adopted.</p>		
CARRIED UNANIMOUSLY		

Page 49 of 53

MEETING	FURTHER REPORT REQUIRED	SUBJECT
COMPLETE		
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b>ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 52/15 - DATED FEBRUARY 27, 2015 - DEVELOPMENT APPLICATION 191/2014 - USE OF PREMISES FOR COMMUNITY HOUSE AT 123 CREEDON STREET</b> 11/467</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 52/15 dated February 27, 2015, be received.</p> <p>That Development Application 191/2014 be approved for use of a community house and associated works including disabled access, rear decking and shed, at 123 Creedon Street, subject to conditions.</p> <p><b>RESOLUTION</b> Minute No. 44903</p> <p>Councillor M. Browne moved ) Councillor J. Richards seconded )</p> <p>That the recommendation of item 8 be adopted.</p> <p>CARRIED</p> <p>17 Apr 2015 - 3:02 PM - Francois VanDerBerg</p> <p>Approval issued subject to conditions. FINAL</p>		
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b>ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 54/15 - DATED MARCH 11, 2015 - COMMUNITY ASSISTANCE REQUESTS - MARCH 2015</b> 11/117</p> <p><b>RESOLUTION</b> Minute No. 44905</p> <p>Councillor M. Browne moved ) Councillor J. Nolan seconded )</p> <p>That Broken Hill City Council Report No. 54/15 dated March 11, 2015, be received.</p> <p>That Council approves Community Assistance by waiver of Town Square Fees for the conduct of a Community Safety and Falls Prevention Information Day on April 1, 2015.</p> <p>That Council approves Community Assistance by waiver of Sturt Park Fees and road closure/traffic control fees (totalling \$1,403.00) for the conduct of a Colour Fun</p>		



Page 51 of 53

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Ordinary Meeting of the Council 25 March 2015	False	Reports
<p><b><u>ITEM 23 - BROKEN HILL CITY COUNCIL REPORT NO. 68/15 - DATED MARCH 25, 2015 - REQUEST FOR ACCESS TO WILLYAMA RESERVE FUNDS TO ADDRESS ASBESTOS ISSUE</u></b> 11/263</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 68/15 dated March 25, 2015, be received.</p> <p>That Council as Trustee of the Willyama Common authorise the General Manager to expend the required funding for emergency fencing and signage for the old South Landfill from the Willyama Common Reserve Fund.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44915</u>  Councillor P. Black moved )  Councillor C. Adams seconded )</p> <p>That Council accepts the late report; and that the recommendation of item 23 be adopted.</p> <p>CARRIED</p>		
Confidential Matters of the Council 25 March 2015	False	Confidential Matters
<p><b><u>ITEM 24 - BROKEN HILL CITY COUNCIL REPORT NO. 66/15 - DATED MARCH 18, 2015 - - CONFIDENTIAL</u></b> 11/333</p> <p><u>Recommendation</u></p> <p>That Broken Hill City Council Report No. 66/15 dated March 18, 2015, be received.</p> <p>That Council authorise the General Manager to proceed to sell the 40 bed licences into the aged care market place by way of use of brokerage firms specialising in this field.</p> <p><b>RESOLUTION</b>  <u>Minute No. 44917</u>  Councillor M. Browne moved )  Councillor C. Adams seconded )</p> <p>That the recommendation be adopted.</p> <p>CARRIED</p> <p>10 Apr 2015 - 10:59 AM - Razija Nu'man</p>		

Printed: Tuesday, 21 April 2015 9:15:28 AM

MEETING	FURTHER REPORT REQUIRED	SUBJECT
Three firms have supplied proposals to act as brokers for sale of bed licences. Proposals currently under evaluation.		
Confidential Matters of the Council 25 March 2015	False	Confidential Matters
<p><b>ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 67/15 - DATED MARCH 11, 2015 - - <u>CONFIDENTIAL</u></b> T15/1</p> <p>.</p> <p><b>RESOLUTION</b>  Minute No. 44918  Councillor J. Nolan moved )  Councillor C. Adams seconded )</p> <p>That Broken Hill City Council Report No. 67/15 dated March 11, 2015, be received.</p> <p>That Council award the Tender to Fusco Construction for Tender Items 1, 2, 4 and 9-14 inclusive for the amount of \$280,155.50 exclusive of GST and that Council manages the remaining works internally.</p> <p>CARRIED</p> <p>20 Apr 2015 - 4:27 PM - Leisa Bartlett</p> <p>Tender has been awarded and work commences prior to next Council Meeting.</p>		

## **COMMITTEE REPORTS**

1. BROKEN HILL CITY COUNCIL REPORT NO. 93/15 - DATED APRIL 13, 2015 - MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES MEETING HELD MARCH 17, 2015 (12/51) ..... 361
2. BROKEN HILL CITY COUNCIL REPORT NO. 94/15 - DATED APRIL 15, 2015 - MINUTES OF THE SPECIAL MEETING AND GENERAL MEETING OF THE BIU BAND HALL AND SOCCER COMPLEX COMMUNITY COMMITTEE HELD APRIL 1, 2015 (12/48) ..... 364

ORDINARY MEETING OF THE COUNCIL

April 13, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 93/15

SUBJECT: MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE  
BARRIER RANGES MEETING HELD MARCH 17, 2015 12/51

**Recommendation**

That Broken Hill City Council Report No. 93/15 dated April 13, 2015, be received.

That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee meeting held March 17, 2015 be received.

**Executive Summary:**

Council has received minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held March 17, 2015 for endorsement by Council.

**Report:**

Council, at its meeting held April 28, 2010 considered Group Manager Governance & Community Report No. 19/10 and as part of that report's motion; resolved:

*"That Council's Section 355 Committee's be instructed to submit to Council a copy of the relevant Section 355 Committee's meeting minutes within five working days of each meeting, for endorsement." (Minute no. 42328).*

Accordingly, the Friends of the Flora and Fauna of the Barrier Ranges Community Committee has submitted minutes from its meeting held March 17, 2015 for Council's endorsement.

**Strategic Direction:**

Key Direction: *Our Community*; Objective 1.2.2: *Create opportunities for people to participate in active and healthy recreational activities.*

**Relevant Legislation:**

The Friends of the Flora and Fauna of the Barrier Ranges Community Committee operates under Council's Section 355 Asset Committee Standard Constitution and the Local Government Act, 1993 (Section 355).

**Attachments**

- |   |            |
|---|------------|
| 1. Minutes of the Friends of the Flora and Fauna of the Barrier Ranges<br>Community Committee meeting held March 17, 2015 | 2<br>Pages |
|---|------------|

ANDREA ROBERTS  
MANAGER ECONOMIC DEVELOPMENT & CULTURE

THERESE MANNS  
GENERAL MANAGER

**MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES**  
**355 COMMITTEE, HELD MARCH 17, 2014, AT 4.00PM – COUNCIL CHAMBER,**  
**240 BLENDE STREET, BROKEN HILL** 12/51

**Present:**

John Rogers (Chairperson), Kellie Scott (Vice Chairperson), Darrell Ford (BHCC), Cathy Farry (BHCC), David Speilvogel, Jill Speilvogel, Ronald Tumes, Dean Fletcher and Lyn Campigli,.

**Apologies:**

John Butler, Jeff Crase, Ray Allen, Neville Bent, Marion Browne, Sue Spangler, Megan Allen, Jamie Scott, Geoffrey Hoare and Darriea Turley

**Confirmation of Minutes of previous meeting:**

Previous minutes dated February 17, 2104 moved Ronald Tumes, seconded David Speilvogel

**Business arising from previous minutes:**

Nil

**Correspondence:**

Letter from BHCC advising that Nevada Ford has been appointed as a community representative.

**Update on Action List:**

1. Ongoing Working Bee.
2. Identification Cards – (when required).
3. Paving Walk Way – concrete Flora site path entrance (pending).
4. Tree Planting – Inland dam (planned for forward working bee).
5. Paving – Geology Section (complete)
6. Cold Set – bitumen pouring paver crushed paths (ongoing).
7. Maintenance of Pay Bay Hut.

**Reports:**

Nil

**Roster:**

**April 2015**

- |                     |   |
|---------------------|---|
| • April 3, 2015     | Broken Hill City Council                  |
| • April 4-5 2015    | Broken Hill City Council                  |
| • April 6, 2015     | Broken Hill City Council                  |
| • April 11-12 2015- | Sue Spangler                              |
| • April 18-19 2015  | John Rogers open / David Speilvogel Close |
| • April 25, 2015    | Broken Hill City Council                  |
| • April 26 2015     | Broken Hill City Council                  |

**General Business:**

- Tree guard preparation. Tree guards will need to be built in readiness to put around trees, if anyone available during the week.
- Crushed bitumen is going along nicely on pathways.
- Welcome Nevada Ford to the Committee.

- **Action List:**

ACTION	WHO
1. <b>Working Bee</b> – <i>progressive</i> and ongoing	D. Ford, Ranger
2. <b>Identification Cards</b> - ( <i>when required</i> )	Corp. Administration
3. <b>Concrete Flora Path and Entrance</b>	D. Ford, Ranger
4. <b>Tree planting</b>	D. Ford, Ranger
5. <b>Cold Set</b> – bitumen pouring over crushed paths	D. Ford, Ranger
6. <b>Maintenance of Pay Bay Hut</b>	D. Ford, Ranger

**Meeting Closed:** 4:25pm

**Next Meeting:** Tuesday 21 April, 2015 – **First Floor meeting room**

ORDINARY MEETING OF THE COUNCIL

April 15, 2015

BROKEN HILL CITY COUNCIL REPORT NO. 94/15

SUBJECT: MINUTES OF THE SPECIAL MEETING AND GENERAL MEETING  
OF THE BIU BAND HALL AND SOCCER COMPLEX COMMUNITY  
COMMITTEE HELD APRIL 1, 2015 12/48

**Recommendation**

That Broken Hill City Council Report No. 94/15 dated April 15, 2015, be received.

That minutes of the Special Meeting and the General Meeting of the BIU Band Hall and Soccer Complex Community Committee held April 1, 2015 be received.

**Executive Summary:**

Council has received minutes of the Special Meeting and the General Meeting of the BIU Band Hall and Soccer Complex Community Committee Meeting held April 1, 2015 for endorsement by Council.

**Report:**

Council, at its meeting held April 28, 2010 considered Group Manager Governance & Community Report No. 19/10 and as part of that report's motion; resolved:

*"That Council's Section 355 Committee's be instructed to submit to Council a copy of the relevant Section 355 Committee's meeting minutes within five working days of each meeting, for endorsement." (Minute no. 42328).*

Accordingly, the BIU Band Hall and Soccer Complex Community Committee has submitted minutes from for Council's endorsement.

**Strategic Direction:**

Key Direction: *Our Community*; Objective 1.2.2: *Create opportunities for people to participate in active and healthy recreational activities.*

**Relevant Legislation:**

The BIU Band Hall and Soccer Complex Community Committee operates under Council's Section 355 Asset Committee Standard Constitution and the Local Government Act, 1993 (Section 355).

**Attachments**

1. Minutes of Special Meeting held April 1, 2015 1 Page
2. Minutes of General Meeting held April 1, 2015 2 Pages

ANDREW BRUGGY  
MANAGER INFRASTRUCTURE STRATEGY

THERESE MANNS  
GENERAL MANAGER



B.I.U.BAND HALL and SOCCER Assoc. Community Committee

SPECIAL MEETING held 1<sup>st</sup> April 2015 at 7.30pm

VENUE- B.I.U Band Hall Beryl Street- Broken Hill

SPECIAL MEETING held to deal with a Letter from City Council referring to the proposed Closure of this Committee.

PRESENT: B.I.U BAND: Ross Mawby, Caroline Dunning  
SOCCER Assoc. David Inglis, Peter Pearce, Peter Sliwka  
Community Rep. Gordon Langbine  
President : Peter lake  
Sec./Treasurer: Pauline Rauert.

APOLOGIES- none received.

BIU BAND Representative Ross Mawby submitted a list to be presented to Council for discussion.

COMPLEX Committee also submitted its list for Council for discussion

**Refer separate page for combined list for BIU Band and Complex Committee.**

SOCCER Assoc. David Inglis Secretary of the Soccer Assoc. discussed some of his concerns and was prepared to prepare a List and meet with City Council for discussion.  
Committee can expect to receive a forwarding list.

City Council offered two dates 27<sup>th</sup> and 28<sup>th</sup> April for discussions.

The Meeting date of Tuesday 27<sup>th</sup> April at 9.30am was arranged, Secretary to notify City Council.

Meeting closed at 7.50pm.

Signature-----Date-----

BIU BAND HALL and SOCCER Assoc. Community Committee

GENERAL MEETING held 1<sup>st</sup> April 2015 at 7.50 pm.

VENUE-B.I.U.Band Hall Beryl Street Broken Hill.

PRESENT: B.I.U Band - Ross Mawby, Caroline Dunning.  
Soccer Assoc.- Peter Pearce, Peter Sliwka.  
Community Rep.- Gordon Langbine  
President: Peter Lake  
Sec./Treasurer- Pauline Rauert.

APOLOGIES: none received.

MINUTES from Meeting held February 4<sup>th</sup> 2015 were tabled and read.

Moved: Ross Mawby.

Seconded: Peter Pearce.

BUSINESS Arising:

1. BIU Band and Soccer Assoc. answer to changes to fees and charges.  
BIU Band replied there were no changes, **Soccer Assoc. are yet to advise.**
2. Work Request- to fix Bolt on the back door of the Band Hall.  
**This has been fixed.**
3. Four requests from Soccer Assoc. last meeting, Two have been attended to and Two still outstanding- being
  - a) **Smokers Area- Tree needs to be lopped.**
  - b) **Moving of the Dugout on the Top Oval- when completed the small sided Goals would need to be dug up and positioned in the right place****Secretary to contact Council again.**

CORRESPONDENCE IN:

1. from BIU Band- notifying the Delegates for 2015 being Ross Mawby, Caroline Dunning  
Proxies: Wayne Orr and Peter McFeeters
2. from Broken Hill Pest Control account for BIU Band \$359.70 GST \$32.70  
Soccer Assoc. \$359.70 GST \$32.70  
Enclosed was a Copy of work done.
3. from City Council- reminder GST return due 14<sup>th</sup> April 2015
4. from City Council- Work request- Noting received, re- leaking Tap Band Hall Men's Toilet,  
and leaking Air Conditioner.
- 5 from Soccer Assoc. Urgent request to upgrade BBQ area at own expense before June weekend.  
Seeking Council's permission,  
**Sent in as urgent 5<sup>th</sup> March.**  
**Secretary to approach Council again.**
6. from BIU Band- Hire of Facility, cheque for same being \$629.00 and Certificate of Currency for  
2015

CORRESPONDENCE OUT:

1. to City Council – Work Request- 11<sup>th</sup> February Soccer Assoc.
  - 1)Plumber needed to fix Filter—**this has been done**
  - 2) Light has blow in the North end Tower Light front area.  
**This has not been done , secretary to contact Council again.**
2. to City Council - items for Work request 11<sup>th</sup> Feb.
3. to City Council --2 items for Work Request 27<sup>th</sup> Feb. in Band Hall- **has been done**
4. to City Council- Minutes from the February Meeting.
5. to Councillor Dave Gallagher- reminder of the April meeting.
6. Email to Soccer Assoc . Letter to BIU Band notifying them of the letter received from Council to deal with the closure of this Committee and to arrange a meeting for all parties for discussion.
7. to BIU Band and Soccer Assoc. notifying them that Hire of Facility and cheque for \$629.00 with Certificate of currency was due to be paid at the April meeting.

Moved: Peter Sliwka that all Correspondence be received.

Seconded: Caroline Dunning.

FINANCE: the last Financial statement received was for the end of February  
stating a Balance of \$7,263.29

Moved: Peter Pearce that this report be received.

Seconded: Ross Mawby

REPORTS:

1. Ross Mawby reported the Hall has more bookings.
2. Peter Lake attended the FFSA meeting and considered it was Confusion and Concerning.

GENERAL BUSINESS:

1. WORK REQUEST- Soccer Assoc. needs a Pallet of Fertilizer and Gypsum..  
**Sec. to contact Council with the request**
2. Committee awaits the outcome of the closure proceedings.
3. Next Meeting- Annual General Meeting 3<sup>rd</sup> June 2015
4. Secretary to take the books to Auditor Peter Stonham.

MEETING closed 8.30pm.

Signature-----Date-----

## **QUESTIONS ON NOTICE**

1. QUESTIONS ON NOTICE NO. 6/15 - DATED MARCH 27, 2015 - COUNCILLORS QUESTIONS ON NOTICE FROM THE MARCH 2015 COUNCIL MEETING (11/296, 11/214, T14/4) ..... 369
2. QUESTIONS ON NOTICE NO. 7/15 - DATED MARCH 27, 2015 - PUBLIC FORUM QUESTIONS ON NOTICE FROM THE MARCH 2015 COUNCIL MEETING (13/12) ..... 371

ORDINARY MEETING OF THE COUNCIL

March 27, 2015

QUESTIONS ON NOTICE NO. 6/15

SUBJECT: COUNCILLORS QUESTIONS ON NOTICE FROM THE MARCH  
2015 COUNCIL MEETING 11/296, 11/214, T14/4

**Summary**

The following report provides responses to questions from Councillors which were taken on notice at the March 25, 2015 Council Meeting.

**Recommendation**

That Questions On Notice No. 6/15 dated March 27, 2015, be received.

**Background**

Following are responses to the questions from Councillors which were taken on notice.

**Question:**

**From Item 12:** Traffic Committee Minutes - Street Signage to the Heritage Site in Hynes Street (Picnic Train Carriage from the Turkish Attack) 11/296  
*Councillor Browne enquired whether the Traffic Committee would be recommending to Council to upgrade the signage in Brookfield Avenue to include tourist signage directing traffic to the Heritage Site in Hynes Street (carriage from the Turkish Attack). The National Trust requested that 2 signs be erected and was recommended by the Traffic Committee but not included in the report recommendation.*

The Mayor took the question on notice.

**Response:**

The Local Traffic Committee has reviewed the issue, with the view to include this sign with other works being carried out in conjunction with other heritage signs. The Traffic Committee will make a number of recommendations. A number of these will be operational in nature and will not require a Council resolution to proceed. The Brookfield Avenue sign falls into this category, as it is an operational activity.

Airport Reseal 11/214  
*Councillor Black requested an update on when the next resealing of the Airport Runway will take place and the cost of the project.*

The Mayor took the question on notice.

**Response:**

The airport was last resealed in 2011/12 at a cost of \$496,000. It is anticipated that the next reseal will not be required for at least ten years. The project would be budgeted at \$500,000 at 2015 rates.

Primitive Camping Area – Living Desert Sanctuary

T14/4

*Councillor Browne requested an update on the progress of the Primitive Camping Area at the Living Desert.*

The Mayor took the question on notice.

**Response:**

The Ablution Block is currently being designed and it is envisaged that construction will be completed by the end of the financial year.

An application is being prepared to seek funding for electric gates at the main entrance and at the entrance to the Primitive Camping Grounds with key-code access.

**Attachments**

There are no attachments for this report.

THERESE MANNS  
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

March 27, 2015

QUESTIONS ON NOTICE NO. 7/15

SUBJECT: PUBLIC FORUM QUESTIONS ON NOTICE FROM THE MARCH  
2015 COUNCIL MEETING 13/12

**Summary**

The following question was taken on notice during the Public Forum Session at the Council Meeting held March 25, 2015.

**Recommendation**

That Questions On Notice No. 7/15 dated March 27, 2015, be received.

**Background**

Following is the response to a question taken on notice during the Public Forum Session at March 2015 Council Meeting:

**Question:**

Vacant Archivist Position at the Charles Rasp Library 14/6  
*Ms. Elaine Gillett advised that visitors to the Library who are wishing to access the archives are being told that the Library Archive volunteers are no longer able to help them and that they need to call Library staff to help. Ms. Gillett stated that the Library staff do not have the knowledge that the Archives volunteers have and asked whether Council would be replacing its Archivist at the Library.*

The Mayor responded that there has been no change to volunteers duties or abilities and that Library staff are assisting with archive duties while the archive function is reviewed. The Mayor confirmed that the archives function at the Library will continue. This will be reiterated to the Library archive volunteers.

**Response:**

Council values the contributions by volunteers across many services and the volunteers at the Archives make a significant contribution to the operation of this important service. A meeting has been held between staff and Archives volunteers to outline the process of the position description (PD) review for the Archives Officer position. The position will be recruited following the PD review. Clarification was made of the duties of the volunteers and the interim operations in the absence of an Archives Officer. There are no outstanding issues for the Archives volunteers from this meeting.

**Question:**

Hire of the Broken Hill Aquatic Centre

13/12

*Mr. Greg Farquharson referred to a question that Councillor Algate raised on behalf of Mr. Farquharson at the February Council meeting regarding the hiring of the Broken Hill Regional Aquatic Centre, and stated that the question was misinterpreted.*

*Mr. Farquharson advised that his children attend the Julie Barratt's Swim School at the Silver City Swim Club and Julie has informed him that the YMCA has refused her application to hire pool space at the Aquatic Centre during the winter months because they feel that her business competes with the YMCA's business activities and as such they will not allow her to hire pool space.*

*His question is: Does Council agree that the YMCA should have exclusive rights to the Aquatic Centre for swimming lessons given that most of Council's policies on its websites contradicts this?*

*Mr. Farquharson advised that he had read the response to his question in the business paper but felt that it did not fully address his question, and stated that any person who pays rates, business or otherwise should be able to use the centre.*

*He questioned whether Council still owns the facility?.*

The Mayor confirmed that Council still owned the Aquatic Centre and that Council has leased out the operation of the Centre.

The Mayor took the question on notice and advised that a written response will be forwarded to Mr. Farquharson.

**Response:**

*Under the contractual arrangements between Council and the contractor (YMCA), the sole business rights for offering fee paying services lies with the YMCA.*

*As stated in the response to Councillor Algate's question: This does not hinder not for profit groups and schools. Privately run schools, swim schools etc. are business entities and do not have access to Council's infrastructure as is funded by ratepayers, as you correctly stated.*

**Attachments**

There are no attachments for this report.

THERESE MANNS  
GENERAL MANAGER