



BUSINESS PAPER

Ordinary Meeting of Council

Council Chambers
28 September 2022

6.30pm

BROKEN HILL

CITY COUNCIL

AUSTRALIA'S FIRST
HERITAGE LISTED CITY

Notice is hereby given, in accordance with the provisions of the *Local Government Act 1993*, that an Ordinary Meeting of the Broken Hill City Council will be held in the Council Chambers on **Wednesday, 28 September 2022** commencing at **6:30pm** to consider the following business:

AGENDA

1	Opening the Meeting
2	Apologies
3	Leave of Absence Applications
4	Prayer
5	Acknowledgement of Country
6	Acknowledgement of Broken Hill's Mining History
7	Public Forum Session
8	Minutes for Confirmation
9	Disclosure of Interest
10	Mayoral Minute(s)
11	Notice of Motion
12	Notices of Rescission
13	Reports from Delegates
14	Committee Reports a) Recommendations of Works Committee meeting held Monday, September 19, 2022 b) Recommendations of Health and Building Committee meeting held Tuesday, September 20, 2022
15	Further Reports
16	Questions Taken on Notice from Previous Council Meeting
17	Questions for Next Meeting Arising from Items on this
18	Public Forum Session
19	Confidential Matters
20	Conclusion of the Meeting

STATEMENT OF ETHICAL OBLIGATIONS

All Councillors undertook an Oath or Affirmation at the beginning of their term of office and declared to undertake the duties of the office of Councillor in the best interests of the people of the Broken Hill Local Government Area and the City of Broken Hill; and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the *Local Government Act 1993* or any other Act to the best of their ability and judgment.

LIVE STREAMING OF COUNCIL MEETINGS

This Council meeting is being streamed live, recorded, and broadcast online via Facebook. To those present in the gallery today, by attending or participating in this public meeting you are consenting to your image, voice and comments being recorded and published. The Mayor and/or General Manager have the authority to pause or terminate the stream if comments or debate are considered defamatory or otherwise inappropriate for publishing. Attendees are advised that they may be subject to legal action if they engage in unlawful behaviour or commentary.

JAY NANKIVELL
GENERAL MANAGER

MINUTES FOR CONFIRMATION

Minutes of the Ordinary Meeting of the Council meeting held Wednesday, August 31, 2022.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Meeting commenced at 6:30pm

PRESENT:

Councillor T. Kennedy (Mayor) Councillor J. Hickey (Deputy Mayor),
Councillors B. Algate, M. Boland, M. Browne, A. Chandler, D. Gallagher,
H. Jewitt, R. Page and D. Turley.

General Manager, Chief Assets and Projects Officer, Chief Corporate and
Community Officer, Chief Financial Officer, Manager Communications and
Marketing, Manager Planning and Community Safety, Executive Manager
Growth and Investment, Executive Manager People and Culture, Executive
Officer and Executive Assistants.

Media (4), Members of the Public (25)

APOLOGIES:

Nil.

LEAVE OF ABSENCE APPLICATIONS: Nil.

PRAYER

Councillor Boland delivered the prayer.

ACKNOWLEDGEMENT OF COUNTRY

Councillor Gallagher delivered the Acknowledgment of Country.

ACKNOWLEDGEMENT OF BROKEN HILL'S MINING HISTORY

Councillor Jewitt delivered the Acknowledgment of Broken Hill's Mining History.

PUBLIC FORUM

Development Application – 4 Paws Kitty Galore

Councillor Browne declared a non-pecuniary interest in this matter and left the Council Chambers at 6:32pm.

Ms Linda Francis, Secretary and Treasurer of 4 Paws Kitty Galore, addressed Council on behalf of the applicants. Ms Francis thanked Council for considering the Development Application and that the applicants are in agreeance with the 12 Consent Conditions and requested that Council considers an amendment to Consent Condition No. 4 (Number of Cats) to include a special clause to increase the number of cats to 30 to allow for kittens to be born at the rescue centre or for a cat with kittens to be surrendered to the rescue centre, and advised that this condition would only be utilised when needed and would not be an increase to the standard operating conditions of the centre. This special clause would allow for the safety and welfare of kittens until they can be rehomed or sent to another animal welfare centre.

Ms Francis also spoke about Consent Condition No. 7 (Rehoming Approval) and advised that 4 Paws Kitty Galore has applied for a Rehoming Organisation number and that the Office of Local Government has confirmed that all information has been provided and that the process is being undertaken to finalise the application and issue the Rehoming Organisation number.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Ms Francis stated that if the Development Application is approved, 4 Paws Kitty Galore is committed to working with Council to advance the care of cats kept as companion animals in Broken Hill and to use the expertise of Council's Rangers to rehome cats to maintain the numbers of cats at the centre as per the Development Application Consent Conditions.

The Mayor thanked Ms Francis for her presentation and advised members of the public present in the Gallery that the Development Application report can be found on page 174 of the Business Paper.

Councillor Browne returned to the Council Chambers at 6:37pm

Lead Dust in Broken Hill

The Mayor read questions from Mr Jean Luc Clavel regarding the dangers of lead dust in Broken Hill. The questions being:

Is the Council aware of the dangerous metals that blow over the City? To what extent is the Council keeping the City lead safe? What are the long-term plans to remediate lead in the City and reduce blood lead levels?

That Mayor advised that Council has written to the State and Federal Governments to request that water charges in Broken Hill are kept affordable to ensure that residents of Broken Hill can afford to keep lawns and gardens green to help mitigate lead dust in the City. Councillors attended a briefing yesterday regarding the Economic Development Strategy, the Strategy recognises that it is critical to keep lead levels at or below the national standard if we are to attract new families to move to Broken Hill to live.

The Mayor confirmed that Council has two street sweepers, one large street sweeper and one small street sweeper for footpaths in the Central Business District, and that the best way to reduce lead levels in Broken Hill is to increase vegetation – lawns and ground covers, gardens and trees.

The Mayor stated that it is disappointing that Broken Hill is treated differently to other parts of NSW and that it is quite acceptable for our children to have a blood lead level readings of above 10µg/dL, whereas in Sydney earlier this week, they go into panic mode when a child has a reading of 5µg/dL. There was outcry when soil near a railway-line in outer Sydney had lead contamination at 500 parts per million, when there are areas of Broken Hill that have 2000 parts per million (most of Broken Hill has approximately 800 parts per million). The Government needs to ensure that Broken Hill's water is affordable in order that residents can water grass verges and gardens; and Council can afford to keep parks and ovals green; schools can afford to keep ovals green etc, to reduce lead dust in the City.

Concerns regarding weeds on block of land

Ms Gayle Smith, 274 Kaolin Street referred to a block of land at the rear of her house in Bowen Lane, and raised concerns regarding snakes and vermin and that the overgrown block of land is a fire hazard.

The Mayor asked Ms Smith to speak with the General Manager at the end of the meeting

Fruit Fly in Broken Hill

Mr Paul D'Ettorre, advised that he is a resident of Broken Hill and also has farm land at Menindee. Mr D'Ettorre spoke about the lack of coordination of a response to the fruit fly issue in Broken Hill and of the many individual actions that need to occur to control fruit fly. A lot of the action needs to be undertaken by individual landowners, but that one key step in fly trapping is probably beyond landowners capabilities to organise themselves. Mr D'Ettorre requested that Council partner with a local organisation to be able to assist landowners to eradicate fruit fly in Broken Hill.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

The Mayor advised that Council is working with Landcare Broken Hill to provide information to the community in preparation for the fruit fly season regarding what action is needed if you notice fruit fly on your fruit trees, and how to make your own traps etc.

The General Manager advised that Council followed up this matter extensively at the start of the year and Council has written to the NSW Government and State Ministers regarding Broken Hill's exclusion from the Sunraysia fruit fly zone which has reduced some of the controls and put the mandate back onto residents, the Department of Primary Industries and Local Government to try and control fruit fly in our region. Broken Hill is working with Landcare on a community awareness campaign in the leadup to the fruit fly season to assist with providing practical information on what to do if you have fruit fly, how to make your own fruit fly traps and awareness of the damage that fruit flies can cause to the environment and the agriculture industry.

The Mayor acknowledged that it is hard to eradicate fruit fly and invited Mr D'Ettorre to speak to the General Manager after the meeting to discuss his proposal which may assist Council and Landcare with their community awareness campaign.

Option for Councillors to attend Committee and Council Meetings via Audio-Visual Link

Mr Branko Licul advised that there is a report in the Business Paper regarding amending the Code of Meeting Practice Policy to include the option for Councillors to attend meetings via audio-visual link and that the August Committee Meeting recommended that this option not be available. Mr Licul spoke against the recommendation stating that there should be a mechanism whereby if a Councillor is called away, through no fault of their own, then there should be the ability for a Councillor to attend the meeting via audio-visual link to allow for them to participate in the democracy of the Council, even if it was limited to three times per year.

Children's Memorial Garden Sculpture

Mr Licul spoke about the Children's Memorial Garden at the Cemetery and that the Memorial Garden is a great initiative and that it is great that Council will be supporting this, but asked that Council revisits the proposed sculpture, and speaks to the proponents to see if there are other options.

Community Strategic Plan

Mr Licul spoke about the development of the Community Strategic Plan and suggested that Council needs to develop an off-leash dog park for small dog breeds (similar to the one in Queen Elisabeth Park) and suggested the north east corner of the Picton Oval land which could be grassed and fenced separate to the Picton Oval and managed by Council so that it does not put extra work onto the Picton Oval Community Committee members.

The Mayor welcomed the suggestion of the development of an off-leash dog park for small breeds and advised that it would be referred to the Works Committee to discuss.

New Concrete Footpaths

Mr Licul stated that it was pleasing to see this Council continue the work of the previous Council to replace concrete footpaths around the City and asked why Council is replacing concrete footpaths in some streets when there are other streets that have never had a concrete footpath. Mr Licul asked why this is the case and when will new footpaths be installed in streets that do not currently have a concrete footpath?

The Mayor advised that certain footpaths have been installed in a loop around the City to give accessibility to disabled people to the City's parks, shops, aquatic centre etc. Footpaths in the City have, at some point, been installed at the cost of the home owner. Residents can still request Council to install their concrete footpath, but this will be at the home owner's expense.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

That General Manager advised that the Active Transport Plan covers the majority of footpaths in the City, it is a \$40M plan to roll-out the footpaths that has been prioritised into Stage 1, Stage 2 and Stage 3. Council is still in the Stage 1 phase of installation of footpaths. The locations have been prioritised to link key high traffic routes to key facilities in the City like schools, shopping centres and parks and gardens etc. Footpath works are being fast-tracked at the moment due to government grants, but once grant money has been expended it will return to being funded by Council's budget to, and this work will take longer. Should a resident require a footpath earlier than scheduled, then under Council's current policy, the cost of the footpath will be borne by the home owner.

The Mayor advised that the Works Action List which contains details of upcoming footpath works will now be presented to the Works Committee and Council Meeting for the community's information.

MINUTES FOR CONFIRMATION

RESOLUTION

Minute No. 46922

Deputy Mayor J Hickey moved)
Councillor A Chandler seconded)

Resolved

That the Minutes of the Ordinary Meeting of the Council of the City of Broken Hill held July 27, 2022 be confirmed.

CARRIED

DISCLOSURE OF INTEREST

Councillor Gallagher declared a non-pecuniary interest in Confidential Report No. 195/22 as he is related to the applicant and advised that he will leave the Council Chambers whilst the item is considered.

Deputy Mayor Hickey declared a pecuniary interest in Confidential Report No. 179/22 as he is a Land Valuer associated with a local real estate business which may/may not be contracted to sell the land; and advised that he will leave the Council Chambers whilst the item is considered.

Councillor Browne declared a non-pecuniary interest in Report No. 180/22 as she knows one of the proponents and advised that she will leave the Council Chambers whilst the item is considered.

Mr Jay Nankivell, General Manager, declared a pecuniary interest in Confidential Mayoral Minute No.11/22 as the Mayoral Minute relates to the General Manager's contract and remuneration, and advised that he will leave the Council Chambers whilst the item is considered.

MAYORAL MINUTES

ITEM 1 - MAYORAL MINUTE NO. 9/22 - DATED AUGUST 25, 2022 - ACTING GENERAL MANAGER

D22/44675

RESOLUTION

Minute No. 46923

Mayor T Kennedy moved)
Deputy Mayor J Hickey seconded)

Resolved

1. That Mayoral Minute No. 9/22 dated August 25, 2022, be received.
2. That Council's Chief Assets and Projects Officer, Mr Codie Howard, be appointed to the role of Acting General Manager from Monday, 7 November 2022 to Tuesday, 15 November 2022 whilst Council's General

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Manager, Mr Jay Nankivell, is on a period of annual leave.

3. That Council approves that the General Manager's Delegations of Authority and Authorisations pursuant to *Part 3 of the Local Government Act 1993 Sections 377 and 381* be issued to Council's Chief Assets and Projects Officer, Mr Codie Howard, to be able to carry out all functions of the General Manager whilst in the role of Acting General Manager from Monday, 7 November 2022 to Tuesday, 15 November 2022.

CARRIED UNANIMOUSLY

ITEM 2 - MAYORAL MINUTE NO. 10/22 - DATED AUGUST 23, 2022 - CHILDREN'S MEMORIAL GARDEN SCULPTURE - BROKEN HILL CEMETERY D22/44269

RESOLUTION

Minute No. 46924

Mayor T Kennedy moved)
Deputy Mayor J Hickey seconded)

Resolved

1. That Mayoral Minute No. 10/22 dated August 23, 2022, be received.
2. That Council accepts the donation of the Children's Memorial sculpture on behalf of the community of Broken Hill and notes that the sculpture will be installed in the circular brickwork shadow box within the Children's Memorial Garden at the Broken Hill Cemetery as per building consent approval 97/205.
3. That Council waive the fee for a works permit for the installation of the sculpture (\$202.00 inc GST).

CARRIED UNANIMOUSLY

ITEM 3 – MAYORAL MINUTE NO. 12/22 - PUBLIC RELEASE OF NSW OMBUDSMAN'S REPORT (MM12/22) IN17/11

Mayor Kennedy tabled a verbal Mayoral Minute regarding the public release of the NSW Ombudsman's report regarding the Civic Centre Redevelopment.

RESOLUTION

Minute No. 46925

Mayor T Kennedy moved)
Councillor B. Algate seconded)

Resolved

1. That Council makes the NSW Ombudsman report about the construction of the Broken Hill Civic Centre open to the public.
2. That copies be available to read at the Council Administration building and Library.
3. That the Ombudsman's report be made available on Council's website.

CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

ITEM 4 – MAYORAL MINUTE NO. 13/22 - BROKEN HILL MUNDI MUNDI BASH
(MM13/22)

21/68

Mayor Kennedy tabled a verbal Mayoral Minute regarding the Broken Hill Mundi Mundi Bash.

RESOLUTION

Minute No. 46926

Mayor T Kennedy moved)
Councillor D Turley seconded)

Resolved

1. That Council sends correspondence to the organisers of the Broken Hill Mundi Mundi Bash congratulating them on another great event.
2. That they be invited to provide the Council with promotional material that can be used and circulated at all conferences attended by Council.
3. That Council be provided with a report about the potential benefits for tourism from Council attending camping and caravan shows/expos.
4. That Council investigate opportunities for partnerships to attend camping and caravan shows, including with the Broken Hill Mundi Mundi Bash.

CARRIED UNANIMOUSLY

NOTICES OF MOTION

Nil.

RESCISSION MOTIONS

Nil.

REPORTS FROM DELEGATES

Nil.

COMMITTEE REPORTS

WORKS COMMITTEE

ITEM 5 - BROKEN HILL CITY COUNCIL REPORT NO. 184/22 - DATED AUGUST 12, 2022 -
DRAFT ASBESTOS POLICY FOR PUBLIC EXHIBITION **D22/42373**

RESOLUTION

Minute No. 46927

Deputy Mayor J Hickey moved)
Councillor D Gallagher seconded)

Resolved

1. That Broken Hill City Council Report No. 184/22 dated August 12, 2022, be received.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

2. That Council endorses the Draft Asbestos Policy for the purpose of public exhibition.
3. That the Draft Asbestos Policy be placed on public exhibition period of 28 days for public comment
4. That a report be presented to Council at the conclusion of the public exhibition period outlining submissions received and any further amendments made as a consequence of the submissions received, with a view to adoption of the Draft Asbestos Policy

CARRIED UNANIMOUSLY

**ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 185/22 - DATED AUGUST 11, 2022 -
BROKEN HILL CBD REVITALISATION AND ACTIVATION PROJECT - PROJECT UPDATE**

D22/42160

RESOLUTION

Minute No. 46928

Councillor R Algate moved)
Councillor D Turley seconded)

Resolved

1. That Broken Hill City Council Report No. 185/22 dated August 11, 2022, be received.
2. That Council note the current status of the Library/Archive, CBD Revitalisation and Activation Project.
3. That Council note the temporary arrangements in place for the operation of the Library and Archives during project construction.

CARRIED UNANIMOUSLY

**ITEM 7 - BROKEN HILL CITY COUNCIL REPORT NO. /22 - DATED AUGUST 05, 2022 -
BROKEN HILL WAYFINDING PROJECT**

D22/41423

RESOLUTION

Minute No. 46929

Councillor M Boland moved)
Councillor A Chandler seconded)

Resolved

1. That Broken Hill City Council Report No. 186/22 dated August 5, 2022, be received.
2. That Council endorse Stage One of the Broken Hill Concept Design.
3. That Council approves the manufacturing and installation of the CBD directional signage, Patton Park, Sturt and Queen Elizabeth Park information sculptural signage and development of the digital visitor application as recommended in the attached design package.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

CARRIED UNANIMOUSLY

**ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 187/22 - DATED AUGUST 12, 2022 -
PURCHASE OF TRAFFIC CONTROL AND TRAFFIC COUNTER EQUIPMENT** D22/42402

RESOLUTION

Minute No. 46930

Councillor D Turley moved)
Deputy Mayor J Hickey seconded)

Resolved

1. That Broken Hill City Council Report No. 187/22 dated August 12, 2022, be received.
2. That Council approves an increase to the 2022/2023 Capital Budget to the total cost of \$28,703.20 (exc GST) for the purchase of Traffic Control Equipment and Traffic Monitoring Equipment.

CARRIED UNANIMOUSLY

**ITEM 9 - BROKEN HILL CITY COUNCIL REPORT NO. 188/22 - DATED AUGUST 10, 2022 -
MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 427, HELD ON TUESDAY, 2
AUGUST 2022** D22/42110

RESOLUTION

Minute No. 46931

Councillor M Browne moved)
Councillor D Turley seconded)

Resolved

1. That Broken Hill City Council Report No. 188/22 dated August 10, 2022, be received.
2. Item No.427.8.2 – That Council arranges for the Bus Stop adjacent to the Palace Hotel in Argent Street be relocated further down the road to allow continued bus services, not obstructing the 'Loading Zone' area for the duration of the Broken Hill Festival.

CARRIED UNANIMOUSLY

**ITEM 10 - BROKEN HILL CITY COUNCIL REPORT NO. 189/22 - DATED AUGUST 12, 2022 -
MINUTES OF THE E.P. O'NEILL MEMORIAL PARK REDEVELOPMENT PROJECT STEERING
GROUP MEETING HELD 16 JUNE 2022 AND SITE VISIT HELD 17 JUNE 2022** D22/42401

RESOLUTION

Minute No. 46932

Deputy Mayor J Hickey moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 189/22 dated August 12, 2022, be received.
2. That the minutes of the E.P. O'Neill Memorial Park Project Steering Group meeting held on 16 June 2022 be noted
3. That the minutes of the E.P. O'Neill Memorial Park Site Visit held on 17 June 2022 be noted

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

CARRIED UNANIMOUSLY

**ITEM 11 - BROKEN HILL CITY COUNCIL REPORT NO. 190/22 - DATED AUGUST 11, 2022 -
MINUTES OF THE PICTON OVAL SPORTSGROUND COMMUNITY COMMITTEE ANNUAL
GENERAL MEETING HELD 25 JULY 2022** D22/42154

RESOLUTION

Minute No. 46933

Councillor M Boland moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 190/22 dated August 11, 2022, be received.
2. That minutes of the Picton Oval Sportsground Community Committee Annual General Meeting held 25 July 2022 be received.

CARRIED UNANIMOUSLY

**ITEM 12 - BROKEN HILL CITY COUNCIL REPORT NO. 191/22 - DATED JULY 07, 2022 -
MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 24 MAY
2022, 7 JUNE 2022 AND 5 JULY 2022** D22/35507

RESOLUTION

Minute No. 46934

Councillor D Gallagher moved)
Councillor A Chandler seconded)

Resolved

1. That Broken Hill City Council Report No. 191/22 dated July 7, 2022, be received.
2. That minutes of the Memorial Oval Community Committee Annual General Meeting held 24 May 2022 be noted.
3. That minutes of the Memorial Oval Community Committee Meeting held 7 June 2022 be received.
4. That the minutes of the Memorial Oval Community Committee Annual General Meeting held 5 July 2022 be received.

CARRIED UNANIMOUSLY

**ITEM 13 - BROKEN HILL CITY COUNCIL REPORT NO. 192/22 - DATED JULY 27, 2022 -
MINUTES OF THE RIDDIFORD ARBORETUM COMMUNITY COMMITTEE ANNUAL GENERAL
MEETING HELD 2 JULY 2022** D22/39170

RESOLUTION

Minute No. 46935

Councillor M Browne moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 192/22 dated July 27, 2022, be received.
2. That minutes of the Riddiford Arboretum Community Committee Annual General Meeting held 2 July 2022 be received.

CARRIED UNANIMOUSLY

HEALTH AND BUILDING COMMITTEE

**ITEM 14 - BROKEN HILL CITY COUNCIL REPORT NO. 177/22 - DATED AUGUST 15, 2022 -
ARRANGEMENTS FOR LOCAL ART SOCIETY EXHIBITIONS AT THE BROKEN HILL CITY ART
GALLERY** D22/42513

RESOLUTION

Minute No. 46936

Councillor M Boland moved

Councillor D Gallagher seconded

Resolved

1. That Broken Hill City Council Report No. 177/22 dated August 15, 2022, be received.
2. That Council note the report.
3. That Council invite the Willyama Arts Society to submit a draft Memorandum of Understanding for Council consideration.

CARRIED UNANIMOUSLY

**ITEM 15 - BROKEN HILL CITY COUNCIL REPORT NO. 178/22 - DATED AUGUST 05, 2022 -
REQUEST FOR COUNCIL TO BE APPOINTED CROWN LAND MANAGER OF RESERVE 39037** D22/41221

RESOLUTION

Minute No. 46937

Councillor D Gallagher moved

Deputy Mayor J Hickey seconded

Resolved

1. That Broken Hill City Council Report No. 178/22 dated August 5, 2022, be received.
2. That Council make a request to the Minister to be appointed Crown Land Manager of Reserve 39037 (Lot 3 & Lot 7 in Section 35 in Deposited Plan 759092).
3. That Council make a request to the Minister that the additional purpose of 'community purposes' be added to Reserve 39037 to facilitate ongoing management as part of the proposed library and archives facility.

CARRIED UNANIMOUSLY

**ITEM 16 – BROKEN HILL CITY COUNCIL REPORT NO. 179/22 – DATED AUGUST 05, 2022 –
SALE OF COUNCIL OWNED LAND AT 245-247 IODIDE STREET** D22/41319

Deputy Mayor Hickey declared an interest in Item 16 and left the Council Chambers at 7:43pm.

RESOLUTION

Resolved

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Minute No. 46938

Councillor M Boland moved
Councillor R Page seconded

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1. That Broken Hill City Council Report No. 179/22 dated August 5, 2022, be received.
 2. That That Council engage a real estate agent through a competitive quotation process to sell the Council owned land at 245-247 Iodide Street (Lot 2 in Deposited Plan 181218 and Lot 3 in Deposited Plan 1181476)
 3. That General Manager be authorised to negotiate and finalise the sale of land at 245-247 Iodide Street.
 4. That the Mayor and General Manager be authorised to sign and execute any documents related to the sale under the Common Seal of Council.

CARRIED UNANIMOUSLY

Deputy Mayor Hickey returned to the Council Chambers at 7:45pm. The Mayor advised the Deputy Mayor that Council had adopted the report recommendation of item 16.

ITEM 17 – BROKEN HILL CITY COUNCIL REPORT NO. 180/22 – DATED JUNE 23, 2022 – DEVELOPMENT APPLICATION 17/2022 – 323 JONES STREET – CHANGE OF USE TO HOME BUSINESS (CAT RESCUE) D22/32806

Councillor Browne declared an interest in item 17 and left the Council Chambers at 7:45pm.

RESOLUTION

Minute No. 46939

Councillor R Page moved
Councillor A Chandler seconded

Resolved

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1. That Broken Hill City Council Report No. 180/22 dated June 23, 2022, be received.
 2. That Development Application 17/2022 being a new home business (cat rescue) be approved, subject to conditions as contained in Attachment 1.; with an amendment to consent condition (4) Number of Cats to include a special clause that allows for an increase to the number of cats from 25 up to 30 to allow for occasions when a litter of kittens are born at the rescue centre or a cat with kittens is surrendered to the rescue centre.

CARRIED UNANIMOUSLY

Councillor Browne returned to the Council Chambers at 7:49pm. The Mayor advised Councillor Browne that Council had adopted the report recommendation with an addendum to amend the consent conditions to include a special clause to the number of animals held at rescue centre to allow for a litter of kittens born at the centre or surrendered to the centre.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

**ITEM 18 - BROKEN HILL CITY COUNCIL REPORT NO. 181/22 - DATED AUGUST 03, 2022 -
MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES
COMMUNITY COMMITTEE MEETING HELD 12 JULY 2022** D22/40693

RESOLUTION

Minute No. 46940

Councillor M Browne moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 181/22 dated August 3, 2022, be received.
2. That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held 12 July 2022 be received.

CARRIED UNANIMOUSLY

POLICY AND GENERAL COMMITTEE

**ITEM 19 - BROKEN HILL CITY COUNCIL REPORT NO. 176/22 - DATED JULY 28, 2022 - CHILD
CARE AVAILABILITY IN BROKEN HILL** D22/39465

RESOLUTION

Minute No. 46941

Councillor R Algate moved)
Councillor R Page seconded)

Resolved

1. That Broken Hill City Council Report No. 176/22 dated July 28, 2022, be received.
2. That Council continues its advocacy for increased Childcare availability in the City through the implementation of Council's Liveability and Housing Strategy; and to ensure that it aligns with the objectives of the State Government's Liveability Strategy for regional NSW.
3. That Council continues its advocacy for increased Childcare availability in the City with State and Federal Ministers.
4. That Council meets with various stakeholders such as Far West Family Day Care Services and TAFE NSW to discuss various opportunities to increase Day Care Educators in Broken Hill.

CARRIED UNANIMOUSLY

**ITEM 20 - BROKEN HILL CITY COUNCIL REPORT NO. 177/22 - DATED AUGUST 01, 2022 -
REVIEW OF COUNCIL'S CODE OF MEETING PRACTICE TO PERMIT COUNCILLOR
ATTENDANCE VIA AUDIO VISUAL LINK AT STANDING COMMITTEE MEETINGS AND
COUNCIL MEETINGS** D22/39896

Motion

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Deputy Mayor J Hickey moved)
Councillor M Boland seconded)

1. That Broken Hill City Council Report No. 177/22 dated August 1, 2022, be received.
2. That Council makes no amendment to the Code of Meeting Practice Policy to permit attendance by Councillors at Committee and Council Meetings via audio-visual link as per the optional clauses contained in the Office of Local Government's Model Code of Meeting Practice.

Amendment

Councillor M Browne moved)
Councillor D Turley seconded)

1. That Broken Hill City Council Report No. 177/22 dated August 1, 2022, be received.
2. That Council makes no amendment to the Code of Meeting Practice Policy to permit attendance by Councillors at Committee Meetings via audio-visual link as per the optional clauses contained in the Office of Local Government's Model Code of Meeting Practice.

LOST

FOR: Councillors Marion Browne, Ron Page and Darriea Turley

AGAINST: Mayor Tom Kennedy, Deputy Mayor Jim Hickey, Councillors Bob Algate, Michael Boland, Alan Chandler, Dave Gallagher and Hayley Jewitt

The original motion was put.

RESOLUTION

Minute No. 46942

Deputy Mayor J Hickey moved)
Councillor M Boland seconded)

1. That Broken Hill City Council Report No. 177/22 dated August 1, 2022, be received.
2. That Council makes no amendment to the Code of Meeting Practice Policy to permit attendance by Councillors at Committee and Council Meetings via audio-visual link as per the optional clauses contained in the Office of Local Government's Model Code of Meeting Practice.

CARRIED

FOR: Mayor Tom Kennedy, Deputy Mayor Jim Hickey, Councillors Bob Algate, Michael Boland, Alan Chandler, Dave Gallagher and Hayley Jewitt

AGAINST: Councillors Marion Browne, Ron Page and Darriea Turley

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

**ITEM 21 - BROKEN HILL CITY COUNCIL REPORT NO. 178/22 - DATED AUGUST 18, 2022 -
PUBLIC INTEREST DISCLOSURES ANNUAL REPORT - 2021/2022** D22/43501

RESOLUTION

Minute No. 46943

Councillor D Gallagher moved)
Councillor R Page seconded)

Resolved

1. That Broken Hill City Council Report No. 178/22 dated August 18, 2022, be received.
2. That the Broken Hill City Council Public Interest Disclosures Annual Report 2021/2022 be forwarded to the Minister for Local Government and the NSW Ombudsman by 30 October 2022

CARRIED UNANIMOUSLY

**ITEM 22 - BROKEN HILL CITY COUNCIL REPORT NO. 179/22 - DATED JULY 29, 2022 - DRAFT
PUBLIC ART POLICY** D22/39643

RESOLUTION

Minute No. 46944

Councillor M Boland moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 179/22 dated July 29, 2022, be received.
2. That Council adopt the draft Public Art Policy to include minor amendments as outlined in this report.

CARRIED UNANIMOUSLY

**ITEM 23 - BROKEN HILL CITY COUNCIL REPORT NO. 181/22 - DATED JULY 22, 2022 - 2017-
2021 DISABILITY INCLUSION ACTION PLAN - FINAL KEY PERFORMANCE INDICATORS
PROGRESS REPORT FOR PERIOD ENDING 30 JUNE 2022** D22/38574

RESOLUTION

Minute No. 46945

Councillor D Turley moved)
Deputy Mayor J Hickey seconded)

Resolved

1. That Broken Hill City Council Report No. 181/22 dated July 22, 2022, be received.
2. That Council note the 2017-2021 Disability Inclusion Action Plan – Final Key Performance Indicators Progress Report for the reporting period ending 30 June 2022.
3. That the 2017-2021 Disability Inclusion Action Plan – Final Key Performance Indicators Progress Report for the reporting period ending 30 June 2022 be placed on Council's website.

CARRIED UNANIMOUSLY

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

**ITEM 24 - BROKEN HILL CITY COUNCIL REPORT NO. 182/22 - DATED AUGUST 03, 2022 -
2021-2022 DELIVERY PROGRAM INCLUSIVE OF OPERATIONAL PLAN 2021/2022 OUTCOMES
- FINAL KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 30
JUNE 2022** D22/39115

RESOLUTION

Minute No. 46946

Councillor R Algate moved)
Councillor M Boland seconded)

Resolved

1. That Broken Hill City Council Report No. 182/22 dated August 3, 2022, be received.
2. That Council receive the 2021-2022 Delivery Program inclusive of 2021/2022 Operational Plan outcomes - Final Key Performance Indicators Progress Report for period ending 30 June 2022.
3. That the 2021-2022 Delivery Program inclusive of 2021/2022 Operational Plan outcomes - Final Key Performance Indicators Progress Report for period ending 30 June 2022, be placed on Council's website.
4. That all staff be congratulated on their progress thus far in the completion of the Delivery Program and Operational Plan actions.

CARRIED UNANIMOUSLY

**ITEM 25 - BROKEN HILL CITY COUNCIL REPORT NO. 183/22 - DATED AUGUST 10, 2022 -
BUDGET CARRYOVER'S 2021/22** D22/41941

RESOLUTION

Minute No. 46947

Deputy Mayor J Hickey moved)
Councillor R Page seconded)

Resolved

1. That Broken Hill City Council Report No. 183/22 dated August 10, 2022, be received.
2. That Council revoke the budget items as listed below in *Table 1* for the amount of \$143,700.
3. That Council note the carryover budget items as listed below in *Table 2* for the amount of \$23,328,537.

CARRIED UNANIMOUSLY

**ITEM 26 - BROKEN HILL CITY COUNCIL REPORT NO. 184/22 - DATED AUGUST 02, 2022 -
INVESTMENT STRATEGY AND PORTFOLIO REVIEW FOR 2021/2022** D22/40414

RESOLUTION

Minute No. 46948

Councillor M Boland moved)
Councillor H Jewitt seconded)

Resolved

1. That Broken Hill City Council Report No. 184/22 dated August 2, 2022, be received.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

2. That increasing the use of term deposits be considered due to the rising cash rate.

CARRIED UNANIMOUSLY

ITEM 27 - BROKEN HILL CITY COUNCIL REPORT NO. 185/22 - DATED AUGUST 15, 2022 - INVESTMENT REPORT FOR JULY 2022 D22/42670

RESOLUTION

Minute No. 46949

Councillor M Boland moved
Councillor R Algate seconded

Resolved

1. That Broken Hill City Council Report No. 185/22 dated August 15, 2022, be received.

CARRIED UNANIMOUSLY

ITEM 28 - BROKEN HILL CITY COUNCIL REPORT NO. 186/22 - DATED AUGUST 15, 2022 - MEMORANDUM OF UNDERSTANDING - AFL BROKEN HILL AND BROKEN HILL CITY COUNCIL D22/42487

RESOLUTION

Minute No. 46950

Deputy Mayor J Hickey moved
Councillor H Jewitt seconded

Resolved

1. That Broken Hill City Council Report No. 186/22 dated August 15, 2022, be received.
2. That the General Manager be authorised to negotiate and execute a Memorandum of Understanding for a period of two (2) years with AFL Broken Hill.
3. That Council authorise the General Manager to include in the Memorandum of Understanding financial assistance grants of \$10,000 per annum.

CARRIED UNANIMOUSLY

ITEM 29 - BROKEN HILL CITY COUNCIL REPORT NO. 187/22 - DATED AUGUST 04, 2022 - RE-ESTABLISHMENT OF E.T. LAMB MEMORIAL OVAL COMMUNITY COMMITTEE AND COMMITTEE NOMINATIONS D22/41183

RESOLUTION

Minute No. 46951

Deputy Mayor J Hickey moved
Councillor D Gallagher seconded

Resolved

1. That Broken Hill City Council Report No. 187/22 dated August 4, 2022, be received.
2. That Council re-establish the E.T. Lamb Memorial Oval Community Committee.
3. That Council appoints Councillor Gallagher as Council's Delegate on the E.T. Lamb Memorial Oval Community Committee.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

4. That user groups of the E.T. Lamb Memorial Oval and community representatives, continue to be encouraged to consider an interest in joining the community committee to achieve the required number of members stated in the constitution and for effective management of the asset.
5. That Council appoints Mr Dean Meadows, Mr Luke Driscoll, Mr Ross Morris, Mr Des Rumble and Mr Lyndon Pace as community representatives of the E.T. Lamb Memorial Oval Community Committee, subject to Council resolving to re-establish the committee.

CARRIED UNANIMOUSLY

ITEM 30 - BROKEN HILL CITY COUNCIL REPORT NO. 188/22 - DATED JULY 27, 2022 - MINUTES OF THE BROKEN HILL HERITAGE COMMITTEE ANNUAL GENERAL MEETING HELD 25 JULY 2022 D22/39192

RESOLUTION

Minute No. 46952

Councillor D Turley moved)
Councillor M Browne seconded)

Resolved

1. That Broken Hill City Council Report No. 188/22 dated July 27, 2022, be received.
2. That minutes of the Broken Hill Heritage Committee Annual General Meeting held 25 July 2022 be received.

CARRIED UNANIMOUSLY

FURTHER REPORTS

ITEM 31 - BROKEN HILL CITY COUNCIL REPORT NO. 189/22 - DATED AUGUST 10, 2022 - CORRESPONDENCE REPORT - WEATHER RADAR FOR FAR WEST NSW D22/42076

RESOLUTION

Minute No. 46953

Councillor M Boland moved)
Councillor A Chandler seconded)

Resolved

1. That Broken Hill City Council Report No. 189/22 dated August 10, 2022, be received.
2. That correspondence dated 4 August 2022 from the Bureau of Meteorology in response to Council's correspondence regarding the construction of two doppler weather radars in Far West NSW, be received and noted.

CARRIED UNANIMOUSLY

ITEM 32 - BROKEN HILL CITY COUNCIL REPORT NO. 190/22 - DATED JULY 29, 2022 - COUNCIL MEETING ARRANGEMENTS AND CHRISTMAS SHUT DOWN PERIOD D22/39644

RESOLUTION

Resolved

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Minute No. 46954

Councillor D Gallagher moved
Councillor A Chandler seconded

)
)

1. That Broken Hill City Council Report No. 190/22 dated July 29, 2022, be received.
2. That Council's Ordinary Monthly Meeting for December 2022 be brought forward by one week to be held Wednesday, December 21, 2022.
3. That the December Standing Committee Meetings be brought forward by one week to be held as follows
 - a. Works Committee Meeting to be held Monday December 12, 2022 at 5:30pm
 - b. Health and Building Committee Meeting to be held Tuesday December 13, 2022 at 5:30pm
 - c. Policy and General Committee Meeting to be held Wednesday December 14, 2022 at 5:30pm
4. That Standing Committee Meetings not be held in January 2023.
5. That the Council shutdown period for the Administrative Centre and the Warnock Street Works Depot be from 1pm Friday December 23, 2022 and reopening Monday, January 9, 2023.
6. That Council advertise the shutdown period for the Administrative Centre and the Warnock Street Works Depot and that this advertisement also includes the operating hours for all other Council facilities during this period.

CARRIED UNANIMOUSLY

**ITEM 33 - BROKEN HILL CITY COUNCIL REPORT NO. 191/22 - DATED AUGUST 23, 2022 -
COUNCILLOR ATTENDANCE AT THE NSW MINING AND EXPLORATION CONFERENCE**

D22/44146

RESOLUTION

Minute No. 46955

Councillor D Gallagher moved
Councillor R Algate seconded

)
)

Resolved

1. That Broken Hill City Council Report No. 191/22 dated August 23, 2022, be received.
2. That Deputy Mayor Hickey be authorised as Council's delegate to attend the NSW Mining and Exploration Conference to be held in Orange, 12-13 October 2022.

CARRIED UNANIMOUSLY

ITEM 34 - BROKEN HILL CITY COUNCIL REPORT NO. 192/22 - DATED AUGUST 25, 2022 -

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

COUNCILLOR ATTENDANCE AT THE MURRY DARLING ASSOCIATION NATIONAL
CONFERENCE AND AGM 2022 HELD IN ALBURY, 19-21 SEPTEMBER 2022

D22/44678

RESOLUTION

Resolved

Minute No. 46956

Councillor D Turley moved)
Councillor A Chandler seconded)

1. That Broken Hill City Council Report No. 192/22 dated August 25, 2022, be received.
2. That Council notes that Councillor Browne will be attending the Murray Darling Association National Conference to be held in Albury NSW from 19-21 September 2022 as Council's Delegate on the Murray Darling Association.
3. That Councillor Boland also attends the Murray Darling Association National Conference; and that registration and travel arrangements be made as per Clauses 4.7 and 4.8 of the Councillor Support Policy.

CARRIED UNANIMOUSLY

**ITEM 35 - BROKEN HILL CITY COUNCIL REPORT NO. 193/22 - DATED AUGUST 02, 2022 -
NOMINATIONS FOR THE APPOINTMENT OF COMMUNITY REPRESENTATIVES TO SECTION
355 COMMUNITY COMMITTEES**

D22/40318

RESOLUTION

Resolved

Minute No. 46957

Councillor R Algate moved)
Councillor D Turley seconded)

1. That Broken Hill City Council Report No. 193/22 dated August 2, 2022, be received.
2. That Council appoints Ms Irene Davey as community representatives on the Ageing Well Advisory Committee.
3. That Council appoints Mr Jim Richards, Ms Tegan Gerard, Ms Susanne Jones and Ms Mel Chynoweth as community representatives on the Youth Advisory Committee.
4. That the community representatives be advised of their appointment and advice also be sent to the Councillor Delegates/Chairpersons of Committees.
5. That Council notes that the current round of advertising closed on 24 August 2022 and Council will continue to advertise on social media and in the Barrier Truth during September for nominations for specific committees that have not yet achieved an adequate number of community representatives.
6. That the Constitution of the Ageing Well Advisory Committee be amended at clause 4.2 to add the words "A minimum of" before the words "Three (3) community members who either are a person of senior years ..."

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

and before the words "Two (2) community representative from the First Nations community ..." to clarify the practice of appointing additional community representatives on Committees if there is an increased interest in membership; and the Chairperson of the Committee be advised accordingly.

CARRIED UNANIMOUSLY

ITEM 36 - BROKEN HILL CITY COUNCIL REPORT NO. 194/22 - DATED AUGUST 04, 2022 - ACTION LIST REPORT D22/41143

RESOLUTION

Minute No. 46958

Councillor D Gallagher moved)

Deputy Mayor J Hickey seconded)

Resolved

1. That Broken Hill City Council Report No. 194/22 dated August 4, 2022, be received.

CARRIED UNANIMOUSLY

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETING

ITEM 37 - QUESTIONS ON NOTICE NO. 8/22 - DATED JULY 29, 2022 - COUNCILLOR QUESTIONS TAKEN ON NOTICE AT THE JULY 2022 ORDINARY COUNCIL MEETING AND AUGUST 2022 COMMITTEE MEETINGS D22/39641

RESOLUTION

Minute No. 46959

Councillor M Boland moved)

Councillor R Algate seconded)

Resolved

1. That Questions On Notice No. 8/22 dated July 29, 2022, be received.

CARRIED UNANIMOUSLY

ITEM 38 - QUESTIONS ON NOTICE NO. 9/22 - DATED AUGUST 04, 2022 - PUBLIC FORUM QUESTIONS TAKEN ON NOTICE AT THE JULY 2022 ORDINARY COUNCIL MEETING D22/41134

RESOLUTION

Minute No. 46960

Councillor D Gallagher moved)

Councillor M Browne seconded)

Resolved

1. That Questions On Notice No. 9/22 dated August 4, 2022, be received.

CARRIED UNANIMOUSLY

QUESTIONS FOR NEXT MEETING ARISING FROM ITEMS ON THIS AGENDA

From Item 11 – Update on the Picton Oval Long-Jump Pit

The General Manager took a question on notice from Councillor Boland regarding an update on when the works to the long-jump pit at the Picton Oval will be completed.

From Item 35 – Nominations for membership of Council's Section 355 Committees

Councillor Turley asked whether Council could carry-out some social media advertising to seek nominations to fill the vacant positions on Council's Section 355 Committees.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

The Mayor advised that an article on the matter will be included in the next edition of the community newsletter.

From Item 9 – Bus Stop in Gypsum Street

Councillor Boland asked that the Traffic Committee provides an update to Council regarding the request for the unofficial bus stop in Gypsum Street (that was requested to be made an official bus stop due to the bus stopping there for the past 50 years for members of the Gauci family of Broken Hill) to become a dedicated bus stop.

The General Manager took the question on notice and stated that the matter would be raised again at a future Traffic Committee Meeting for the Committee to provide advice to Council.

PUBLIC FORUM

Children's Memorial Garden at the Cemetery

Mr Ghislaine Barbe spoke about the Mayoral Minute for the installation of the sculpture at the Children's Memorial Garden contained in the Business Paper and thanked the Mayor for the historical background of the Children's Memorial Garden and advised that she had sent a photo of the Mayoral Minute to the widow of the late Karl Fritsch who was deeply moved that her husband was remembered.

The Mayor spoke of the late Karl Fritsch as a great architect, town planner an ambassador for the City and thanked Ms Barbe for passing the Mayoral Minute onto his family.

Broken Hill Mundi Mundi Bash

Ms Barbe referred to the verbal Mayoral Minute regarding forwarding a letter of appreciation to the organisers of the Broken Hill Mundi Mundi Bash and asked that the volunteers also be recognised for their efforts.

RESOLUTION

Minute No. 46960A

Councillor M Boland moved)

Councillor D Gallagher seconded)

That correspondence of appreciated to be sent to the organisers of the Broken Hill Mundi Mundi Bash also includes Council's appreciation of the work undertaken by the Bash volunteers during the three day music event.

CARRIED UNANIMOUSLY

Companion Animal Management Working Group

Mr Branko Licul asked when the first meeting of the Companion Animal Management Working Group will be held and the status of the Working Group.

The General Manager advised that a date will be set in the coming weeks for this Working Group and that setting a meeting date had been delayed due to the position of Executive Manager Planning and Community Safety becoming vacant just at the time of organising the first meeting of the Working Group.

The General Manager took this opportunity to welcome Mr Michael Mason who had taken on the role in a temporary capacity until 23 December 2022 whilst Council continues its recruiting efforts.

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

Festival flags on CBD Banner Poles

Mr Branko Licul spoke about upcoming the Broken Heel Festival and asked if festival banners will be displayed on the CBD banner poles welcoming visitors to the City in September. Mr Licul stated that there was an opportunity missed by Council to utilise the banner poles to promote the Broken Hill Mundi Mundi Bash Festival.

The Broken Heel Festival is a prime opportunity to show the City's support of the festival and to welcome visitors to Broken Hill.

The Mayor stated that it is Council's policy that the event organisers supply the banners and Council installs them on the banner poles.

The General Manager advised that the event organisers have been made aware of this requirement and advised that works are still being completed on the banner poles with the median strip in Argent Street between Delamore Street and Oxide Street still under construction before the banner poles can be installed in this part of Argent Street. The first change to the banners will be at Christmas and the Broken Heel Festival event organisers have been advised that if they purchase festival banners for next year, Council will install them prior to the 2023 festival. This also applies to any other event or festival to be held in Broken Hill.

Visiting Art Exhibitions at the Broken Hill City Art Gallery

Ms Eve-Lyn Kennedy referred to the discussion during the meeting regarding a possible Memorandum of Understanding for the Willyama Art Society, and stated that some people don't travel to capital cities very often and spoke about the benefits of visiting art exhibitions being shown at the Broken Hill City Art Gallery rather than having to view these exhibitions virtually, which is not the same as being able to see them in person, the colour, the texture, the feeling of the work etc.

Ms Kennedy spoke about there needing to be a balance between local exhibitions and visiting exhibitions and requested that Council considers exhibiting at least 1 visiting art collection on every rotation.

The Mayor thanked Ms Kennedy for raising this matter and advised that Council would soon be reviewing the Broken Hill City Art Gallery Exhibitions Policy and placing it out for public consultation and that this review will include provisions for local and visiting art exhibitions being shown at the Gallery. The Mayor explained that 90% of visitors to the Gallery are tourists who want to see local art exhibitions, but takes Ms Kennedy's point that there still needs to be a balance of local and visiting exhibitions displayed at the Gallery.

Councillor Page spoke about the quality of art that Council owns in that is worth millions of dollars and that this work should be displayed.

RESOLUTION

Minute No. 46961 - Procedural Motion

Councillor R Algate moved)

Councillor R Page seconded)

Resolved

That the meeting be closed to the public in accordance with Section 10A(2) of the *Local Government Act 1993* whilst Council considered the confidential matters; and that the order of business change in order for Council to consider Confidential Report No. 11/22 first.

CARRIED UNANIMOUSLY

Members of the public and media left the Council Chambers at 8:49pm.

CONFIDENTIAL MATTERS

ITEM 39 – MAYORAL MINUTE NO. 11/22 – DATED AUGUST 16, 2022 – GENERAL MANAGER'S PERFORMANCE REVIEW 2021/2022 – CONFIDENTIAL D22/42910

(General Manager's Note: This report considers a staffing matter and is deemed confidential under Section 10A(2) (a) of the Local Government Act, 1993 which contains matters that will involve the discussion of personnel matters concerning a particular individual).

The General Manager declared an interest in item 39 and left the Council Chambers at 8:50pm. All staff (excluding the Executive Officer) left the Council Chambers at 8:50pm.

RESOLUTION

Minute No. 46962

Mayor T Kennedy moved)
Councillor M Boland seconded)

Resolved

1. That Mayoral Minute No. 11/22 dated August 16, 2022, be received.
2. That Council note the General Manager, Jay Nankivell has made a commendable start to his role as General Manager of Broken Hill City Council and encourages him to continue the progress made in the organisation and in his personal development and to make the hard decisions needed to ensure the Council's continued financial sustainability.
3. That it be noted the General Manager will develop an Action plan for submission to the Mayor and Deputy Mayor to outline the actions to be taken to address the six (6) projects outlined in Mayoral Minute.
4. That the major projects and priorities for 2022/23 listed in the Mayoral Minute be adopted and included in the General Manager's Performance Agreement for 2022/23.
5. That the General Manager's Total Remuneration Package be increased by 2.75% to recognise his high performance; and that Council approve the General Manager to visit a high performing council within Australia to bring back ideas which would be of benefit to the Broken Hill community.
6. That the General Manager be congratulated on his performance.

CARRIED UNANIMOUSLY

The General Manager and staff returned to the Council Chambers at 8:55pm (members of the public and media remained excluded from the meeting).

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

**ITEM 40 – BROKEN HILL CITY COUNCIL REPORT NO. 182/22 – DATED AUGUST 15, 2022 –
ACQUISITION OF LAND – ASSESSMENT 41400 – CONFIDENTIAL** D22/42486

(General Manager's Note: This report considers Sale of Land for Unpaid Rates and is deemed confidential under Section 10A(2) (b) of the Local Government Act, 1993 which contains matters that will involve the discussion of the personal hardship of any resident or rate payer).

Councillor Gallagher declared an interest in Item 41 and left the Council Chambers at this point in the meeting proceedings (the time being 8:56pm).

RESOLUTION

Minute No. 46963

Deputy Mayor J Hickey moved)
Councillor R Algate seconded)

Resolved

1. That Broken Hill City Council Report No. 182/22 dated August 15, 2022, be received.
2. That Council proceed with the transfer of Assessment 41400 – 21 Cummins St into Councils possession under section 570 of the *Local Government Act 1993*
3. That Council write off outstanding rates on the property of \$2,010.52 with an upper limited of \$2,500 to allow for any additional interest and costs yet to be attributed and finalised.
4. That Council delegate authority to the General Manager to sign documents required to complete the transfer.
5. That Council pay conveyancing costs to complete the transfer.

CARRIED UNANIMOUSLY

**ITEM 41 - BROKEN HILL CITY COUNCIL REPORT NO. 195/22 - DATED AUGUST 25, 2022 -
BANKRUPTCY MATTER - CONFIDENTIAL** D22/44631

(General Manager's Note: This report considers Bankruptcy Matter and is deemed confidential under Section 10A(2) (a) (b) of the Local Government Act, 1993 which contains matters that will involve the discussion of personnel matters concerning a particular individual; AND which contains matters that will involve the discussion of the personal hardship of any resident or rate payer).

RESOLUTION

Minute No. 46964

Deputy Mayor J Hickey moved)
Councillor A Chandler seconded)

Resolved

1. That Broken Hill City Council Report No. 195/22 dated August 25, 2022, be received.
2. That the General Manager be delegated authority to negotiate and accept an appropriate offer with the Bankrupts and the trustees as detailed in this report, being option three.
3. That the General Manager be authorised to write of rates, interest and legal charges amounts to the current value of \$20,000 with an upper limit of \$25,000 to allow for any additional interest, costs and charges that

MINUTES OF THE ORDINARY MEETING OF THE BROKEN HILL CITY COUNCIL HELD
AUGUST 31, 2022

may occur as result of the annulment
timeframe.

4. That a report be presented to the Policy and General Committee to discuss the public release of details relating to Council's resolution regarding the finalisation of this matter.

CARRIED UNANIMOUSLY

RESOLUTION

Minute No. 46965 - Procedural Motion

Councillor R Page moved)

Councillor A Chandler seconded)

Resolved

That the meeting resumes in open session.

CARRIED UNANIMOUSLY

Councillor Gallagher and members of the public and media returned to the Council Chambers at 9:04pm.

At the Mayor's invitation, the General Manager reported on the resolutions of the confidential matters considered in closed session.

There being no further business the Mayor closed the meeting at 9:08pm.

THE FOREGOING MINUTES WERE READ)
AND CONFIRMED AT THE ORDINARY)
MEETING OF THE BROKEN HILL CITY)
COUNCIL HELD ON 28 SEPTEMBER 2022.)

CHAIRPERSON

REPORTS FROM DELEGATES

1. REPORTS FROM DELEGATES NO. 1/22 - DATED SEPTEMBER 19, 2022 -
ATTENDANCE AT THE AUSTRALIAN MINING CITIES ALLIANCE DIRECTORS
MEETING AND AUSTRALIAN MINERALS COUNCILS - MINERALS WEEK
(D22/49445) 30

ORDINARY MEETING OF THE COUNCIL

September 19, 2022

ITEM 1REPORTS FROM DELEGATES NO. 1/22

SUBJECT: ATTENDANCE AT THE AUSTRALIAN MINING CITIES ALLIANCE
DIRECTORS MEETING AND AUSTRALIAN MINERALS COUNCILS
- MINERALS WEEK D22/49445

Summary

Deputy Mayor Hickey has submitted a Delegates Report following his attendance at the Australian Mining Cities Alliance Directors Meeting and the Australian Minerals Councils – Minerals Week held in Canberra 5-6 September 2022.

Deputy Mayor Hickey's Delegates Report is attached along with Minutes of the Australian Mining Cities Alliance Annual General Meeting and Board Meeting both held on 5 September 2022.

Recommendation

1. That Reports from Delegates No. 1/22 dated September 19, 2022, be received.
2. That a letter be sent to each of the Ministers and Senators thanking them for their time and understanding of our problems on behalf of Broken Hill City Council as part of the AMCA delegation.
3. That the General Manager be invited to forward our Airport Strategic Plan and other documentation to Minister Kristy McBain with a copy to Linda Scott ALGA and Mark Coulton Member for Parkes and if considered appropriate Minister Catherine King.
4. That a thank you letter be sent to Linda Scott ALGA for her help in gaining a meeting with Minister McBain.

Attachments

1. [↓](#) Deputy Mayor Hickey's Delegates Report
2. [↓](#) Minutes of the Australian Mining Cities Alliance AGM Meeting 5 September 2022
3. [↓](#) Minutes of the Australian Mining Cities Alliance Board Meeting 5 September 2022

J HICKEY
DEPUTY MAYOR

COUNCILLORS REPORT

**AUSTRALIAN MINING CITIES ALLIANCE (AMCA) AGM AND DIRECTORS MEETING
AND AUSTRALIAN MINERALS COUNCIL (AMC) MINERALS WEEK**

Attended Deputy Mayor Jim Hickey and General Manager Jay Nankivell

TO Mayor Kennedy, Councillors and the Public of Broken Hill

Thank you for allowing me the opportunity to represent Broken Hill together with GM Jay at the above meetings.

The AMCA Board comprises Broken Hill, Mt Isa, Kalgoorlie, Karratha and ISAAC District and is a very strong board representing the mining cities and with the mining industry producing approx. 70% of commodities over the past twelve months it is a very strong board that commands the ears of all sectors of State and Federal Governments

The Directors and members of the Board were able to secure personal meetings with the following Federal Ministers Senators and Opposition Ministers, and advisors during our recent visit to Canberra

Senior advisor and team of Minister Madeleine King Minister for Resources and Minister for Northern Australia

Kristy McBain Minister for Regional Development and Local Government

Senator Bridget McKenzie Shadow

Senator Susan McDonald Shadow minister for Resources and Northern Australia

Breakfast Meeting with Senator Susan McDonald and Minister Madelaine King

Addition personal meeting with Minister Kristy McBain for GM Jay and myself.

During each meeting the Board discussed problems that we all face such as Housing, Rentals, FIFO problems, Climate change Bill, and a very important Motion for the mining Cities to be granted exemption for fringe benefits tax on Housing purchasers, Build new Houses or Rent allowing those living in these locations whether working in mining or not to be able to pay their mortgage or rent on pre tax earnings that is these would be deducted by their employer and then the PAYG tax would only apply to the balance of wages.

As a board we are extremely confident this motion will get through and it is being considered by the Estimates Committee now and has the total support of all parties we spoke to.

A special Thank you to Linda Scott who is the President of the Australian Local Governments Association as she sought and gained a personal meeting with Minister Kristy McBain, for GM Jay and myself. This gave us the opportunity to present our case for a new \$25M Airport upgrade for our runway and Minister McBain has asked that we forward our Airport Strategic plan and other documentation to her immediately and she will present to Catherine King who is the Minister for Transport. We also had an opportunity to talk of the difficulty we have to get Crown Land released. I believe this was a very rewarding meeting and extremely beneficial to Broken Hill.

I would like to move the following motion

That a letter be sent to each of the Ministers and Senators thanking them for their time and understanding of our problems on behalf of Broken Hill City Council as part of the AMCA delegation

That the General manager be invited to forward our Airport Strategic Plan and other documentation to Minister Kristy McBain with a copy to Linda Scott ALGA and Mark Coulton Member for Parkes and if considered appropriate Minister Catherine King.

A thank you letter to Linda Scott ALGA for her help in gaining a meeting with Minister McBain.

Thank you Deputy Mayor Jim Hickey



Australian Mining Cities Alliance
Minutes of Annual General Members' Meeting

Held on Monday 5 September 2022

At the Boardroom, ALGA Offices, 8 Geills Court, Deakin, ACT, 2600

and by Teams Meeting videoconference

Member's Representatives in attendance;

- Deputy Mayor Jim Hickey - Broken Hill City Council (in person)
- Mayor Anne Baker - Isaac Regional Council (by videoconference)
- Mr Andrew Brien - City of Kalgoorlie-Boulder (in person)
- Mr Phil Trestrail - City of Karratha (in person)
- Mr Ross Thinee - Mount Isa City Council (by videoconference)

Directors in attendance:

- Deputy Mayor Phil Barwick (Chair) – Mount Isa City Council (in person)
- Mayor Peter Long – City of Karratha (in person)
- Mr Jay Nankivell - Broken Hill City Council (in person)
- Mr Jeff Stewart-Harris PSM – Isaac Regional Council (in person)

Officers in attendance:

- Mr Gary Stevenson PSM – Company Secretary/Executive Officer (in person)
- Ms Toni Keown – Treasurer (by videoconference)

Item 1 – Opening

The Chair, Phil Barwick opened the meeting at 3.30pm and acknowledged the Traditional Owners of the land and waters of the various locations of participants of the meeting.

Item 2 - Record of attendance and material personal interests

The following apologies were received from;

- The Hon Mayor John Bowler
- Mayor Peter Long
- Mayor Tom Kennedy
- Mr David Keenan

There were no declarations of material personal interest.

Item 3 - Confirmation of minutes of the previous meeting

MOTION

THAT the minutes of the Extraordinary General Meeting held on 17 August 2021 be confirmed.

Moved; Anne Baker

Seconded Jim Hickey

CARRIED UNANIMOUSLY

Item 4 - Presentation of the 2021/22 Annual Directors Report

MOTION

THAT the 2021/22 Annual Directors Report be endorsed.

Moved; Jim Hickey

Seconded; Anne Baker

CARRIED UNANIMOUSLY

Item 5 - Presentation of the 2021/22 Financial Statements

MOTION

THAT the 2021/22 Financial Statements be endorsed.

Moved; Jim Hickey

Seconded; Andrew Brien

CARRIED UNANIMOUSLY

Item 6 - Appointment of Auditor and fixing of Auditor's remuneration

THAT Owen and Plaistowe Chartered Accountants be appointed as Auditor for 2022/23 for a fees of \$2,000.00 (excl GST) plus any latent findings contingency.

Moved; Andrew Brien

Seconded; Anne Baker

CARRIED UNANIMOUSLY

Item 7 – Close

The Chair closed the meeting at 3.35pm

GARY STEVENSON PSM

COMPANY SECRETARY - EXECUTIVE OFFICER

AUSTRALIAN MINING CITIES ALLIANCE

5 September 2022



Australian Mining Cities Alliance
Board of Directors
Minutes of Meeting

Held on Monday 5 September 2022

At the Boardroom, ALGA Office, 8 Geils Crt, Deakin, ACT
and Microsoft Teams videoconference

Directors in attendance:

Deputy Mayor Phil Barwick (Chair) – Mount Isa City Council (in person)
Mayor Anne Baker (Deputy Chair) – Isaac Regional Council (by videoconference)
Mayor Peter Long – City of Karratha (by videoconference)
Deputy Mayor Jim Hickey – Alternate Broken Hill City Council (in person)
Mr Andrew Brien – City of Kalgoorlie-Boulder (in person)
Mr Phil Trestrail - City of Karratha (in person)
Mr Jay Nankivell - Broken Hill City Council (in person)
Mr Jeff Stewart-Harris PSM – Isaac Regional Council (in person)

Officers in attendance:

Mr Gary Stevenson PSM – Company Secretary/Executive Officer (in person)
Ms Toni Keown – Treasurer (by videoconference)

Item 1 - Opening and welcome

The Chair opened the meeting at 1.10pm (AEST), 11.10pm (AWST) and acknowledged the Traditional Owners of the lands and waters of each participant's location.

Item 2 – Record of attendance and material personal interests

Apologies were received from the following;

- The Hon Mayor John Bowler
- Mayor Tom Kennedy
- Mr David Keenan

The Executive Officer declared an interest in item 16 as it relates to a contract with his company Stevenson Consulting Pty Ltd.

Item 3 – Confirmation of minutes of previous meetings

Motion

THAT the minutes of the meetings held on 19 June 2022 be confirmed.

Moved Andrew Brien
Seconded Jay Nankivell

CARRIED

Item 4 – Treasurer's report

Motion

THAT the Treasurer's report be received.

Moved Jeff Stewart-Harris
Seconded Jim Hickey

CARRIED

Item 5 – Operational Committee report

Motion

THAT the minutes of the Operational Committee meetings held on 5 August 2022 be received.

Moved Andrew Brien
Seconded Jim Hickey

CARRIED

Item 6 – 2021-22 Financial Statements

Motion

THAT the 2021-22 Financial Statements be endorsed.

Moved Jeff Stewart-Harris
Seconded Anne Baker

CARRIED

Item 7 – 2021-22 Annual Report

Motion

THAT the 2021-22 Annual Report be endorsed.

Moved Peter Long
Seconded Anne Baker

CARRIED

Item 8 – Quotes for the role of Auditor

Motion

THAT Owen and Plaistowe – Certified Practicing Accountants be recommended to the Annual General Meeting as the preferred Auditor with remuneration of \$2,000 (excl GST) with contingency for latent findings.

Moved Anne Baker
Seconded Phil Trestrail

CARRIED

Item 9 - Membership Strategy – national coverage

Motion

THAT;

- 1. the Board adopts the amended Membership Strategy and invites the following additional Councils to become Class 2 members during 2022;***
 - Whyalla City Council***
 - Port Pirie Regional Council, and***
- 2. the Board does not invite other candidates at this time and that a further review be conducted in 2023,***

Moved Andrew Brien
Seconded Jim Hickey

CARRIED

**Item 10 – Minerals Council of Australia – potential collaboration
Motion**

THAT

- 1. the Board endorses the action taken by the Executive Officer in consultation with the Chair and Deputy Chair.**
- 2. the Board endorses the Executive Officer's 'broad common ground' and 'low hanging fruit' as distributed on 4 September 2022, for the purposes of progressing negotiations with the Minerals Council of Australia.**

Moved Jeff Stewart-Harris
Seconded Peter Long

CARRIED

**Item 11 - Minerals Week 2022
Motion**

THAT;

- 1. the report be received.**
- 2. the Executive Officer's draft Minerals Week Panel Session responses as distributed on 2 September 2022 be endorsed.**

Moved Andrew Brien
Seconded Jeff Stewart-Harris

CARRIED

**Item 12 – Minerals Council of Australia - national Community of Interest Panel
appointment**

Motion

That the Board ratifies the nomination of Mayor Peter Long and authorises the Executive Officer to submit same to the Minerals Council of Australia.

Moved Jim Hickey
Seconded Anne Baker

CARRIED

Item 13 - Delegation to Parliament

Motion

THAT;

1. *the report be received.*
2. *the delegation program and talking points as distributed on 4 September 2022 be endorsed.*

Moved Jay Nankivell
Seconded Peter Long

CARRIED

Item 14 – Climate Change Bill 2022

Motion

THAT the actions of the Executive Officer (in consultation with the Chair and Deputy Chair) be endorsed.

Moved Anne Baker
Seconded Peter Long

CARRIED

Item 15 - Advocacy priorities six-month review

Motion

THAT the Board adopts the following revised advocacy issue priorities;

<i>Issue</i>	<i>Position</i>	<i>Cycle</i>	<i>Vehicle</i>	<i>Relationships</i>
<i>Fringe Benefits Tax for housing</i>	<p>AMCA supports the More Than Mining Campaign and advocates for;</p> <ul style="list-style-type: none"> • <i>Definition of a new category of remote area within the taxation legislation named "Remote Area – Mining Community" and defined as communities affected by the volatility of mining construction and commodity price cycles and impacted by Fly-in-Fly-out workforces.</i> • <i>Remote Area Mining Communities to benefit from 100% Fringe Benefit Tax exemption for rent, owner occupier housing purchase cost and mortgage interest</i> 	<i>2023/24 Budget</i>	<i>2021 Inquiry into Housing Affordability and Supply</i>	<i>More Than Mining campaign – ongoing engagement with several politicians.</i>

<i>Issue</i>	<i>Position</i>	<i>Cycle</i>	<i>Vehicle</i>	<i>Relationships</i>
	<i>when an employer pays these expenses out of the employee's pre-tax income.</i>			
<i>2013 Cancer of the Bush FIFO Inquiry</i>	<i>AMCA calls on Commonwealth and State Governments to implement dormant recommendations of the various studies including particularly recommendation number 1,2 and 18.</i>	<i>2023/24 Budget</i>		<i>Minister King, Shadow Minister McDonald and others' interest in this issue.</i>
<i>Housing market volatility</i>	<i>AMCA believes that housing supply and pricing characteristics in mining communities are beyond the control of normal market conventions (supply-demand) and requires government intervention at times.</i>	<i>2023/24 Budget</i>	<i>2021 Inquiry into Housing Affordability and Supply</i>	<i>Minister King, Shadow Minister McDonald and others' interest in this issue.</i>
<i>Affordable housing supply</i>	<i>AMCA advocates that both State Government and Local Governments have a role to provide affordable housing infrastructure and that the Commonwealth Government should provide special funding for this purpose.</i>	<i>2023/24 Budget</i>	<i>2021 Inquiry into Housing Affordability and Supply</i>	<i>Minister King, Shadow Minister McDonald and others' interest in this issue.</i>
<i>Affordable housing grants</i>	<i>AMCA requests Commonwealth Government to critically review constraints within its National Housing Financing Investment Commission (NHFIC) grants to expand opportunities for greater assistance to local governments in mining communities in their provision of affordable housing.</i>	<i>2023/24 Budget</i>	<i>2021 Inquiry into Housing Affordability and Supply and imminent cessation of NRAS</i>	<i>Minister King, Shadow Minister McDonald and others' interest in this issue.</i>
<i>Sustainability of Mining Communities</i>	<i>AMCA calls for government and industry commitments to engage with mining communities and their Councils with a view to collaborative and meaningful planning and investment to facilitate their sustainable futures</i>	<i>2023/24 Budget</i>	<i>Climate Change Bill 2022</i>	<i>Minister King, Shadow Minister McDonald and others' interest in this issue.</i>

Moved Jim Hickey
Seconded Phil Trestail

CARRIED

The Executive Officer declared a material personal interest in the following item and left the room at 1.53pm (AEST).

Item 16 – Executive Officers Performance Review

Motion

That the Board receives the report and endorses that performance of the Executive Officer has exceeded expectations.

Moved Anne Baker

Seconded Peter Long

CARRIED

The Executive Officer returned to the meeting at 1.56pm (AEST).

Item 17 – Actions from previous Board Meetings

Motion

THAT the report be received.

Moved Jim Hickey

Seconded Jeff Stewart-Harris

CARRIED

Item 18 - Urgent matters without notice

Nil.

Item 19 – Next Meetings

Motion

THAT;

- 1. the next Board Meeting be convened in Karratha on 24 November 2022,***
- 2. the 2023 calendar of meetings be adopted provisionally as follows;***
 - February/March videoconference***
 - June Canberra (in conjunction with ALGA NGA)***
 - September Mount Isa***
 - November/December Kalgoorlie.***

Moved Peter Long

Seconded Jim Hickey

CARRIED

The Chair declared the meeting closed at 1.59pm (AEST), 11.59am (AWST).

Signed by Chair following confirmation of minutes.

_____ Phil Barwick (Chair)

Date _____

RECOMMENDATIONS OF THE WORKS COMMITTEE MEETING HELD MONDAY, SEPTEMBER 19, 2020

1. BROKEN HILL CITY COUNCIL REPORT NO. 202/22 - DATED SEPTEMBER 09, 2022 - UPDATE FOR THE ESTABLISHMENT OF A COMMUNITY GARDEN AT THE FORMER ALMA POOL SITE (D22/48052)..... 46

Recommendation

1. That Broken Hill City Council Report No. 202/22 dated September 9, 2022, be received.
2. That Council formulate a Community Gardens Policy with associated Guidelines for presentation to the community for input and consultation.

2. BROKEN HILL CITY COUNCIL REPORT NO. 203/22 - DATED SEPTEMBER 05, 2022 - MINUTES OF THE NORM FOX SPORTING COMPLEX COMMUNITY COMMITTEE ANNUAL GENERAL MEETING HELD 25 AUGUST 2022 (D22/46983) 48

Recommendation

1. That Broken Hill City Council Report No. 203/22 dated September 5, 2022, be received.
2. That minutes of the Norm Fox Sporting Complex Community Committee, Annual General Meeting, held 25 August 2022 be received.

3. BROKEN HILL CITY COUNCIL REPORT NO. 204/22 - DATED AUGUST 29, 2022 - MINUTES OF THE BIU BAND HALL COMMUNITY COMMITTEE ANNUAL GENERAL MEETING HELD 23 AUGUST 2022 (D22/45281) 51

Recommendation

1. That Broken Hill City Council Report No. 204/22 dated August 29, 2022, be received.
2. That minutes of the BIU Band Hall Community Committee Annual General Meeting held 23 August 2022 be received.

4. BROKEN HILL CITY COUNCIL REPORT NO. 207/22 - DATED AUGUST 22, 2022 - MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE MEETING HELD 2 AUGUST 2022 (D22/44100) 54

Recommendation

1. That Broken Hill City Council Report No. 207/22 dated August 22, 2022, be received.
2. That minutes of the Memorial Oval Community Committee Meeting held 2 August 2022 be received.
3. That the Memorial Oval caretaker's vehicle be disposed of in accordance with Council's Disposal of Assets Policy.

WORKS COMMITTEE

September 9, 2022

ITEM 1BROKEN HILL CITY COUNCIL REPORT NO. 202/22

SUBJECT: UPDATE FOR THE ESTABLISHMENT OF A COMMUNITY
GARDEN AT THE FORMER ALMA POOL SITE D22/48052

Recommendation

1. That Broken Hill City Council Report No. 202/22 dated September 9, 2022, be received.
2. That Council formulate a Community Gardens Policy with associated Guidelines for presentation to the community for input and consultation.

Executive Summary:

At the Ordinary Council meeting held 31st of March 2021, a motion of notice was passed unanimously (minute number 46471) for Council to prepare a report about establishing a community operated garden at the former Alma Pool Site. The motion was moved by Councillor Kennedy, stating:

Reasons for motion:

Reasons for the motion are that I have been contacted by interested community members to establish the area as a community gardens. This will give a purposeful use to land and it will reduce council maintenance costs, reducing weeds etc. It will also work in with Council's sustainable communities policy."

The recommended site is a Crown Reserve subject to Native Title under the management of Broken Hill City Council for the purpose of public recreation and general community use. The site was the location of the old Alma Pool Facility that was decommissioned in 2009 and cleared with native trees being planted to help with greening the area and to assist in soil erosion/ dust control at the site.

This report recommends that Council approve the recommendation for the creation of a Community Gardens Policy and Guidelines, in accordance with Native Title and Crown Land provisions for presentation to the community for consultation.

Report:

Community gardens are unique forms of public open space managed by the community for the production of food and to contribute to the achievement of a sustainable urban environment.

Community gardening is a valuable recreational activity that contributes to the health and wellbeing of the community and provides a range of environmental, social and educational benefits.

One potential benefit is community development. Community gardens can bind a community by giving residents a sense of pride and involvement. Residents from different backgrounds and ages come together in companionship and friendship to share a common interest.

Many Councils in NSW, like Ballina Shire Council and City of Sydney have community gardens in their community and are being run at great success. These gardens are self-

managed by the community with the Council providing assistance in the way of approvals to use Council owned land and in-kind support where possible.

This report recommends that a policy should be established to outline the roles and responsibilities of both the Council and the community in how to establish and run a community garden, along with the establishment of guidelines to accompany the policy to provide further detail in how to establish and manage a community garden.

It is intended for the wide ranging community consultation with community groups and the elected body to ensure that all community needs are met as well as ensuring all WH&S requirements, Crown Land and Native titles responsibilities are adhered to.

Community Engagement:

Community consultations is proposed to establish the intent and outcomes for the establishment of a Community Gardens Policy and associated guidelines.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and Transparency in Decision Making
Strategy:	4.1.1	Support the Organisation to operate its legal framework

Relevant Legislation:

Local Government Act 1993

Crown Lands Act 1989

WHS Act 2017

NSW Work Health and Safety Act 2011

Financial Implications:

N/A

Attachments

There are no attachments for this report.

CODIE HOWARD

CHIEF ASSETS AND PROJECTS OFFICER

JAY NANKIVELL

GENERAL MANAGER

WORKS COMMITTEE

September 5, 2022

ITEM 2**BROKEN HILL CITY COUNCIL REPORT NO. 203/22**

SUBJECT: MINUTES OF THE NORM FOX SPORTING COMPLEX
COMMUNITY COMMITTEE ANNUAL GENERAL MEETING HELD
25 AUGUST 2022 D22/46983

Recommendation

1. That Broken Hill City Council Report No. 203/22 dated September 5, 2022, be received.
2. That minutes of the Norm Fox Sporting Complex Community Committee, Annual General Meeting, held 25 August 2022 be received.

Executive Summary:

Council has received minutes of the Norm Fox Sporting Complex Community Committee Meeting, held 25 August 2022 for endorsement by Council.

Report:

As per Council's Section 355 Asset Committee Framework Manual and the Constitution of the Norm Fox Sporting Complex Community Committee (both adopted March 2022), the Committee is required to provide Council with a copy of their meeting minutes following each Committee meeting.

Accordingly, the Norm Fox Sporting Complex Community Committee has submitted minutes from its Annual General Meeting held 25 August 2022 for Council's endorsement.

Community Engagement:

Community representatives' participation on the Section 355 Norm Fox Sporting Complex Community Committee.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Section 355 of the *Local Government Act 1993*.

Norm Fox Sporting Complex Community Committee operates under Council's S355 Asset Committee Framework which includes the Section 355 Asset Committee Manual and the Norm Fox Sporting Complex Community Committee Constitution (both adopted 30 March 2022).

Financial Implications:

Nil

Attachments

1. Minutes of the Norm Fox Sporting Complex Community Committee AGM Held 25
[↓](#) August 2022

SIMON BROWN
CHIEF FINANCIAL OFFICER

JAY NANKIVELL
GENERAL MANAGER

NORM FOX SPORTS COMPLEX 355 AGM

HELD TOM CARR ROOMS NORM FOX COMPLEX 7PM – THURSDAY 25/8/2022

PRESENT: C. Casey, I. Sanderson, B. Algate, J. Paull, P. Johnston

APOLOGIES: D. Turley

ELECTION OF POSITIONS:

Chairman: Colin Casey (Moved: P. Johnston , B. Algate)

Secretary/Treasurer: Peter Johnston (Moved: C. Casey, J. Paull)

Oval Caretaker: Ian Sanderson (Moved: P. Johnston, B. Algate)

GENERAL BUSINESS:

Meetings: Meetings will be held on the last Thursday of every month at 7pm in the Tom Carr Rooms at the Norm Fox Complex unless advised differently by the Secretary.

- Peter Johnston will get keys to the Complex to Ian Sanderson early next week and give him a run through the maintenance shed and the equipment shed. He will also organise access to Peter McDonald if he requires any advice.
- Discussion in regards cleaning the clubrooms and internal toilets took place and Peter Johnston will liaise with the AFL Broken Hill cleaner to see if he is interested in doing the initial clean for a negotiated fee which the Committee will pay.

COMMITTEE CONTACTS:

Colin Casey: [REDACTED]
Peter Johnston: [REDACTED]
Ian Sanderson: [REDACTED]
Bob Algate: [REDACTED]
Jarred Paul: [REDACTED]

MEETING CLOSED: 8.000 PM

NEXT MEETING: 22nd SEPTEMBER 2022 AT 7PM TOM CARR ROOMS NORM FOX SPORTS COMPLEX.

WORKS COMMITTEE

August 29, 2022

ITEM 3**BROKEN HILL CITY COUNCIL REPORT NO. 204/22**

SUBJECT: MINUTES OF THE BIU BAND HALL COMMUNITY COMMITTEE
ANNUAL GENERAL MEETING HELD 23 AUGUST 2022 D22/45281

Recommendation

1. That Broken Hill City Council Report No. 204/22 dated August 29, 2022, be received.
2. That minutes of the BIU Band Hall Community Committee Annual General Meeting held 23 August 2022 be received.

Executive Summary:

Council has received minutes of the the BIU Band Hall Community Committee Meeting held 23 August 2022 for endorsement by Council.

Report:

As per Council's Section 355 Asset Committee Framework Manual and the Constitution of the BIU Band Hall Community Committee (both adopted March 2022), the Committee is required to provide Council with a copy of their meeting minutes following each Committee meeting.

Accordingly, the BIU Band Hall Community Committee has submitted minutes from its Annual General Meeting held 23 August 2022 for Council's endorsement.

Community Engagement:

Community representatives' participation on the Section 355 BIU Band Hall Community Committee.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Section 355 of the *Local Government Act 1993*.

The BIU Band Hall Community Committee operates under Council's S355 Asset Committee Framework which includes the Section 355 Asset Committee Manual and the BIU Band Hall Community Committee Constitution (both adopted 30 March 2022).

Financial Implications:

Nil

Attachments

1. [↓](#) Minutes of the BIU Band Hall Community Committee AGM Held 23 August 2022

SIMON BROWN
CHIEF FINANCIAL OFFICER

JAY NANKIVELL
GENERAL MANAGER

BIU Band Hall Committee ANNUAL GENERAL MEETING MINUTES 2022

Date	23/08/2022	Time Meeting opened:	18:35	Time Meeting closed:	19:10
Location	BIU Band Hall				
Present	Wayne Orr, Robynne Sanderson, Mark Curtis (via video), Bob Algate, Jarred Paull				
Apologies	none				
Observer	none				
Next Meeting	Tuesday 8 November 2022, 6:45pm at BIU Band Hall				
AGENDA		MOVED BY		SECONDED	
1. Welcome and Apologies.					
1.1. Apologies: None		n/a		n/a	
2. Confirmation of Minutes from previous meeting held 24 May 2022		Mark Curtis		Wayne Orr	
3. Appointment of Executive positions.					
3.1. Name of Chairperson: Wayne Orr		Bob Algate		Mark Curtis	
3.2. Name of the Deputy Chairperson: <i>held over</i>		n/a		n/a	
3.3. Name of the Secretary: Robynne Sanderson		Bob Algate		Wayne Orr	
3.4. Name of the Treasurer: Mark Curtis		Robynne Sanderson		Bob Algate	
4. S355 Asset Manual/S355 Advisory Manual and the Committee's Constitution adopted 30 March 2022. Boundary shown on map in constitution is incorrect – overlaps with Soccer Complex. Jarred will follow up.		Mark Curtis		Wayne Orr	
5. Meeting dates to be set for remainder of the year. 2nd Tuesday of each quarter at 6:45pm, beginning 8 Nov.		Bob Algate		Robynne Sanderson	
6. Adoption of the Annual Report <i>held over</i> <i>Robynne will email to committee for approval</i>		n/a		n/a	
7. Proposed Capital Works Requests: Submit list of proposed works by November 2022. Include hall heating (3 written quotes); new built-in cupboard at end of corridor (only if more than \$5000). Roof not yet replaced – Jarred will enquire. Look at getting roof insulated when replaced, to reduce heating costs.		Mark Curtis		Robynne Sanderson	
8. Adoption of the Annual Financial Report <i>held over</i> <i>Robynne will email to committee for approval</i>		n/a		n/a	
9. Review of Fees and charges: (The committee is required to review and submit Fees and Charges for the next financial year to Council's Finance Team by 31 January each year). Discuss at next General Meeting.		n/a		n/a	
10. Next Meeting Date: Tuesday 8 November at 6:45pm		See Item 5.		See Item 5.	
11. Meeting Closed There being no further business, the Chairperson declared the meeting closed at 7:10 pm .					

D17/49922

WORKS COMMITTEE

August 22, 2022

ITEM 4BROKEN HILL CITY COUNCIL REPORT NO. 207/22

SUBJECT: MINUTES OF THE MEMORIAL OVAL COMMUNITY COMMITTEE
MEETING HELD 2 AUGUST 2022 D22/44100

Recommendation

1. That Broken Hill City Council Report No. 207/22 dated August 22, 2022, be received.
2. That minutes of the Memorial Oval Community Committee Meeting held 2 August 2022 be received.
3. That the Memorial Oval caretaker's vehicle be disposed of in accordance with Council's Disposal of Assets Policy.

Executive Summary:

Council has received minutes of the Memorial Oval Community Committee Meeting, held 2 August 2022 for endorsement by Council.

The General Manager has spoken to the Chairperson of the Memorial Oval Community Committee in relation to the caretaker's vehicle and advised that the vehicle is required to be disposed of in accordance with Council's Disposal of Assets Policy.

Report:

As per Council's Section 355 Asset Committee Framework Manual and the Constitution of the Memorial Oval Community Committee (both adopted March 30, 2022 Minute Number 46795), the Committee is required to provide Council with a copy of their meeting minutes following each Committee meeting.

Accordingly, the Memorial Oval Community Committee has submitted minutes from its Committee Meeting held 2 August 2022 for Council's endorsement.

Community Engagement:

Community representatives' participation on the Section 355 Memorial Oval Community Committee.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

The Memorial Oval Community Committee operates under Council's S355 Asset Committee Framework Manual and Standard Constitution and the *Local Government Act, 1993* (Section 355).

Financial Implications:

Nil.

Attachments

1. Minutes of the Memorial Oval Community Committee Ordinary Meeting Held 2
[↓](#) August 2022

SIMON BROWN
CHIEF FINANCIAL OFFICER

JAY NANKIVELL
GENERAL MANAGER



MEMORIAL OVAL COMMUNITY COMMITTEE.

GENERAL MEETING:

2 August 2022

Date	02/08/2020	Time Meeting opened: 6.00PM	Time Meeting closed: 6.50 PM
Location	Silver City Show Office – Memorial Oval.		
	Dave Gallagher (President), Alan Titcombe (Community Rep), Bruce McIntosh (Caretaker/Silver City Show), Chris May (Dog Show), Jody Whitehair (Assistant Secretary Silver City Show), Tanya Martyn (Dog Show) Layne Ralph (Central Football Club), Jarred Paul (Council).		
Absent	AFL Representative		
Apologies	Tracey Robinson (Broken Hill Harness Racing Club)		

AGENDA	MOVED BY	SECONDED
Welcome: The Chairman David Gallagher thanked the members for attending and opened the Meeting at 6.00		
Confirmation of previous Minutes: Minutes be adopted as per previous meeting	David Gallagher.	Tanya Martyn. Carried
Business Arising from previous minutes The previous minutes to reflect that CFC representative L Ralph be an apology not as absent.	Layne Ralph	Dave Gallagher Carried
Correspondence tabled: <ul style="list-style-type: none"> Email from Tracey Robinson regarding fridge quotes. Invoice from Far West Rural Supplies Origin account Elgas account 	Tanya Martyn	Chris May Carried
Correspondence outgoing: Letter to bank re bank statements		
Financial Report: Account balance @ 7 July \$28098.40 Debit \$325 Far West Rural Supplies Debit \$184.01 Blackwoods Debit \$1560 Caretakers wages dated from 16.4.22 Debit \$196.29 Globe Timber Account balance at 2 August - \$26158.10	Jody Whitehair	David Gallagher Carried
Works Order: Roller door on Pavilion		

BROKEN HILL
CITY COUNCIL

AGENDA	MOVED BY	SECONDED
<p><u>General Business:</u></p> <ul style="list-style-type: none"> Jody will email Jarred Paul with the second quote from Harness Racing Club for the bar fridges. The caretaker's vehicle be sold to Bruce for his own use while carrying out his role at the Memorial Oval as appose to liaising with Council regarding the vehicle being added as fleet. As per conversation with Council, Jody spoke with Silver City Show about the grey area regarding the buildings that are owned by them. Council continues to cover the cost of repair works being done to these buildings. Being rented out and income being collected by the Show, the indoor sporting pavilion being used to garage cars with no lease agreement. GHD, during their visit to MO for Council asset records, questioned the used of the sporting arena by vehicles being parked in there without any Council documentation. Bruce as President of Silver City Show to report back to the committee of any progress in the matter as it is being made for transparency reasons. The show office continued to be used by MOCC and for meetings as all other buildings are used by football and Auskick etc. Power to semaphore board can not be put under the track as per Council regulation. Its recommended that Ian Pigeon of HRNSW, who has already purchased the board, to provide further suggestions for Council to work with regarding how to power the board. Jarred supplied quotes of a buggy that would be suitable to be used by Caretaker for repairs and works to be carried out at Oval if it were approved. It would also be suitable to carry the weed killing apparatus around on instead of the Caretaker manually handling it. If the Memorial Oval were successful in acquiring a buggy, MOCC could also chase up designs and costing to provide to Council for consideration for next year can be supplied to facilitate the building of a small shed. The shed would ideally include a shower for the Caretakers use and store the oval's maintenance equipment which is currently stored in various sheds and rooms at the oval. The Caretakers hours vary with some days finishing at midnight during football and harness racing season. Suggestion that the Caretaker be provided with a phone specific for his role. Dogs being allowed loose on the oval without owners cleaning up after them continues to be a problem for football players, with dog dropping left laying around and the Auskick players landing in it. There is signage in place advising owners of their responsibilities which appears is being ignored. A discussion on ways to stop this from happening occurred with the caretaker to 	<p>Chris May</p> <p>T Martyn</p> <p>Tanya Martyn</p>	<p>Layne Ralph Carried</p> <p>D Gallagher Carried</p> <p>Jody Whitehair Carried</p>



AGENDA	MOVED BY	SECONDED
<p>remind pet owners of their obligations when opportunity exists.</p> <ul style="list-style-type: none"> Letter to be sent to Council asking for lawns to be mowed fortnightly and lawn residue be removed at least 3 days prior to game day. 	Bruce McIntosh	Alan Titcombe Carried
<p><u>Silver City Show:</u> Jarred supplied Bruce as Caretaker, with contact details for Barry Balman to get the template for the disabled parking.</p> <p><u>Dog Club:</u> Nil issues</p> <p><u>Harness Racing:</u> Nil Representative</p> <p><u>Central Football Club:</u> Question to Layne regarding the scoreboard reported to be not working as of last home game. Layne advised that there were no issues with the score board that needs attention that he is aware of.</p> <p><u>AFL:</u> Nil representative.</p> <p><u>Caretaker:</u> Product supplied by council is too strong to be used for weeds by Caretaker. Jarred suggested that appropriate PPE be used when spraying weeds.</p> <p><u>Community Representative:</u></p>		
<p><u>Next Meeting:</u> 6 pm Tuesday 6 September 2022 at MO.</p>		
<p><u>Meeting Closed.</u> 6:50pm</p>		

RECOMMENDATIONS OF THE HEALTH AND BUILDING COMMITTEE MEETING HELD TUESDAY, SEPTEMBER 20, 2022

1. BROKEN HILL CITY COUNCIL REPORT NO. 196/22 - DATED SEPTEMBER 08, 2022 - DEVELOPMENT OF RECONCILIATION ACTION PLAN (D22/47863) 61

Recommendation

1. That Broken Hill City Council Report No. 196/22 dated September 8, 2022, be received.
2. That the matter be deferred for a Councillor Workshop to be held to review the Reconciliation Action Plan.

2. BROKEN HILL CITY COUNCIL REPORT NO. 197/22 - DATED AUGUST 16, 2022 - ADOPTION OF THE DRAFT REVISED LOCAL ORDERS POLICY (D22/42887) 78

Recommendation

1. That Broken Hill City Council Report No. 197/22 dated August 16, 2022, be received.
2. That Council note that no submissions were received from the public during the public exhibition period of the Draft Local Orders Policy.
3. That the Draft revised Local Orders Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Local Orders Policy will replace Council's 2015 Policy.

3. BROKEN HILL CITY COUNCIL REPORT NO. 198/22 - DATED SEPTEMBER 08, 2022 - ADOPTION OF THE DRAFT REVISED COMPLIANCE AND ENFORCEMENT POLICY (D22/47786) 100

Recommendation

1. That Broken Hill City Council Report No. 198/22 dated September 8, 2022, be received.
2. That Council notes that no submissions were received from the public during the public exhibition period of the draft revised Compliance and Enforcement Policy.
3. That the draft revised Compliance and Enforcement Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Compliance and Enforcement Policy will replace Council's 2017 Compliance and Enforcement Policy.

4. BROKEN HILL CITY COUNCIL REPORT NO. 199/22 - DATED SEPTEMBER 08, 2022 - ADOPTION OF THE DRAFT REVISED LOCAL APPROVALS POLICY (D22/47789) 111

Recommendation

1. That Broken Hill City Council Report No. 199/22 dated September 8, 2022, be received.
2. That Council note that no submissions were received from the public during the public exhibition period of the draft revised Local Approval Policy.
3. That the draft revised Local Approvals Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Local Approval Policy will replace Council's 2016 Local Approvals Policy.

5. BROKEN HILL CITY COUNCIL REPORT NO. 200/22 - DATED AUGUST 17, 2022 - MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE BARRIER RANGES COMMUNITY COMMITTEE MEETING HELD 09 AUGUST 2022 (D22/43006) 159

Recommendation

1. That Broken Hill City Council Report No. 200/22 dated August 17, 2022, be received.
2. That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held 9 August 2022 be received.

HEALTH AND BUILDING COMMITTEE

September 8, 2022

ITEM 1BROKEN HILL CITY COUNCIL REPORT NO. 196/22SUBJECT: DEVELOPMENT OF RECONCILIATION ACTION PLAN D22/47863**Recommendation**

1. That Broken Hill City Council Report No. 196/22 dated September 8, 2022, be received.
2. That Council develops a new Reconciliation Action Plan
3. That Council submits the attached Stop Light Report to Reconciliation Australia to develop the plan
4. That Council thanks the many Aboriginal community members of the Reconciliation Action Plan Working Group, past and present for their continued commitment to the Working Group and to reconciliation in Broken Hill.

Executive Summary:

Council's current Reconciliation Action Plan (RAP) was endorsed by Reconciliation Australia in October 2020 and was adopted by Council in the same month. The RAP was developed for the two year period between October 2020 and October 2022 and is nearing the end of its planned lifespan.

The Reconciliation Action Plan (RAP) is a strategic document that provides a framework for Council to support the national reconciliation movement. When the *Innovate* RAP was created, Council's departments identified achievable goals which aligned with the *Innovate* RAP template provided by Reconciliation Australia.

Reconciliation Australia's RAP program is based on the core pillars of relationships, respect and opportunities and includes four different RAP types; Reflect, Innovate, Stretch and Elevate. Organisations complete the template relevant to their progression along the reconciliation pathway.

Innovate RAPs are in place for two years and outline the actions for achieving an organisation's vision for reconciliation. The *Innovate* RAP encourages a deeper understanding of Council's sphere of influence and establishes a best practice approach to advance reconciliation in this community. The focus of the *Innovate* RAP is to develop and strengthen relationships with Aboriginal and Torres Strait Islander peoples, engaging staff and stakeholders in reconciliation and developing innovative strategies to empower Aboriginal and Torres Strait Islander peoples.

The RAP Working Group is an integral part of the implementation of the RAP. The RAP Working Group has maintained a minimum of 4 members from the Aboriginal community including Wilyakali traditional owners, with the group of Council staff reporting to the meetings grown.

The Working Group's Aboriginal community members have provided information and advice that has aided the work of Council staff. Relationships have been formed throughout the RAP process.

A *Stop Light Report* is required by Reconciliation Australia to assess an organisation's progress before undertaking a new RAP. Broken Hill City Council's RAP *Stop Light Report* is attached.

The attached *Stop Light Report* highlights the actions that have been completed, those in progress and any actions that were not attempted. Despite the challenging period encompassed over the term of this RAP, particularly the impact COVID had on planned programming and planned meetings, there has not been an action that was not attempted during the period.

Councillors, Council staff and the community members of the Working Group have entered an ongoing partnership to create a solid basis for further reconciliation action.

Report:

The development of a new RAP involves engagement with Reconciliation Australia who require entities continuing their RAP journey to register their interest and provide a *Stop Light Report* showing the developments made during the current RAP process.

Consultation with Reconciliation Australia will include examination of the successes and identify where further gains can be made in a new plan.

Reconciliation Australia have advised that it is preferable for organisations to have completed two Innovate RAPs to embed reconciliation principles and commitment to reconciliation.

The RAP process is not linear, and organisations are asked to complete the RAP template commensurate with their activities and their goals. Council expects to be able to complete a new Innovate RAP.

The prerequisites for a new Innovate RAP are:

- General support and goodwill throughout the organisation
- Support from senior leaders of the organisation
- Established governance structure, including RAP Working Group with Aboriginal and/or Torres Strait Islander representation

An Innovate RAP is suitable for organisations that:

- Have strong relationships with their Aboriginal and Torres Strait Islander stakeholders and understand who, how, why, and when to seek guidance and consultation
- Are ready to begin or continue to implement strategies, initiatives and policies that support reconciliation
- Are ready to commit to additional actions tailored to their organisation

Organisations that may have:

- Strong engagement with reconciliation and want to consolidate this through a structured governance model and formal public commitment
- Had challenges with previous efforts or are yet to embed reconciliation across the organisation
- Completed a RAP previously, have learnt from this experience and wish to continue or improve their approaches and/or try new approaches
- Key expectations of the RAP

- Develop mutually beneficial relationships with Aboriginal and Torres Strait Islander stakeholders
- Develop and pilot strategies for reconciliation initiatives
- Engage staff in reconciliation
- Identify the best approach for the organisation through aspirational deliverables
- Explore how the organisation can drive reconciliation through its business activities, services, programs, stakeholders and/or sphere of influence
- Report to Reconciliation Australia by September each year, through the RAP Impact measurement questionnaire
- Publicly report on RAP progress to external stakeholders

Working Group membership

The RAP Working Group Aboriginal community membership has changed over the period of the RAP, with natural change and the identification of possible new members referred by the current members.

The RAP Working group currently has seven Aboriginal community members, four of whom are Wilyakali traditional owners.

Three Councillors, one Executive Leadership member and one staff member are the formal members of the working group and five additional members of staff from various departments are regular attendees to engage with this important group.

New relationships and opportunities have emerged from meetings of the RAP Working Group. A new protocols document, and a comprehensive engagement table, all informed by discussion in the Working Group have made it clearer and simpler for staff wishing to engage with the Aboriginal community.

Reconciliation Week

Council has played a lead role in providing an event to celebrate Reconciliation Week in recent years. The 2022 event was a public display of reconciliation and involved a march from the Town Square to Sturt Park, where the crowd, which included children from Central School, enjoyed a BBQ.

Council officers are working closely with the RAP Working Group to ensure that this event framework is augmented for the 2023 Reconciliation Week event, and more people can take part.

Community Engagement:

The RAP Working Group meets quarterly.

The provision of a Reconciliation Action Plan signals to the community that Council is an entity to partner on reconciliation matters.

There is contact between likeminded RAP organisations in the city with a view to learning from other entities on a similar RAP journey.

Strategic Direction:

Key Direction:	1	Our Community
Objective:	1.4	Our history, culture and diversity are embraced and celebrated
Strategy:	1.4.2	Support the reconciliation movement

Relevant Legislation:

The *Local Government Act 1993* (NSW)
The *National Parks and Wildlife Act 1974* (NSW)
The *Constitution Act 1902* (NSW)

Financial Implications:

Development of a new RAP incurs a cost of \$1500 (ex gst) to Reconciliation Australia

Attachments

1. [↓](#) RAP Stop Light Report August 2022

RAZIJA NU'MAN
CHIEF CORPORATE AND COMMUNITY OFFICER

JAY NANKIVELL
GENERAL MANAGER

Stop Light Report

Reconciliation Action Plan October 2020- October 2022

Broken Hill City Council

ACTIONS:

Establish and maintain mutually beneficial relationships with Aboriginal and Torres Strait Islander stakeholders and organisations	Relationships have been enhanced during the RAP process. Council has an enhanced working relationship with Wilyakali Traditional Owners and Aboriginal people from other nations who have found their home here in Broken Hill. Council has created mutually beneficial working relationships with Aboriginal organisations and has partnered on events, youth and community programs and social services committees.
Build relationships through celebrating National Reconciliation Week	A National Reconciliation Week event was staged in 2022. 2021 was affected by public health measures affecting gathering and was held online. Plans for 2023 are underway.
Promote reconciliation through our sphere of influence	Council promotes Reconciliation through the provision of programs and events and by creating opportunities for wider engagement with the community on social media
Develop and promote Library and Archive programs	The Library and Archive programs are focussed on creating opportunities for further engagement and do this by having events and programs that enhance the library and archive offering to Aboriginal and Torres Strait Islander people.
Promote positive race relations through anti-discrimination strategies	The People and Culture department has adopted a new EEO policy in 2022 and continues to research and implement strategies to enhance anti discrimination
Increase understanding, value and recognition of Aboriginal and Torres Strait Islander cultures, histories, knowledge and rights through cultural learning.	Cultural learning modules were introduced for new staff and for existing staff and will be repeated every two years for all staff. Local cultural training has been identified and is under review
Demonstrate respect to Aboriginal and Torres Strait Islander peoples by observing cultural protocols	Cultural protocols document has been created and is to be reviewed by the RAP working group for widespread use in the organisation
Build respect for Aboriginal and Torres Strait Islander cultures and histories by celebrating NAIDOC week	NAIDOC week celebrations are supported by Council's events team and staff invited to attend
Promote and develop Arts in the community	Arts programs continue including Deadly Sisters, and an open workshop for First Nations artists from across the Murdi Paaki region.
Promote the use and visibility of local languages	The Gallery has incorporated an in-language acknowledgement in the foyer of the gallery, becoming an important learning tool for tourist audiences. Recent activities

	include the recording of oral narratives around key Indigenous works in the collection.
Improve employment outcomes by increasing Aboriginal and Torres Strait Islander recruitment, retention, and professional development	Strategies are in place to increase employment including engagement with the Elsa Dixon training opportunity for school based trainees Asking staff to identify has posed a challenge
Increase Aboriginal and Torres Strait Islander supplier diversity to support improved economic and social outcomes	The new Procurement Policy and Framework and addresses any previous procurement barriers
Establish and maintain an effective RAP Working Group (RWG) to drive governance of the RAP	The RAP working group maintains membership of Wilyakali Traditional Owners and Aboriginal people who have found their home now in Broken Hill
Provide appropriate support for effective implementation of RAP commitments	The RAP implementation process is resourced, funded and supported within the organisation
Build accountability and transparency through reporting RAP achievements, challenges and learnings both internally and externally	RAP outcomes are reported to staff and in Council's annual reports
Continue our RAP journey by developing our next RAP	A conversation has begun to create a new RAP

DELIVERABLES:

Complete		
Ensure representatives of the Wilyakali Traditional Custodians and local Aboriginal and Torres Strait Islander people are consulted via the Aboriginal Community working Party as projects arise.	General Manager	<i>Council has maintained contact with Maureen O'Donnell during the period that the Community Working Party has not been meeting. Council has maintained contact with RAP Working group First Nations members and created an engagement matrix to ensure the organisation could more easily contact First Nations organisations and individuals.</i>
Encourage and support Councillors, Council staff and senior leaders to participate in at least one external event to recognise and celebrate NRW every year.	General Manager	<i>Councillors and Council staff are invited and encouraged to attend Reconciliation Week events.</i>
Implement strategies to engage our staff in reconciliation including providing copies of the RAP to staff.	General Manager	<i>Reconciliation Action Plan was adopted at the Council Meeting held 28 October 2020, was emailed to all staff for information and placed on Council's Website. Progress continues to be made.</i>

A Welcome to Country will be performed at the flag raising ceremony during NAIDOC week, Australia Day, at conferences and when new ground is broken at commencement of any new civic building projects and will be included on all Council event run sheets. The Welcome will be provided by the Wilyakali Traditional Custodian	General Manager	<i>A Welcome to Country is performed by a Wilyakali elder at all formal Civic and cultural events.</i>
Councillors, Council's General Manager and/or Senior Leadership Team member/s will deliver an Acknowledgement of Country at Council meetings.	General Manager	<i>An acknowledgement is performed prior to every meeting of Council and Committee of Council. This acknowledgement will also be performed at all staff and community meetings at Council.</i>
Ensure Councillors, Council staff and the RAP Working Group take part in annual internal and external NAIDOC celebrations in the local community	General Manager	<i>Councillors and Council staff participate in the annual NAIDOC Week celebrations and Reconciliation Week celebrations.</i>
The resources are defined for RAP implementation including adequate staffing, event staff and budget.	General Manager	<i>The RAP implementation process is overseen by a staff member, events are managed by the team at the events department and funding for meeting requirements, RW events and NAIDOC week events are budgeted.</i>
Engage and task Senior leaders and staff to ensure delivery of RAP commitments.	General Manager	<i>The RAP implementation process is managed, and senior staff are engaged via updates to the RAP outcomes. Senior staff either present to quarterly RAP meetings or are represented by departmental staff who can answer questions and take information back to their department.</i>
Maintain an internal RAP Champion from Senior Management.	General Manager	<i>Chief Corporate and Community Officer appointed as RAP Champion</i>
Develop and implement an Aboriginal and Torres Strait Islander procurement strategy	Finance	<i>See; Procurement Framework and Policy p.26 INDIGENOUS PROCUREMENT Broken Hill City Council aims to support strong Aboriginal communities in which Aboriginal people actively influence and fully participate in economic, social and cultural life. It recognises that the Government and the business community have a key role to play in</i>

		<p><i>broadening opportunities for Aboriginal people to deliver positive socio-economic outcomes.</i></p> <p><i>Council's procurement capacity can be leveraged to support Aboriginal employment opportunities and the participation and growth of Aboriginal owned businesses.</i></p> <p><i>Broken Hill City Council will continue to work meaningfully in partnership with businesses to build a sector that is viable, competitive and achieves outcomes for the benefit of the Aboriginal and broader community.</i></p> <p><i>Objectives</i></p> <p><i>☐ Council staff are encouraged to work with suppliers, Aboriginal owned businesses and Aboriginal representative bodies early in the planning stages of procurement activities to identify effective ways of increasing Aboriginal participation in their contracts. If one or more Aboriginal owned businesses are identified, the agency should engage with those suppliers before proceeding to market</i></p> <p><i>☐ Staff are to give first consideration to Aboriginal owned businesses on prequalification schemes before proceeding to market for procurements valued up to \$250,000 (excl. GST), where appropriate.</i></p> <p><i>☐ direct negotiation with suitably qualified Aboriginal owned businesses that can demonstrate value for money and delivery of quality goods and services for procurements valued up to \$250,000 (excl. GST)</i></p> <p><i>☐ apply an Aboriginal participation non-price evaluation criteria in relevant tenders where opportunities exist.</i></p>
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Investigate local and national opportunities for procurement from Aboriginal and Torres Strait Islander businesses	Finance	<i>Investigation of local and national opportunities for procurement are ongoing.</i>
Review and update procurement practices to remove barriers to procuring goods and services from Aboriginal and Torres Strait Islander businesses.	Finance	<i>A framework review was undertaken in July 2022 and vendor panel implemented. Quotes and tender are now conducted online.</i>
Maintain relationships with the local Aboriginal and Torres Strait Islander community by: o Engaging with Aboriginal and Torres Strait Islander staff members bi-annually o Attending Aboriginal Community Working Party meetings when invited o Holding information sessions for local Aboriginal and Torres Strait Islander stakeholders and organisations concerning Council developments and other business as needed	Corp and Community	<i>Contact has been maintained with Wilyakali and Aboriginal and Torres Strait Islander stakeholders throughout the pandemic period while usual meetings and large gatherings were not possible.</i>
Engage with the Aboriginal Community Working Party and RAP Working Group members to identify local opportunities for cultural training, both formal and local cultural immersion.	Corp and Community	<i>Local cultural training opportunities have been identified and provided to People and Culture.</i>
Develop, implement and communicate a cultural protocol document, including protocols for Welcome to Country and Acknowledgement of Country	Corp and Community	<i>The cultural protocol document has been created and is awaiting endorsement by the RAP Working Group.</i>
Ensure merchandise offered in all Council retail environments meets new recognition of Indigenous cultural and intellectual property protocols.	Corp and Community	<i>Merchandise offered in Council's retail outlets meets all protocols.</i>
RAP Working Group to participate in an external NAIDOC Week event.	Corp and Community	<i>RAP Working group members take part in the NAIDOC week celebrations held in the city</i>
Maintain Aboriginal and Torres Strait Islander representation on the RWG	Corp and Community	<i>Membership of Aboriginal and Torres Strait Islander people on the RWG has been maintained and renewed</i>
Actively recruit new and existing Aboriginal and Torres Strait Islander staff to participate on the RAP Working Group	Corp and Community	<i>Aboriginal and/or Torres Strait Islander staff are periodically invited to express their interest in joining the RAP Working Group</i>

Define and maintain appropriate systems to track, measure and report on RAP commitments.	Corp and Community	<i>The CDO monitors and tracks and reports on RAP Commitments</i>
Complete and submit the annual RAP Impact Measurement Questionnaire to Reconciliation Australia	Corp and Community	<i>The RAP Impact Measurement Questionnaire is completed annually</i>
RAP achievements, challenges and learnings to be reported in Council's annual reports	Corp and Community	<i>RAP is reported in Council's Annual Report</i>
Investigate participating in Reconciliation Australia's biennial Workplace RAP Barometer.	Corp and Community	<i>The last RA Workplace Barometer report was completed in 2020.</i>
Circulate Reconciliation Australia's National Reconciliation Week (NRW) resources and reconciliation material to our staff.	Communications	<i>Materials circulated</i>
Highlight National Reconciliation Week through Council's social media and other communication material	Communications	<i>NRW media release circulated to staff, Councillors, and media. Posts made on social media.</i>
Communicate positive stories of Aboriginal and Torres Strait Islander employees and local events throughout Council's social media channels, through internal mail and report to Council annually	Communications	<i>Media releases and social media posts distributed regarding various indigenous events and initiatives</i>
Promote and encourage participation in external NAIDOC events to Councillors, all staff and the wider community.	Communications	<i>NAIDOC Week release contained direct link to list of events occurring in the city for NAIDOC Week, and Mayoral speech was also written to emphasise community activities.</i>
Investigate opportunities to continue the FRESHBark programme (or similar) at the Broken Hill Regional Art Gallery (BHRAG)	Gallery and Museum	<i>The Gallery hosts an open workshop studio for emerging First Nations designers in collaboration with Menindee Central school and Wilcannia Central School. Alumni from these schools attend regularly and have developed small businesses to sell their wares at public events like the Indigenous Art Prize festival and the Mundi Mundi bash. Broken Hill's local schools, including primary and high schools attend the gallery and workshops regularly. The Deadly Sisters is a program of young women from Willyama school.</i>

Invite a wide range of organisations to exhibitions staged by Aboriginal and Torres Strait Islander artists and the Maari Ma annual art prize.	Gallery and Museum	<i>The Gallery has hosted numerous exhibitions by First Nations artists in the Murdi Paaki Region. Recent exhibitions include the Maari Ma Indigenous Art Awards supporting 50 artists and the inclusion of Barkindji artists as part of the re-presentation of the collection upon completion of gallery renovations.</i>
Investigate Indigenous Art Code Accreditation at the Broken Hill Regional Art Gallery.	Gallery and Museum	<i>The Gallery sources as much First Nations retail stock directly from suppliers in the region. Any manufactured Indigenous owned suppliers meet the Indigenous Art Code requirements. Upon investigation the Gallery itself would not need to become accredited as they do not produce merchandise. The gallery has developed a licence for First Nations creatives in the region should they wish to produce merchandise and has mentored a range of artists to ensure they meet ICIP requirements and protect their copyright and cultural heritage when producing and selling merchandise of public imagery.</i>
Continue to have culturally appropriate activities for and with the Aboriginal and Torres Strait Islander people of Broken Hill and the region at the Broken Hill Regional Art Gallery	Gallery and Museum	<i>The Gallery supports the inclusion of First Nations narratives and consultation in all its practices. Notably the Gallery has incorporated an in-language acknowledgement in the foyer of the gallery, becoming an important learning tool for tourist audiences. Recent activities include the recording of oral narratives around key Indigenous works in the collection.</i>
Continue with existing Library programmes that engage with our Aboriginal and Torres Strait Islander community.	Library	<i>This is ongoing library practice. COVID had made this difficult during this reporting period.</i>
Annually deliver programmes as part of National Aborigines and Islanders Day Observance Committee (NAIDOC) week celebrations. In organising these programmes, liaise with Aboriginal and Torres Strait Islander contacts in the community and investigate new partnerships.	Library	<i>This is ongoing library practice. Participation in events such as NAIDOC week and NAIDOC day in the park. Welcome new contacts and opportunities to make contact and investigate new programs and partnerships.</i>
Council organises at least one NRW event each year	Events	<i>Council conducted a NRW event in 2022 and planning is underway for the 2023 NRW event.</i>
Conduct a review of HR policies and procedures to identify existing anti discrimination provisions and future needs.	People and Culture	<i>Practiced routinely throughout employee engagement and recruitment</i>

Review Council's EEO policy and ensure it is informed by best practice. Implement and communicate the policy to all Council staff.	People and Culture	<i>EEO Policy adopted 29 June 2022</i>
Conduct a review of cultural learning needs within our organisation	People and Culture	<i>Identified local cultural competency training, reviewing options</i>
Embed cultural training into Council's general staff training programme via the general induction process which is completed for all new employees and every two years for all employees.	People and Culture	<i>eLearning Aboriginal Cultural Awareness compliance training is completed annually</i>
Engage with Aboriginal and Torres Strait Islander staff and/or Aboriginal and Torres Strait Islander advisors on anti-discrimination policy.	People and Culture	<i>Council's EEO policy was adopted in April 2022</i>
Work in Progress		
The Mayor and General Manager communicate Council's commitment to reconciliation publicly	General Manager	<i>The GM communicated Council's commitment to reconciliation at the NRW event in 2021.</i>
Councillors, Council's Workplace Consultative Committee and Executive Leadership Team act as staff champions to promote reconciliation materials to fellow staff members	General Manager	<i>The Chief Corporate and Community Officer, Museums and Gallery Manager, Library Coordinator, Digital and Marketing Officer, People and Culture Business Partner and Community Development Officer are staff champions.</i>
Explore opportunities to positively influence our external stakeholders to drive reconciliation outcomes.	General Manager	<i>Traditional Owners, Aboriginal and Torres Strait Islander businesses and organisations, and Aboriginal contacts are routinely invited to civic and other events, round table discussions and community engagement. Council's RAP is housed accessibly on the website.</i>
Educate senior leaders on the effects of racism by completing cultural training with local Aboriginal providers	General Manager	<i>People and Culture department are reviewing options for cultural competency training.</i>
Increase Council staff understanding of the purpose and significance behind cultural protocols, including Acknowledgement of Country and Welcome to Country protocols	General Manager	<i>Draft cultural protocols are awaiting endorsement by the RAPWG.</i>

In consultation with the Aboriginal Community Working Party, identify opportunities to include Aboriginal and Torres Strait Islander imagery in new developments	General Manager	<i>The Aboriginal Community Working Party representatives invited to participate on the EP O'Neill Park Redevelopment Working Group along with all other major projects. This is a standard approach in Council's Adopted Project Management Framework.</i>
Develop and communicate opportunities for procurement of goods and services from Aboriginal and Torres Strait Islander businesses to staff.	General Manager	<i>Investigation of procurement options is being undertaken by the finance department.</i>
Report RAP progress to all staff and senior leaders quarterly.	General Manager	<i>Minutes of RAP WG meetings and summary provided to all staff and senior leaders after each RAPWG meeting.</i>
Register via Reconciliation Australia's website to begin developing our next RAP	General Manager	<i>Discussions have started to begin developing the new RAP.</i>
Develop commercial relationships with Aboriginal and/or Torres Strait Islander businesses	Finance	<i>Current procurement includes cultural services providers. The opportunity to extend to businesses in other sectors is under investigation</i>
Investigate Supply Nation membership and the potential to increase supplier diversity.	Finance	<i>Membership of Supply Nation is \$8 000 per annum and will be considered in the budget process 2023/24</i>
Meet with local Aboriginal and Torres Strait Islander stakeholders and organisations to develop guiding principles for future engagement.	Corp and Community	<i>An engagement matrix and a Protocols document have been completed and are awaiting endorsement by the RAP Working Group</i>
The Broken Hill Cultural Precinct - Library and Archive development discussions will include the opportunity for dual language signage.	Corp and Community	<i>Consultation with Wilyakali Traditional Owners is ongoing regarding dual language signage and acknowledgements in Council buildings.</i>
Collaborate with RAP and other like-minded organisations to develop ways to advance reconciliation.	Corp and Community	<i>Consultation to advance reconciliation is ongoing. Membership of RAP Working Group is engaged and there are plans to investigate a gathering of RAP organisations in the City.</i>

Investigate the inclusion of a culturally appropriate Acknowledgement in the foyer of the administration building (this may be an artwork, translations of signs)	Corp and Community	<i>Consultation underway with Wilyakali traditional owners.</i>
Meet at least four times per year to drive and monitor RAP implementation.	Corp and Community	Meetings have been impacted by COVID restrictions to gathering. Where meetings have not been possible, phone/email contact has been maintained with working group members.
Ensure that a prominent Acknowledgement of Country in the email signature of Council staff identifies the Aboriginal land upon which Council buildings are situated and programmes take place.	Communications	<i>A draft was created and presented to the RAP Group at the June RAP meeting. Currently awaiting review from the RAPWG prior to being presented to the GM.</i>
Undertake archival programmes and pursue opportunities to record the vast history of Aboriginal people of the area. The history of the area is vitally important to the ongoing expansion and celebration of the City's status as the First National Heritage Listed City.	Library	<i>This is part of ongoing library practice. Museums and Gallery NSW program to record oral history and provide training to Aboriginal and Torres Strait Islander people was executed in May 2022. A number of initiatives highlighted however COVID had made progression difficult during this reporting period</i>
Incorporate archival material from the AIATSIS (Australian Institute of Aboriginal and Torres Strait Islander Studies) information kept for this area into the City's archives, so that all local people will be able to research their cultural heritage	Library	<i>Discussion commenced ready to impart findings to community. COVID restrictions have made this difficult to progress.</i>
Consult with the Aboriginal Community Working Party regarding dual language signage and a Keeper Space in the design of the Broken Hill Cultural Precinct- Library and Archive.	Library	<i>Further engagement with the community regarding the Keeping Space will be held in 2022-2023.</i>
Identify and promote Aboriginal and Torres Strait Islander content within the Broken Hill City Library Archives.	Library	<i>Appointment of archivist to digitise the collection will highlight what is held and discussion will be made once project is finished to discuss content with community.</i>
Embed the Fair Work Ombudsman's 'Guide to hiring new Aboriginal and Torres Strait Islander employees' in Council's hiring practices.	People and Culture	<i>Currently under review</i>

Ensure that Council's HR processes allow for the cultural practices of Aboriginal and Torres Strait Islander people	People and Culture	<i>Currently under review</i>
Ensure that Cultural training is delivered to Councillors, Executive Leadership Team, senior managers, RAP Working Group members, frontline staff, staff from the service wings and Council's Workplace Consultative Committee Members by local Aboriginal and Torres Strait Islander people.	People and Culture	<i>Reviewing as per local cultural competency training</i>
Provide opportunities for RAP Working Group members, HR managers and other key leadership staff to participate in formal and structured cultural learning.	People and Culture	<i>Reviewing as per local cultural competency training</i>
Review HR policies and procedures to remove barriers to staff participating in NAIDOC Week.	People and Culture	<i>Currently reviewing</i>
Build understanding of current Aboriginal and Torres Strait Islander staffing to inform future employment and professional development opportunities.	People and Culture	<i>Reviewing how to encourage Aboriginal and/or Torres Strait Islander staff to identify. Seeking advice from RAPWG. Inclusion of the Aboriginal perspective within Council will assist.</i>
Work toward a 3% Aboriginal and Torres Strait Islander workforce target.	People and Culture	<i>Unsure of actual current workforce numbers and reviewing how we can source this data with advice from RAPWG</i>
Extend the Elsa Dixon school-based training opportunity and investigate further opportunities to employ Aboriginal and Torres Strait Islander people.	People and Culture	<i>Eight Elsa Dixon SBAT opportunities were offered in 2021/2022.</i>
Encourage Aboriginal and Torres Strait Islander adolescents to choose high school work experience options at the Council.	People and Culture	<i>Attended careers day and offered many opportunities for work experience across Council</i>
Ensure Council's HR processes address any cultural barriers Aboriginal and Torres Strait Islander people may experience in employment with the organisation	People and Culture	<i>Under investigation</i>
Advertise job vacancies to effectively reach Aboriginal and Torres Strait Islander stakeholders	People and Culture	<i>Working with the RAP Working Group to identify how we can further reach possible applicants.</i>

Increase the percentage of Aboriginal and Torres Strait Islander staff employed in our workforce.	People and Culture	<i>Strategies under review include increasing positions available through Elsa Dixon funding, and inclusively advertising all Council roles</i>
Seek out funding for paid positions and traineeships for people with Aboriginal and Torres Strait Islander heritage (Elsa Dixon). Investigate broadening the existing programme to include other forms of employment.	People and Culture	<i>One Elsa Dixon SBAT commenced in 2022</i>
Develop, implement, and communicate a cultural learning strategy for our staff.	People and Culture	<i>Workforce Management Plan (adopted June 2022) is in review for additional cultural learning after engagement with RAPWG</i>
Consult local Traditional Owners and/or Aboriginal and Torres Strait Islander advisors, on the development and implementation of a cultural learning strategy.	People and Culture	<i>Copy of Workforce Management Plan, adopted June 2022 provided to RAPWG</i>
Through communications with the Aboriginal Community Working Party, encourage Aboriginal and Torres Strait Islander people to apply for entry level positions, with a view to accessing further training and opportunities as Council staff members.	People and Culture	<i>ACWP meetings have been postponed over the past 12-18 months, affecting engagement.</i>
Review the transition of Aboriginal and Torres Strait Islander people from traineeships into further work.	People and Culture	<i>The Workforce Management Plan identifies opportunities to "grow our own"</i>
Engage with Aboriginal and Torres Strait Islander staff to consult on our recruitment, retention, and professional development workforce strategy	People and Culture	<i>Workforce Management Plan provided to RAPWG for consultation on measures to increase recruitment, retention and professional development</i>
Integrate Cultural protocols that may affect retention and professional development into the workforce strategy.	People and Culture	<i>Seeking advice from the RAPWG on protocols that may affect engagement and retention in the workforce</i>
Develop and implement an Aboriginal and Torres Strait Islander recruitment, retention and professional development strategy.	People and Culture	<i>Engage with RAPWG to advise</i>
Review HR and recruitment procedures and policies to remove barriers to Aboriginal and Torres Strait Islander participation in our workplace.	People and Culture	<i>Engage with RAPWG to advise</i>
Not Attempted		

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HEALTH AND BUILDING COMMITTEE

August 16, 2022

ITEM 2

BROKEN HILL CITY COUNCIL REPORT NO. 197/22

SUBJECT: ADOPTION OF THE DRAFT REVISED LOCAL ORDERS POLICY
D22/42887

Recommendation

1. That Broken Hill City Council Report No. 197/22 dated August 16, 2022, be received.
2. That Council note that no submissions were received from the public during the public exhibition period of the Draft Local Orders Policy.
3. That the Draft revised Local Orders Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Local Orders Policy will replace Council's 2015 Policy.

Executive Summary:

At the first meeting of the newly elected Council held 12 January 2022, Council considered Mayoral Minute No. 2/22 and as part of the resolution, resolved (Minute No. 46690):

...”6. That a workshop will be held to discuss amendments to the following policies, The Code of Conduct, Compliance and Enforcement Policy, Debt Recovery Policy, Local Orders Policy, Media Relations Policy, Social Media Policy and Tree Management Policy.”...

A Councillor workshop was held on Wednesday 15 June 2022 which included the review of Council's current Local Orders Policy.

Council must review its Local Orders Policy within 12 months of a Council Election, being the purpose of this report.

Council has a responsibility under Section 8 of the *Local Government Act 1993* to ensure that its regulatory activities are carried out in a consistent manner and without bias; and has the power to issue orders to landowners and occupiers for a wide range of practices to ensure good governance and best practice standards. Council may order a person to do or to refrain from doing a thing specified under its draft Local Orders Policy which is directed by the *Local Government Act 1993*.

The draft revised Local Orders Policy was presented to Council at the July 2022 Council Meeting and Council resolved (Minute No. 46906) to place the draft revised policy on public exhibition. The draft policy was subsequently placed on public exhibition for a 28 day period closing at midnight on Friday 26 August 2022, during which time Council received no submissions from the public.

This report enables Council to consider and adopt the draft revised Local Orders Policy.

A copy of the draft Local Orders Policy is attached.

Report:

A Local Orders Policy applies to orders under the *Local Government Act, 1993* as amended. Section 131 of the Local Government Act 1993 and provides that if Council has adopted a local orders policy under Part 3 of Chapter 7 of the Act, it must take into consideration the criteria specified therein before issuing an order under Section 124 of the Act.

The purpose of a Local Orders Policy is twofold; First, to provide a guide for local residents as to what is considered acceptable and secondly, to provide publicly known and accepted documented criteria which council will use in investigating complaints.

This draft policy is developed to establish criteria to be considered before issuing certain orders under section 124 of the *Local Government Act 1993*, in pursuance of having clearly defined acceptable standards and requirements to which stakeholders may refer when addressing relevant matters.

This draft policy applies to the Broken Hill City Council Local Government Area and to orders under section 124 the *Local Government Act 1993* but does not include order 22A in the table to that section.

Note: Clause (3) of Section 159 of the Local Government Act 1993 specifies that a local orders policy cannot apply to order number 22A in the table to section 124.

The draft revised Local Orders Policy is now presented to Council for the consideration of adoption.

Community Engagement:

The draft revised Local Orders Policy was placed on public exhibition for a period of 28 days in accordance with *Section 253 of the Local Government Act 1993*. No submissions were received.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

- *Local Government Act 1993*
- *Local Government (General) Regulation 2021*
- *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005*

Financial Implications:

There are no additional financial implications for Council to implement this Policy.

Attachments

1. [↓](#) Draft revised Local Orders Policy

MICHAEL MASON
MANAGER PLANNING AND COMMUNITY SAFETY

JAY NANKIVELL
GENERAL MANAGER

DRAFT LOCAL ORDERS POLICY

QUALITY CONTROL		
TRIM References	D12/11916 - 12/114	
Responsible Position	Executive Manager Planning and Community Safety	
Approved by	Council	
Review Date	September 2024	Revision No. 3
Effective Date	Action	Minute No.
January 31, 2007	Adopted	42143
July 29, 2015	Public Exhibition	45008
September 30, 2015	Adopted	45072
July 27, 2022	Public Exhibition	46906

1. INTRODUCTION

Section 131 of the Local Government Act 1993 provides that if council has adopted a local orders policy under Part 3 of Chapter 7 of the Act, it must take into consideration the criteria specified therein before issuing an order under Section 124 of the Act.

As outlined by the NSW Division of Local Government (Circular number 01/39, *Local orders policies and limiting the number of animals kept*), the purpose of a Local Orders Policy is twofold; First, to provide a guideline for all local residents as to what is usually considered acceptable and second to provide publicly accepted and documented criteria which council will use in investigating complaints.

2. POLICY OBJECTIVE

This policy is developed to establish criteria to be considered before issuing certain orders under section 124 of the Local Government Act 1993, in pursuance of having clearly defined acceptable standards and requirements to which stakeholders may refer when addressing relevant matters.

3. POLICY SCOPE

This policy applies to the Broken Hill City Council Local Government Area and to orders under section 124 the Local Government Act 1993, but does not include order 22A in the table to that section.

Note: Clause (3) of Section 159 of the Local Government Act 1993 specifies that a local orders policy cannot apply to order number 22A in the table to section 124.

4. POLICY STATEMENT

4.1. Threat to Health and/or Safety

When determining whether or not to issue any order within the scope of this policy, whether the matter constitutes or is likely to constitute a threat to the health and/or safety of any person is to be a criteria which Council must take into consideration.

4.2. Additional Criteria to be considered

When determining whether to issue an order listed in column 1 of the following table (described in column 2 of the table) under Section 124 of the Local Government Act 1993, Council must take into consideration the matters described opposite in column 5 of the table.

Note: The contents of columns 1, 2, 3 and 4 are directly copied from the table to Section 124 of the Local Government Act 1993.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
1	To demolish or remove a building	(a)–(c) (Repealed) (d) Building is erected in a catchment district and causes or is likely to cause pollution of the water supply	Owner of building	No additional criteria specified.
2	[Repealed]			
3	To repair or make structural alterations to a building	(a), (b) (Repealed) (c) Building is erected in a catchment district and causes or is likely to cause pollution of the water supply	Owner of building	No additional criteria specified.
4	[Repealed]			
5(a) and 5(b)	To take such action as is necessary to bring a camping ground, caravan park or manufactured home estate or a moveable dwelling or manufactured home into compliance with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	Failure to comply with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	Owner, occupier or manager or, in the case of a water meter, water supply or sewerage system in respect of which a defect occurs in work due to faulty workmanship of, or defective material supplied by, a licensed contractor (being the holder of a licence in force under the Home Building Act 1989 authorising the holder to contract to do the work) within 12 months after the work is carried out or the material is supplied, the licensed contractor	<ul style="list-style-type: none"> The applicable standards as set out in the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.
5(c)	[Repealed]			

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
5(d)	To take such action as is necessary to bring a place of shared accommodation into compliance with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	Failure to comply with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	Owner, occupier or manager or, in the case of a water meter, water supply or sewerage system in respect of which a defect occurs in work due to faulty workmanship of, or defective material supplied by, a licensed contractor (being the holder of a licence in force under the Home Building Act 1989 authorising the holder to contract to do the work) within 12 months after the work is carried out or the material is supplied, the licensed contractor	<ul style="list-style-type: none"> The standards for places of shared accommodation set out in Part 1 of Schedule 2 of the Local Government (General) Regulation 2005.
5(e)	To take such action as is necessary to bring a hairdressers shop or beauty salon into compliance with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	As above	As above	<ul style="list-style-type: none"> The standards for hairdresser shops set out in Part 2 of Schedule 2 of the Local Government (General) Regulation 2005. The standards for beauty salons set out in Part 3 of Schedule 2 of the Local Government (General) Regulation 2005.
5(f)	To take such action as is necessary to bring a mortuary into compliance with relevant standards or requirements set or made by or under the Local	As above	As above	<ul style="list-style-type: none"> The standards for mortuaries set out in Part 4 of Schedule 2 of the Local Government (General) Regulation 2005.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
	Government Act 1993 or under the Local Government Act 1919			
5(g)	To take such action as is necessary to bring a water meter on premises into compliance with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	As above	As above	No additional criteria specified.
5(h)	To take such action as is necessary to bring a water supply or sewerage system on premises, but only in relation to any work that is not plumbing and drainage work within the meaning of the Plumbing and Drainage Act 2011 into compliance with relevant standards or requirements set or made by or under the Local Government Act 1993 or under the Local Government Act 1919	As above	As above	<ul style="list-style-type: none"> Clauses 87 and 88 of the Local Government (General) Regulation 2005.
6	[Repealed]			
7	To fence land	Public health, safety or convenience renders it necessary or expedient to	Owner or occupier of land	<ul style="list-style-type: none"> Whether the condition, location or use of the land poses a threat to the health, safety and convenience of the public.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
		do so and there is no adequate fence between the land and a public place		
8	To identify premises with such numbers or other identification in such manner as is specified in the order	Premises have a frontage to or entrance from a road and there are no markings that can readily be seen and understood from the road	Owner or occupier of land	<ul style="list-style-type: none"> Whether a local emergency service or other relevant body considers that the property lacks adequate identification. Whether the property number can be easily legible from the road. Digits should be no less than 50mm in height. For residential premises, whether the house numbers are displayed in large, reflective digits on the house facade and/or the letter box. For non-residential premises, whether the property numbers are displayed in large, reflective digits on the facade of the main building. Where this position or building is not clearly visible from the road, the digits should be placed on a fence, sign or similar structure close to the street frontage. Whether there is unauthorised use of, or duplication of, numbers. Whether numbers are not in accordance with the street patterns. Whether there is potential for confusion in the identification of premises. If plants, trees or other objects obstruct existing identification signage or numbers

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<p>from being clearly legible from the road, additional identification should be erected or the obstruction removed.</p> <ul style="list-style-type: none"> Kerbside numbering is recommended and encouraged, but does not replace the need for the premises to be identified elsewhere, in accordance with the above principles.
9	To fence, empty, fill in or cover up a hole or waterhole in the manner specified in the order	Hole or waterhole is or may become dangerous to life	Owner or occupier of land	<ul style="list-style-type: none"> Whether the hole or waterhole is located within an urban area and is directly accessible from a public place or another private property. The hole or waterhole is not adequately covered or fenced to the minimum requirements of the Swimming Pools Act 1992 to prevent direct access to it from a public place or any other private property. Holes or waterholes should not be of such a character as to be likely to harbor pests, including (but not limited to) mosquitoes, fungi and algae.
10	To remove or stack articles or matter, to cover articles or matter, to erect fences or screens or to plant trees	Land is in the immediate vicinity of a public place and is used for the storage of articles or matter so as to create or be likely to create unsightly conditions	Owner or occupier of land	<ul style="list-style-type: none"> Definition of "article" or "matter" includes but is not limited to:- <ul style="list-style-type: none"> Disused motor vehicles, caravans, trailers, boats or associated parts; Disused machinery, equipment and appliances; Old, used or second hand materials (including building materials); Sand, soil, rock, blue metal and any other material derived from any extraction or dredging process;

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<ul style="list-style-type: none">o Any organic or vegetative material;o Any industrial or commercial waste products;o Any household rubbish or domestic waste;o Any recycled or composted material;o Furniture.• Whether the articles or matter are visible from the public place.• Whether the articles or matter are being kept in an orderly fashion or not.
11	To do or to refrain from doing such things as are specified in the order to prevent environmental damage, to repair environmental damage or to prevent further environmental damage	Work carried out on land has caused or is likely to cause environmental damage, being damage to the physical environment that is caused by: (a) drainage, or (b) drainage works, or (c) obstructing a natural watercourse other than by a work constructed or used under a water management work approval granted under the Water Management Act 2000, not being environmental damage arising from premises, works or	Owner or occupier of land	No additional criteria specified.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
		equipment the subject of a licence issued under the Protection of the Environment Operations Act 1997 or the subject of a notice or direction issued by a regulatory authority under that Act		
12	To do such things as are necessary to control the flow of surface water across land	Other land, or a building on the land or other land, is being damaged or is likely to be damaged	Owner or occupier of land	<ul style="list-style-type: none"> • Clause 89 of the Local Government (General) Regulation 2005. • Whether the premises has been altered or changed in the last (approximately) 18 months to create the issue where rectification works are required. • Whether it is likely that the flow of water will result in a threat to the health or safety of any person if left uncontrolled or unaltered. • Paved, cemented or other hard surfaced areas must have surface water diverted to an appropriate stormwater disposal system to minimise discharge onto adjoining properties. • Any stormwater disposal system should direct water (including overflows) in such a manner as to avoid damage to any land, building or structure.
13,14	[Repealed]			
15	Not to conduct, or to cease conducting, an activity on premises (whether or not the activity is approved under this Act)	The activity constitutes or is likely to constitute: (a) a life threatening hazard, or (b) a threat to public health or public	Any person apparently engaged in promoting, conducting or carrying out the activity	No additional criteria specified.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
		safety and is not regulated or controlled under any other Act by a public authority		
15A	[Repealed]			
16	To cease the use of premises or to evacuate premises	A person to whom order No 15 is given has failed to comply with the order	The person to whom order No 15 is given	<ul style="list-style-type: none"> • The terms of the order previously issued • The nature of the activity to which the previous order related to • Whether the whole or part of the premises should cease being used or be vacated • The nature/type of premises
17	To leave premises or not to enter premises	A person to whom order No 15 is given has failed to comply with the order	Any person	<ul style="list-style-type: none"> • The terms of the order previously issued • The nature of the activity to which the previous order related to • Whether the whole or part of the premises should cease being used or be vacated • The nature/type of premises
18	Not to keep birds or animals on premises, other than of such kinds, in such numbers or in such manner as specified in the order	<p>Birds or animals kept on premises are:</p> <p>(a) in the case of any premises (whether or not in a catchment district)—of an inappropriate kind or number or are kept inappropriately, or</p> <p>(b) in the case of premises in a catchment district—</p>	Occupier of premises	<ul style="list-style-type: none"> • The terms of an order should generally be consistent with the standards for the keeping of birds or animals set out in Part 5 of Schedule 2 of the Local Government (General) Regulation 2005. • There are no restrictions on the number of birds and animals that can be kept in the City in <i>normal</i> circumstances. However, limits and standards may be applied via an order when: <ul style="list-style-type: none"> ◦ A legitimate problem has been identified relating to the numbers and/or types of

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
		birds or animals (being birds or animals that are suffering from a disease which is communicable to man or to other birds or animals) or pigs		<p>birds or animals kept on particular premises.</p> <ul style="list-style-type: none">o There is a detrimental impact on the health, amenity and/or safety of others including, but not limited to:<ul style="list-style-type: none">▪ Continuing offensive noise at inappropriate times.▪ Continuing offensive odours.▪ Vermin infestation through poor cleaning.▪ Actual and potential impacts on neighbours or the public.o The number and type of bird(s) or animal(s) being kept is either not appropriate or not acceptable.o The conditions in which the animals are being kept are either not appropriate or not acceptable. <ul style="list-style-type: none">• Where the keeping of birds or animals on premises is capable of being regulated by the Environment Protection Authority, Council is excluded from making an order. <p>Council will not issue this order in relation to:</p> <p>a) Damage caused by wild or native birds or animals;</p> <p>b) The trapping of any wild or native birds or animals;</p> <p>c) The control of or treatment of termites on private or public land;</p>

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<ul style="list-style-type: none"> • In relation to pigeons kept in a predominantly residential area, the following criteria are to be taken into consideration: <ul style="list-style-type: none"> ○ The requirements of any local Pigeon Fanciers' Association or club, ○ The release of pigeons for free flight or training should not be carried out on Saturdays, Sundays or Mondays, ○ The release of pigeons for free flight or training is to be restricted to dawn to 8.30 a.m. and 3.30 p.m. to sunset, ○ Any pigeon loft, cages or aviary shall be erected a minimum distance of 10m from any dwelling or associated structure, ○ Premises are to be kept free from any nuisance caused by rodents, vermin or odour at all times, ○ Grain and other food to be kept in vermin/rodent proof and sealed containers, ○ The pigeon loft, cages or aviary should be constructed in a proper, workmanlike manner, free from debris and unsightly accumulations upon the roof, with a concrete floor and wall nib, or alternatively a raised timber/slatted floor no less than 450mm off the ground, with the roof graded and appropriately.
19	To use or not to use a tennis court as specified	Actual or likely annoyance or threat to the safety of neighbours	Occupier of land	No additional criteria specified.

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
		or users of a public place		
20	To do such things as are specified in the order to put premises, vehicles or articles used for the manufacture, preparation, storage, sale, transportation or other handling or use of or in relation to food into a clean or sanitary condition	The premises, vehicle or article is not in a clean or sanitary condition	Owner or occupier of premises or owner or operator of vehicle or article	<p>This order should not be used where provision is available for action under the Food Act 2003.</p> <p>When the Food Act 2003 is not applicable, the standards and requirements set for food premises under that act shall be taken into consideration and the terms of any order should generally reflect those standards and requirements.</p>
21	To do or refrain from doing such things as are specified in the order to ensure that land is, or premises are, placed or kept in a safe or healthy condition	The land or premises are not in a safe or healthy condition	Owner or occupier of land or premises	<p>Circumstances in which land or premises would be considered not to be in a safe and/or healthy condition include but are not limited to:</p> <ul style="list-style-type: none"> • The presence of dampness in walls and ceilings in any property; • The presence of leaky roofs, defective guttering and/or downpiping; • Defective floor timbers and/or stair treads; • Accumulations or deposits likely to afford harbourage for vermin; • Defective sewerage service pipes; • The presence and/or accumulation of vegetation or vegetative matter (whether alive or dead) which is likely to become a harbourage for rubbish or vermin; <p>Circumstances in which premises being used as a dwelling would be considered not to be in a safe and/or healthy condition include but are not limited:</p>

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<ul style="list-style-type: none"> The lack of adequate wholesome water supply; The lack of or damage to waste pipes, sanitary fittings and/or flush pipe to water closet pans; The presence of windows that: <ul style="list-style-type: none"> contain broken glass have been rendered incapable of being opened have been covered over (boarded up) so as to prevent the entry of natural light; Lack of provision of suitable kitchen sink, facilities for bathing and for washing of clothes with water; Lack of provision of an adequate stove or other facilities for cooking.
22	To store, treat, process, collect, remove, dispose of or destroy waste which is on land or premises in the manner specified in the order, provided that it is not inconsistent with regulations made under the Protection of the Environment Operations Act 1997	Waste is present or generated on the land or premises and is not being dealt with satisfactorily, and is not regulated or controlled by, or subject to, a licence or notice granted or issued under the Protection of the Environment Operations Act 1997	Owner or occupier of land or premises, owner of or person responsible for the waste or for any receptacle or container in which the waste is contained	No additional criteria specified.
22A	To remove or dispose of waste that is on any residential premises or to	The waste is causing or is likely to cause a threat to public health or the	Owner or occupier of the premises	This order is outside the scope of this policy (refer section 159 (3) of the Local Government Act 1993).

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
	refrain from keeping waste on those premises	health of any individual		
23	To connect premises to the council's water supply by a specified date	The premises are situated within 225 metres of a water pipe of the council	Owner or occupier of land	No additional criteria specified.
24	To connect premises with a sewerage system by a specified date	The premises are situated within 75 metres of a sewer of the council	Owner or occupier of premises	No additional criteria specified.
25	Not to use or permit the use of a human waste storage facility on premises after a specified date	It is necessary for the purpose of protecting public health	Owner or occupier of premises	No additional criteria specified.
26	[Repealed]			
27	To remove an object or matter from a public place or prevent any object or matter being deposited there	<p>The object or matter:</p> <p>(a) is causing or is likely to cause an obstruction or encroachment of or on the public place and the obstruction or encroachment is not authorised by or under any Act, or</p> <p>(b) is causing or is likely to cause danger, annoyance or inconvenience to the public</p>	Person causing obstruction or encroachment or owner or occupier of land from which the object or matter emanates or is likely to emanate	<ul style="list-style-type: none"> An object or matter includes (but is not limited to): <ul style="list-style-type: none"> Advertising signs, advertisement generally; Motor vehicles or motor vehicle parts; Caravans or caravan parts; Trailers/boats or trailer/boat parts; Machinery, equipment and appliances; Second hand materials including building materials; Demolition materials; Sand, soil rock, blue metal and any other material derived from any construction; Any organic or vegetative material;

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<ul style="list-style-type: none"> Any industrial or commercial waste product; Any household rubbish or waste; Any recycled or composted material; Any stand, or article used for the display, distribution or sale of products; Any products or merchandise for distribution or sale. <ul style="list-style-type: none"> Whether any approval (under any Act) has been sought or gained that relates to the location of the object or article and the terms of any such approval.
28	To take whatever steps are necessary to prevent damage to a public place and to repair damage to a public place	<p>There is actual or likely damage:</p> <p>(a) by excavation or removal of material from or adjacent to the public place, or</p> <p>(b) by a work or structure, or</p> <p>(c) by surface drainage or irrigation</p>	<p>Person responsible for the excavation or the removal of the material</p> <p>Owner or person entitled to the benefit of the work or structure</p> <p>Owner or occupier of land from which surface drainage flows or from which spray emanates</p>	No additional criteria specified.
29	To alter or repair a work or structure on, over or under a public place	It is in the public interest to do so	Owner of the work or structure	<p>Circumstances where Council may issue this order include (but are not limited to) when structures on, over, or under a footway or road are:</p> <ul style="list-style-type: none"> Not maintained, erected or installed in accordance with approvals;

Column 1	Column 2	Column 3	Column 4	Column 5
Order No.	To do What?	In What Circumstances?	To Whom?	Additional Criteria Considered
				<ul style="list-style-type: none">• Considered unsafe or dangerous. This includes (but is not limited to): <ul style="list-style-type: none">• Private services within a public place (for example, sewer services and roof water/stormwater pipes not covered by lease agreements) that require repairs• Driveway crossings which are not being maintained in a safe condition.• Shop awnings which are not being maintained in a safe or sightly condition.• Maintenance of underground pipes within a public place.
30	To comply with an approval	The approval is not being complied with	Person entitled to act on the approval or person acting otherwise than in compliance with the approval	<ul style="list-style-type: none">• The requirements of the relevant approval.• The provisions of any Local Approvals Policy council has adopted under Part 3 of Chapter 7 of the Local Government Act 1993.

5. IMPLEMENTATION

5.1. Roles and Responsibilities

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

- All employees who deal with complaints and the enforcement of the Local Government Act 1993, including the issuing of orders, are responsible for implementing this Policy e.g. Building Surveyors, Town Planners, Compliance Officers, Weeds Officers, Rangers, Health Inspectors and any authorised officers appointed by the General Manager.

5.2. Communication

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

5.3. Associated Documents

The following documentation is to be read in conjunction with this policy.

- Compliance and Enforcement Policy;
- Code of Conduct Policy.

6. REVIEW

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date. This policy is to be reviewed within 9 months of a general election under the Local Government Act 1993, so as to avoid automatic revocation under Section 165, clause (4) of that Act. The responsible Council officer will be notified of the review requirements three (3) months prior to the expiry of this policy.

The Manager Planning, Development and Compliance is responsible for the review of this policy.

7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

- The Local Government Act 1993, especially Chapter 7;
- The Local Government (General) Regulation 2005, particularly Part 3 and Schedule 2;
- Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005;

Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Local Orders Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

8. DEFINITIONS

Terms or expressions used in this policy which are defined in the Local Government Act 1993 or one of its regulations have the meanings set out in those instruments.

Relevant terms and expressions defined by the Local Government Act 1993 and/or its Regulations include:

"Approval" shall mean an approval that is in force under the Local Government Act 1993.

"Building" includes part of a building and any structure or part of a structure, but does not include a moveable dwelling or associated structure or part of a moveable dwelling or associated structure.

"Building" includes a proposed building.

"Carry out an Activity" includes to organise, arrange for or otherwise cause the activity to be carried out.

"Domestic Waste" shall mean waste on domestic premises of a kind and quantity ordinarily generated on domestic premises and includes waste that may be recycled, but does not include sewage.

"Human Waste" shall mean human faeces and urine.

"Human Waste Storage Facility" shall mean a device for holding or disposing of human waste, including a cesspit, septic tank, septic closet, water closet, chemical closet, humus closet and combustion closet.

"Manufactured Home" shall mean a self-contained dwelling (that is, a dwelling that includes at least one kitchen, bathroom, bedroom and living area and that also includes toilet and laundry facilities), being a dwelling:

- (a) that comprises one or more major sections, and
- (b) that is not a motor vehicle, trailer or other registrable vehicle within the meaning of the Road Transport Act 2013,

and includes any associated structures that form part of the dwelling.

"Manufactured Home Estate" shall mean land on which manufactured homes are, or are to be, erected.

"Moveable Dwelling" shall mean:

- (a) any tent, or any caravan or other van or other portable device (whether on wheels or not), used for human habitation, or
- (b) a manufactured home, or
- (c) any conveyance, structure or thing of a class or description prescribed by the regulations for the purposes of this definition.

"Place of Shared Accommodation" includes a boarding house, a common lodging house, a house let in lodgings and a backpacker's hostel.

"Premises" shall mean any of the following:

- (a) a building of any description or any part of it and the appurtenances to it,
- (b) land, whether built on or not,
- (c) a shed or other structure,
- (d) a tent,
- (e) a swimming pool,
- (f) a ship or vessel of any description (including a houseboat),
- (g) a van.

"Public Place" shall mean:

- (a) a public reserve, public bathing reserve, public baths or public swimming pool, or

- (b) a public road, public bridge, public wharf or public road-ferry, or
- (c) a Crown reserve comprising land reserved for future public requirements, or
- (d) public land or Crown land that is not:
- (e) a Crown reserve (other than a Crown reserve that is a public place because of paragraph (a), (b) or (c)), or
- (f) a common, or
 - (i) land subject to the Trustees of Schools of Arts Enabling Act 1902, or
 - (ii) land that has been sold or leased or lawfully contracted to be sold or leased, or
- (g) land that is declared by the regulations to be a public place for the purposes of this definition.

“Road” includes:

- (a) highway, street, lane, pathway, footpath, cycleway, thoroughfare, bridge, culvert, causeway, road-ferry, ford, crossing, by-pass and trackway, whether temporary or permanent, and
- (b) any part of a road and any part of anything referred to in paragraph (a), and
- (c) anything forming part of a road or anything forming part of anything referred to in paragraph (a).

Waste” shall mean:

- (a) effluent, being any matter or thing, whether solid or liquid or a combination of solids and liquids, which is of a kind that may be removed from a human waste storage facility, sullage pit or grease trap, or from any holding tank or other container forming part of or used in connection with a human waste storage facility, sullage pit or grease trap, or
- (b) trade waste, being any matter or thing, whether solid, gaseous or liquid or a combination of solids, gases and liquids (or any of them), which is of a kind that comprises refuse from any industrial, chemical, trade or business process or operation, including any building or demolition work, or
- (c) garbage, being all refuse other than trade waste and effluent,

and includes any other substance defined as waste for the purposes of the Protection of the Environment Operations Act 1997, and a substance is not precluded from being waste merely because it is capable of being refined or recycled.

HEALTH AND BUILDING COMMITTEE

September 8, 2022

ITEM 3BROKEN HILL CITY COUNCIL REPORT NO. 198/22

SUBJECT: ADOPTION OF THE DRAFT REVISED COMPLIANCE AND ENFORCEMENT POLICY D22/47786

Recommendation

1. That Broken Hill City Council Report No. 198/22 dated September 8, 2022, be received.
2. That Council notes that no submissions were received from the public during the public exhibition period of the draft revised Compliance and Enforcement Policy.
3. That the draft revised Compliance and Enforcement Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Compliance and Enforcement Policy will replace Council's 2017 Compliance and Enforcement Policy.

Executive Summary:

At the first meeting of the newly elected Council held 12 January 2022, Council considered Mayoral Minute No. 2/22 and as part of the resolution, resolved (Minute No. 46690):

... "6. That a workshop will be held to discuss amendments to the following policies, The Code of Conduct, Compliance and Enforcement Policy, Debt Recovery Policy, Local Orders Policy, Media Relations Policy, Social Media Policy and Tree Management Policy."...

A Councillor workshop was held on Wednesday 15 June 2022 which included the review of Council's current Compliance and Enforcement Policy.

Council has a responsibility under Section 8 of the *Local Government Act 1993* to ensure that its regulatory activities are carried out in a consistent manner and without bias.

Council's regulatory and enforcement actions are exercised to ensure the health, safety and environmental protection of all stakeholders including residents, visitors, workers and business operators. All stakeholders need to have confidence in the decision making and internal review processes.

The draft Compliance and Enforcement Policy was presented to Council at the July 2022 Council Meeting and Council resolved (Minute No. 46908) to place the draft policy on public exhibition. The draft policy was subsequently placed on public exhibition for a 28 day period closing at midnight on Friday 26 August 2022, during which time Council received no submission from the public.

This report is presented to Council to enable the formal adoption of the draft Compliance and Enforcement Policy.

A copy of the draft Compliance and Enforcement Policy is attached.

Report:

This Policy has been reviewed and complies with contemporary Local Government requirements and provides foundation principles that ensure good governance and best practice.

Broken Hill City Council is an enforcement authority, and its Officers are required to make decisions and use discretion about appropriate enforcement action when non-compliant issues are identified.

The spirit of this Policy is to use a graduated approach to enforcement action, for example the issue of a warning letter, which if not successful in resolving the issue may be followed by statutory Notices and Orders and, finally some form of enforcement proceedings either via a penalty notice or Court action if compliance cannot be achieved by any other method.

The draft Policy also recognises that, in some situations, the gravity of an incident or other circumstances determines that an escalated approach may not be appropriate and immediate regulatory action is required e.g., where an activity is or is likely to result in a significant public health or safety risk or is or likely to cause significant environmental harm e.g., unauthorised development that may place at risk life or property

In accordance with Section 160 of the *Local Government Act 1993*, the Draft Compliance and Enforcement Policy was placed on public exhibition for a period of 28 days concluding at midnight on 26 August 2022, during which time no submissions were received from the public.

The draft revised Compliance and Enforcement Policy is now presented to Council for consideration and adoption.

Community Engagement:

The Draft Compliance and Enforcement Policy was placed on public exhibition in accordance with *Section 253 of the Local Government Act 1993*. No submissions were received from the public during this period.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

Relevant legislation predominantly includes but is not limited to the *Local Government Act 1993* (The Act) and *Environmental Planning and Assessment Act 1979*.

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

Financial Implications:

There are no additional financial implications for Council to implement this Policy.

Attachments

1. [Draft revised Compliance and Enforcement Policy](#)

MICHAEL MASON
MANAGER PLANNING AND COMMUNITY SAFETY

JAY NANKIVELL
GENERAL MANAGER

DRAFT REVIEWED COMPLIANCE AND ENFORCEMENT POLICY

QUALITY CONTROL		
TRIM REFERENCES	D12/11854	
RESPONSIBLE POSITION	Executive Manager Planning and Community Safety	
APPROVED BY	Council	
REVIEW DATE	July 2026	REVISION NUMBER 3
EFFECTIVE DATE	ACTION	MINUTE NUMBER
29/7/2015	Adopted	45005
31/05/2017	Public Exhibition	45546
26/07/2017	Adopted	45583
27/7/2022	Public Exhibition	46908

1. INTRODUCTION

This policy has been developed to ensure good governance and best practice standards are adhered to.

Broken Hill City Council is an enforcement authority and its Officers are required to make decisions and use discretion about appropriate enforcement action when non - compliant issues are identified.

Council also has a responsibility under Section 8 of the *Local Government Act 1993* to ensure that its regulatory activities are carried out in a consistent manner and without bias.

Council's regulatory and enforcement actions should be exercised to ensure the health, safety and environmental protection of all stakeholders including residents, visitors, workers and business operators. All stakeholders should have confidence in the decision making and internal review processes.

Council supports and welcomes the positive assistance of the community in reporting issues of concern and undertakes to work collaboratively with the community to promote the benefits of compliance, as a way of sustaining a safer quality of life for all.

The spirit of this Policy is to use a graduated approach to enforcement action. For example the issue of a warning letter, which if not successful in resolving the issue may be followed by statutory Notices and Orders; and finally, some form of enforcement proceedings, either via a penalty notice or Court action, if compliance cannot be achieved by any other method.

The Policy also recognises in some situations the gravity of the incident or other circumstances that determine an escalated approach, is not appropriate and immediate regulatory action is required. For example where an activity is, or is likely to, result in a significant public health or safety risk, or is, or is likely to, cause significant environmental harm.

2. POLICY OBJECTIVE

Broken Hill City Council is strongly opposed to unlawful and non-compliant activities and aims to provide and deliver regulatory services in a fair, equitable and consistent manner designed to protect the natural, built and social environment.

This Policy aims to 'demonstrate accountability, transparency and ethical conduct'.

Consequently the Policy aims to:

- 2.1.** Ensure all regulatory activities meet Council's Charter of Responsibilities under Section 8 of the *Local Government Act 1993*;
- 2.2.** Assist Council Officers to respond promptly and effectively to complaints of unlawful activity and undertake proactive investigation;
- 2.3.** Ensure Officers comply with Council's Code of Conduct when investigating any unlawful activity;
- 2.4.** Provide a framework for operational guidelines and procedures for Council Officers and the community; which incorporate the principles of procedural fairness and natural justice; where decisions are made in a consistent, fair, equitable and transparent manner;
- 2.5.** Provide a framework for criteria to determine whether enforcement action is warranted and if so, ensure such action is in accordance with the delegation in a timely, cost effective manner and proportional to the relative seriousness of the situation;
- 2.6.** Provide a framework to ensure all possible options are considered prior to the implementation of enforcement action;
- 2.7.** Take a proactive approach to compliance by providing information to the public about Council's role and policy on enforcement and encourage a culture of compliance aimed at self regulation, rather than Council imposed enforcement action;
- 2.8.** Provide a service which embodies good practice and ensures that Council is a Model Litigant by behaving ethically, fairly and honestly in litigation.

3. POLICY SCOPE

This Policy applies to all areas where Council has a compliance and enforcement role under the various Acts and Regulations.

The application of the Policy includes, but is not limited to:

- a) Abandoned vehicles;
- b) Asbestos management;
- c) Boarding houses;
- d) Brothels;
- e) Commercial/ private swimming pools;
- f) Caravan parks, camp grounds and primitive camp grounds;
- g) Development (building work, carrying out of a work, subdivision, use of land and demolitions);
- h) Environmental and pollution control issues;
- i) Failure to comply with a condition of an approval, an Order or Notice;
- j) Fire safety;
- k) Food safety;

- l) Removal of trees or clearing vegetation from land;
- m) Parking control;
- n) Public health and safety;
- o) The control over the keeping of animals and companion animals;
- p) The regulation of unlawful development activities;
- q) Waste;
- r) Any other functions for which Council is the appropriate Regulatory Authority;
- s) Display of house numbers;
- t) Directional signage, and;
- u) Construction of paving on Public Footway.

Any enforcement action will be in accordance with this Policy, relevant NSW legislation and the State Debt Recovery Office (SDO) Guidelines.

Whilst it is intended the principles in this Policy will have general application, there may be cases where the particular circumstances justify departure from these principles.

In any situation where an Officer considers taking action which varies with the Policy and associated guidelines/procedures, the Officer will discuss the reasons for the variance with the Supervisor and will document and implement the agreed course of action.

3.1. Additional Requirements for Parking and Traffic Matters

This Policy applies to Council's enforcement functions and supports the concept of an escalated and proportionate approach to all non - compliant issues, except for parking and traffic matters.

While this Policy covers all matters to be taken into account when exercising discretion about compliance and enforcement matters, it recognises that Rangers who work with traffic and parking matters are faced with different time frames and decisions, which need to be made on the spot.

It is Council's Policy that Rangers will enforce the road rules and will carry out traffic and parking duties in a fair, equitable and consistent manner with a zero tolerance approach in school zones.

Zero tolerance is the strict enforcement of the rules.

3.2. Additional Requirements for Development Matters

Development is defined in the *Environmental Planning and Assessment Act 1979* as the use of land, the subdivision of land, the erection of a building, the carrying out of a work, the demolition of a building or work and any other act, matter or thing referred to in Section 26 that is controlled by an environmental planning instrument, but does not include any development of a class or description prescribed by the regulations for the purposes of this definition.

It is Council's Policy that Compliance Officers will enforce relevant legislation and carry out compliance inspections in relation to development in a fair, equitable and consistent manner with a zero tolerance approach to unlawful and unauthorised development and not compliance with development consent conditions.

Zero tolerance is the strict enforcement of legislation.

4. POLICY STATEMENT

4.1. Enforcement and Compliance Principles

Broken Hill City Council as a responsible regulator is committed to:

- a) Acting with consistency, impartiality, objectivity and fairness;
- b) Avoiding any discrimination on the basis of race, religion, political association, sex or national origin;
- c) The adoption of a graduated and proportionate response (where appropriate) to legislative non-compliance;
- d) Providing every opportunity for compliance by all stakeholders by indicating the relevant penalties for non-compliance;
- e) Providing written advice or directions in a clear and simple manner;
- f) Ensure any action taken is in the public interest and the action is in proportion to the offence;
- g) Ensure any action taken by Council is justified, against the correct person, cost effective and based on sound evidence which will withstand robust scrutiny;
- h) Ensure any decision to take no further action or issue a caution is in the public interest and in accordance with relevant guidelines (such as SDRO);
- i) Avoiding any actual or potential conflict of interest situations;
- j) Conducting all investigations in accordance with the Code of Conduct and making decisions in a professional manner with appropriate integrity;
- k) Creating awareness and seeking support with all stakeholders, including workers and business operators and the broader community, of the need for compliance when dealing with relevant issues;
- l) Ensuring action is instigated within legislative time limits; and
- m) Disclosing all evidence relevant to an alleged offence and assisting the Court, as required.

4.2. Procedural Fairness

Council is committed to natural justice and acting fairly in all aspects of the implementation of this Policy. In order to achieve this outcome Council will:

- a) Provide an opportunity for an alleged offender to provide an explanation however, there will be situations such as parking enforcement, development matters and other circumstances considered to represent a serious risk to public safety or the environment or the like, which would preclude this opportunity;
- b) Give due consideration to any written submission made by an alleged offender made either directly to Council, or via another agency (such as SDRO);
- c) Make all appropriate enquires investigations and searches prior to making an enforcement decision;
- d) Establish appropriate procedures to avoid an enforcement decision being influenced by an actual, potential or perceived conflict of interest;
- e) Implement procedures to ensure relevant information is provided to a complainant and alleged offender, subject to maintaining appropriate confidentiality provisions; and
- f) Act without bias and within statutory time frames.

4.3. Disclosure of Information

Council Officers will respect the privacy and confidentiality of information received however, due to its statutory obligations and other requirements, confidentiality cannot always be guaranteed.

The complainant's identity may be disclosed where:

- a) Access to the information is permitted under legislation, including but not limited to the *Government Information (Public Access) Act 2009*;
- b) Legal action is commenced and the information is disclosed in evidence;
- c) The person consents to the disclosure of the information;
- d) The principles of natural justice dictate that information be disclosed to the person who is the subject of the complaint, which may enable the complainant to be identified; and
- e) Council is of the opinion that disclosure of information is necessary to effectively investigate the matter.

Council Officers will also observe the information protection principles in the *Privacy and Personal Information Protection Act 1998*, which provides in certain circumstances for information to be shared with other public sector agencies for law enforcement purposes.

Reasons for decisions regarding compliance and enforcement action will be made available, unless to do so would cause a breach of the law. Reasons may not be given in any case where the information may cause harm to an informant, witness, or the alleged offender, nor in circumstances which would significantly prejudice the administration of justice.

4.4. Community Awareness

Council will take every opportunity to promote ongoing community awareness in regard to compliance/enforcement. This may include but is not limited to; website references, the publication of press releases and the periodic inclusion in any community newsletters with a view to improving community confidence and awareness.

Awareness initiatives that focus on residents, developers and business operators will adopt an educational approach designed to engage and promote:

- a) An awareness of the spirit and content of this Policy;
- b) Implementation of strategies that promote proactive compliance with legislation;
- c) The minimisation of non-compliance by improving the knowledge of legislation within the community; and
- d) The benefits of complying with the legislation and the consequences of not complying.

5. IMPLEMENTATION

5.1. Roles and Responsibilities

The following Council Officers are responsible for the implementation and the adherence to this policy:

All employees who deal with complaints and the enforcement of relevant legislation are responsible for implementing this Policy such as Building Surveyor, Town Planner, Compliance Officer, Weeds Officer, Ranger, Environmental Health Officer and any authorised Officers appointed by the General Manager.

5.2. Communication

This Policy will be communicated to the community and employees in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council, the Policy will be made available on Council's website.

5.3. Associated Documents

The following documentation is to be read in conjunction with this policy.

- Local Orders Policy;
- Local Approvals Policy; and
- Code of Conduct Policy.

6. REVIEW

Review of this Policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be within each term of Council following the Local Government Elections, or as required, to ensure that it meets legislation requirements and the needs of the community and Council. The responsible Council Officer will be notified of the review requirements three months prior to the expiry of this policy.

The Executive Manager Planning and Community Safety is responsible for the review of this policy.

7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

- a) *Australian Road Rules 2008*;
- b) *Boarding Houses Act 2012*;
- c) *Companion Animals Act 1998*;
- d) *Contaminated Land Management Act 1997*;
- e) *Crown Lands Act 1989*;
- f) *Disability Discrimination Act 1992*;
- g) *Environmental Planning and Assessment Act 1979*;
- h) *Fines Act 1996*;
- i) *Food Act 2003*;
- j) *Impounding Act 1993*;
- k) *Local Government Act 1993*;
- l) *Motor Dealers Act 1974*;
- m) *Noxious Weeds Act 1993*;
- n) *Protection of the Environment Operations Act 1997*;
- o) *Public Health Act 2010*;
- p) *Swimming Pool Act 1992*;
- q) *Roads Act 1993*

- r) Roads Regulations 2008;
- s) Road Transport (General) Regulation 2013;
- t) Road Transport (Mass Loading and Access) Regulation 2005;
- u) Rural Fires Act 2008;
- v) Work Health and Safety Act 2011;
- w) Work Health and Safety Regulation 2011 and;
- x) The Regulations relating to the above Acts.

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

Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Compliance and Enforcement Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

8. DEFINITIONS

The following explanation is provided in regard to terms used in this Policy:

'Authorised Officer' shall mean a Council Officer with delegated authority to carry out specific duties and take any necessary enforcement action. Such Officers carry specific Authorities under various Acts, which include prescribed powers of entry to certain properties.

'BCA' shall mean Building Code of Australia, part of the National Construction Code series.

'BPB' shall mean Building Professionals Board.

'Civil Proceedings' shall mean and include:

- Notices, Orders and Directions issued pursuant to various legislation;
- Class 4 proceedings in the Land and Environment Court seeking an order to remedy a breach of the *Environmental Planning and Assessment Act 1979*, the *Local Government Act 1993*, the *Protection of the Environment Act 1997* or any other Act, if the breach is causing, or is likely to cause harm to the environment; and
- Interlocutory relief for matters causing or with reasonable potential to cause serious environmental harm. In such proceedings it is likely the Council would be required to provide an undertaking as to damages.

'Complainant' shall mean a person lodging a customer action request (complaint) to Council.

'Council' shall mean Broken Hill City Council.

'Defendant' shall mean an alleged offender against whom action is being taken in Court.

'EP&A Act' shall mean the *Environmental Planning and Assessment Act 1979*.

'Offence' shall mean an offence under NSW legislation.

'PCA' shall mean Principal Certifying Authority.

'PIN or Penalty Notice' shall mean Penalty Infringement Notice (or Penalty Notice) occasionally referred to as an 'on the spot fine'.

'Respondent' shall mean the party against whom civil proceedings are brought.

'Unauthorised/unlawful activity' shall mean any activity that is:

- Contrary to the terms or conditions of a development consent, approval or permission;
- Contrary to an environmental planning instrument that regulates the activities or work that can be carried out on particular land;
- Contrary to a legislative provision regulating particular activity of work;
- Without a required development consent, approval, permission or licence;
- Contrary to legislation for which the Council is the appropriate regulatory authority; and
- Includes any activity, place or structure which is a risk to public health and safety, but excludes any parking or traffic offences which are dealt with in accordance with the Australian Road Rules.

HEALTH AND BUILDING COMMITTEE

September 8, 2022

ITEM 4

BROKEN HILL CITY COUNCIL REPORT NO. 199/22

SUBJECT: ADOPTION OF THE DRAFT REVISED LOCAL APPROVALS
POLICY D22/47789

Recommendation

1. That Broken Hill City Council Report No. 199/22 dated September 8, 2022, be received.
2. That Council note that no submissions were received from the public during the public exhibition period of the draft revised Local Approval Policy.
3. That the draft revised Local Approvals Policy be adopted as a Policy of Council.
4. That Council notes that the adoption of the draft revised Local Approval Policy will replace Council's 2016 Local Approvals Policy.

Executive Summary:

At the first meeting of the newly elected Council held 12 January 2022, Council considered Mayoral Minute No. 2/22 and as part of the resolution, resolved (Minute No. 46690):

...”6. That a workshop will be held to discuss amendments to the following policies, The Code of Conduct, Compliance and Enforcement Policy, Debt Recovery Policy, Local Orders Policy, Media Relations Policy, Social Media Policy and Tree Management Policy.”...

A Councillor workshop was held on Wednesday 15 June 2022 which also included the review of Council's current Local Approvals Policy, given the requirement that Council must review the existing Local Approvals Policy within 12 months of a Council Election, being the purpose of this report.

Council has a responsibility under Section 68 of the *Local Government Act 1993* to ensure that its regulatory activities are carried out in a consistent manner and without bias.

Council's regulatory and enforcement actions are exercised to ensure the health, safety and environmental protection of all stakeholders including residents, visitors, workers and business operators. All stakeholders need to have confidence in the decision making and internal review processes.

The draft Local Approvals Policy was presented to Council at the July 2022 Council Meeting and the Council resolved (Minute No. 46907) to place the draft policy on public exhibition. The draft policy was subsequently placed on public exhibition for a 28 day period closing at midnight on Friday 26 August 2022, during which time Council received nil submissions from the public.

This report is presented to Council to enable the formal adoption of the draft Local Approvals Policy.

Report:

The Local Approvals Policy is prepared under Chapter 7, Part 3 of the *Local Government Act 1993* ("the Act"). This policy has been developed to ensure good governance and best practice standards are adhered to.

Broken Hill City Council's officers are required to make decisions and use discretion when applications for approval under section 68 of the Act are assessed.

The purpose of this Policy is to supplement provisions of the Act and the *Local Government (General) Regulation 2021* by:

- Part 1: Specifying the circumstances in which a person is not required to obtain a particular approval from the Council.
- Part 2: Specifying criteria which the Council must consider when determining whether or not to grant approval to a particular activity.
- Part 3: Specifying other matters relating to such approvals that are not dealt with by the Act or Regulations.

The Policy applies to all land within the Broken Hill City Council local government area. The Policy applies to approvals for the following activities which are listed in the Table to Section 68 of the Act.

In accordance with Sections 160 and 253 of the *Local Government Act 1993* the draft Local Approvals Policy was placed on public exhibition for a period of 28 days, during which time no submissions were received.

The draft Local Approvals Policy is now presented to Council for consideration and adoption.

Community Engagement:

The Draft Local Approvals Policy was placed on public exhibition and no submissions were received.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

Local Government Act 1993

Section 68 specifies all the different type of Local Approvals that require consent and Section 160 of the *Local Government Act 1993* requires plans and policies to be placed on public exhibition, during which time submissions may be made to the Council.

Financial Implications:

There are no additional financial implications for Council to implement this Policy.

Attachments

1. [↓](#) Draft revised Local Approvals Policy

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DRAFT LOCAL APPROVALS POLICY

QUALITY CONTROL		
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1. INTRODUCTION

The Policy is a local approvals policy prepared and adopted under Chapter 7, Part 3 of the Local Government Act 1993 ('the Act').

The purpose of this Policy is to supplement provisions of the Act and the Local Government (General) Regulation 2005 by:

- Part 1: Specifying the circumstances in which a person is not required to obtain a particular approval from the Council.
- Part 2: Specifying criteria which the Council must consider when determining whether or not to grant approval to a particular activity.
- Part 3: Specifying other matters relating to such approvals that are not dealt with by the Act or Regulations.

2. POLICY OBJECTIVE

The Policy aims to:

- provide guidance for those participating in the local approvals process in the Broken Hill City Council local government area;
- specify the criteria which Council will take into consideration in determining applications for approval under the Local Government Act 1993; and
- specify any other matters relating to the approvals process under the Local Government Act 1993.

3. POLICY SCOPE

The Policy applies to all land within the Broken Hill City Council local government area. The Policy applies to approvals for the following activities which are listed in the Table to Section 68 of the Act.

SECTION 68 ACTIVITIES

Part A – Structures or Places of Public Entertainment

1. Install a manufactured home, moveable dwelling or associated structure on land.
2. (Repealed)
3. (Repealed)

Part B – Water Supply, Sewage and Stormwater Drainage Work

1. Not applicable – Contact the water authority for approvals (Essential Water).
2. As above
3. As above
4. As above
5. Carry out stormwater drainage work.
6. Not applicable – Contact the water authority for approvals (Essential Water).

Part C – Management of Waste

1. For fee or reward, transport waste over or under a public place.
1. Place waste in a public place.
2. Place a waste storage container in a public place.
3. Not applicable – Contact water authority for approval.
4. Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility.
5. Operate a system of sewage management (within the meaning of Section 68A).

Part D – Community Land

1. Engage in a trade or business.
2. Direct or procure a theatrical, musical or other entertainment for the public.
3. Construct a temporary enclosure for the purpose of entertainment.
4. For fee or reward, play a musical instrument or sing.
5. Set up, operate or use a loudspeaker or sound amplifying device.
6. Deliver a public address or hold a religious service or public meeting.

Part E – Public Roads

1. Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway.
2. Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.
3. (Repealed)

Part F – Other Activities

1. Operate a public car park.
2. Operate a caravan park or camping ground.

3. Operate a manufactured home estate.
4. Install a domestic oil or solid fuel heating appliance, other than a portable appliance.
5. Install or operate amusement devices.
6. (Repealed)
7. Use a standing vehicle or any article for the purpose of selling any article in a public place.
8. (Repealed)
9. (Repealed)
10. Carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations.

4. POLICY STATEMENT

Section 68 of the Local Government Act 1993 lists those activities, which require approval under the Local Government Act 1993. The Broken Hill Local Environmental Plan 2013 (LEP) outlines those activities which require approval under the Environmental Planning and Assessment Act 1979.

Development activity often requires approval under both the Local Government Act 1993 and the Environmental Planning and Assessment Act 1979. To improve approval procedures and increase efficiency, the opportunity exists for those who wish to do so, to obtain all required approvals relating to a development activity under both Acts in one simplified process.

Where an activity requires approval under the Local Government Act and the Environmental Planning and Assessment Act it may be applied for as part of the Development Application.

What are other relevant documents?

The following documents are related, either directly or indirectly, to the Policy:

- a) Local Government Act 1993 – particularly Chapter 7.
- b) Local Government (General) Regulation 2005.
- c) Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.
- d) Department of Local Government Practice Note 14 issued March 1996 titled Local Approvals Policies.
- e) Other legislation may also be applicable, depending on the type of activity involved, for example the Protection of the Environment Operations Act 1997, the Environmental Planning and Assessment Act 1979.

4.1 PART 1 – EXEMPTIONS FROM THE NECESSITY TO OBTAIN APPROVAL

- **Column 1** Outlines the activities for which approval is required under Section 68 of the Local Government (General) Regulation 2005
- **Column 2** Outlines where exemptions are provided under the Regulations.
- **Column 3** Outlines where exemptions are provided under this Policy.

If exemptions are not provided by either the Regulations or by this Policy or if exemption criteria cannot be met, approval from Council is required. Further exemptions may be provided under Council's Local Environmental Plan (LEP) or under State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 in respect of the need for approval under the Environmental Planning and Assessment Act 1979, as amended.

Column 1	Column 2 – Exemptions under the Regulation	Column 3 – Exemptions under the Policy
Part A – Structures or Places of Public Entertainment		
1. Install a manufactured home, moveable dwelling or associated structure on land.	Yes	No
2. Repealed	n/a	n/a
3. Repealed	n/a	n/a
Part B – Water Supply, Sewage and Stormwater Drainage Work		
1. Carry out water supply work.	Contact water authority	Contact water authority
2. Draw water from a council water supply or a standpipe or sell water so drawn.	Contact water authority	Contact water authority
3. Install, alter, disconnect or remove a meter connected to a service pipe.	Contact water authority	Contact water authority
4. Carry out sewage work.	Contact water authority	Contact water authority
5. Carry out stormwater drainage work.	No	Yes
6. Connect a private drain or sewer with a public drain or sewer under the control of a council or with a drain which connects with such a public drain or sewer.	Contact water authority	Contact water authority
Part C – Management of Waste		
1. For fee or reward, transport waste over or under a public place.	Yes	No
2. Place waste in a public place.	Yes	Yes
3. Place a waste storage container in a public place.	No	Yes
4. Dispose of waste into a sewer of the council.	Yes	No
5. Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility.	Yes	No
6. Operate a system of sewage management (within the meaning of Section 68A)	Yes	No
Part D – Community Land		
1. Engage in a trade or business.	No	No
2. Direct or procure a theatrical, musical or other entertainment for the public.	No	No
3. Construct a temporary enclosure for the purpose of entertainment.	No	No
4. For fee or reward, play a musical instrument or sing.	No	No
5. Set up, operate or use a loudspeaker or sound amplifying device.	Yes	Yes

Column 1	Column 2 – Exemptions under the Regulation	Column 3 – Exemptions under the Policy
6. Deliver a public address or hold a religious service or public meeting.	No	No
Part E – Public Roads		
1. Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway.	No	No
2. Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.	No	Yes
3. (Repealed)	n/a	n/a
Part F – Other Activities		
1. Operate a public car park.	Yes	No
2. Operate a caravan park or camping ground.	No	No
3. Operate a manufactured home estate.	No	No
4. Install a domestic oil or solid fuel heating appliance, other than a portable appliance.	Yes	Yes
5. Install or operate amusement devices.	Yes	No
6. (Repealed)	n/a	n/a
7. Use a standing vehicle or any article for the purpose of selling any article in a public place.	No	No
8. (Repealed)	n/a	n/a
9. (Repealed)	n/a	n/a
10. Carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations.	No	No

4.1.1 Part A – Structures or Places of Public Entertainment

4.1.1.1 Install a manufactured home, moveable dwelling or associated structure on land

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations for these activities:

Activity	Regulation
Installation of moveable dwellings and associated structures in caravan parks and camping grounds, provided the structure is designed, constructed and installed in accordance with the relevant provisions of the Regulations, the site is not liable to flooding and the installation occurs with the consent of the holder of the approval to operate the caravan park or camping ground concerned.	Clause 74 of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005
Installation of not more than two caravans, campervans or tents on any land, so long as they are not occupied for more than two days at a time and are not occupied for more than 60 days (in total) in any single period of 12 months.	Clause 77(a) of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005
Installation of not more than one caravan or campervan on land occupied by the owner of the caravan or campervan in connection with that owner's dwelling/house, so long as it is used for habitation only by the owner or by members of the owner's household and is maintained in a safe and healthy condition.	Clause 77(b) of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005
Installation of a caravan or campervan on pastoral or agricultural land, so long as it is merely occupied seasonally by persons employed in pastoral or agricultural operations on the land.	Clause 77(c) of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005
Installation of a caravan, campervan or tent on Crown reserves or on land that is reserved or dedicated under the Forestry Act 1916.	Clause 78 of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005

If the above exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.2 Part B – Water Supply, Sewage, Sewage and Stormwater Drainage Works

4.1.2.1 Carry out stormwater drainage work

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Carry out stormwater drainage work	All plumbing and drainage work shall be carried out to the requirements of AS/NZS 3500 and the National Construction Code (Plumbing Code of Australia).

If the exemption criteria provided by this Policy cannot be met, consent is required from Council.

4.1.3 Part C – Management of Waste

4.1.3.1 For fee or reward, transport waste over or under a public place

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
<p>The transporting of waste over or under a public place for fee or reward if:</p> <ul style="list-style-type: none"> i. the activity is licenced under the Protection of the Environment Operations Act 1997, or ii. the activity is being carried out in the Sydney metropolitan area as defined in Part 3 (Interpretative provisions) of Schedule 1 to that Act, or iii. the waste is being transported through the area of the council and is not being collected or deposited in that area. 	<p>Clause 48(a) of the Local Government (General) Regulation 2005</p>

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council.

4.1.3.2 Place waste in a public place

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
The placing of waste in a public place, if it is done in accordance with arrangements instituted by the Council.	Clause 48(b) of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Place waste in a public place	<p>The placing of waste or recyclable materials in a public place may be carried out if it is in accordance with arrangements instituted by the Council.</p> <p>NOTE: At the time of printing the only arrangements instituted by Council for the placing of waste or recyclable materials in a public place are:</p> <ul style="list-style-type: none"> a) to allow residents to place mobile garbage bins or recycling bins on the footpath for collection by Council's solid waste and recycling collection service; and b) to provide street litter bins into which the public may deposit litter.

If the exemption criteria provided by this Policy cannot be met, consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.3.3 Place a waste storage container in a public placeExemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Place a waste storage container in a public place	<p>The placing of waste or recyclable materials in a public place may be carried out if it is in accordance with arrangements instituted by the Council.</p> <p>NOTE: At the time of printing the only arrangements instituted by Council for the placing of waste or recyclable materials in a public place are:</p> <ul style="list-style-type: none">a) to allow residents to place mobile garbage bins or recycling bins on the footpath for collection by Council's solid waste and recycling collection service; andb) to provide street litter bins into which the public may deposit litter.

If the exemption criteria provided by this Policy cannot be met, consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.3.4 Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facilityExemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
<p>The installation, construction or alteration of a waste treatment device, if that installation, construction or alteration is done:</p> <ul style="list-style-type: none">I. under the authority of a licence in force under the Protection of the Environment Operations Act 1997, orII. in a vessel used for navigation, or in a motor vehicle registered under the Road Transport (Vehicle Registration) Act 1997 that is used primarily for road transport.	Clause 48(e) of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.3.5 Operate a system of sewage management (within the meaning of Section 68A)

Exemptions provided under the Regulations.

The following exemptions are provided by the Regulations:

Activity	Regulation
So much of the operation of a system of sewage management as is limited to an action carried out: <ul style="list-style-type: none">i. under the authority of a licence in force under the Protection of the Environment Operations Act 1997, orii. in a vessel used for navigation, or in a motor vehicle registered under the Road Transport (Vehicle Registration) Act 1997 that is used primarily for road transport.	Clause 48(f) of the Local Government (General) Regulation 2005
Despite the other provisions of this Regulation, a person who purchases (or otherwise acquires) land on which any sewage management facilities are installed or constructed may operate a system of sewage management without the approval required under section 68 of the Act for the period of three months after the date on which the land is transferred or otherwise conveyed to the person (whether or not an approval is in force, as at that date, in relation to the operation of a system of sewage management on that land). Further, if the person duly applies, within the period of 2 months after the date on which the land is transferred or otherwise conveyed to the person, for approval to operate the system of sewage management concerned, the person may continue to operate that system of sewage management without approval until the application is finally determined.	Clause 47 of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council.

4.1.4 Part D – Community land

4.1.4.1 Engage in a trade or business

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.4.2 Direct or procure a theatrical, musical or other entertainment for the public

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.4.3 Construct a temporary enclosure for the purpose of entertainment

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.4.4 For fee or reward, play a musical instrument or sing

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.4.5 Set up, operate or use a loudspeaker or sound amplifying deviceExemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
A loudspeaker or sound amplifying device may be set up, operated or used on community land without the prior approval of the council if it is done in accordance with a notice erected on the land by the council or if it is done in the circumstances specified, in relation to the setting up, operation or use (as the case may be), in Part 1 of the local approvals policy applying to the land. See exemptions provided under this policy below.	Clause 49 of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Set up, operate or use a loudspeaker or sound amplifying device	The loudspeaker or sound amplifying device is set up, operated or used on community land if it is in accordance with a Notice on that land permitting the activity.

If the exemption criteria provided by this Policy cannot be met, consent is required from Council.

4.1.4.6 Deliver a public address or hold a religious service or public meetingExemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.5 Part E – Public Roads**4.1.5.1 Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway**Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.5.2 Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Under awning advertising sign	<ul style="list-style-type: none"> a) The sign is attached below the awning of a building within Business or Industrial zones under the Broken Hill Local Environmental Plan. b) The sign is to be erected approximately horizontal to the ground and at no point less than 3.0 metres from the ground/footpath level. c) The sign shall not project beyond the edge of the awning. The awning to which the sign is attached is structurally adequate to maintain the additional load placed upon it.

If the exemption criteria provided by this Policy cannot be met, consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.6 Part F – Other activities

4.1.6.1 Operate a public car park

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
A public car park may be operated without the prior approval of the council if approval for its erection or operation has already been given by the council in connection with another approval or development consent and the car park complies with any applicable conditions of that approval or development consent.	Clause 66 of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council.

4.1.6.2 Operate a caravan park or camping ground

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.6.3 Operate a manufactured home estate

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.6.4 Install a domestic oil or solid fuel heating appliance, other than a portable appliance

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
A domestic oil or solid fuel heating appliance (other than a portable appliance) may be installed without the prior approval of the council if details of the appliance are included in plans and specifications for the relevant building approved under Part 4A of the Environmental Planning and Assessment Act 1979.	Clause 70 of the Local Government (General) Regulation 2005

If the exemption criteria provided by the Regulations cannot be met, see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

The following exemptions are provided for these activities under this Policy:

Activity	Exemption Requirements/Conditions
Install a domestic oil or solid fuel heating appliance, other than a portable appliance.	<p>a) The flue/chimney height is to be 1 metre above any other building within a 15 metre radius. The flue height is to be at least 4.6 metres above floor level.</p> <p>b) Installation is to be in accordance with:</p> <ul style="list-style-type: none"> o The National Construction Code (Building Code of Australia). o AS 2918: Domestic Solid Fuel Burning Appliances and Installation. o NSW Department of Environment and Conservation's publication <i>Environmental Guidelines for Selecting, Installing and Operating Domestic Solid Fuel Heaters</i>. <p>c) The heater must comply with the emission controls stated in AS 4013:</p> <ul style="list-style-type: none"> o Domestic Solid Fuel Burning Appliances - Methods for determination of flue gas emission. <p>d) Must not cause a smoke or odour nuisance to adjoining or nearby properties.</p>

If the exemption criteria provided by this Policy cannot be met, consent is required from Council.

4.1.6.5 Install or operate amusement devices

Exemptions provided under the Regulations

The following exemptions are provided by the Regulations:

Activity	Regulation
Amusement devices not required to be registered under the Work Health and Safety Regulation 2011 may be installed or operated without the prior approval of the council.	Clause 71 of the Local Government (General) Regulation 2005
<p>A small amusement device may be installed or operated without the prior approval of the council if:</p> <ul style="list-style-type: none"> a) the ground or other surface on which the device is to be or has been erected is sufficiently firm to sustain the device while it is in operation and is not dangerous because of its slope or irregularity or for any other reason, and b) the device is registered under the Work Health and Safety Regulation 2011, and c) the device: <ul style="list-style-type: none"> i. is to be or has been erected, and ii. it to be or is being operated, in accordance with all conditions (if any) relating to its erection or operation set out in the current certificate of registration issued for the device under that Regulation, and d) there exists for the device a current log book within the meaning of Chapter 5 of that Regulation, and e) in the case of a device that is to be or is installed in a building, fire egress is not obstructed, and (f) there is in force a contract of insurance or indemnity that indemnifies to an unlimited extent (or up to an amount of not less than \$10,000,000 in respect of each accident) each person who would be liable for damages for death or personal injury arising out of the operation or use of the device and any total or partial failure or collapse of the device against that liability. 	Clause 75 of the Local Government (General) Regulation 2005

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.6.6 Use a standing vehicle or any article for the purpose of selling any article in a public place

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.1.6.7 Carry out activity prescribed by the regulations or an activity of a class or description prescribed by the regulations

Exemptions provided under the Regulations

No exemptions are provided for this activity under the Regulations; see below for exemption criteria provided by this Policy.

Exemptions provided under this Policy

No exemptions are provided for this activity under this Policy therefore consent is required from Council. See Section 4.2 for specific requirements for the submission of an application and for matters which Council will take into consideration when considering such an application.

4.2 PART 2 – CRITERIA COUNCIL MUST CONSIDER WHEN DETERMINING APPLICATIONS

4.2.1 The Approvals System

There are three levels to the NSW approvals system. The first level consists of the primary legislation being the Environmental Planning and Assessment Act 1979 and Local Government Act 1993.

The second level is the regulations made under the Environmental Planning and Assessment Act 1979 and Local Government Act.

The third level is Council Policies, Guidelines and Codes, including this document. Council must consider various matters in each level of the approvals system when it determines applications for development activity as listed in the sections below.

4.2.1.1 Level 1 - Legislative Criteria

The following legislation sets out the main issues which must be considered in assessing applications:

- Section 89 of the Local Government Act 1993 and the Local Government (General)
- Regulation 2005, together with the National Construction Code (Building Code of Australia) and related Australian Standards.

4.2.1.2 Level 3 - Council Policies

The following Council documents also include criteria for the assessment of development activity and will be considered as part of the Local Approvals Policy:

- Food Hawker and Vendor Regulations
- Footpath Restaurant Settings
- Shop Front Display & Moveable Signs
- Procedure for the issue of General Permits and Permission for Street Activities
- Community Markets Policy

NOTE: Above policies are not contained within the Local Approvals Policy. A copy of these documents will need to be obtained by the applicant from Council.

The following external documents adopted by Council include criteria for the assessment of development activity and will be considered as part of the Local Approvals Policy:

- Australian Standard AS4674-2004 Design, Construction and Fitout of Food Premises
- NSW Food Authority – Guidelines for Mobile Food Vending Vehicles
- NSW Food Authority – Guidelines for Food Businesses at Temporary Events

NOTE: The above documents are not contained within the Local Approvals Policy. A copy of these documents will need to be obtained by the applicant from external sources.

4.2.2 General matters for consideration under Regulations

The regulations made under the Local Government Act 1993 prescribe a number of matters that must be considered by Council when dealing with an activity application, as detailed under the respective headings below:

4.2.3 Part B – Water supply, sewage, sewage and stormwater drainage works

1. Carry out water supply work – Not relevant to Broken Hill City Council
2. Carry out sewage work - Not relevant to Broken Hill City Council
3. Carry out stormwater drainage work

Consideration Criteria

Clause 13 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

'The council must not approve an application for an approval allowing water supply, sewage or stormwater drainage work to be carried out unless it is satisfied that the activity as proposed to be carried out will comply with any applicable standards set out or referred to in Part 2 of Schedule 1 and with any other applicable standards or requirements set out or referred to in this Regulation'.

Clause 15 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

(1) This clause applies to the following activities:

- (a) carrying out water supply work,
- (b) drawing water from the council water supply or a standpipe,
- (c) installing, altering, disconnecting or removing a water meter connected to a service pipe,
- (d) carrying out sewage work,
- (e) carrying out stormwater drainage work.

(2) In determining an application for the purposes of section 68 of the Act for an approval to do any of the activities to which this clause applies, the Council must have regard to the following considerations:

- (a) the protection and promotion of public health,*
- (b) the protection of the environment,*
- (c) the safety of its employees,*
- (d) the safeguarding of its assets,*
- (e) any other matter that it considers to be relevant in the circumstances.*

Part 2 of Schedule 1 of the Local Government (General) Regulation 2005 specifies mandatory that water supply work or sewage work that is plumbing and drainage work within the meaning of the *Plumbing and Drainage Act 2011* must comply with that Act and the regulations under that Act. Any water supply work or sewage work that is not plumbing and drainage work under that Act, and any stormwater drainage work, must comply with the National Construction Code (Plumbing Code of Australia).

4.2.4 Part C – Management of waste

4.2.4.1 Place a waste storage container in a public place

Consideration Criteria

Clause 27 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

In determining an application for approval to place on a road a building waste storage container, the council is to take into consideration any requirements or guidelines relating to the location, size and visibility of building waste storage containers that are notified to the council from time to time by the Roads and Traffic Authority.

4.2.5 Part C – Management of waste

4.2.5.1 Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility

Consideration Criteria

Clause 29 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

- 1) In determining an application for approval to install, construct or alter a sewage management facility, the council must take into consideration the matters specified in this clause.*
- 2) Environment and health protection matters.*
- 3) The council must consider whether the proposed sewage management facility (or the proposed sewage management facility as altered) and any related effluent application area will make appropriate provision for the following:*
 - a) preventing the spread of disease by micro-organisms,*
 - b) preventing the spread of foul odours,*
 - c) preventing contamination of water,*
 - d) preventing degradation of soil and vegetation,*
 - e) discouraging insects and vermin.*

- 4) *Ensuring that persons do not come into contact with untreated sewage or effluent (whether treated or not) in their ordinary activities on the premises concerned, the re-use of resources (including nutrients, organic matter and water), the minimisation of any adverse impacts on the amenity of the land on which it is installed or constructed and other land in the vicinity of that land.*
- 5) *Guidelines and directions*

The council must consider any matter specified in guidelines or directions issued by the Director-General in relation to the matters referred to in subclause (2).

4.2.6 Part E – Public roads

1. Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway.
2. Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.

Consideration Criteria

Clause 50 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

In determining an application for an approval under Part E of the Table to section 68 of the Act the council must take into account:

- a) the provisions of the Roads Act 1993, and*
- b) any relevant standards and policies of public authorities applying to the use of the road.*

4.2.7 Part F – Other activities

4.2.7.1 Operate a public car park

Consideration Criteria

Clause 53 of the Local Government (General) Regulation 2005 specifies matters that must be taken into consideration by Council as follows:

In determining an application for approval to operate a public car park the council is to take the following matters into consideration:

- a) the roads and traffic authorities views about the application,*
- b) the effect of the car park on the movement of vehicular traffic and pedestrian traffic,*
- c) whether the number of vehicles proposed to be accommodated is appropriate having regard to the size of the car park and the need to provide off-street parking facilities within the car park for the temporary accommodation of vehicles,*
- d) whether the means of ingress and egress and means of movement provided or to be provided within the car park are satisfactory,*
- e) whether there will be adequate provision for pedestrian safety and access for people with disabilities,*
- f) whether the internal design of parking facilities and system of traffic management are satisfactory,*
- g) whether, in the case of a car park that is a building, adequate ventilation is provided or to be provided,*

- h) the Work Health and Safety Act 2011, and the regulations made under that Act, as regards the safety of persons who will be employed at the proposed car park or of persons who will go there,*
- i) whether there will be adequate provision for the management of stormwater and the minimisation of stormwater pollution.*

4.2.8 Part F – Other activities

4.2.8.1 Operate a caravan park or camping ground

Consideration Criteria

The Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005 contains mandatory requirements for the operation of a caravan park and camping ground. As a result, Council will evaluate all relevant activity applications to ensure that:

- a) Supporting plans and documents clearly demonstrate an intention to comply with the requirements of the regulation.
- b) Where such an intention is not demonstrated, an assessment will be made of whether it is feasible for the applicant to comply and hence whether it is appropriate to issue a conditional approval or hold the application pending the supply of the necessary information.

4.2.8.2 Application requirements and general matters for consideration under this Local Approvals Policy

Under the terms of this Local Approvals Policy, the following matters must be considered in addition to any matters prescribed by the regulations for the respective activity applications.

NOTE: For an application to be acceptable to Council the application must contain all of the information and documents required by:

- a) The Local Government Act 1993 as amended and the Regulations made thereunder;
- b) The provisions of this section; and
- c) The Environmental Planning and Assessment Act 1979 (where applicable).

Applications not meeting these requirements will be deemed by Council as "containing insufficient information" and therefore unacceptable pursuant to Section 86 of the Local Government Act 1993 as amended. Such applications will not be dealt with until all of the required information and documents have been submitted to Council.

4.2.9 Part A – Structures or Places of Public Entertainment

4.2.9.1 Install a manufactured home, moveable dwelling or associated structure on land

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for the installation of manufactured homes, moveable dwellings and associated structures on land; and
- b) The matters that Council will take into consideration when determining applications to install manufactured homes, moveable dwellings and associated structures.

Applications

Applications to install a manufactured home, moveable dwelling or associated

Structure shall:

- a) Be made on the appropriate application form, or by a letter or other document containing all of the information required by the Local Government Act 1993, as amended, the Regulations made thereunder and the Broken Hill City Council Local Approvals Policy to enable Council to properly consider and determine the application;
 - i. **NOTE:** This approval may be obtained as part of the Development Application,
 - ii. required under the Environmental Planning and Assessment Act 1979.
- b) Be accompanied by the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges;
- c) Be made by the owner or a person authorised by the owner in writing;
- d) Be accompanied by a plan showing the proposed location of the manufactured home, moveable dwelling or associated structure and its relationship to:
 - i. The boundaries of the property;
 - ii. Any roads or footways on the land;
 - iii. Other manufactured homes, moveable dwellings or associated structures on the land; and
 - iv. Any permanent or temporary structure on the land.
- e) Be accompanied by Plans and Specifications showing:
 - i. Floor plan of the manufactured home, moveable dwelling or associated structure showing dimensions;
 - ii. Details of amenities such as water supply, gas supply, electricity supply, waste disposal, laundry facilities, toilet facilities, shower facilities and cooking facilities.
- f) Be accompanied by details of how the manufactured home, moveable dwelling or associated structure is to be secured on the proposed site; and
- g) Any additional information required to be submitted with the Development Application under the Environmental Planning and Assessment Act 1979.

Matters Council will take into consideration

When determining an application to install a manufactured home, moveable dwelling or associated structure Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted;
- b) Whether all of the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993 as amended, and in particular, those matters prescribed in Section 89 of that Act;
- d) The provisions of any other relevant Statute or Regulation;
- e) Any applicable standards that are specified in the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005;
- f) Whether adequate provision has been made to ensure the health, safety and convenience of the occupants of any moveable dwelling or associated structure;
- g) Whether Development Consent pursuant to the provisions of the Environmental Planning and Assessment Act 1979, as amended, is required prior to an approval being granted pursuant to Chapter 7 of the Local Government Act 1993, as amended, and if so, whether such Development Consent has been granted; and
- h) Any other matter that Council considers relevant in the particular case.

4.2.10 Part C – Management of waste

4.2.10.1 Place waste in a public place

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications to place waste in a public place; and
- b) The matters Council will take into consideration when determining applications to place waste in a public place.

Applications

Applications to place waste in a public place shall:

- a) Be made on the appropriate application form, or by a letter or other document containing all of the information required to enable Council to properly consider and determine the application;
- b) Be accompanied by the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges;
- c) Be accompanied by a site plan, drawn to scale, showing the location where it is proposed to place waste in a public place;
- d) Be accompanied by Plans and Specifications, reports, standards and such other documents as Council deems necessary in the particular case to enable Council to give appropriate consideration to the application; and
- e) Be accompanied by any other information considered necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application to place waste in a public place Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted to Council;
- b) Whether all of the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993, as amended, and in particular Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005, and in particular Division 4 of Part 2 of that Regulation;
- e) The provisions of the Roads Act 1993 and the Regulations made thereunder;
- f) The provisions of any relevant Statute or Regulation;
- g) The safety of the public and the protection of property; and
- h) Any other matter that Council considers relevant in the particular case.

4.2.10.2 Place a waste storage container in a public place

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications to place a waste storage container in a public place; and
- b) The matters Council will take into consideration when determining applications to place a waste storage container in a public place.

Applications

The Application to place a waste storage container in a public place shall:

- a) Be made on the appropriate application form, or by a letter or other document containing all of the information required to enable Council to properly consider and determine the application;
- b) Be accompanied by the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges;
- c) Be accompanied by a site plan, drawn to scale, showing the proposed location of the waste storage container;
- d) Be accompanied by Plans and Specifications showing the design, type and location of any structure or structures to be used to prevent public access to the waste storage container and the type, design and location of any proposed signs, warning lights or other safety equipment;
- e) Be accompanied by a statement providing details of:
 - i. The days on which it is proposed to have the waste storage container in the public place; and
 - ii. Any public risk insurance policy available to indemnify Council and the applicant against claims; and
- f) Be accompanied by any other information deemed necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application to place a waste storage container in a public place

Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted to Council;
- b) Whether all of the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993 as amended, and in particular Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005;
- e) The provisions of the Roads Act 1993 and the Regulations made thereunder;
- f) The effect that the waste storage container and any barricades or structures erected
 - i. to prevent public access to the container will have on pedestrian movements in the vicinity of the waste storage container,
 - ii. and whether adequate provision has been made for pedestrian access to nearby premises;
- g) The safety of the public and the protection of property;
- h) The effect that the waste storage container and any barricade or structure erected to
 - i. prevent public access to that container will have on vehicular movements and
 - ii. vehicular parking in the vicinity of the waste storage container;
- i) The period during which it is proposed to have the waste storage container in the public place;
- j) The adequacy of the available public risk insurance with regard to the protection of Council and the public; and
- k) Any other matter considered relevant by Council in the particular case.

4.2.10.3 Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility

Introduction

This section contains information in respect to Council's requirements regarding:

- a) The submission of applications for the installation, construction or alteration of a waste treatment device or a human waste storage facility, or a drain connected to such device or facility; and
- b) The matters that Council will take into consideration when determining an application to install, construct or alter such waste treatment device or human waste storage facility, and the drains connected to such device or facility.

NOTE: The Dictionary to the Local Government Act 1993 defines the following as:

“Human waste storage facility” means a device for holding or disposing of human waste, including a cesspit, septic tank, septic closet, water closet, chemical closet, humus closet and combustion closet.

“Waste” means:

(a) effluent, being any matter or thing, whether solid or liquid or a combination of solids and liquids, which is of a kind that may be removed from a human waste storage facility, sullage pit or grease trap, or from any holding tank or other container forming part of or used in connection with a human waste storage facility, sullage pit or grease trap, or

(b) trade waste, being any matter or thing, whether solid, gaseous or liquid or a combination of solids, gases and liquids (or any of them), which is of a kind that comprises refuse from any industrial, chemical, trade or business process or operation, including any building or demolition work, or garbage, being all refuse other than trade waste and effluent, and includes any other substance defined as waste for the purposes of the Protection of the Environment Operations Act 1997, and a substance is not precluded from being waste merely because it is capable of being refined or recycled.

Applications

Applications to install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility shall:

- a) Be made by the owner, or by a person authorised in writing by the owner;
- b) Be made on the appropriate application form, or by a letter which contains all of the information deemed necessary by Council to enable Council to properly determine the application;
- c) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- d) Be accompanied by two sets of plans and specifications of the proposed installation or alteration which clearly indicate:
 - i. The fittings or appliances proposed to be connected to the Waste Treatment Device or Human Waste Storage Facility;
 - ii. The size and type of the various components of the Waste Treatment Device or Human Waste Storage Facility, including septic tanks, collection or storage tanks, effluent disposal areas, pipes, fittings, pits, valves and other components, and the materials from which the aforementioned components will be constructed or made;
 - iii. The proposed location of the Waste Treatment Device or Human Waste Storage Facility, the effluent disposal area, and all pipes, fittings, pits, valves and components; and
 - iv. Any other matter which the Council, in the particular case, deems necessary to enable Council to properly consider the application; and
- e) Be accompanied by a Certificate of Accreditation from the NSW Department of Health;
- f) Be accompanied by a geo-technical study prepared by an experienced Geo-technical Engineering Consultant certifying that any proposed effluent disposal area is located in position and is of sufficient design and capacity to ensure that all effluent arising from the buildings on the land can be disposed of on the site without causing nuisances and/or pollution, both in the short and long term.

NOTES:

1. The testing for the geo-technical study is to be carried out by a NATA registered laboratory. Matters such as geology, stratigraphy (in particular soil profile and permeability) must be addressed.

Matters Council will take into consideration

When determining an application to install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to such device or facility, Council will take into consideration:

- a) The provisions of the Local Government Act 1993, as amended, and in particular
- b) the provisions of Section 89 of that Act;
- c) The provisions of the Local Government (General) Regulation 2005;
- d) The provisions of ASNZ 3500 Parts 1 to 4 published by the Standards Association of Australia;
- e) The provisions of the National Construction Code (Plumbing Code of Australia);
- f) Whether approval to erect a building pursuant to Section 68 of the Local Government Act 1993 as amended is required prior to the waste treatment device or human waste storage facility being installed, constructed or altered, and if so whether such approval has been issued by Council;
- g) Whether the land is suitable for the installation of a device for the treatment of human waste, or for a human waste storage facility, and whether any effluent from such devices can be disposed of in a satisfactory manner;
- h) The protection and promotion of public health;
- i) The protection of the environment;
- j) Whether all of the information required to enable Council to properly consider the application has been submitted to Council;
- k) Whether all the fees, charges and security deposits required to be paid by Council's Schedule of Fees and Charges have been paid; and
- l) Any other matter Council considers relevant in the particular case.

4.2.11 Part D – Community land

4.2.11.1 Engage in a trade or business

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to engage in a trade or business on community land; and
- b) The matters that Council will take into consideration when determining applications for approval to engage in a trade or business on community land.

Applications

Applications for approval to engage in a trade or business on community land, shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information required to enable Council to properly determine the application.
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges.

- c) Where the activity involves selling food to the public, be accompanied by documentary evidence that the provisions of the NSW Food Authority – Guidelines for Mobile Food Vending Vehicles and the NSW Food Authority – Guidelines for Food Businesses at Temporary Events, will be complied with.
- d) Be accompanied by a statement providing details of:
 - i. The days and times during which it is proposed to engage in the trade or business;
 - ii. Any public liability insurance designed to indemnify the applicant and Council against claims for injury to persons and damage to property while the trade or business is being conducted;
- e) If considered necessary by Council in the particular case, be accompanied by plans and specifications showing the design, type and location of any structures, barricades, tables or articles proposed to be placed or left on the community land for the purpose of engaging in the trade or business; and
- f) Be accompanied by any other information that Council considers relevant in the particular case.

Matters Council will take into consideration

When determining an application to engage in a trade or business on community land Council will take into consideration the following criteria:

- a) The provisions of the Local Government Act 1993 as amended, and in particular Section 89 of that Act;
 - i. The provisions of the Local Government (General) Regulation 2005;
 - ii. Whether all of the information necessary for Council to properly determine the application has been submitted to Council;
 - i. Whether all the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges have been paid;
- b) Whether, if the trade or business involves selling food to the public, the provisions of the NSW Food Authority – Guidelines for Mobile Food Vending Vehicles and the NSW Food Authority – Guidelines for Food Businesses at Temporary Events, will be complied with;
- c) The effect that the proposed trade or business will have on the enjoyment of the community land by members of the public;
- d) The safety of the public and the protection of property;
- e) Any management plan that Council has adopted in respect to the management of Community Land;
- f) Whether any public liability insurance taken out in respect to the proposed trade or business is adequate to protect Council against claims for injuries to persons and damage to property; and
- g) Any other matter that Council considers relevant in the particular case.

4.2.11.2 Direct or procure a theatrical, musical or other entertainment for the public.

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to direct or procure a theatrical, musical or other entertainment for the public on community land; and
- b) The matters Council will take into consideration when determining applications for approval to direct or procure a theatrical, musical or other entertainment for the public on community land.

Applications

Applications for approval to direct or procure a theatrical, musical or other entertainment for the public on community land shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information required to enable Council to properly consider the application.
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges.
- c) Be accompanied by a statement providing details of:
 - i. The days and times during which it is proposed to conduct the theatrical, musical or other entertainment;
 - ii. The number of persons expected to attend the function;
 - iii. The procedures and methods proposed to be used for crowd control;
 - iv. The arrangements proposed for cleaning the site during and after the function;
 - v. The number and type of toilets and other facilities proposed to be provided at the function;
 - vi. The location, design and type of all amplification equipment proposed to be used at the function, and the expected noise levels (in dB(A)) at the boundaries of the community land concerned;
 - vii. The location, type and design of all food outlets proposed to be operated at the function; and
 - viii. The location and type of any seating proposed to be provided at the function.
- d) Be accompanied by plans and specifications and the proposed location of any barricades or structures proposed to be used at the activity.
- e) Be accompanied by documentation providing details of any public risk insurance available for the function from the time work commences in setting up the equipment until the site is cleared.
- f) Be accompanied by any other information deemed necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application for approval to direct or procure a theatrical, musical or other entertainment for the public on community land, Council will take into consideration the following criteria:

- a) Whether development consent under the Environmental Planning and Assessment Act 1979 as amended, is required prior to an approval being granted pursuant to Section 68 of the Local Government Act 1993 as amended, to a person to direct or provide a theatrical, musical or other entertainment for the public on community land, and if so, whether such consent has been issued by Council;
- b) Whether all of the information required to enable Council to properly consider and determine the application has been submitted to Council;
- c) Whether all of the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges has been paid;
- d) The provisions of the Local Government Act 1993 as amended, and in particular Section 89 of that Act;
- e) The provisions of the Local Government (General) Regulation 2005;
- f) The provisions of the Protection of the Environment Operations Act 1997 (POEO Act) as amended, and the Regulations made thereunder;
- g) The safety of the public and the protection of property;
- h) The adequacy of the available public liability insurance with regard to the protection of the Council and the applicant against claims for injuries to persons and damage to property;
- i) Any management plan adopted by Council in respect to the management of Community Land;
- j) Whether alcohol will be available on the site, and if so, whether a liquor licence has been issued and any conditions attached thereto;
- k) Whether adequate toilet facilities will be available on the site; and
- l) Any other matter that Council considers relevant in the particular case.

4.2.11.3 Construct a temporary enclosure for the purpose of entertainment

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to construct a temporary enclosure for the purpose of entertainment on community land; and
- b) The matters Council will take into consideration when determining an application to construct a temporary enclosure for the purpose of entertainment on community land.

Applications

Applications for approval to construct a temporary enclosure on community land for the purpose of entertainment shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information requested to enable Council to properly determine the application;
- b) Be accompanied by the relevant fees, charges and security deposits incorporated on Council's Schedule of Fees and Charges;
- c) Be accompanied by plans and specifications showing the design, type and location of the structure or structures proposed to be used to enclose the section of

community land, and the type, design and location of any proposed signs, warning lights or other safety equipment;

- d) Be accompanied by details of any public liability insurance designed to indemnify Council and the applicant against claims for injury to persons and damage to property while the section of community land is enclosed; and
- e) Be accompanied by any other information that Council considers relevant in the particular case.

Matters Council will take into consideration

When determining an application to construct temporary enclosures on community land for the purpose of entertainment, Council will take the following criteria into consideration:

- a) Whether all of the information required to enable Council to properly determine the application has been submitted to Council;
- b) Whether all of the relevant fees, charged and security deposits incorporated on Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993 as amended, and particularly Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005;
- e) The effect that the enclosure will have on the enjoyment of the community land by members of the public;
- f) The provisions of any relevant Statute or Regulation, and any relevant standards and policies of public authorities applying to the use of the road;
- g) The safety of the public and the protection of property;
- h) The period during which it is proposed to enclose the section of community land;
- i) Whether any public liability insurances taken out in respect to the enclosure of the community land is adequate to protect Council against claims for injury to persons and damage to property;
- j) Any management plan which Council has adopted in respect to the management of community land;
- k) Whether development consent pursuant to the provisions of the Environmental Planning and Assessment Act, 1979 as amended is required for the activity, and if so, whether such consent has been issued;
- l) Whether adequate toilet facilities will be available on the site;
- m) Whether alcohol will be available on the site, and if so, whether a liquor licence has been issued and any conditions attached thereto; and
- n) Any other matter that Council considers relevant in the particular case.

4.2.11.4 For fee or reward, play a musical instrument or sing

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to play a musical instrument or sing for a fee or reward on community land; and
- b) The matters Council will take into consideration when determining applications for approval to play a musical instrument or sing for a fee or reward on community land.

Applications

Applications for approval to play a musical instrument or sing for a fee or reward on community land shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information required to enable Council to properly consider the application.
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges.
- c) Be accompanied by a statement providing details of:
 - i. The days and times during which it is proposed to play the musical instrument or sing;
 - i. The location where it is proposed to play the musical instrument or sing; and
 - ii. The name, address and telephone number of the persons accepting responsibility for the activities.

Matters Council will take into consideration

When determining an application for approval to play a musical instrument or sing for a fee or reward on community land, Council will take the following criteria into consideration:

- a) Whether all of the information required to enable Council to properly determine the application has been submitted to Council;
- b) Whether all of the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993 as amended, and in particular Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005;
- e) The safety of the public and the protection of property;
- f) The provisions of Code No 1 - Busking; and
- g) Any other matter that Council considers relevant in the particular case.

4.2.11.5 Deliver a public address or hold a religious service or public meeting

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to deliver a public address or hold a religious service or public meeting on community land; and
- a) The matters Council will take into consideration when determining applications for approval to deliver a public address or hold a religious service or public meeting on community land.

Applications

Applications for approval to deliver a public address or hold a religious service or public meeting on community land, shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information required to enable Council to properly consider the application.
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges.

- c) Be accompanied by a statement providing details of:
 - i. The days and times during which it is proposed to conduct the activity;
 - ii. The number of persons expected to attend the function;
 - iii. The procedures and methods proposed to be used for crowd control;
 - iv. The arrangements proposed for cleaning the site during and after the function;
 - v. The number and type of toilets and other facilities proposed to be provided at the function;
 - vi. The location, design and type of any artificial lighting proposed to be used at the function;
 - vii. The location, design and type of any amplification equipment proposed to be used at the function, and the expected noise levels (in dB(a)) at the boundaries of the community land concerned;
 - viii. The location, type and design of all food outlets proposed to be operated at the function; and
 - ix. The location and type of any seating proposed to be provided at the activity;
 - x. Be accompanied by plans and specifications and the proposed location of any barricades or structures proposed to be used at the function.
- d) Be accompanied by documentation providing details of any public risk insurance available for the function from the time work commences in setting up the equipment until the site is cleared.
- e) Be accompanied by any other information deemed necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application for approval to deliver a public address or hold a religious service or public meeting on community land Council will take into consideration the following criteria:

- a) Whether development consent under the Environmental Planning and Assessment Act 1979 as amended is required prior to an approval being granted pursuant to Section 68 of the Local Government Act 1993 as amended, for the proposed activity and if so, whether such consent has been issued by Council;
- b) Whether all the information required to enable Council to properly consider and determine the application has been submitted to Council;
- c) Whether all of the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges have been paid;
- d) The provisions of the Local Government Act 1993 as amended, and in particular Section 89 of that Act;
- e) The provisions of the Local Government (General) Regulation 2005;
- f) The provisions of the Protection of the Environment Operations Act 1997 (POEO Act) as amended and the Regulations made under that Act;
- g) The safety of the public and the protection of property;
- h) The adequacy of the available public risk insurance with regard to the protection of Council and the public; and
- i) Any other matter that Council considers relevant in the particular case.

4.2.12 Part E – Public roads

4.2.12.1 Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway

Introduction

The purpose of this section is to provide the public with information as to Council's requirements in respect to:

- a) The submission of applications to swing or hoist goods across or over any part of a public road by means of a lift, hoist, or tackle projecting over the footway; and
- b) The matters that Council will take into consideration when determining applications to swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway.

Applications

Applications to swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway shall:

- a) Be made by the owner, or by a person authorised in writing by the owner;
- b) Be made on the appropriate application form, or by a letter which contains all of the information deemed necessary by Council to enable Council to properly determine the application;
- c) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- d) Be accompanied by plans and specifications showing the design, type and location of the machinery or structure proposed to be used to swing or hoist goods across the roadway;
- e) Be accompanied by plans and specifications showing the design, type and location of the structure or structures proposed to be used to enclose the area over which the goods will be lifted, and the type, design and location of any proposed signs, warning lights or other safety equipment; and
- f) Be accompanied by any current approval or licence issued by the WorkCover Authority of NSW.

Matters Council will take into consideration

When determining an application for approval to swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway, Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted to Council;
- b) Whether all of the relevant fees, charges and security deposits listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993, as amended, and in particular Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005;
- e) The provisions of the Roads Act 1993 and the Regulations made thereunder;
- f) The effect that the enclosure of the portion of the road over which the goods will be lifted will have on pedestrian movements in the vicinity of the proposed enclosure;

- g) and whether adequate provision has been made for pedestrian access to nearby premises;
- h) The safety of the public and the protection of property;
- i) The effect that the enclosure of the portion of the road over which the goods will be lifted will have on vehicular parking in the vicinity of the proposed enclosure;
- j) The period during which it is proposed to keep the public place enclosed; and
- k) Any other matter or thing Council considers relevant in the particular case.

4.2.12.2 Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to erect an advertising structure over a public road, or expose or allow to be exposed (whether for sale or otherwise) any article in or on so as to overhang any part of a road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road; and
- b) The matters that Council will take into consideration when determining applications for approval to erect an advertising structure over a public road, or expose or allow to be exposed (whether for sale or otherwise) any article in or on so as to overhang any part of a road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.

Applications

Applications for approval to erect an advertising structure over a public road, or expose or allow to be exposed (whether for sale or otherwise) any article in or on so as to overhang any part of a road, shall:

- a) Be made on the appropriate application form, or by a letter which contains all of the information required to enable Council to properly determine the application;
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- c) Be accompanied by plans and specifications drawn to scale of the proposed advertising structure or article which is intended to overhang the road, showing:
 - i. The dimensions of the proposed advertising structure or article;
 - ii. the location of the proposed advertising structure or article; and
 - iii. The minimum distance between the footpath and the lowest part of the advertising structure or article.

NOTE: The minimum clearance between the footpath and the lowest part of the advertising structure or article is 3.0 metres.

- d) Be made and requested by the owner of the building to which the advertising structure or article is to be attached, by a letter signed by the owner authorising the submission of the application; and
- e) Be accompanied by any other information considered necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application to erect an advertising structure over a public road, or expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of a road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road, Council will take into consideration:

- a) The provisions of the Local Government Act 1993 as amended and in particular, Section 89 of that Act;
- b) The provisions of the Local Government (General) Regulation 2005 and in particular, Division 5 of Part 2 of that Regulation;
- c) The provisions of the National Construction Code (Building Code of Australia);
- d) The provisions of the Roads Act 1993 as amended and the Regulations made thereunder;
- e) The provisions of any relevant Statute or Regulation, and any relevant standards and policies of public authorities applying to the use of the road;
- f) Whether development consent under the Environmental Planning and Assessment Act 1979 as amended is required prior to an approval for the proposed activity being issued under the Local Government Act 1993 as amended, and if so, whether such development consent has been issued by Council;
- g) The safety of the public and the protection of property;
- h) Whether adequate access to utility services will be maintained, and
- i) Any other matter that Council considers relevant in the particular case.

4.2.13 Part F – Other activities

4.2.13.1 Operate a caravan park or camping ground

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) the submission of applications to operate a caravan park and/or camping ground on land; and
- b) The matters that Council will take into consideration when determining applications to operate a caravan park and/or camping ground.

Applications

Applications to operate a caravan park or camping ground shall:

- a) Be made by the owner or a person authorised by the owner in writing;
- b) Be made on the appropriate application form, or by a letter or other document containing all of the information required by the Local Government Act 1993, as amended, the Regulations made thereunder and the Broken Hill City Council Local Approvals Policy to enable Council to properly consider and determine the application;

Note: This approval may be obtained as part of the Development Application required under the Environmental Planning and Assessment Act 1979.

- c) Be accompanied by the relevant fees and charges listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges;

- d) Be accompanied by a plan showing the proposed location and layout of the caravan park and/or camping ground and its relationship to:
 - i. The boundaries of the property;
 - ii. Any roads or footways on the land;
 - iii. All manufactured homes, moveable dwellings or associated structures on the land; and
 - iv. Any permanent or temporary structure on the land.
- e) Be accompanied by Plans and Specifications showing:
 - i. The location and layout of all caravans and camping sites designated as either for short term or long term residence;
 - ii. The location and layout of caravan and campsites;
 - iii. The details of amenities such as electricity supply, waste disposal, laundry facilities, toilet facilities, and shower facilities; and
 - iv. The location of all firefighting services within the land.

Matters Council will take into consideration

When determining an application to operate a caravan park and/or camping ground Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted;
- b) Whether all of the relevant fees and charges listed in the list of fees and charges incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993 as amended, and in particular, those matters prescribed in Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005.
- e) Any applicable standards that are specified in the Local Government (Manufactured Home Estates caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005;
- f) The provisions of any other relevant Statute or Regulation;
- g) Whether adequate provision has been made to ensure the health, safety and convenience of the occupants of any moveable dwelling or associated structure or campsite;
- h) Whether Development Consent is required pursuant to the provisions of the Environmental Planning and Assessment Act 1979 as amended, prior to an approval being granted pursuant to Chapter 7 of the Local Government Act 1993, and if so, whether such Development Consent has been granted; and
- i) Any other matter Council considers relevant in the particular case.

4.2.13.2 Operate a manufactured home estate

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications to operate a manufactured home estate on land; and
- b) The matters that Council will take into consideration when determining applications to operate a manufactured home estate.

Applications

Applications to operate a manufactured home estate shall:

- a) Be accompanied by the relevant fees and charges incorporated in Council's Schedule of Fees and Charges;
- b) Be made by the owner or a person authorised by the owner in writing;
- c) Be made on the appropriate application form, or by a letter or other document containing all of the information required by the Local Government Act 1993, as amended, the Regulations made thereunder and the Broken Hill City Council Local Approvals Policy to enable Council to properly consider and determine the application;

Note: This approval may be obtained as part of the Development Application required under the Environmental Planning and Assessment Act 1979.

- d) Be accompanied by a plan showing the proposed location and layout of the manufactured home estate and its relationship to:
 - i. The boundaries of the property;
 - ii. Any roads or footways on the land;
 - iii. All manufactured homes, moveable dwellings or associated structures on the land; and
 - iv. Any permanent or temporary structure on the land, including community amenities and buildings.
- e) Be accompanied by Plans and Specifications showing:
 - i. All those services and facilities required by the Local Government (Manufactured Homes Estates, Caravan Parks, camping Grounds and Moveable Dwellings) Regulation 2005;
 - ii. The location and layout of all parking spaces for vehicles;
 - iii. The area and dimensions of residential sites; and
 - iv. The location of all firefighting services within the land.
- f) Be accompanied by such additional information required by Council to enable Council to properly determine the application.

Matters Council will take into consideration

When determining an application to operate a manufactured home estate Council will take into consideration:

- a) Whether all of the information required to enable Council to properly consider and determine the application has been submitted;
- b) Whether all of the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges have been paid;
- c) The provisions of the Local Government Act 1993, as amended, and in particular, those matters prescribed in Section 89 of that Act;
- d) The provisions of the Local Government (General) Regulation 2005;
- e) Any applicable standards that are specified in the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005;
- f) The provisions of any other relevant Statute or Regulation;
- g) Whether adequate provision has been made to ensure the health, safety and convenience of the occupants of any moveable dwelling or associated structure or campsite;

- h) Whether Development Consent is required pursuant to the provisions of the Environmental Planning and Assessment Act 1979, as amended, prior to an approval being granted pursuant to Chapter 7 of the Local Government Act 1993, and if so, whether such Development Consent has been granted; and
- i) Any other matter Council considers relevant in the particular case.

4.2.13.3 Install or operate amusement devices

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications to install or operate amusement devices (within the meaning of the Work Health and Safety Regulation 2011); and
- b) The matters that Council will take into consideration when determining applications to install or operate amusement devices (within the meaning of the Work Health and Safety Regulation 2011).

Applications

Applications for approval to install or operate amusement devices (within the meaning of the Work Health and Safety Regulation 2011) shall:

- a) Be made by the owner, or a person authorised in writing by the owner;
- b) Be made on the appropriate application form, or by a letter which contains all of the information deemed necessary by Council to enable Council to properly determine the application;
- c) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- d) Be accompanied by documentary evidence that the amusement device is registered with the WorkCover Authority of NSW under the Work Health and Safety Regulation 2011 as amended;
- e) Be accompanied by documentary evidence that there is in force a contract of insurance or indemnity which indemnifies to an unlimited extent (or up to an amount of not less than \$5,000,000 in respect of each accident (\$10,000,000 on Council land) each person who would be liable for damages for death or personal injury arising out of the operation or use of the amusement device and any total or partial failure or collapse of the device against that liability;
- f) Be accompanied by a statement as to the dates and times upon which it is proposed to operate the amusement device; and
- g) Be accompanied by a statement as to the date and time upon which the amusement device will be installed and ready for operation to enable an inspection to be carried out for the purpose of issuing an approval prior to the amusement device being operated.

Matters Council will take into consideration

In its assessment and determination of an application to install or operate amusement devices (within the meaning of the Work Health and Safety Regulation 2011), Council will take the following criteria into consideration:

- a) The provisions of the Local Government Act 1993 as amended, and in particular the provisions of Section 89 of that Act;
- b) The provisions of the Local Government (General) Regulation 2005, and in particular Subdivision 5 of Division 5 of Part 2 of that Regulation;
- c) The provisions of the Work Health and Safety Act 2011 as amended;
- d) The provisions of the Work Health and Safety Regulation 2011 as amended;
- e) Whether all of the information deemed necessary by Council to enable the application to be properly considered has been submitted to Council;
- f) Whether all of the fees, charges and security deposits required to be paid by Council's Schedule of Fees and Charges have been paid; and
- g) any other matter or thing Council considers relevant in the particular case.

4.2.13.4 Use a standing vehicle or any article for the purpose of selling any article in a public place

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications to use a standing vehicle or any article for the purpose of selling any article in a public place; and
- b) The matters Council will take into consideration when determining applications to use a standing vehicle or any article for the purpose of selling any article in a public place.

Applications

Applications for approval to use a standing vehicle or any article for the purpose of selling any article in a public place shall:

- a) Be made on the appropriate application form or by a letter which provides details of:
 - i. The location where it is proposed to sell the articles;
 - ii. The articles that it is proposed to sell; and
 - iii. The dates and times on which and during which it is proposed to sell the articles.
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- c) Be accompanied by details of public risk insurance to indemnify the applicant and Council against claims for damages; and
- d) Be accompanied by documentation showing how any food to be sold is to be protected.

Matters Council will take into consideration

In its assessment and determination of an application to use a standing vehicle or any article for the purpose of selling any article in a public place, Council will take the following criteria into consideration:

- a) The provisions of the Local Government Act 1993 as amended, and particularly Section 89 of that Act;
- b) The provisions of the Local Government (General) Regulation 2005;
- c) Whether if the trade or business involves selling food to the public, the provisions of:
 - i. the NSW Food Authority – Guidelines for Mobile Food Vending Vehicles; and
 - ii. NSW Food Authority – Guidelines for Food Businesses at Temporary Events, will be complied with.
- d) The provisions of the Roads Act 1993 as amended and the Regulations made thereunder;
- e) The safety of the public and the protection of property;
- f) The effect that the standing vehicle or article used for the purpose of selling articles will have on pedestrian movements in the vicinity of the vehicle or article, and whether adequate provision has been made for pedestrian access to nearby premises;
- g) The effect that the standing vehicle or articles used for the purpose of selling articles will have on vehicular movements and vehicular parking;
- h) Whether the applicant has made provision for public liability insurance to a level considered adequate by Council; and
- i) Any other matter that Council considers relevant in the particular case.

4.2.13.5 Carry out activity prescribed by the regulations or an activity of a class or description prescribed by the regulations

Introduction

The purpose of this section is to provide information as to Council's requirements in respect to:

- a) The submission of applications for approval to carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations; and
- b) The matters Council will take into consideration when determining an application for approval to carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulation.

Applications

Application for approval to carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations shall:

- a) Be made on the appropriate application form or by a letter which contains all of the information required to enable Council to properly determine the application;
- b) Be accompanied by the relevant fees, charges and security deposits incorporated in Council's Schedule of Fees and Charges;
- c) Be made by the owner, or by a person authorised in writing by the owner; and
- d) Be accompanied by any other documents or information deemed necessary by Council in the particular case.

Matters Council will take into consideration

When determining an application to carry out an activity prescribed by the regulations or an activity of a clause or description prescribed by the regulations, Council will take the following criteria into consideration:

- a) The provisions of the Local Government Act 1993 as amended, and particularly Section 89 of that Act;
- b) The provisions of the Local Government (General) Regulation 2005;
- c) Whether all of the information required to enable Council to properly consider the application has been submitted;
- d) The provision of any relevant Statute or Regulation;
- e) Whether development consent under the Environmental Planning and Assessment Act 1979 as amended is required prior to an approval for the proposed activity being issued under the Local Government Act 1993 as amended, and if so, whether such development consent has been issued by Council; and
- f) Any other matter that Council considers relevant in the particular case.

4.3 PART 3 – OTHER MATTERS**4.3.1 Refund of Fees**

If an application is withdrawn or is cancelled or lapses, the applicant may be eligible for a part refund of some fees. Applications for a refund of fees must be in writing to Council.

Upon receipt of such an application, Council will determine the refund in accordance with the criteria shown in the table below.

The Stage at which the Refund is requested	How to Determine the Fees that are Refundable
Applications which are Unclear or Illegible.	When the application has been returned to the applicant pursuant to Section 85 of the Local Government Act 1993 or Clause 51 of the Environmental Planning & Assessment Regulations 2000 on the grounds that the application is unclear or illegible, the whole of the application fee and the security deposit, if any, shall be refunded.
Withdrawal of applications before checking of Documentation has commenced.	When an application is withdrawn by the applicant in writing pursuant to Section 88 of the Local Government Act 1993 or Clause 52 of the Environmental Planning and Assessment Regulation 2000 and the checking of the plans, specifications and/or other relevant documentation has not commenced, 50% of the application fee shall be refunded, provided always that Council shall retain not less than \$50 nor more than \$200 of the application fee.

Withdrawal of applications after checking of Documentation has commenced.	When an application is withdrawn by the applicant in writing pursuant to Section 88 of the Local Government Act 1993 or Clause 52 of the Environmental Planning and Assessment Regulation 2000 and Council has commenced processing the application by checking the plans, specifications and/or other relevant documentation, 25% of the application fee shall be refunded, provided always that Council shall retain a minimum of \$50 of the application fee.
Land Use component of Combined Development Application refused.	All Council fees relating to the building component of the application will be refunded.
Applications withdrawn, cancelled or lapsed after checking of Documentation has been completed.	When an application is withdrawn, cancelled or lapses after the checking of the documentation has been completed, Council shall retain the whole of the application fee.
Security Deposits - Circumstances where Security Deposits will be refunded in full.	Security deposits shall be refunded in full where: <ul style="list-style-type: none"> a) the application is returned to the applicant by Council as being unclear or illegible and no further action is taken in respect to the application; b) the application is withdrawn by the applicant and the proposed activity is not commenced; and c) the activity has reached the stage of practical completion in accordance with the approval issued by Council and approval to occupy the building has been issued by Council, provided that no damage has been caused to Council works.
Security Deposits - Circumstances where Council will retain part or all of Security Deposit.	Security deposits shall be retained by Council in full or in part where damage has been caused to Council works as a result of the activity, the subject of the application, in accordance with the following criteria: <ul style="list-style-type: none"> a) the cost or estimated cost of repairing the damage to Council's works or property as determined by the Director Engineering Services shall be deducted from the security deposit, and the remainder, if any, shall be refunded to the applicant; or b) where the cost or estimated cost of repairing the damage to Council works or property as determined by the Director Engineering Services exceeds the amount of Security Deposit held by Council, the whole of the Security Deposit shall be retained by Council and an account for the remainder shall be forwarded to the applicant.

4.3.2 When does an Approval Lapse

An approval under Section 68 of the Local Government Act 1993 or Section 92 of the Environmental Planning and Assessment Act 1979 lapses five years after the date from which the approval operates unless:

- a) the approval states otherwise; or
- b) the activity has physically substantially commenced within the meaning of the applicable Act.
- c) An extension of an approval may be granted if:
 - i. a request is received by Council in writing prior to the date on which the approval would have lapsed; and
 - b) Council determines that the approval should be so extended.

4.3.3 Code No 1 - Busking

Local Government Act 1993 as amended - Section 68, Part D (4)

Introduction

This Code provides details of Council's requirements in respect to "busking" on community land.

Definition

BUSKER means an itinerant musician or actor.

BUSKING means a busker performing in a public place.

Application

This Code applies to all areas within the Broken Hill City Council local government area. It is to be read in conjunction with the Broken Hill City Council Local Approvals Policy.

Insurance

Council may require that an application to undertake busking shall not take effect until the applicant has provided Council with a copy of a public risk policy with a minimum value of \$10 million which contains the following clause:

"It is hereby agreed that the indemnity given by this policy is extended to the Broken Hill City Council in respect to the operation of an approved footpath/street activity"

Conditions of Approval

All persons busking in accordance with approval by Council pursuant to Part D of the Table to Section 68 of the Local Government Act 1993, as amended, shall comply with all conditions of approval imposed by Council in respect to that consent.

Conditions of approval will be directed at:

- a) Protecting members of the public against injuries resulting from obstructions placed on public places by "buskers";
- b) Protecting Council against claims for damages resulting from injuries resulting from the activities of "buskers";
- c) Ensuring that members of the public are not harassed by or obstructed by buskers; and
- d) Limiting the duration, days and locations upon which and where busking will be permitted.

5. IMPLEMENTATION

5.1 Roles and Responsibilities

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

- General Manager
- Executive Manager Planning and Community Safety
- Rangers
- Compliance Officers

5.2 Communication

This Policy will be communicated to the community and staff in accordance with Council's Policy, Procedure and Process Framework and Council's Business Paper process. Following adoption by Council the Policy will be made available on Council's website.

5.3 Associated Documents

The following documentation is to be read in conjunction with this policy:

- Compliance and Enforcement Policy
- Local Orders Policy

6. REVIEW

Review of this policy will incorporate relevant legislation, documentation released from relevant state agencies and best practice guidelines.

The standard review period will be every two years from the effective date, or when amendments have been made to relevant legislation. The responsible Council officer will be notified of the review requirements three months prior to the expiry of this policy.

The Executive Manager Planning and Community Safety is responsible for the review of this policy.

7. LEGISLATIVE AND LEGAL FRAMEWORK

This policy is to be read in conjunction with the following:

- Local Government Act 1993 and subordinate regulations.

Council employees shall refrain from personal activities that would conflict with proper execution and management of Council's Local Approvals Policy. Council's Code of Conduct provides guidance for recognising and disclosing any conflicts of interest.

8. DEFINITIONS

Expressions used in the Policy are defined in the Dictionary at the end of the Local Government Act 1993 (the "Act Dictionary").

HEALTH AND BUILDING COMMITTEE

August 17, 2022

ITEM 5BROKEN HILL CITY COUNCIL REPORT NO. 200/22

SUBJECT: MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE
BARRIER RANGES COMMUNITY COMMITTEE MEETING HELD
09 AUGUST 2022 D22/43006

Recommendation

1. That Broken Hill City Council Report No. 200/22 dated August 17, 2022, be received.
2. That the minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held 9 August 2022 be received.

Executive Summary:

Council has received minutes of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee Meeting held 9 August 2022 for endorsement by Council.

Report:

As per Council's Section 355 Asset Committee Framework Manual and the Constitution of the Friends of the Flora and Fauna of the Barrier Ranges Community Committee (both adopted March 2022), the Committee is required to provide Council with a copy of their meeting minutes following each Committee meeting.

Community Engagement:

Minutes provided to Section 355 Friends of the Flora and Fauna of the Barrier Ranges Community Committee members.

Strategic Direction:

Key Direction:	4.	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

The Friends of the Flora and Fauna of the Barrier Ranges Community Committee operates under Council's Section 355 Asset Committee Constitution and the *Local Government Act 1993* (Section 355).

Financial Implications:

Nil

Attachments

1. AUGUST 2022 - MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF
[↓](#) THE BARRIER RANGES COMMUNITY COMMITTEE

RAZIJA NU'MAN
CHIEF CORPORATE AND COMMUNITY OFFICER

JAY NANKIVELL
GENERAL MANAGER

**MINUTES OF THE FRIENDS OF THE FLORA AND FAUNA OF THE
BARRIER RANGES COMMUNITY COMMITTEE S355 MEETING
9 AUGUST 2022 AT 6PM – GROUND FLOOR MEETING ROOM,
COUNCIL ADMINISTRATIVE CENTRE, 240 BLENDE STREET 12/51**

1. Present: Councillor

Gaylene Ford, Jeff Crase, Merran Coombe, Micheal Ford, Karen Ford, Nick King (BHCC),
Darrell Ford (BHCC)

2. Apologies:

Kellie Scott, Jamie Scott, David Spielvogel, Jill Spielvogal, Emily Scott, Evan Scott, Paul
Reed, Dean Fletcher, John Rogers, Finbar Ryan (BHCC), Councillor Marion Brown,
Geoffery Hoare, Sue Spangler, Anne Evers,

3. Confirmation of minutes of previous meeting: 12 July 2022

Passed By: Gaylene Ford, Merran Coombe,

4. Business arising from Previous Minutes:

- 4.1. Working bee was a success, path looks great and will be completed at the
next working bee.

5. Correspondence:

- 5.1. Inductions at 2.30pm and 5.30pm at the council chambers, notify Casey
(0448491348) or (08 8080 3351)

6. Update on Action List Items:

- 6.1. Identification Cards – As required
6.2. Police Checks
6.3. Cement Paths
6.4. Improve Roadworks

7. General Business:

- 7.1. Brett (Weed Sprayer) has temporarily ceased work but will be returning in
September. He has sprayed a large amount of fountain grass and various cactus
species in the area of concern.
- 7.2. Cactus' with 'Cochineal' Bugs on them were not sprayed in hope the bugs will
destroy the cactus naturally, Cactus' that did not have the bugs were sprayed.
- 7.3. Flora is still flourishing.
- 7.4. A few tours have frequented the site and more in the near future. The PCYC have
one organised for tomorrow.

8. Action List:

ACTION	WHO
1. Identification Cards – Continuing	Customer Relations
2. Police Checks	Darrell Ford
3. Cement paths	Darrell Ford
4. Improve Roadworks	Darrell Ford

9. **Next Meeting:** 6pm Tuesday, 13 September 2022 at Ground Floor Meeting Room

10. **Meeting Closed:** 6.15pm

FURTHER REPORTS

1. BROKEN HILL CITY COUNCIL REPORT NO. 217/22 - DATED SEPTEMBER 16, 2022 - ELECTION OF DEPUTY MAYOR (D22/47658) 165
2. BROKEN HILL CITY COUNCIL REPORT NO. 218/22 - DATED SEPTEMBER 14, 2022 - APPOINTMENT OF DELEGATES TO COMMITTEES - SEPTEMBER 2022 TO SEPTEMBER 2023 (D22/48754)..... 169
3. BROKEN HILL CITY COUNCIL REPORT NO. 219/22 - DATED SEPTEMBER 21, 2022 - DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS (D22/48623) 176
4. BROKEN HILL CITY COUNCIL REPORT NO. 220/22 - DATED SEPTEMBER 21, 2022 - ALTERATION TO ORDINARY COUNCIL MEETING DATE FOR JANUARY 2023 (D22/49958) 179
5. BROKEN HILL CITY COUNCIL REPORT NO. 221/22 - DATED SEPTEMBER 19, 2022 - CORRESPONDENCE REPORT - LEAD PREVENTION PROGRAMS AND BLOOD LEAD LEVEL TESTING IN BROKEN HILL (D22/49484)..... 182
6. BROKEN HILL CITY COUNCIL REPORT NO. 210/22 - DATED SEPTEMBER 05, 2022 - CORRESPONDENCE REPORT - WENTWORTH TO BROKEN HILL PIPELINE SUBSIDY (D22/46923)..... 185
7. BROKEN HILL CITY COUNCIL REPORT NO. 211/22 - DATED SEPTEMBER 07, 2022 - CORRESPONDENCE REPORT - CHILD CARE AVAILABILITY IN BROKEN HILL (D22/47429)..... 188
8. BROKEN HILL CITY COUNCIL REPORT NO. 222/22 - DATED SEPTEMBER 19, 2022 - 2021/2022 DRAFT ANNUAL FINANCIAL STATEMENTS (D22/49570) 192
9. BROKEN HILL CITY COUNCIL REPORT NO. 214/22 - DATED SEPTEMBER 08, 2022 - INVESTMENT REPORT FOR AUGUST 2022 (D22/47707) 202

10.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 223/22 - DATED JULY 13, 2022 - DRAFT ECONOMIC DEVELOPMENT STRATEGY FOR COMMUNITY CONSULTATION (D22/36750)</u>	217
11.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 212/22 - DATED AUGUST 05, 2022 - INCENTIVES TO SUPPORT HOUSING RENNOVATION (D22/41437)</u>	247
12.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 215/22 - DATED SEPTEMBER 08, 2022 - BUSINESS FAR WEST ACTIVITY REPORT (D22/47813)</u>	250
13.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 213/22 - DATED SEPTEMBER 01, 2022 - SUGGESTION TO RENAME THE BROKEN HILL AIRPORT TO 'CHIPS RAFFERTY AIRPORT' (D22/44032)</u>	264
14.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 216/22 - DATED SEPTEMBER 09, 2022 - 2022/2023 EVENT SPONSORSHIP (D22/48093)</u>	300
15.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 224/22 - DATED SEPTEMBER 21, 2022 - NOMINATIONS FOR THE APPOINTMENT OF COMMUNITY REPRESENTATIVES TO SECTION 355 COMMUNITY COMMITTEES (D22/47758)</u>	302
16.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 225/22 - DATED SEPTEMBER 15, 2022 - MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 428, HELD ON TUESDAY, 6 SEPTEMBER 2022 (D22/49087)</u>	311
17.	<u>BROKEN HILL CITY COUNCIL REPORT NO. 226/22 - DATED SEPTEMBER 21, 2022 - ACTION LIST REPORT (D22/50063)</u>	340

ORDINARY MEETING OF THE COUNCIL

September 16, 2022

ITEM 1BROKEN HILL CITY COUNCIL REPORT NO. 217/22SUBJECT: ELECTION OF DEPUTY MAYORD22/47658**Recommendation**

1. That Broken Hill City Council Report No. 217/22 dated September 16, 2022, be received.
2. That Council elect the Deputy Mayor at this meeting in accordance with *Section 231 of the Local Government Act 1993*.
3. That the election of Deputy Mayor be conducted in accordance with *Schedule 7 of the Local Government (General) Regulation 2021*; and that voting be by open voting, i.e. "show of hands".
4. That the Deputy Mayor be elected for the period from this Council Meeting until the September 2023 Council Meeting scheduled to be held on 27 September 2023.
5. That the result of the election of Deputy Mayor be forwarded to the Office of Local Government and to Local Government NSW.
6. That Council approves the issuing of the Deputy Mayor's Delegations of Authority (pursuant to *Section 377 of the Local Government Act 1993* and as per Minute No. 46737 of the Council Meeting held 23 February 2022 where delegations were issued for the new Term of Council) to the Deputy Mayor elect for the new term of Deputy Mayor in order that the Deputy Mayor can act in the position of Mayor at the Mayor's request; if the Mayor is prevented by illness, absence or otherwise from exercising the functions of Mayor; or if there is a casual vacancy in the office of Mayor.
7. That the Deputy Mayor elect be entitled to be paid an additional fee, being the daily fee based on the annual additional Mayoral fee; with daily fee being calculated dependent on the number of days in the month, with the fee so payable deducted from the Mayor's fee.

Executive Summary:

Councillors may elect one Councillor to be Deputy Mayor in accordance with the *Local Government Act 1993 Section 231*. This person may be elected for the Mayoral term or for a shorter term.

Council has historically elected a Deputy Mayor for a twelve-month period from September to September each year, this period would also align with the Local Government Elections every four years in September.

Due to the outbreak of the Delta variant of the Coronavirus, the NSW Local Government Elections were postponed until 4 December 2021. The first meeting of the newly elected Council was held on 12 January 2022 where Councillor Hickey was elected as Deputy Mayor for the period 12 January 2022 until the September Council Meeting held 28

September 2022. Council adopted this shorter term in order to re-align the Deputy Mayor term back to the historical September to September annual term and to therefore coincide with the next NSW Local Government Elections due to be held in September 2024.

Report:

As per the *Local Government Act 1993 Section 231* the Deputy Mayor's role is to exercise any function of the Mayor:

- At the request of the Mayor, or
- If the Mayor is prevented by illness, absence, or otherwise from exercising the function; or
- If there is a casual vacancy in the Office of Mayor.

If no Deputy Mayor is elected or if the Deputy Mayor is unable to act, the Councillors may elect one of their number to act as Deputy Mayor.

The Deputy Mayor will be appointed for the period 28 September 2022 until the September 2023 Council Meeting (scheduled for 27 September 2023) to realign the Deputy Mayor term to the historical September to September annual term which will therefore also align with the September 2024 NSW Local Government Elections.

The election of Deputy Mayor is to be conducted in accordance with the *Local Government (General) Regulations Schedule 7*, which provides:

- The General Manager (or person appointed by the General Manager) is the Returning Officer.
- Nominations are to be made in writing by two or more Councillors (one of whom may be the nominee) and given to the Returning Officer. The nomination is not valid unless the nominee has indicated consent to the nomination in writing.
- Nominations may be made without notice but must be in writing signed by two or more Councillors one of whom may be the nominee. Nominations are not valid unless the Councillors nominated give consent to the nomination in writing.
- Nominations are to be announced and elections conducted at the same Council meeting at which Council resolves on the method of voting.
- If only one Councillor is nominated, that Councillor is elected.
- If more than one Councillor is nominated Council must decide by resolution whether the election will proceed by preferential ballot, ordinary ballot or open voting. Preferential ballots and Ordinary Ballots are to be secret ballots. Open voting means a show of hands or similar means.

Councillors also have the option of submitting a nomination without notice prior to the election of Deputy Mayor. Councillors attending in person who wish to submit a nomination without notice, must hand their nomination form to the Returning Office prior to the election of Deputy Mayor, **providing the formalities concerning signatures and consent are observed.**

The nomination form for Deputy Mayor is attached to this report (Attachment 1).

Upon election of the Deputy Mayor, the Deputy Mayor will be issued delegations of functions in accordance with *Section 377 of the Local Government Act 1993* in order to be able to perform the functions of the Mayor if:

- a) At the request of the Mayor
- b) If the Mayor is prevented by illness, absence or otherwise from exercising these functions, or
- c) If there is a casual vacancy in the office of Mayor.

During periods of performing the role of the Mayor, the Deputy Mayor will be paid the Mayoral allowance.

Community Engagement:

Nil.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Local Government Act 1993, Section 231, Section 377

Local Government (General) Regulations 2021, Schedule 7

Financial Implications:

The Deputy Mayor is entitled to an additional fee when acting in the role of Mayor.

This additional fee is a daily fee based on the annual additional Mayoral fee; with daily fee being calculated dependent on the number of days in the month, with the fee so payable deducted from the Mayor's fee.

Attachments

1. [↓](#) Nomination Form - Deputy Mayor

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER



To the Returning Officer/General Manager
Broken Hill City Council
PO Box 448
BROKEN HILL NSW 2880

NOMINATION FOR DEPUTY MAYOR

We, the undersigned Councillors of the City of Broken Hill hereby nominate the following Councillor for the position of Deputy Mayor:

Councillor _____

Nominated by:

Councillor	Signature

I, the undersigned Councillor of the City of Broken Hill, hereby accept the above nomination for the position of Deputy Mayor.

Councillor	Signature

DATE: ____ / ____ / ____

ORDINARY MEETING OF THE COUNCIL

September 14, 2022

ITEM 2BROKEN HILL CITY COUNCIL REPORT NO. 218/22

SUBJECT: APPOINTMENT OF DELEGATES TO COMMITTEES -
SEPTEMBER 2022 TO SEPTEMBER 2023 D22/48754

Recommendation

1. That Broken Hill City Council Report No. 218/22 dated September 14, 2022, be received.
2. That Council appoints its Councillor representatives on Section 355 Committees and various other Committees and Working Groups for the period 28 September 2022 until the September 2023 Ordinary Council Meeting as per the attached current Schedule of Delegates, to ensure continuity in the operation of Council's Committees and Working Groups which have just recently commenced operating due to the delay in appointing adequate community representatives to these Committees and Working Groups.
3. That Councillor Chandler be appointed as a Council Delegate on the Asset Naming Committee.
4. That Council appoints further Delegates to fill the following vacant positions:
 - a) 1 x vacant position on the Asset Naming Committee
 - b) 2 x vacant positions on the Broken Hill Heritage Advisory Committee.

Executive Summary:

Council needs to determine its representation on the Section 355 Committees of Council and also its delegates to various other organisations and committees. These machinery matters are usually considered by Council annually at the September Council Meeting and are also considered at the Ordinary Meeting following each Local Government Election.

Due to the postponement of the Local Government Elections to December 2021, then the Christmas Shutdown period, Council considered a report at its first meeting held 12 January 2022 to appoint its Delegates to Committees and Working Groups and Council deferred this decision in order for Councillors to provide their preferences to the Mayor's Office for appointment at the 23 February 2022 Council Meeting.

Council appointed its Delegates to Committees at the 23 February 2022 Council Meeting and the Schedule of Delegates has subsequently been updated due to additional resolutions at Council Meetings held between February 2022 – August 2022 to establish additional Section 355 Committees and Working Groups. (see attached Schedule of Delegates).

As the process of appointing community representatives to Committees and Working Groups has only just achieved adequate membership to commence operations and the Committees have recently held their Annual General Meetings, it is recommended that Councillor

membership on these Committees and Working Groups continues for the September 2022 to September 2023 period.

There were two (2) vacant positions remaining on both the Asset Naming Committee and the Broken Hill Heritage Advisory Committee following the February 2022 Council Meeting and this report recommends the appointment of Councillors to fill these vacancies.

Report:

The *Local Government Act 1993, Section 355* provides that a function of the Council may be exercised:

- (a) by the council by means of the councillors or employees, by its agents or contractors, by financial provision, by the provision of goods, equipment, services, amenities or facilities or by any other means, or
- (b) by a committee of the council, or
- (c) partly or jointly by the council and another person or persons, or
- (d) jointly by the council and another council or councils, or
- (e) by a delegate of the council.

Council currently has 13 Section 355 committees, as follows:

- Ageing Well Advisory Committee
- Alma Oval Community Committee
- Broken Hill Community Strategic Plan Round Table Committee
- Broken Hill Heritage Committee
- Broken Hill Regional Art Gallery Advisory Committee
- BIU Band Hall Community Committee
- ET Lamb Memorial Oval Community Committee
- Friends of the Flora and Fauna of the Barrier Ranges Community Committee
- Memorial Oval Community Committee
- Norm Fox Sportsground Community Committee
- Picton Sportsground Community Committee
- Riddiford Arboretum Community Committee
- Youth Advisory Committee

The Constitutions of the above Committees detail its membership. All of Council's Section 355 Committees include Councillor representation in their membership.

Attachment 1 to this report shows the list of S355 Committees and other Committees and internal/external Working Groups which have Councillor Delegate representation. The list also includes the number of Councillor delegates required for each Committee and Working Group.

The Schedule shows the current membership appointed at the February 2022 Council Meeting and subsequent amendments made at Council Meetings to date.

There remains two (2) vacancies on both the Asset Naming Committee and the Broken Hill Heritage Advisory Committee and Councillors were requested to nominate to fill these vacancies.

Nominations received at the date of finalising this report are included in the recommendation and Council can also appoint delegates at the September Council Meeting.

Community Engagement:

Nil.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Local Government Act 1993 (Section 355)

Financial Implications:

Council's current Operational Plan includes provision for travel and related expenses for Council delegates to represent Council outside of Broken Hill.

Attachments

1. [!\[\]\(79516a995cff76a1aff85c3662aea2c5_img.jpg\) Current Schedule of Delegates on Committees and Working Groups \(February 2022 - September 2022\)](#)

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER



COUNCIL DELEGATES TO SECTION 355 COMMITTEES AND OTHER COMMITTEES

FEBRUARY 2022 TO SEPTEMBER 2022

STANDING COMMITTEES	
Works Mayor 4 x Councillors	Mayor Kennedy Councillor Boland (Chairperson) Councillor Algate Councillor Chandler Councillor Page
Health and Building Mayor 5 x Councillors	Mayor Kennedy Deputy Mayor Hickey (Chairperson) Councillor Chandler Councillor Jewitt Councillor Gallagher Councillor Turley
Policy and General Mayor 5 x Councillors	Mayor Kennedy Councillor Algate (Chairperson) Councillor Boland Councillor Browne Councillor Jewitt Deputy Mayor Hickey
COUNCIL S355 COMMITTEES	
Committee Name	Delegates
Community Strategic Plan Round Table Mayor + 3 Chairpersons of Standing Committees	Mayor Kennedy Councillor Boland Deputy Mayor Hickey Councillor Algate
Ageing Well Advisory Committee 3 x Councillors	Councillor Algate Councillor Gallagher Councillor Page
Alma Oval Community Committee At least 1 x Councillor	Councillor Boland
Broken Hill Heritage Committee 5 x Councillors	Councillor Browne Councillor Turley Councillor Boland 2 vacant positions

Broken Hill Regional Art Gallery Advisory Committee 2 x Councillors	Councillor Turley Councillor Boland
BIU Band Hall Community Committee At least 1 x Councillor	Councillor Algate
ET Lamb Memorial Oval Community Committee At least 1 x Councillor	Councillor Gallagher
Friends of the Flora and Fauna of the Barrier Ranges Community Committee At least 1 x Councillor	Councillor Browne
Memorial Oval Community Committee At least 1 x Councillor	Councillor Jewitt Councillor Gallagher
Norm Fox Sportsground Community Committee At least 1 x Councillor	Councillor Algate Councillor Turley
Picton Sportsground Community Committee At least 1 x Councillor	Councillor Gallagher
Riddiford Arboretum Community Committee At least 1 x Councillor	Councillor Browne
Youth Advisory Committee 3 x Councillors	Councillor Boland Councillor Jewitt Councillor Turley
OTHER COMMITTEES	
Committee Name	Delegates Required
Association of Mining Related Councils 1 x Councillor	Deputy Mayor Hickey
Australia Day Advisory Group 4 x Councillors	Councillor Browne Councillor Gallagher Councillor Boland Councillor Jewitt
Australian Floodplains Association Mayor + alternate	Mayor Kennedy Councillor Browne (alternate)
Australian Mining Cities and Centres Alliance Mayor + Deputy Mayor(alternate)	Mayor Kennedy Deputy Mayor Hickey (alternate)
Audit, Risk & Improvement Committee Mayor +Deputy Mayor + 2 x Councillors	Mayor Kennedy Deputy Mayor Hickey Councillor Algate Councillor Boland
Asset Naming Committee 5 x Councillors	Councillor Algate Councillor Jewitt Councillor Turley 2 x vacant positions

Broken Hill Lead Reference Group 1 x Councillor	Councillor Browne
Broken Hill Liquor Accord 1 x Councillor	Councillor Gallagher
Broken Hill Traffic Committee 1 x Councillor (observer only)	Councillor Browne (observer)
Broken Hill ClubGRANTS Committee 2 x Councillors	Councillor Gallagher Councillor Page
Community Assistance Grants Panel Mayor + 2 Councillors	Mayor Kennedy Councillor Gallagher Councillor Boland
Companion Animals Management Working Group 3 x Councillors	Mayor Kennedy Deputy Mayor Hickey Councillor Gallagher
Country Mayor's Association Mayor + Deputy Mayor (alternate)	Mayor Kennedy Deputy Mayor Hickey (alternate)
Disability Inclusion Action Plan Working Group 2 x Councillors	Councillor Jewitt Councillor Chandler
EP O'Neill Memorial Precinct Project Steering Group Mayor, Deputy Mayor plus 1 x Councillor	Mayor Kennedy Deputy Mayor Hickey Councillor Jewitt
Far West Joint Organisation Mayor and Deputy Mayor	Mayor Kennedy Deputy Mayor Hickey
Gateway Signage Advisory Committee Mayor, Deputy Mayor plus at least 1 Councillor	Mayor Kennedy Deputy Mayor Hickey Councillor Page
General Manager's Performance Review Committee Mayor, Deputy Mayor and 3x Councillors	Mayor Kennedy Deputy Mayor Hickey Councillor Boland Councillor Chandler Councillor Gallagher
Library and Cultural Precinct Project Steering Group Mayor and Deputy Mayor	Mayor Kennedy Deputy Mayor Hickey
Menindee Lakes Stakeholder Group 1 x Councillor	Councillor Browne
Murray Darling Association 2 x Councillors	Councillor Algate Councillor Browne
Perilya North Mine Community Consultative Committee 1 x Councillor	Councillor Browne
Project Steering Group for the Project Consultative Group Mayor and Deputy Mayor	Mayor Kennedy Deputy Mayor Hickey

Reconciliation Action Plan (RAP) Working Group 3 x Councillors	Councillor Browne Councillor Boland Councillor Turley
Regional Capitals Australia	Mayor Kennedy Deputy Mayor Hickey
Regional Cities NSW	Mayor Kennedy Deputy Mayor Hickey
Silverton Wind Farm Community Consultative Committee 1 x Councillor	Councillor Browne
Tidy Towns Working Group 2 x Councillors	Councillor Gallagher Councillor Browne
Western Division Councils 2 x Councillors	Deputy Mayor Hickey Councillor Gallagher
Western NSW Mining and Resource Development Taskforce Mayor	Mayor Kennedy
Volunteer Working Group 4 x Councillors	Councillor Browne Councillor Jewitt Councillor Chandler Councillor Turley

QUALITY CONTROL TABLE		
Minute No.	Date	Resolution
46689	12/01/2022	<ul style="list-style-type: none"> Introduction of 3 Standing Committees and Councillor Delegates Councillor Delegates on the Audit, Risk & Improvement Committee
46738	23/02/2022	Appointment of Delegates to Committees
46753	23/02/2022	Establishment of the Project Steering Group – Project Consultative Group
46754	23/02/2022	Establishment of the Gateway Signage Advisory Committee
46791	30/03/2022	Appointment of Delegates to vacant positions on Committees, and adding the Perilya North Mine Community Consultative Committee and the Silverton Wind Farm Community Consultative Committee
46813	27/04/2022	Establishment of the Ageing Well Advisory Committee
46814	27/04/2022	Establishment of the Youth Advisory Committee
46905	27/7/2022	Appointment of Delegates to Regional Capitals Australia and Regional Cities NSW
46951	31/08/2022	Re-establishment of the ET Lamb Memorial Oval Community Committee

ORDINARY MEETING OF THE COUNCIL

September 21, 2022

ITEM 3BROKEN HILL CITY COUNCIL REPORT NO. 219/22

SUBJECT: DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS
RETURNS D22/48623

Recommendation

1. That Broken Hill City Council Report No. 219/22 dated September 21, 2022, be received.
2. That Council notes the submission of the required Disclosure Returns by Councillors and Designated Persons of Council and that the Disclosure Returns be tabled by Council.
3. That public access to Council's Register of Returns of Disclosures by Councillors and Designated Persons be in accordance with the provisions of the *Local Government Act 1993*, *Government Information (Public Access) Act 2009* and the *Government Information (Public Access) Regulation 2018* and the Disclosure Returns be published on Council's website accordingly.

Executive Summary:

In accordance with the requirements of Section 4 of Council's Code of Conduct, returns for Disclosure by Councillors and Designated Persons are required for completion and return to the General Manager by September 30, 2022.

All completed Disclosure Returns have now been received by the General Manager from Councillors and Designated Persons required to submit a return for the 12 month period to June 30, 2022.

Submission of the Disclosures by Councillors and Designated Persons Returns requires formal acknowledgement by Council.

Report:

Clauses 4.20 to 4.27 of Council's Code of Conduct outlines the provisions for Councillors and Designated Persons for submitting Disclosure of Interest Returns. Clause (3) provides that a Councillor or Designated person holding that position at 30 June in any year, or commencing in a position with Council, must complete and lodge with the General Manager within three months after that date, a return in the form prescribed by the regulations.

Designated Persons as prescribed for the purpose of the regulations includes:

- the General Manager;
- Senior Staff of Council;
- a person (other than a member of the senior staff of the Council) who is a member of staff or a delegate of Council who holds a position identified by Council as the position of a designated person because it involves the exercise of functions under the *Local Government Act 1993* or any other Act (such as regulatory functions or

- contractual functions) that, in their exercise, could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest;
- a person (other than a member of the senior staff of the Council) who is a member of a Committee of the Council identified by the Council as a Committee whose members are designated persons because the functions of the Committee involve the exercise of the Council's functions under this or any other Act (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the member's duty as a member of the committee and the member's private interest.

As per the *Local Government (General) Regulations 2021*, Designated Persons must complete the necessary Disclosure of Interest Return which declares their interest in:

- Real property
- Gifts
- Contributions to travel
- Interests and positions in corporations
- Positions in trade unions and professional or business associations
- Dispositions of real property
- Sources of income
- Debts
- Discretionary disclosures

Accordingly, completed Disclosure Returns have been received by the General Manager from all Councillors and Designated Persons required to submit a return for the period to June 30, 2022.

It should be noted that the mandatory proactive release provisions of the *Government Information (Public Access) Act 2009* (GIPA Act) and the *Government Information (Public Access) Regulation 2018* (GIPA Regulation) applies to the disclosure of information contained in returns disclosing the interests of Councillors and designated persons as open access information. The combined effect of the GIPA Act and GIPA Regulation is that the information in the returns needs to be disclosed on the website of each local Council, unless to do so would impose unreasonable costs on the Council, or if there is an overriding public interest against disclosing the information.

A Councillor or Designated Person can apply for specific information to be redacted from the published copy of their Disclosure Return, but only if there is a sufficient reason that relates to a specific clause in Division 2 of the GIPA Act. When considering whether certain information should be redacted from the published copy of a Disclosure Return by Councillors and Designated Persons, the General Manager is required to apply the public interest test. Section 6 of the GIPA Act provides that there is a presumption in favour of disclosure of government information unless there is an overriding public interest against disclosure.

It should also be noted that Section 5 of the *Privacy and Personal information Protection Act 1998* (PPIP Act) states that nothing in the PPIP Act affects the operation of the GIPA Act and in particular the PPIP Act does not lessen any obligations under the GIPA Act in respect of a public sector agency, and so therefore, does not lessen the presumption in favour of disclosure. The fact that a Disclosure Return by Councillors and Designated Persons is open access information (as prescribed by the GIPA Act) is an important factor in favour of disclosure.

The Disclosures by Councillors and Designated Persons Returns will be published on Council's website under the "Open Access" section in accordance with the provisions of the GIPA Act, GIPA Regulation and any guidelines published by the NSW Information and

Privacy Commissioner, along with a register outlining the nature of any redactions made to Returns.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Local Government (General) Regulations 2021 (Division 2)
Government Information (Public Access) Act 2009
Government Information (Public Access) Regulation 2009
OLG Model Code of Conduct for Local Council in NSW
Broken Hill City Council Code of Conduct Policy

Financial Implications:

Nil

Attachments

There are no attachments for this report

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

September 21, 2022

ITEM 4

BROKEN HILL CITY COUNCIL REPORT NO. 220/22

SUBJECT: ALTERATION TO ORDINARY COUNCIL MEETING DATE FOR
JANUARY 2023 D22/49958

Recommendation

1. That Broken Hill City Council Report No. 220/22 dated September 21, 2022, be received.
2. That Council's Ordinary Monthly Meeting for January 2023 be brought forward by one day to be held 6:30pm on Tuesday, 24 January 2023, and information contained in the Council Meeting section of Council's website be updated accordingly.

Executive Summary:

Council's Ordinary Monthly Meeting for January 2023 is scheduled to fall on 25 January 2023 which will clash with a function held to welcome the Australia Day Ambassador to Broken Hill. The function is attended by the Mayor and Councillors and is held the evening before the Australia Day celebrations on 26 January 2023.

This report is presented to Council to determine a suitable alternative date for the January 2023 Ordinary Council Meeting.

Report:

Council's adopted Code of Meeting Practice, Clause 3.1 states:

"Ordinary meetings of the Council will be held on the following occasions:

Ordinary Council Meetings will be held on the last Wednesday of every month of the year with the exception of the December Council Meeting which will be set by Council Resolution each year. The meeting will commence at 6:30p.m. and be held in the Council Chambers."

Clause 3.1 reflects the *Local Government Act 1993, Section 365*.

A report was presented to the Ordinary Council Meeting held 31 August 2022 to consider Council Meeting arrangements for December 2022 and January 2023 due to Council's Christmas Shutdown period.

Council resolved:

**ITEM 32 - BROKEN HILL CITY COUNCIL REPORT NO. 190/22 - DATED JULY 29, 2022 -
COUNCIL MEETING ARRANGEMENTS AND CHRISTMAS SHUT DOWN PERIOD** D22/39644

RESOLUTIONMinute No. 46954

Councillor D Gallagher moved
Councillor A Chandler seconded

Resolved

-) 1. That Broken Hill City Council Report No. 190/22 dated July 29, 2022, be received.
-) 2. That Council's Ordinary Monthly Meeting for December 2022 be brought forward by one week to be held Wednesday, December 21, 2022.
3. That the December Standing Committee Meetings be brought forward by one week to be held as follows
 - a. Works Committee Meeting to be held Monday December 12, 2022 at 5:30pm
 - b. Health and Building Committee Meeting to be held Tuesday December 13, 2022 at 5:30pm
 - c. Policy and General Committee Meeting to be held Wednesday December 14, 2022 at 5:30pm
4. That Standing Committee Meetings not be held in January 2023.
5. That the Council shutdown period for the Administrative Centre and the Warnock Street Works Depot be from 1pm Friday December 23, 2022 and reopening Monday, January 9, 2023.
6. That Council advertise the shutdown period for the Administrative Centre and the Warnock Street Works Depot and that this advertisement also includes the operating hours for all other Council facilities during this period.

CARRIED UNANIMOUSLY

It has since been realised that the scheduled date for the January 2023 Council Meeting is Wednesday 25 January 2023 and this is also the date that a welcome function is held on the evening prior to Australia Day to welcome the Australia Day Ambassador to Broken Hill. The function is attended by the Mayor and Councillors.

This report proposes that the January 2023 Ordinary Council Meeting be held a day earlier on Tuesday 23 January 2023 to allow Councillors to attend both the Ordinary Council Meeting and the Australia Day Ambassador welcome function.

Should Council resolve to reschedule the January 2023 Council Meeting, the schedule of meeting dates will be updated on Council's website and the change will be advertised prior to the January Council Meeting.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

Local Government Act 1993 (Section 365)

Council's adopted Code of Meeting Practice Policy

Financial Implications:

Nil.

Attachments

There are no attachments for this report

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

September 19, 2022

ITEM 5BROKEN HILL CITY COUNCIL REPORT NO. 221/22

SUBJECT: CORRESPONDENCE REPORT - LEAD PREVENTION
PROGRAMS AND BLOOD LEAD LEVEL TESTING IN BROKEN
HILL D22/49484

Recommendation

1. That Broken Hill City Council Report No. 221/22 dated September 19, 2022, be received.
2. That reply correspondence received from The Hon Mark Butler MP, Minister for Health and Aged Care dated 6 September 2022 advising the New South Wales (NSW) Government has a responsibility for funding and management of local lead prevention and lead testing programs and trusts that the NSW Minister for Health, the Hon Brad Hazzard MP will respond with more specific advice in relation to this matter, be received and noted.

Executive Summary:

Council has received correspondence from The Hon Mark Butler MP, Minister for Health and Aged Care, replying to the Mayor's correspondence of 28 July 2022 advising of Council's resolution at the June 2022 Council Meeting regarding ongoing permanent funding for lead prevention programs and blood lead level testing in Broken Hill.

The Mayor sent correspondence to the Minister for Health and Aged Care following Council's resolution at the June 2022 Council Meeting which reads:

ITEM 2 - BROKEN HILL CITY COUNCIL REPORT NO. 134/22 - DATED MAY 19, 2022 - BROKEN HILL LEAD REFERENCE GROUP MINUTES OF MEETING 24 FEBRUARY 2022 D22/26259

RESOLUTIONMinute No. 1

Deputy Mayor J Hickey moved
Councillor M Browne seconded

Resolved

1. That Broken Hill City Council Report No. 134/22 dated May 19, 2022, be received.
2. That Council writes to the appropriate Federal and State Ministers and the State and Local Members regarding Council's concerns that IPART's determination of the allowable water price increase may impact on the Broken Hill community's blood lead levels; as the price increase will make it unviable for many residents to maintain lawns, gardens and appropriate dust mitigation measures and Council's concerns that NSW Health is not doing enough for the community to reduce blood lead levels in

children, when compared to other cities in Australia, and the funding they receive; and that Council's correspondence requests ongoing permanent funding for lead prevention programs and blood lead level testing.

CARRIED UNANIMOUSLY

The Mayor has now received reply correspondence from The Hon Mark Butler, Minister for Health and Aged Care, advising that the NSW Government has a responsibility for funding and management of local lead prevention and lead testing programs. Noting that correspondence was sent to a number of state Ministers including the NSW Minister for Health, the Hon Brad Hazzard MP, trusting that they will respond with more specific advice in relation to the issues identified that are impacting the Broken Hill community.

Attachments

1. [!\[\]\(7a8011739ec4e250e2f89a547d75fb0a_img.jpg\)](#) Inwards correspondence from the Minister for Health and Aged Care

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER



The Hon Mark Butler MP
Minister for Health and Aged Care

Ref No: MC22-014036

Mayor Tom Kennedy
Mayor of Broken Hill
Broken Hill City Council
council@brokenhill.nsw.gov.au

Dear Mayor

Thank you for your correspondence on behalf of the Broken Hill City Council regarding lead prevention programs and blood lead level testing. I apologise for the delay in responding.

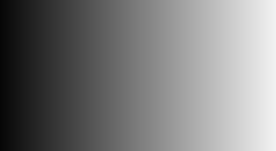
I understand the Broken Hill City Council is concerned that proposed water price increases will have unintended health consequences for Broken Hill residents in relation to blood lead levels, and in addition, that you are seeking funding to support lead prevention programs and blood lead level testing.

I note that at a national level the National Health and Medical Research Council (NHMRC) has a leadership role in the development and approval of public health, environmental health and clinical guidelines, offering a pathway for the translation of research evidence into policy and practice. The NHMRC has developed guidance on the health effects of exposure to lead, through the *NHMRC Statement: Evidence on the effects of lead on human health (2015)*. The full statement and more information on NHMRC's review of the evidence can be found at www.nhmrc.gov.au/health-advice/environmental-health/lead-blood-levels.

The New South Wales (NSW) Government has responsibility for funding and management of local lead prevention and lead testing programs. I note that you have sent a copy of your letter to a number of state Ministers including the NSW Minister for Health, the Hon Brad Hazzard MP. I trust that they will respond with more specific advice in relation to the issues you have identified impacting the Broken Hill community.

Thank you for writing on this matter.

Yours sincerely



Mark Butler

6 / 9 / 2022

Cc: The Hon Tanya Plibersek MP, Minister for the Environment and Water
The Hon Mark Coulton MP, Member for Parkes
The Hon Brad Hazzard MP, New South Wales Minister for Health

ORDINARY MEETING OF THE COUNCIL

September 5, 2022

ITEM 6BROKEN HILL CITY COUNCIL REPORT NO. 210/22

SUBJECT: CORRESPONDENCE REPORT - WENTWORTH TO BROKEN HILL
PIPELINE SUBSIDY D22/46923

Recommendation

1. That Broken Hill City Council Report No. 210/22 dated September 5, 2022, be received.
2. That reply correspondence from The Hon Kevin Anderson MP, Minister for Lands and Water dated 30 August 2022 advising that the NSW Government will continue paying the subsidy to cover the regulated costs of the Broken Hill pipeline throughout IPART's 2023-2026 price determination period.

Executive Summary:

Council has received correspondence from The Hon Kevin Anderson MP, Minister for Lands and Water, replying to the Mayor's correspondence of 19 July 2022 advising of Council's resolution at the March 2022 Council Meeting requesting that the current subsidy for the construction of the Wentworth to Broken Hill Pipeline be maintained.

The Mayor sent correspondence to the Minister for Lands and Water following Council's resolution at the March 2022 Council Meeting which reads:

ITEM 8 - BROKEN HILL CITY COUNCIL REPORT NO. 73/22 - DATED FEBRUARY 02, 2022 - MINUTES OF THE BROKEN HILL LEAD REFERENCE GROUP MEETING HELD 18 NOVEMBER 2022 D22/5133

RESOLUTIONMinute No. 1

Councillor M Browne moved
Councillor D Turley seconded

Resolved

1. That Broken Hill City Council Report No. 73/22 dated February 2, 2022, be received.
2. That the minutes of the Broken Hill Lead Reference Group for Meeting held 18 November 2021, be received
3. That the Lead Reference Group be invited to give a presentation to Councillors at a Councillor Briefing regarding the current status of lead levels in Broken Hill.
4. That Council approaches the local State and Federal Members and the relevant Minister to request that the current water subsidy for the construction of the Wentworth to Broken Hill pipeline be maintained in order for Council and the community to be able to afford to green the City's parks, ovals, street verges and private gardens. The greening

of the City also assists to reduce the community's blood lead levels.

CARRIED UNANIMOUSLY

The Mayor has now received reply correspondence from The Kevin Anderson MP, Minister for Lands and Water advising that the NSW Government will continue paying the subsidy to cover the regulated costs of the Broken Hill pipeline over IPART's 2023-26 price determination period. The NSW Government has not committed to a longer timeframe for the subsidy at this stage (see attached).

Attachments

1. [!\[\]\(5774573cf757c446bb08af21f46b2969_img.jpg\)](#) Correspondence from Minister Anderson about pipeline subsidy

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER



The Hon. Kevin Anderson MP
Minister for Lands and Water
Minister for Hospitality and Racing

OFFICIAL

IM22/15662

Your ref: L22/1523-11/426 EG:LJB

Councillor Tom Kennedy
Mayor
Broken Hill City Council
PO Box 448
BROKEN HILL NSW 2880

Dear Cllr Kennedy 


Thank you for your letter of 19 July 2022 about continuing the Wentworth to Broken Hill pipeline subsidy.

The NSW Government will continue paying the subsidy to cover the regulated costs of the Broken Hill pipeline over IPART's 2023-26 price determination period. The NSW Government has not committed to any longer time frame for the subsidy at this stage.

I appreciate the importance of affordable water and sewerage services for the Broken Hill community and the uncertainty caused by not committing to a longer term. I will continue to advocate for the continuation of this subsidy.

If you require additional information or wish to discuss this matter further, I have arranged for Ms Jane Shepherd, A/Director Water Utilities, in the Department of Planning and Environment – Water, to be available. Ms Shepherd can be contacted via email at jane.shepherd@dpie.nsw.gov.au.

Yours sincerely


The Hon. Kevin Anderson MP
Minister for Lands and Water
Minister for Hospitality and Racing

Date:



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GPO Box 5341 Sydney NSW 2001 ■ P: (02) 8574 5550 ■ W: nsw.gov.au/ministeranderson

ORDINARY MEETING OF THE COUNCIL

September 7, 2022

ITEM 7**BROKEN HILL CITY COUNCIL REPORT NO. 211/22**

SUBJECT: **CORRESPONDENCE REPORT - CHILD CARE AVAILABILITY IN**
BROKEN HILL **D22/47429**

Recommendation

1. That Broken Hill City Council Report No. 211/22 dated September 7, 2022, be received.
2. That reply correspondence from The Hon Sarah Mitchell MLC, Minister for Education and Early Learning dated 30 August 2022 advising of various State Government strategies to support accessible childcare for families in Australia, be received and noted.

Executive Summary:

Council has received correspondence from The Hon Sarah Mitchell MLC, Minister for Education and Early Learning, replying to the Mayor's correspondence of 10 June 2022 advising of Council's resolution at the March 2022 Council Meeting regarding the urgency of increasing child care availability within in the City and that Council will advocate for additional services.

The Mayor sent correspondence to the Minister for Education and Early Learning following Council's resolution at the March 2022 Council Meeting which reads:

ITEM 6 - BROKEN HILL CITY COUNCIL REPORT NO. 71/22 - DATED MARCH 11, 2022 -
CHILDCARE AVAILABILITY BROKEN HILL **D22/12769**

RESOLUTION**Minute No. 1**

Councillor R Algate moved)
Councillor D Turley seconded)

Resolved

1. That Broken Hill City Council Report No. 71/22 dated March 11, 2022, be received.
2. That Council note the initiation of a Council developed Liveability & Housing Strategy to support advocacy and assist in the identification and resourcing to improve livability within the City.
3. That Council continues to support the work of the Foundation Broken Hill Project Officer to identify and research improved childcare.
4. That Council partners with Foundation Broken Hill to advocate for additional services for the expansion of services.
5. That Council writes to the appropriate Federal & State Ministers as well as Local

Members, The Honorable Mark Coulton and Mr Roy Butler to reinforce the urgency of increasing childcare availability within the City.

6. That the Mayor and Councillors meet with the Federal Member when he is next in Broken Hill, to discuss the issue.

CARRIED UNANIMOUSLY

The Mayor has now received reply correspondence from The Hon Sarah Mitchell MLC, Minister for Education and Early Learning, advising of various Government strategies to support accessible childcare for families in Australia (see attached).

Attachments

1. [!\[\]\(c6a8736a601a632e2c96605cf66055ed_img.jpg\)](#) Inwards correspondence from the Minister for Education and Early Learning

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER



The Hon. Sarah Mitchell MLC
Minister for Education and Early Learning
Deputy Leader of the Government in the Legislative Council

OFFICIAL

Ref: RML22/2591

Cr Tony Kennedy
Mayor
Broken Hill City Council
The Office of the Mayor
PO Box 448
BROKEN HILL NSW 2880

c/ - executive.support@brokenhill.nsw.gov.au

Dear Mayor

Thank you for your correspondence of 10 June 2022, to the Hon Natasha Maclaren-Jones MLC, Minister for Families and Communities and Minister for Disability Services, regarding child care availability in Broken Hill. Minister Maclaren-Jones referred your correspondence to me as the matter raised falls within my portfolio responsibilities.

The NSW Government is committed to supporting children and families with access to affordable and quality early childhood education and care, no matter their circumstances or where they live. The NSW Government has announced a \$5 billion commitment to establish the Affordable and Accessible Childcare and Economic Participation Fund.

The Mitchell Report identified the key issues – that quality and affordable childcare is not a lived reality for all families. It is clear that more needs to be done, and this Fund is the NSW Government's commitment to families. The Fund will offer a range of major incentives to early childhood education providers to extend their services, and make sure affordable, quality childcare is available when and where families need it.

We expect these incentives will include improving the quality and viability of existing services and helping providers start new services in areas where there are shortages of places and where providers are struggling to operate, such as some regional and rural communities.

Services and sector organisations will be able to apply for funding from financial year 2023-24. The NSW Government will release detailed guidelines for accessing the Fund following consultation with the sector. The Department of Education has noted your interest and contact details, and will include you in their consultation sessions planned over the next few months.

The Australian Government's Child Care Subsidy remains the primary funding source for long day care services. Services may be eligible to access other funding sources from the Australian Government, such as the Community Child Care Fund. Further information is available on the Commonwealth Department of Education and Department of Employment and Workplace Relations website at <https://www.dese.gov.au/child-care-package/community-child-care-fund>.

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GPO Box 5341 Sydney NSW 2001 ■ P: (02) 8574 5950 ■ W: nsw.gov.au/ministermitchell

OFFICIAL

I acknowledge our initiatives will take some time to come into effect, but in the meantime, the families from the Broken Hill community may also look into the following:

The NSW Government provides an online portal in order to assist families find local child care options. The Service NSW Early Childhood Education and Care Finder assists in searching for potentially suitable local care options is available at <https://www.service.nsw.gov.au/find-ecec-providers>.

The Australian Children's Education and Care Quality Authority's Starting Blocks website provides a range of information including a child care finder which is available at <https://www.startingblocks.gov.au/find-child-care/>.

Further information on the NSW Early Years Commitment is available on the Department of Education's website at <https://education.nsw.gov.au/early-childhood-education/early-years-commitment>. Alternatively, families may contact the Department's Information and Enquiries team by telephone on 1800 619 113 or email at EarlyYearsCommitment@det.nsw.edu.au.

Yours sincerely


Sarah Mitchell MLC
30 August 2022

OFFICIAL

2

ORDINARY MEETING OF THE COUNCIL

September 19, 2022

ITEM 8BROKEN HILL CITY COUNCIL REPORT NO. 222/22SUBJECT: 2021/2022 DRAFT ANNUAL FINANCIAL STATEMENTS D22/49570**Recommendation**

1. That Broken Hill City Council Report No. 222/22 dated September 19, 2022, be received.
2. That the 2021/2022 Draft Primary Financial Statements as attached be received.
3. That the 2021/2022 Draft Primary Financial Statements as attached be referred to audit.
4. That Council adopt the attached Statements of Opinion on the 2021/22 General Purpose and Special Purpose Financial Statements and the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer sign the Statements in accordance with Section 413(2)(c) of the *Local Government Act 1993*.
5. That Council delegate to the General Manager the authority to finalise the date at which the auditor's report and financial statements are to be presented to the public.
6. That Council delegate the General Manager the authority to authorise the 2021/22 General Purpose and Special Purpose Financial Statements and associated Special Schedules for issue immediately upon receipt of the auditors reports subject to there being no material audit changes or audit issues, in accordance with AASB 110.

Executive Summary:

Two separate financial reports are produced by Council each year to comply with State Government legislative requirements under the *Local Government Act 1993* and the *Public Finance and Audit Act 1983*.

The reports are the:

- General Purpose Financial Report
- Special Purpose Financial Report

The draft reports have been completed and the primary financial statements are attached.

Please note that these Financial Statements are in draft form and prior to independent audit and therefore do not necessarily represent the final financial position of Council as at 30 June 2021.

Report:

The *Local Government Act 1993* and Audit Plan provides for the following process to be observed by Councils for the preparation and audit of the annual financial reports:

1. Council staff prepare draft annual financial reports – July 20 to September 20.
2. Draft report (this Agenda item) to Council for signing of Statement of Opinion by Council on the draft annual financial reports – 28 September 2022.
3. Internal Audit Committee Meeting held – 20 October 2022
4. Audit office issues engagement closing report 7 October 2022.
5. Auditor submits financial reports and audit reports to the Council and the Office of Local Government – 20 October 2022.
6. A notice is published in the local newspaper advising that the annual financial reports together with the auditors' reports will be presented to the public at an Ordinary meeting of the Council – 19 October 2022.
7. The reports are presented to the public at the October Ordinary Council Meeting – 26 October 2022.
8. Audit office issues final management letter - No later than 31 October 2022.

Statement by the Council

Section 413(2) of the *Local Government Act 1993* and Section 41C of the *Public Finance and Audit Act 1983* requires Council to include in the financial reports; a statement as to Council's opinion on each of the reports. The auditor requires these statements to be signed prior to the issue of the audit reports. The prescribed forms of the statements of opinion are attached and must be signed by the Mayor, at least one other Councillor, the General Manager and the Responsible Accounting Officer of the Council. (Refer to Attachments).

Following the audit of these reports, they will be presented to the public at the October 2021 Ordinary Council Meeting, subject to the above disclaimer.

Strategic Direction:

Key Direction:	4	Our Community
Objective:	4.1	Openness and Transparency in Decision Making
Strategy:	4.1.1	Support the organisation to operate within its legal framework

Relevant Legislation:

Local Government Act (1993)

Public Finance and Audit Act (1983)

Local Government Amendment (Governance and Planning) Bill 2016

Financial Implications:

The recommendation has no financial impact.

Attachments

1. [↓](#) General Purpose Financial Statements
2. [↓](#) Special Purpose Financial Statements

SIMON BROWN
CHIEF FINANCIAL OFFICER

JAY NANKIVELL
GENERAL MANAGER

Broken Hill City Council

General Purpose Financial Statements

for the year ended 30 June 2022

Statement by Councillors and Management made pursuant to Section 413 (2c) of the *Local Government Act 1993* (NSW)**The attached general purpose financial statements have been prepared in accordance with:**

- the *Local Government Act 1993* and the regulations made thereunder,
- the Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board
- the Local Government Code of Accounting Practice and Financial Reporting.

To the best of our knowledge and belief, these statements:

- present fairly the Council's operating result and financial position for the year
- accord with Council's accounting and other records.

We are not aware of any matter that would render these statements false or misleading in any way.**Signed in accordance with a resolution of Council made on 28 September 2022.**

Tom Kennedy**Mayor**

28 September 2022

Jim Hickey**Councillor**

28 September 2022

Jay Nankivell**General Manager**

28 September 2022

Simon Brown**Responsible Accounting Officer**

28 September 2022

Broken Hill City Council | Income Statement | for the year ended 30 June 2022

Broken Hill City Council

Income Statement

for the year ended 30 June 2022

Original unaudited budget 2022 \$ '000		Notes	Actual 2022 \$ '000	Actual 2021 \$ '000
Income from continuing operations				
19,464	Rates and annual charges	B2-1	19,540	19,013
3,494	User charges and fees	B2-2	3,096	3,325
243	Other revenues	B2-3	3,099	4,867
6,621	Grants and contributions provided for operating purposes	B2-4	9,469	6,771
771	Grants and contributions provided for capital purposes	B2-4	4,920	3,910
497	Interest and investment income	B2-5	276	573
268	Other income	B2-6	294	300
—	Net gain from the disposal of assets	B4-1	5	—
31,358	Total income from continuing operations		40,699	38,759
Expenses from continuing operations				
13,464	Employee benefits and on-costs	B3-1	14,465	13,475
9,431	Materials and services	B3-2	11,748	10,438
641	Borrowing costs	B3-3	799	958
7,074	Depreciation, amortisation and impairment of non-financial assets	B3-4	7,380	7,904
881	Other expenses	B3-5	1,338	2,822
—	Net loss from the disposal of assets	B4-1	—	503
31,491	Total expenses from continuing operations		35,730	36,100
(133)	Operating result from continuing operations		4,969	2,659
(133)	Net operating result for the year attributable to Council		4,969	2,659
(904)	Net operating result for the year before grants and contributions provided for capital purposes		49	(1,251)

The above Income Statement should be read in conjunction with the accompanying notes.

Broken Hill City Council | Statement of Comprehensive Income | for the year ended 30 June 2022

Broken Hill City Council

Statement of Comprehensive Income

for the year ended 30 June 2022

	Notes	2022 \$ '000	2021 \$ '000
Net operating result for the year – from Income Statement		4,969	2,659
Other comprehensive income:			
Amounts which will not be reclassified subsequently to the operating result			
Gain (loss) on revaluation of infrastructure, property, plant and equipment	C1-6	27,281	(944)
Total items which will not be reclassified subsequently to the operating result		27,281	(944)
Total other comprehensive income for the year		27,281	(944)
Total comprehensive income for the year attributable to Council		32,250	1,715

The above Statement of Comprehensive Income should be read in conjunction with the accompanying notes.

Broken Hill City Council | Statement of Financial Position | for the year ended 30 June 2022

Broken Hill City Council

Statement of Financial Position

as at 30 June 2022

	Notes	2022 \$ '000	2021 \$ '000
ASSETS			
Current assets			
Cash and cash equivalents	C1-1	19,235	25,747
Investments	C1-2	4,500	3,000
Receivables	C1-4	4,672	4,722
Inventories	C1-5	147	133
Other		1,069	406
Total current assets		29,623	34,008
Non-current assets			
Infrastructure, property, plant and equipment (IPPE)	C1-6	288,869	252,386
Investments accounted for using the equity method	D1-1	931	1,144
Total non-current assets		289,800	253,530
Total assets		319,423	287,538
LIABILITIES			
Current liabilities			
Payables	C3-1	4,149	3,779
Contract liabilities	C3-2	2,028	2,352
Borrowings	C3-3	1,556	1,443
Employee benefit provisions	C3-4	4,550	4,115
Total current liabilities		12,283	11,689
Non-current liabilities			
Borrowings	C3-3	18,667	19,794
Employee benefit provisions	C3-4	228	221
Provisions	C3-5	9,547	9,386
Total non-current liabilities		28,442	29,401
Total liabilities		40,725	41,090
Net assets		278,698	246,448
EQUITY			
Accumulated surplus	C4-1	113,710	108,741
IPPE revaluation reserve	C4-1	164,988	137,707
Council equity interest		278,698	246,448
Total equity		278,698	246,448

The above Statement of Financial Position should be read in conjunction with the accompanying notes.

Broken Hill City Council

Statement of Changes in Equity

for the year ended 30 June 2022

	Notes	as at 30/06/22			as at 30/06/21		
		Accumulated surplus \$ '000	IPPE revaluation reserve \$ '000	Total equity \$ '000	Accumulated surplus \$ '000	IPPE revaluation reserve \$ '000	Total equity \$ '000
Opening balance at 1 July		108,741	137,707	246,448	106,082	138,651	244,733
Net operating result for the year		4,969	–	4,969	2,659	–	2,659
Other comprehensive income							
Gain (loss) on revaluation of infrastructure, property, plant and equipment	C1-6	–	27,281	27,281	–	(944)	(944)
Other comprehensive income		–	27,281	27,281	–	(944)	(944)
Total comprehensive income		4,969	27,281	32,250	2,659	(944)	1,715
Closing balance at 30 June		113,710	164,988	278,698	108,741	137,707	246,448

The above Statement of Changes in Equity should be read in conjunction with the accompanying notes.

Broken Hill City Council | Statement of Cash Flows | for the year ended 30 June 2022

Broken Hill City Council

Statement of Cash Flows

for the year ended 30 June 2022

Original unaudited budget 2022 \$ '000		Notes	Actual 2022 \$ '000	Actual 2021 \$ '000
Cash flows from operating activities				
Receipts:				
18,880	Rates and annual charges		19,917	18,813
3,649	User charges and fees		3,457	2,713
504	Interest received		106	482
6,970	Grants and contributions		14,065	12,489
—	Bonds, deposits and retentions received		11	14
236	Other		5,570	5,582
Payments:				
(13,098)	Payments to employees		(13,852)	(13,133)
(5,295)	Payments for materials and services		(14,705)	(12,274)
(641)	Borrowing costs		(642)	(645)
(4,669)	Other		(1,074)	(807)
6,536	Net cash flows from operating activities	G1-1	12,853	13,234
Cash flows from investing activities				
Receipts:				
—	Sale of investments		3,000	13,000
—	Proceeds from sale of IPPE		241	664
—	Deferred debtors receipts		6	31
Payments:				
—	Acquisition of term deposits		(4,500)	(10,000)
(7,251)	Payments for IPPE		(16,818)	(13,454)
—	Fair Value Decrement on Investments		(280)	—
(7,251)	Net cash flows from investing activities		(18,351)	(9,759)
Cash flows from financing activities				
Receipts:				
—	Proceeds from borrowings		437	10,000
Payments:				
(1,428)	Repayment of borrowings		(1,451)	(1,255)
(1,428)	Net cash flows from financing activities		(1,014)	8,745
(2,143)	Net change in cash and cash equivalents		(6,512)	12,220
(2,144)	Cash and cash equivalents at beginning of year		25,747	13,527
(4,287)	Cash and cash equivalents at end of year	C1-1	19,235	25,747
11,000	plus: Investments on hand at end of year	C1-2	4,500	3,000
6,713	Total cash, cash equivalents and investments		23,735	28,747

The above Statement of Cash Flows should be read in conjunction with the accompanying notes.

Broken Hill City Council

Special Purpose Financial Statements

for the year ended 30 June 2022

Statement by Councillors and Management made pursuant to the Local Government Code of Accounting Practice and Financial Reporting

The attached Special Purpose Financial Statements have been prepared in accordance with:

- the NSW Government Policy Statement 'Application of National Competition Policy to Local Government',
- the Division of Local Government Guidelines 'Pricing and Costing for Council Businesses – A Guide to Competitive Neutrality',
- the Local Government Code of Accounting Practice and Financial Reporting,
- the NSW Office of Water Best-Practice Management of Water and Sewerage Guidelines.

To the best of our knowledge and belief, these statements:

- present fairly the operating result and financial position for each of Council's declared business activities for the year, and
- accord with Council's accounting and other records.
- present overhead reallocation charges to the water and sewerage businesses as fair and reasonable.

We are not aware of any matter that would render these statements false or misleading in any way.

Signed in accordance with a resolution of Council made on 28 September 2022.

Tom Kennedy

Mayor

28 September 2022

Jim Hickey

Councillor

28 September 2022

Jay Nankivell

General Manager

28 September 2022

Simon Brown

Responsible Accounting Officer

28 September 2022

ORDINARY MEETING OF THE COUNCIL

September 8, 2022

ITEM 9**BROKEN HILL CITY COUNCIL REPORT NO. 214/22****SUBJECT:** **INVESTMENT REPORT FOR AUGUST 2022** **D22/47707****Recommendation**

1. That Broken Hill City Council Report No. 214/22 dated September 8, 2022, be received.

Executive Summary:

The *Local Government (General) Regulation 2021* (Part 9, Division 5, Clause 212), effective from 1 September 2021, 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.

As at 31 August 2022, Council's Investment Portfolio had a current market valuation of \$24,553,407 or principal value (face value) of \$24,529,549 and was compliant with policy and legislative requirements as per the below table.

Report:

Council's investments as at 31 August 2022 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

Inflation and recession risk remain the main issues for investment markets around the globe. In the US, minutes from the last Federal Reserve meeting and various Fed speakers during the month foreshadowed more rate hikes ahead, aggressive if need be, to get inflation back to its 2-3% target range. Further increases in inflation in the UK and Canada left both their central banks on track for more rate hikes. Chinese economic data surprised on the downside and US data was mostly soft, further keeping recession risk high.

Price pressures are showing some signs of cooling, with global business surveys showing improving delivery times, declining order backlogs and falling price and cost pressures, along with a drop in oil and metal prices. This is expected to start to take pressure of central banks and at least allow a slowing of tightening over the next six months.

Global share markets were mostly down in August as recession fears were revived at the end of the month. The aggressive stance coming from the US Federal Reserve on further rate hikes ahead led to late-month sell offs in shares globally. The US S&P 500 index fell over 4% for the month and European shares were down nearly 5%. Australian and Japanese share markets managed to record modest gains, despite losing ground in late-August, both rising 1.3%. The Mining/Materials (+4.5%) and Energy (+7.8%) sectors led the gainers domestically.

Domestic issues

Australia's unemployment rate has fallen to a new 38-year low of 3.4%. In July there were fewer unemployed (474,000 people) than there were job vacancies in May (480,000), which suggests the job market remains very tight for now.

Economists expect domestic wages growth to go above 3% over the next year, which will still be well below the rise in wages growth already reached in the US and Europe, suggesting a wage-price inflation spiral is a far smaller risk in Australia, and the RBA will likely not have to raise rates as much as the US.

Consumer confidence surveys showed another fall in August and are near levels associated with recession as cost of living pressures and higher rates impact borrowers. This implies slower growth in demand may be ahead, which will ultimately ease capacity pressures and inflation, but there remains a risk of the economy contracting sharper than expected leading to recession.

Interest rates

The RBA hiked the official cash rate another 50 basis points, from 1.35% to 1.85% at its August meeting with the Board noting that inflation in Australia was at its highest level since the early 1990s, and at over 6%pa, well above the 2-3% target range.

The market increased its cash rate expectation over the past month, pricing in a 3.85% cash rate by the end of the 2022/23 Financial Year, up from an expected 3.25% in July.

Investment Portfolio Commentary

Council's investment portfolio returned -0.68%pa (-0.06% actual) for the month versus the bank bill index benchmark return of 1.84%pa. For the past 12 months, the investment portfolio has returned -0.63% versus the bank bill index benchmark's 0.37%pa. Council had no maturities or new investments in term deposits during the month.

Financial markets reacted poorly to comments coming out of the US Federal Reserve that there would be 'more pain ahead' as the central bank would raise rates aggressively to bring

inflation, currently over 8%, back to the 2-3% target range. The repercussions were felt well beyond the US borders.

The NSW TCorpIM Medium Term recorded a negative result of -1.00%, retreating from solid gains mid-month. Global share markets were mostly down in August as recession fears were revived at the end of the month. The aggressive stance coming from the US Federal Reserve on further rate hikes ahead led to late-month sell offs in shares globally. The US S&P 500 index fell over 4% for the month and European shares were down nearly 5%. Australian and Japanese share markets managed to record modest gains, despite losing ground in late-August, both rising 1.3%. The Mining/Materials (+4.5%) and Energy (+7.8%) sectors led the gainers domestically.

Council has a well-diversified portfolio invested predominantly among a range of term deposits and senior ranked floating rate notes from highly rated government and Australian bank issuers. Council also has exposure to a wide range of asset classes, including international and domestic shares via the NSW TCorp Medium Term Growth Fund. It is expected that Council's portfolio will achieve above benchmark returns over the medium/long term with prudent investment selection.

Council's Portfolio by Source of Funds – August 2022

As at 31 August 2022, Council's Investment Portfolio had a current market valuation of \$24,553,407 or principal value (face value) of \$24,529,549 and was compliant with policy and legislative requirements as per the table above.

	Source of Funds	Principal Amount
GENERAL Fund	Operating Capital & Internal Restrictions	\$16,652,549
	Royalties Reserve	\$793,000
	Domestic Waste Management Reserve	\$3,065,000
	Grants	\$4,019,000
	TOTAL PORTFOLIO	\$24,529,549

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.

Community Engagement:

Nil

Strategic Direction:

- Key Direction 4: Our Leadership
- Objective 4.1: Openness and Transparency in Decision Making
- Action 4.1.1 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. [↓](#) August 2022 Investment Report

SIMON BROWN
CHIEF FINANCIAL OFFICER

JAY NANKIVELL
GENERAL MANAGER



**Investment Summary Report
August 2022**



Broken Hill City Council

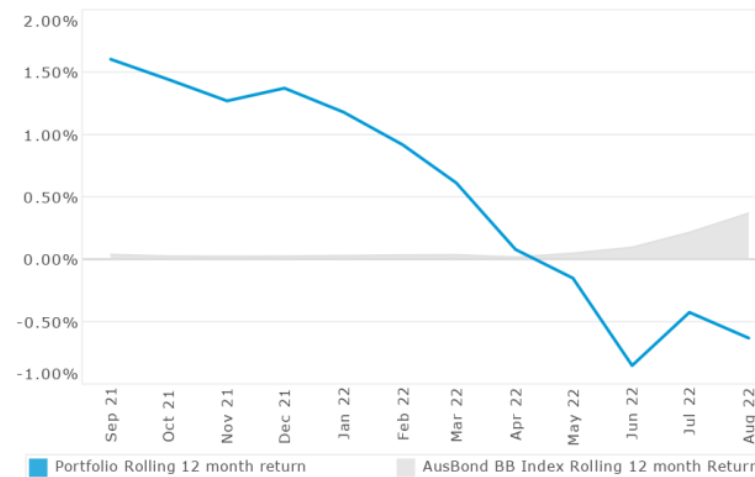
Executive Summary - August 2022



Investment Holdings

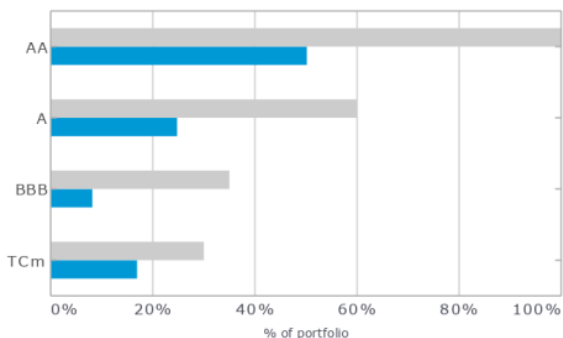
	Face Value (\$)	Current Value (\$)
Cash	15,878,923	15,878,923
Managed Funds	4,150,626	4,150,626
Term Deposit	4,500,000	4,523,858
	24,529,549	24,553,407

Investment Performance

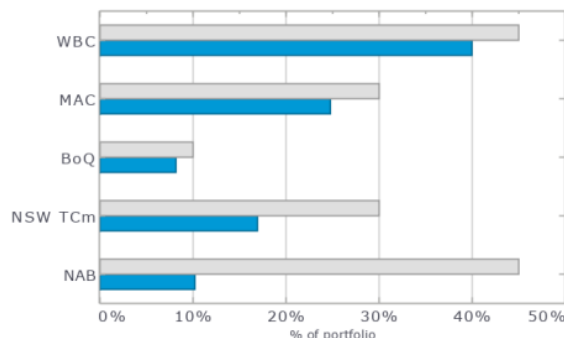


Investment Policy Compliance

Total Credit Exposure



Individual Institutional Exposures



Term to Maturities

	Face Value (\$)	Policy Max
0 to 1 yrs	24,029,549	98% 100%
1 to 10 yrs	500,000	2% 60%
	24,529,549	

Specific Sub Limits

5 to 10 yrs	0	0% 30%
-------------	---	---------------

Portfolio Exposure Investment Policy Limit

Broken Hill City Council

Investment Holdings Report - August 2022



Cash Accounts

Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Current Value (\$)	Deal No.	Reference
4,330,633.27	0.0000%	Westpac Group	AA-	4,330,633.27	473409	Cheque
5,475,206.07	3.0500%	Westpac Group	AA-	5,475,206.07	535442	90d Notice
6,073,083.71	1.8500%	Macquarie Bank	A+	6,073,083.71	540354	Accelerator
15,878,923.05	1.7592%			15,878,923.05		

Managed Funds

Face Value (\$)	Monthly Return (%)	Institution	Credit Rating	Funds Name	Current Value (\$)	Deal No.	Reference
4,150,626.38	-1.0025%	NSW T-Corp (MT)	TCm	Medium Term Growth Fund	4,150,626.38	536441	
4,150,626.38	-1.0025%				4,150,626.38		

Term Deposits

Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
12-Oct-22	500,000.00	0.4100%	National Australia Bank	AA-	500,000.00	13-Oct-21	501,814.11	541988	1,814.11	At Maturity	
24-Oct-22	500,000.00	1.4500%	National Australia Bank	AA-	500,000.00	27-Apr-22	502,522.60	542702	2,522.60	At Maturity	
16-Nov-22	500,000.00	0.7000%	ME Bank	BBB+	500,000.00	17-Nov-21	502,761.64	542099	2,761.64	At Maturity	
8-Dec-22	500,000.00	2.8000%	ME Bank	BBB+	500,000.00	8-Jun-22	503,260.27	542853	3,260.27	At Maturity	
27-Apr-23	500,000.00	2.1500%	National Australia Bank	AA-	500,000.00	27-Apr-22	503,740.41	542701	3,740.41	At Maturity	
4-Jul-23	1,000,000.00	3.9000%	ME Bank	BBB+	1,000,000.00	30-Jun-22	1,006,731.51	542914	6,731.51	At Maturity	
16-Aug-23	500,000.00	0.6200%	National Australia Bank	AA-	500,000.00	18-Aug-21	500,118.90	541757	118.90	Annually	
27-Sep-23	500,000.00	0.6300%	National Australia Bank	AA-	500,000.00	29-Sep-21	502,908.36	541935	2,908.36	Annually	
	4,500,000.00	1.8400%			4,500,000.00		4,523,857.80		23,857.80		

Broken Hill City Council

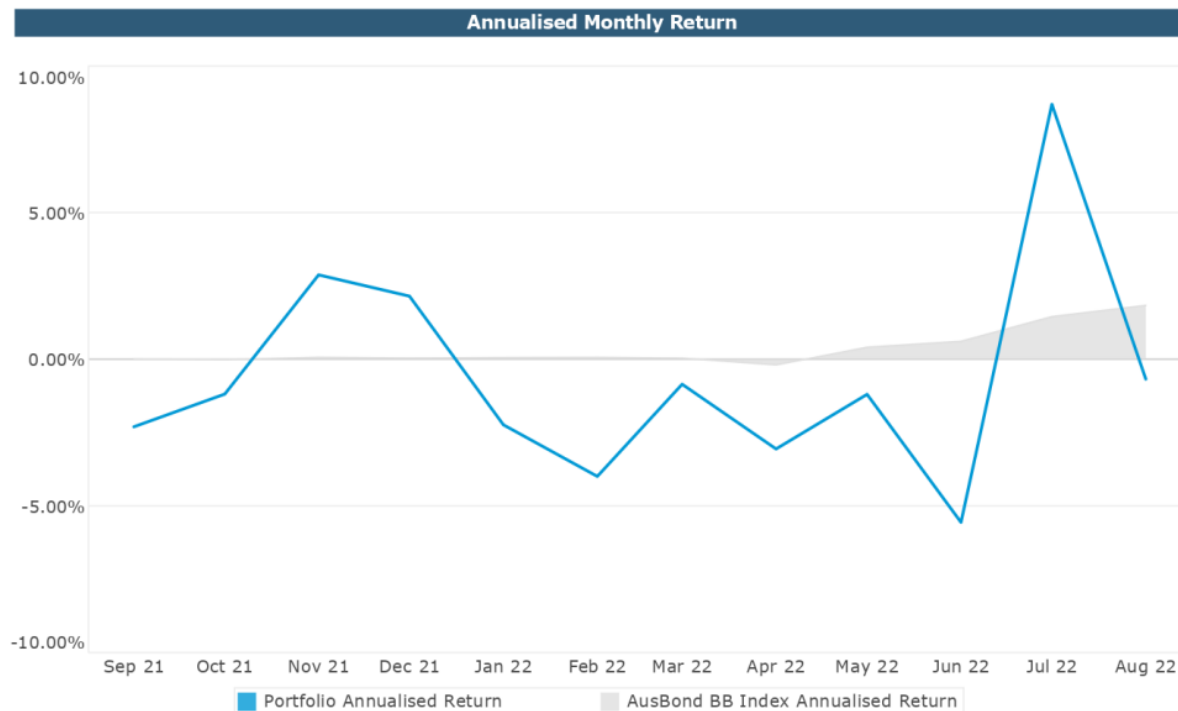
Accrued Interest Report - August 2022



Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Yield Accrued (\$)	(% pa)
Cash									
Macquarie Bank	540354					9,062.77	0	9,062.77	1.85%
Westpac Group	473409					0.01	0	0.01	0.00%
Westpac Group	535442					12,295.29	0	12,295.29	3.05%
						21,358.07		21,358.07	1.69%
Managed Funds									
NSW T-Corp Defensive Cash Funds	535329				1-Jul-22	0.00	0	0.00	
NSW T-Corp Medium Term Growth Fund	536441				1-Aug-23	0.00	0	-42,033.45	-11.19%
						0.00		-42,033.45	-11.19%
Term Deposits									
National Australia Bank	541988		500,000.00	13-Oct-21	12-Oct-22	0.00	31	174.11	0.41%
National Australia Bank	542702		500,000.00	27-Apr-22	24-Oct-22	0.00	31	615.75	1.45%
ME Bank	542099		500,000.00	17-Nov-21	16-Nov-22	0.00	31	297.26	0.70%
ME Bank	542853		500,000.00	8-Jun-22	8-Dec-22	0.00	31	1,189.04	2.80%
National Australia Bank	542701		500,000.00	27-Apr-22	27-Apr-23	0.00	31	913.01	2.15%
ME Bank	542914		1,000,000.00	30-Jun-22	4-Jul-23	0.00	31	3,312.33	3.90%
National Australia Bank	541757		500,000.00	18-Aug-21	16-Aug-23	3,100.00	31	263.28	0.62%
National Australia Bank	541935		500,000.00	29-Sep-21	27-Sep-23	0.00	31	267.54	0.63%
						3,100.00		7,032.32	1.84%
Grand Totals						24,458.07		-13,643.06	-0.68%

Broken Hill City Council

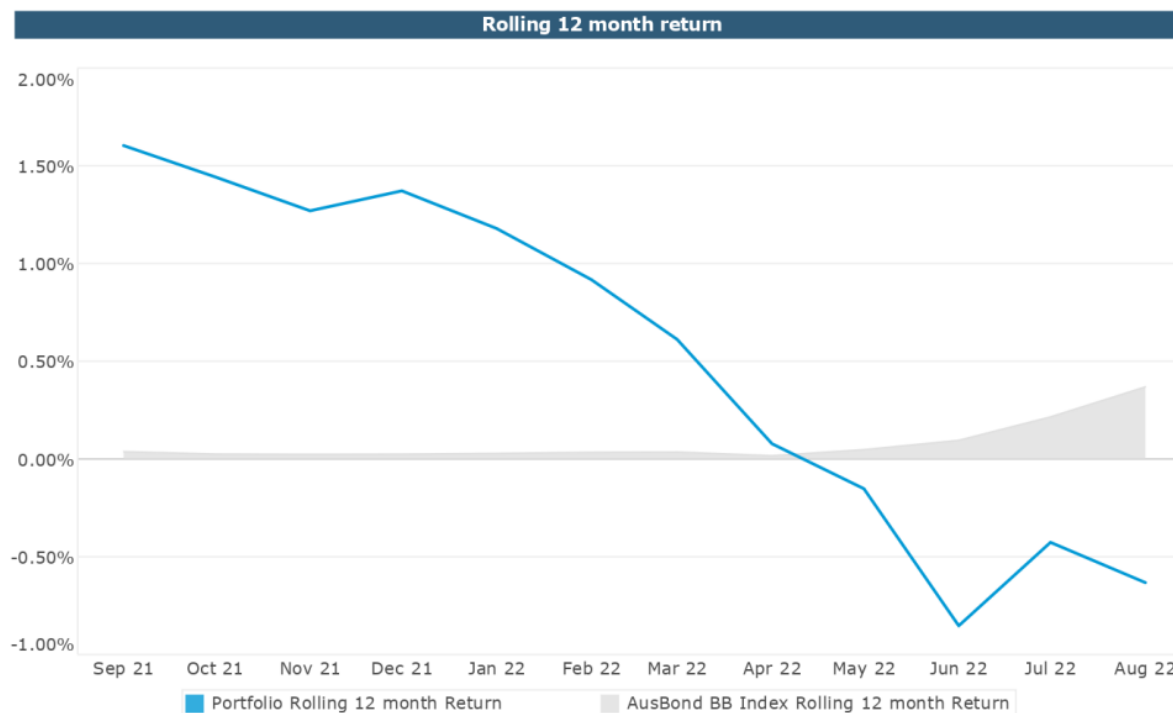
Investment Performance Report - August 2022



Historical Performance Summary (%pa)			
	Portfolio	Annualised BB Index	Outperformance
Aug 2022	-0.68%	1.84%	-2.52%
Last 3 months	0.72%	1.31%	-0.59%
Last 6 months	-0.50%	0.70%	-1.20%
Financial Year to Date	3.90%	1.65%	2.25%
Last 12 months	-0.63%	0.37%	-1.00%

Broken Hill City Council

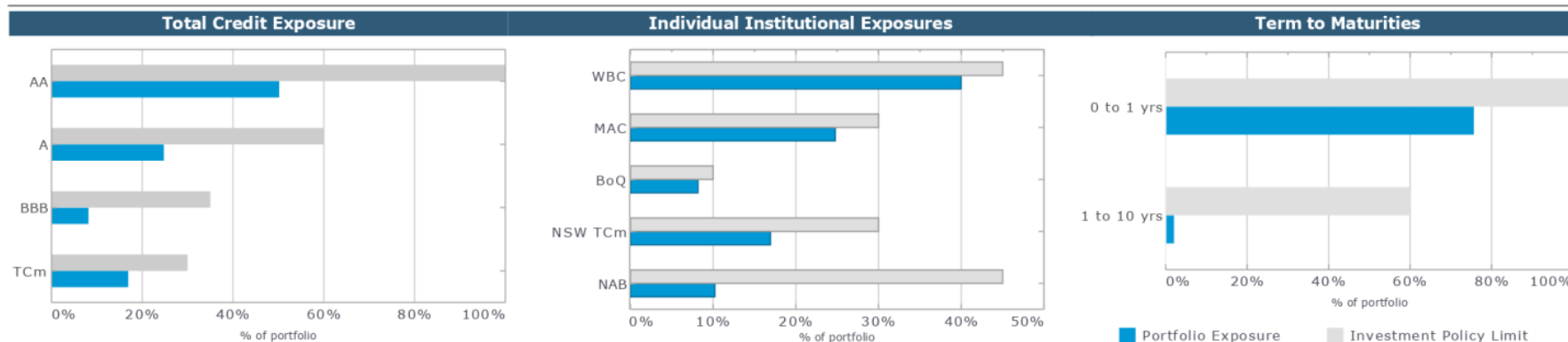
Investment Performance Report - August 2022



Historical Performance Summary (% actual)			
	Portfolio	Annualised BB Index	Outperformance
Aug 2022	-0.06%	0.15%	-0.21%
Last 3 months	0.18%	0.33%	-0.15%
Last 6 months	-0.25%	0.35%	-0.60%
Financial Year to Date	0.65%	0.28%	0.37%
Last 12 months	-0.63%	0.37%	-1.00%

Broken Hill City Council

Investment Policy Compliance Report - August 2022



Credit Rating Group	Face Value (\$)	Policy Max
AA	12,305,839	50% 100% <input type="checkbox"/>
A	6,073,084	25% 60% <input type="checkbox"/>
BBB	2,000,000	8% 35% <input type="checkbox"/>
TCm	4,150,626	17% 30% <input type="checkbox"/>
	24,529,549	

Institution	% of portfolio	Investment Policy Limit
Westpac Group (AA-)	40%	45% <input type="checkbox"/>
Macquarie Bank (A+)	25%	30% <input type="checkbox"/>
Bank of Queensland (BBB+)	8%	10% <input type="checkbox"/>
NSW T-Corp (TCm)	17%	30% <input type="checkbox"/>
National Australia Bank (AA-)	10%	45% <input type="checkbox"/>

	Face Value (\$)	Policy Max
0 to 1 yrs	24,029,549	98% 100% <input type="checkbox"/>
1 to 10 yrs	500,000	2% 60% <input type="checkbox"/>
	24,529,549	

Specific Sub Limits			
BBB+	2,000,000	8%	35% <input type="checkbox"/>

Specific Sub Limits			
5 to 10 yrs	0	0%	30% <input type="checkbox"/>

☐ = compliant
☐ = non-compliant

Broken Hill City Council

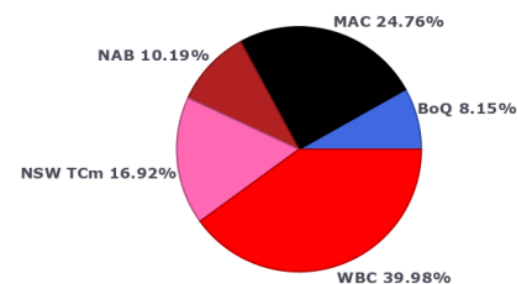
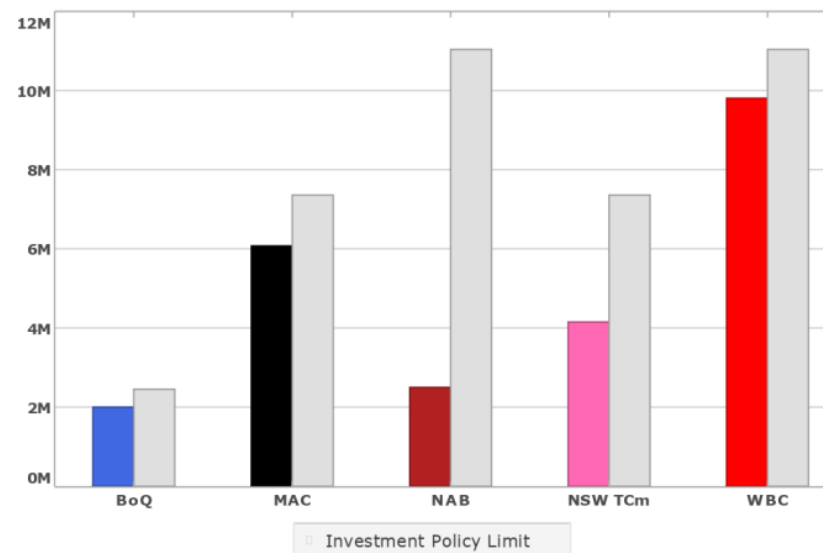
Individual Institutional Exposures Report - August 2022



Individual Institutional Exposures

	Current Exposures		Policy Limit		Capacity
Bank of Queensland (BBB+)	2,000,000	8%	2,452,955	10%	452,955
Macquarie Bank (A+)	6,073,084	25%	7,358,865	30%	1,285,781
National Australia Bank (AA-)	2,500,000	10%	11,038,297	45%	8,538,297
NSW T-Corp (TCm)	4,150,626	17%	7,358,865	30%	3,208,239
Westpac Group (AA-)	9,805,839	40%	11,038,297	45%	1,232,458
	24,529,549				

Individual Institutional Exposure Charts



Broken Hill City Council
Cashflows Report - August 2022**Actual Cashflows for August 2022**

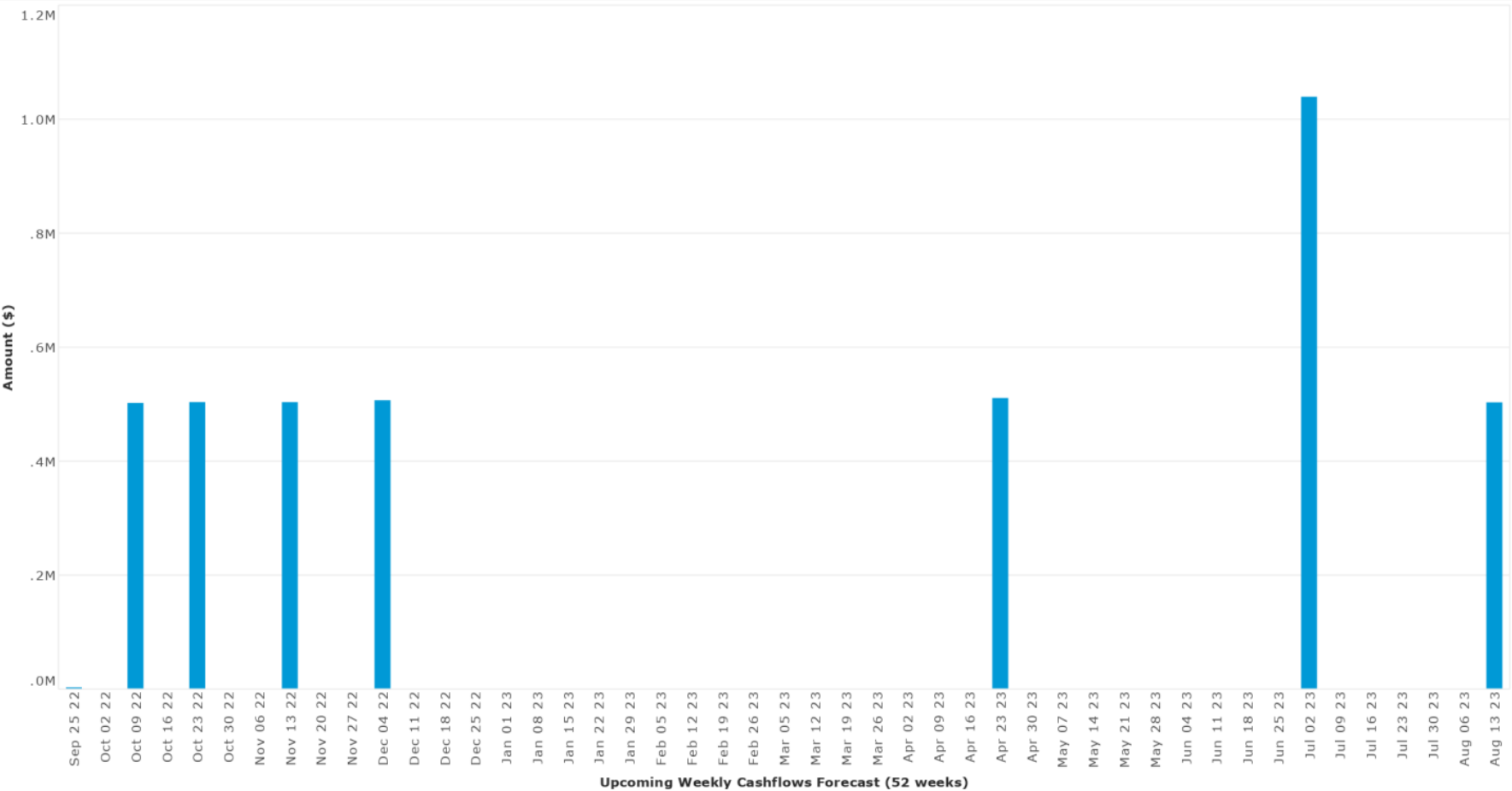
Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
18-Aug-22	541757	National Australia Bank	Term Deposit	During: Interest Received/Paid Dates	3,100.00
<u>Deal Total</u>					<u>3,100.00</u>
Day Total					3,100.00
Total for Month					3,100.00

Forecast Cashflows for September 2022

Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
29-Sep-22	541935	National Australia Bank	Term Deposit	During: Interest Received/Paid Dates	3,150.00
<u>Deal Total</u>					<u>3,150.00</u>
Day Total					3,150.00
Total for Month					3,150.00

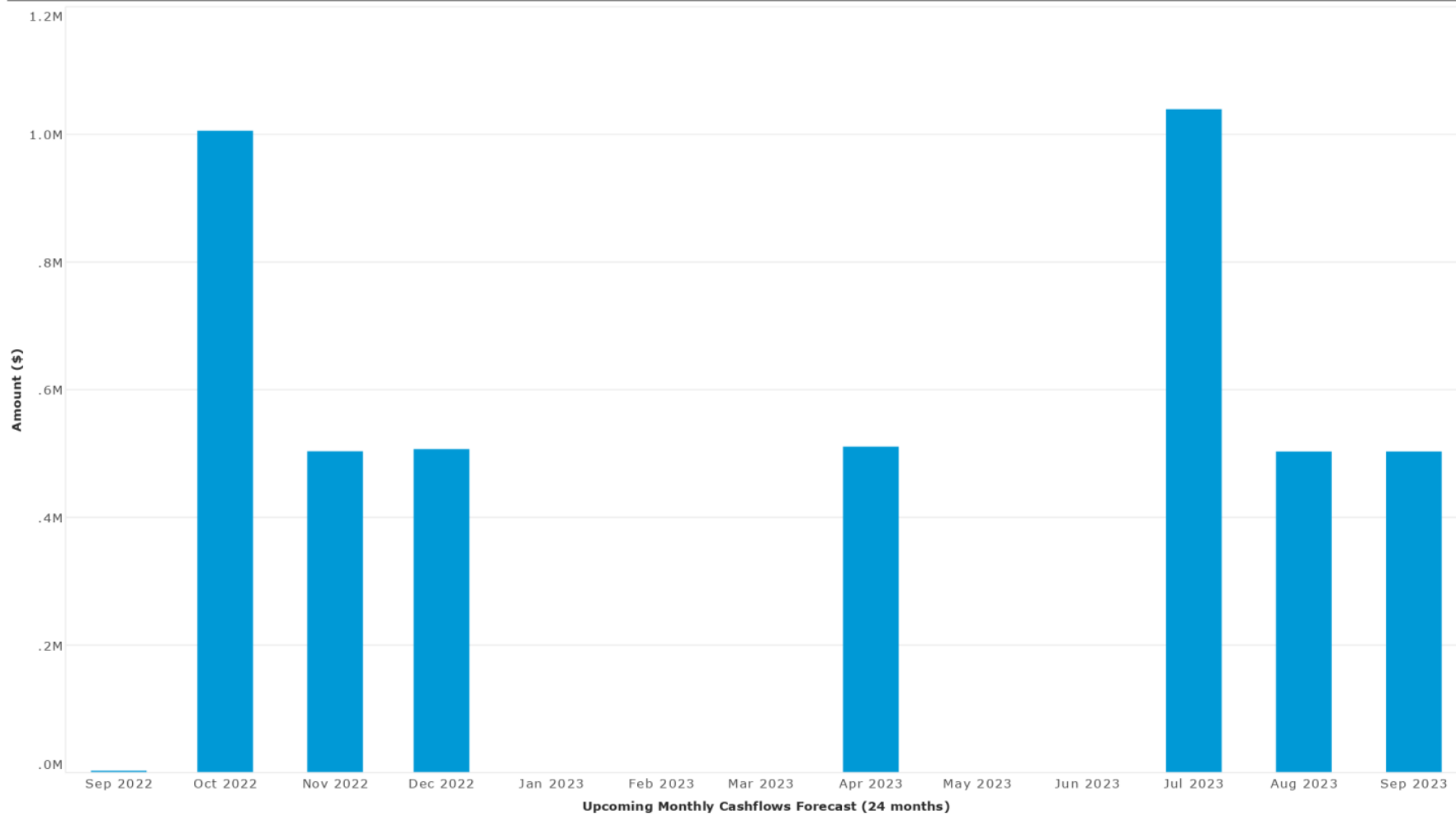
Broken Hill City Council

Cashflows Report - August 2022



Broken Hill City Council

Cashflows Report - August 2022



ORDINARY MEETING OF THE COUNCIL

July 13, 2022

ITEM 10BROKEN HILL CITY COUNCIL REPORT NO. 223/22

SUBJECT: DRAFT ECONOMIC DEVELOPMENT STRATEGY FOR
COMMUNITY CONSULTATION D22/36750

Recommendation

1. That Broken Hill City Council Report No. 223/22 dated July 13, 2022, be received.
2. That Council endorse the Draft Economic Development Strategy 2022-2027 for the purpose of public exhibition for community comment for a 28-day period.
3. That Council receives a further report at the conclusion of the exhibition period, outlining submissions received and any recommendation for changes arising, with a view to adopting the Draft Economic Development Strategy 2022-2027.

Executive Summary:

The Draft Economic Development Strategy provides a road map for the next five years to harness opportunities available to Broken Hill to support and grow business and industry, facilitate population growth, minimise the risk of a fly-in-fly-out workforce and embrace growth projects including those in the critical minerals and renewable energy sectors and the visitor economy.

The strategy is divided into four key priority areas including:

- A Vibrant Community (Leadership, collaboration and advocacy).
- Population Growth (Housing, land management, education and training).
- Business and Industry (Strategic land planning, industry investment in existing and new industries).
- Visitor Economy (Tourism, film, creative arts).

Each priority contains a number of objectives that with a collaborative approach will support the community to meet Key Direction Two in the Community Strategic Plan – Our Economy, grow Broken Hill's economic reputation as an industrial powerhouse and contribute to the city's sustainability.

Report:

The inaugural Broken Hill Economic Development Strategy 2022 – 2027 provides Council and the community with a plan to embrace opportunities to grow the city's economy and nurture new opportunities for growth and investment in the city.

The strategy is centered on the vision: *"Broken Hill will be a national powerhouse of sustainable and technological innovation that values and shares the region's unique natural and built environment with regional, national and international visitors and is home to an active, vibrant residential population with services and facilities to support population growth to 25,000 by 2027."*

For many years, the focus of the community and Council was to transition the economy away from a dependency on mining and to broaden the economic structure with a particular focus on the visitor economy and promote Broken Hill as a liveable city that offers an immersive cultural visitor experience and enviable lifestyle.

More recently, there has been resurgence of interest in mining opportunities in Far West NSW and Broken Hill has been confirmed as a major player in the nation's critical minerals and renewable energy industries as well as being a significant destination for festivals and events.

To take advantage of these opportunities, planning for population growth and a strong economy continues to have a sharp focus to ensure that the city grows its resident population.

The strategy consolidates the future economic opportunities identified by the community during consultation for a number of key Council strategies during the past two years. It also recognises the opportunities highlighted in strategies and plans of other Government agencies and links specific local projects and opportunities to the outcomes.

The consultation undertaken at community meetings, including business and industry network meetings and briefings, has resulted in a strategy with a focus on four key pillars:

- A Vibrant Community (Leadership, collaboration and advocacy).
- Population Growth (Housing, land management, education and training).
- Business and Industry (Strategic land planning, industry investment in existing and new industries).
- Visitor Economy (Tourism, film, creative arts).

This strategy identifies a wide range of opportunities that can be collectively pursued by all tiers of Government, agencies and business and industry to achieve maximum impact. There are 17 objectives, 48 anticipated outcomes and seven success targets across the life of the Strategy. Council will implement these actions by leading on delivery, collaborating with others, and advocating for investment.

These seven targets to be achieved by 2027 include:

1. Broken Hill to be recognised as a global leader in the Critical Minerals Economy
2. Destination of choice for people to live and work
3. 25,000 residential population
4. Increase GRP to \$ 1.1 billion
5. 5,000 new jobs
6. 80% workforce residential
7. 700 new or renovated dwellings

The outcomes of this strategy will be reported to Council and the community annually in August in the form of a State of the Economy Report.

Community Engagement:

The Economic Development Strategy 2022 – 2027 has been informed through a series of public consultations and ongoing briefings and meetings to develop a key community strategies to plan the approach to Broken Hill's future. This includes:

- Broken Hill Community Strategic Plan 2020-2040
- Broken Hill Central Business District Master Plan
- Broken Hill Wayfinding Strategy
- Broken Hill Smart City Strategy
- Broken Hill Renewable Energy Action Plan
- Broken Hill Cultural Plan
- Broken Hill Cultural Plan Background Report
- Broken Hill Cultural Framework and Synopsis Report
- Destination Country and Outback Destination Management Plan

- Far South-West Joint Organisation Destination Management Plan
- Regional Transport Strategy

The Strategy also reflects the objectives and direction of regional, State and Federal strategies and identifies actions that can be pursued at a local level to align Broken Hill's economic progress with State and National priorities.

- Far West Regional Plan 2036
- Far West Regional Economic Development Strategy 2018 - 2022
- Regionalisation Ambition 2032 – a Framework to Rebalance the Nation
- A 20-Year Economic Vision for Regional NSW
- NSW Visitor Economy Strategy 2030

During the two-year community consultation process for the Broken Hill Community Strategic Plan 2040, the community identified that economic success looks like an economy that is innovative, sustainable, diverse, resilient, adaptable to change and that it makes the best use of the unique advantages of our remoteness and lifestyle. (CSP 2040).

During this time the community was also actively engaged in the development of the CBD Masterplan, Broken Hill Cultural Strategy, Destination Country and Outback Destination Management Plan and the Renewable Energy Action Plan – all of which pose real economic opportunities for the city and region and have been captured in the Economic Development Strategy.

The key identified priorities for economic growth were that the local economy embraced traditional (e.g., mining, art, and tourism) and new industries (e.g., technology and renewable energies), that these industries are supported. It was also strongly advocated that local career, training and education opportunities are created and if existing, expanded – especially for young people to ensure more stay in Broken Hill and that our opportunities attract more people in all forms, visitors, investors, and new residents to our city.

Councillors also attended a briefing session in July and a workshop in August to develop and analyse the draft strategy and set their vision for future outcomes.

The Strategy will also be further informed through the 28-day consultation period.

Strategic Direction:

Key Direction:	2	Our Economy
Objective:	2.1	Our businesses are well connected and thrive in an environment that supports innovation and economic growth.
	2.2	Our economy provides opportunities that match the skills and needs of the population and enhances population growth.
	2.3	Our city attracts a diverse range of businesses and visitors providing opportunities for work, education, leisure and social life.
	2.4	We are a destination of choice and provide a unique experience that encourages increased visitation.
Strategy:		2.1.4 Ensure strategic planning addresses the capacity to increase economic activity for the retention of residents

Relevant Legislation:

Local Government Act 1993, Local Government (General) Regulations 2021

Financial Implications:

The Economic Development Strategy provides a roadmap to deliver the Community Strategic Plan Key Direction Our Economy and activities will be budgeted in Council's annual budget as required.

Attachments

1. [↓](#) Draft Economic Development Strategy 2022 -2027

ANNE ANDREWS
EXECUTIVE MANAGER GROWTH AND INVESTMENT

JAY NANKIVELL
GENERAL MANAGER



NATIONAL HERITAGE PLACE

**Draft Broken Hill
Economic
Development
Strategy
2022-2027**

BROKEN HILL
CITY COUNCIL

**AUSTRALIA'S FIRST
HERITAGE LISTED CITY**

QUALITY CONTROL			
KEY DIRECTION	2. Our Economy		
OBJECTIVE	2.1 Our businesses are well connected and thrive in an environment that supports innovation and economic growth 2.2 Our economy provides opportunities that match the skills and needs of the population and enhances population growth 2.3 Our City attracts a diverse range of businesses and visitors providing opportunities for work, education, leisure and social life 2.4 We are a destination of choice and provide a unique experience that encourages increased visitation		
STRATEGY	2.1.4 Ensure strategic planning addresses the capacity to increase economic activity for the retention of residents		
FILE REFERENCE No	16/154	EDRMS No.	D22/489250
RESPONSIBLE OFFICER	Executive Manager Growth & Investment		
REVIEW DATE	June 2024		
DATE	ACTION	MINUTE No	
ENTER HERE	ENTER HERE	ENTER HERE	
NOTES	For more information contact: council@brokenhill.nsw.gov.au		
ASSOCIATED DOCUMENTS	Broken Hill Community Strategic Plan 2040		

ACKNOWLEDGEMENT

We pay respect to the Traditional Owners of the Broken Hill area the Wilyakali People, on whose land we live and work upon. We acknowledge, pay respect and celebrate the ongoing cultural traditions and contributions to Broken Hill and the surrounding region by Aboriginal people. We acknowledge the Elders past, present and emerging.

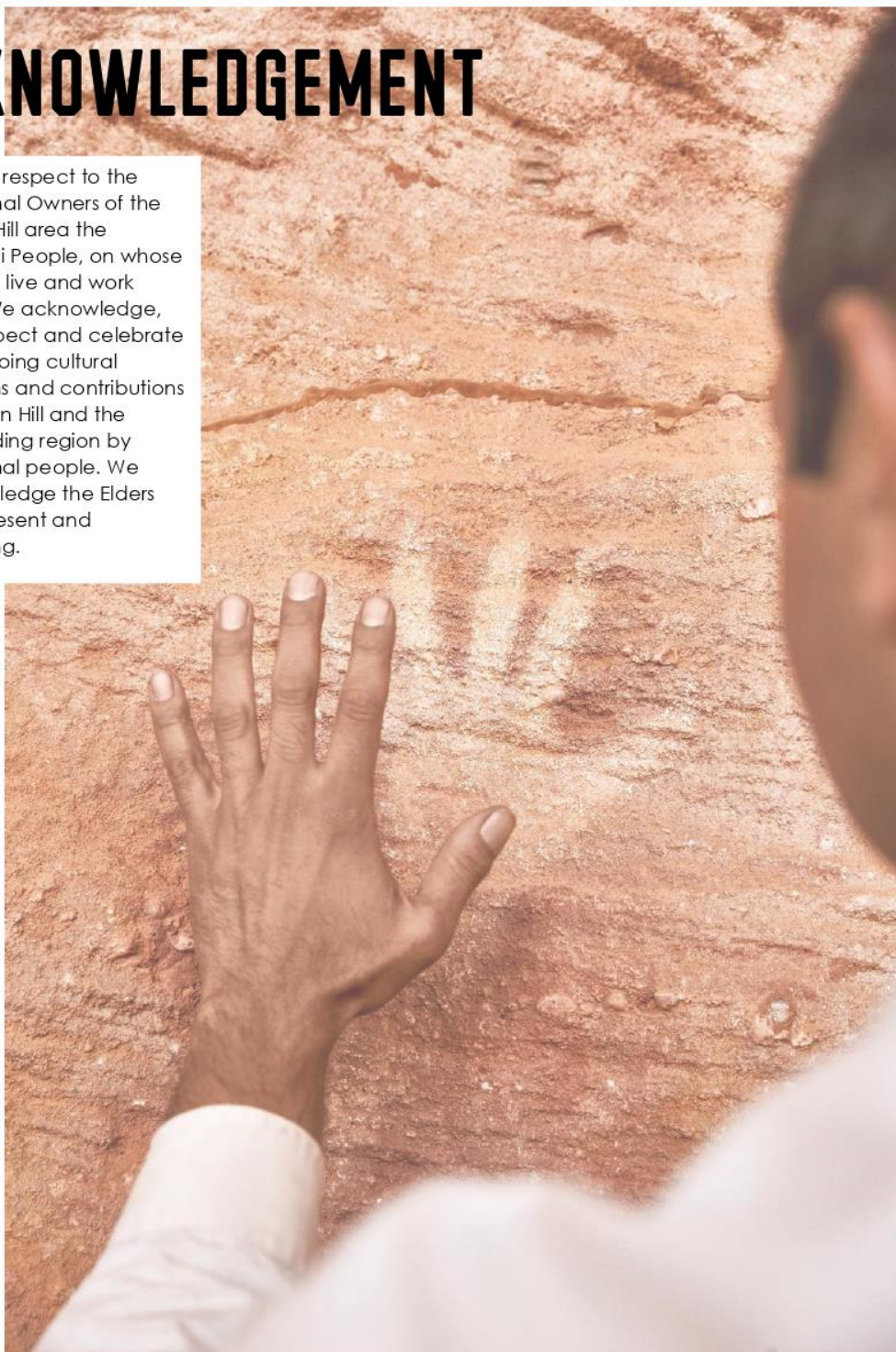


TABLE OF CONTENTS

	Page Number
Mayoral Welcome	4
Executive Summary	5
Broken Hill Economic Vision – What Success Looks Like in 2027	6
Our Economic Story	7
Historic Timeline	9
Our Economic Region	10
Broken Hill At A Glance	11
Economic Outlook	12
The Challenges and The Enablers	13
Our Approach	14
Our Global Commitment	15
<u>STRATEGY</u>	
Pillar One – A Vibrant Region	16
Pillar Two – Population Growth	18
Pillar Three – Business and Industry	20
Pillar Four – The Visitor Economy	22
Monitoring and Reporting	23

MAYORAL WELCOME

Welcome to Broken Hill's inaugural Economic Development Strategy – a strategy designed to embrace the vision and aspirations of our community and build on our economic strengths. It is the road map for the City to reach its potential to be an international powerhouse of sustainable and technological innovation – with services and facilities to grow an active, vibrant residential population and one that values and shares the region's unique natural and built environment with regional, national and international visitors.

Broken Hill is entering an exciting new era of growth and we are planning for an anticipated surge in population. With an estimated 3,000 new mining jobs being created by 2026 and a commitment from mining companies to promote a residential workforce, we have committed to an ambitious vision of growing our population to 25,000 by 2027.

Our Economic Development Strategy outlines a five-year plan to strengthen the very foundations of our economy by investing in infrastructure, services, and programs to promote economic, social, and cultural growth as we emerge from the impact of COVID-19 and embrace the opening of new mines and investment in the renewable energy industry.

There is a sense of vibrancy and renewal in the air, generated by the resurgence of mining and the support by State and Federal Governments to endorse local mining projects as projects of national significance.

There is also a noticeable energy uplift created by events that are attracting national and international visitors, the success of major visitor marketing campaigns, and the number of small businesses opening in the Central Business District. The planned multi-million-dollar revitalisation of the Central Business District, sporting grounds, and other recreational facilities also underpin the expansion of the City's twilight economy and social experience.

As a community, we are culturally rich and diverse and significantly important Australian regional centre that supports a successful agricultural community. As the strategic centre for Far West NSW supporting communities in the neighbouring Central Darling Shire and Unincorporated NSW, it's importance as a centre of regional significance underpins the commitment of Council to



collaborate with its neighbouring Councils and all sectors of Government and the private sector to deliver quality services to the people of Western NSW.

The Strategy provides a roadmap for achieving success and promotes a collaborative approach to growth initiatives to ensure success. It defines the opportunities presented across four key pillars which will create the conditions for a strong, adaptive, sustainable and thriving future City economy. These priority areas include:

- A Vibrant Community: Leadership, collaboration and advocacy.
- Population Growth: Housing, land management, education and training.
- Business and Industry: Strategic land planning, industry investment in existing and new industries.
- Visitor Economy: Tourism, film, creative arts. From these four pillars, there are 17 objectives and 47 outcomes across the life of the Strategy. We will implement these actions by leading on delivery, collaborating with others, and advocating for investment.

By delivering and supporting actions in the four pillars, Council has set targets for the Broken Hill economy for 2027. These targets are:

- Broken Hill to be recognised as a global leader in the Critical Minerals Economy
- Destination of choice for people to live and work
- 25,000 residential population
- Increase GRP to \$ 1.1 billion
- 5,000 new jobs
- 80% workforce residential
- 700 new or renovated dwellings

This strategy will result in Council placing a greater focus on measures that will place us in good stead for the future and foster economic growth and development for the years ahead.

EXECUTIVE SUMMARY

Broken Hill is a culturally rich and diverse city with its foundation in mining and the arts. It is a regionally significant service centre that supports a successful agricultural community and is the strategic centre for Far West NSW supporting communities in the neighbouring Central Darling Shire and Unincorporated NSW. The City is on the cusp of significant growth and population change with projects of significance in the critical resources and renewable energy sectors.

Broken Hill is Australia's longest-lived mining city. It is where it began for BHP in 1885, when it started mining an ore body of silver, lead and zinc. That same ore body became the world's largest single source of silver, lead and zinc ore ever discovered on earth, generating over \$100 billion in wealth and continues to be mined today.

The City's economic focus for the past 20 years has been to broaden the economic structure, in particular, to focus on the visitor economy, and promote Broken Hill as a liveable city that offers an immersive cultural visitor experience and enviable lifestyle.

More recently, there has been a resurgence of interest in mining opportunities in Far West NSW. In 2022, the New South Wales Minerals Council has assessed the economic growth potential of the State's mining projects pipeline, with 32 projects underway between impact statement and final approval.

Five of these projects are in Far West NSW, which represents a potential \$2.7bn injection into the economy with the potential of 3,000 jobs.* Broken Hill is confirmed as a major player in the Nation's critical minerals map and planning for population growth and a strong economy continues to have a sharp focus to ensure that the City grows its resident population.

The City is also home to advances in Australia's renewable energy sector which includes the Broken Hill Solar Plant and the Silverton Wind Farm

and is the regional centre for agriculture, health, education, law and order, government services, industry and business in Far West NSW.

A number of new opportunities including those related to air and rail have also presented themselves, generating interest from all tiers of Government and private investors, elevating the City's leverage of being a significant Australian regional centre.

These opportunities provide Broken Hill an opportunity to play a significant role in rebuilding the NSW economy in the years ahead, and with the right policies in place to support mining this should also reverse the population leakage from Broken Hill.

This strategy identifies a wide range of opportunities that can be pursued by working together to achieve maximum impact coordinated around four main pillars:

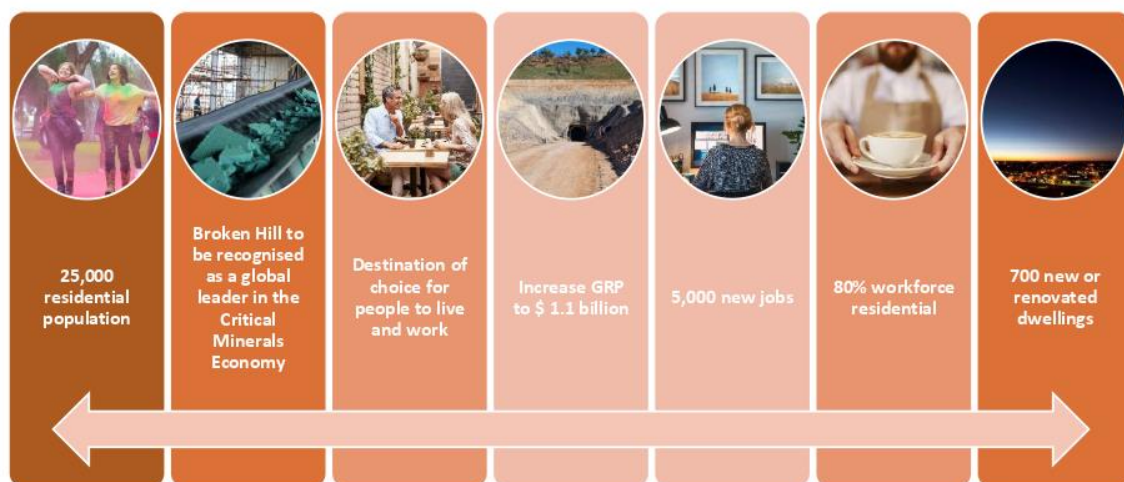
- **A Vibrant Community**
- **Population Growth**
- **Business and Industry**
- **Visitor Economy**

*NSW Minerals Council chief executive officer Stephen Galilee, ABC Broken Hill, 2 September 2021).

BROKEN HILL ECONOMIC VISION

Broken Hill will be a national powerhouse of sustainable and technological innovation that values and shares the region's unique natural and built environment with regional, national and international visitors and is home to an active, vibrant residential population with services and facilities to support population growth to 25,000 by 2027.

WHAT SUCCESS LOOKS LIKE 2027



OUR ECONOMIC STORY

Broken Hill is the only city in Far West NSW and is the regional service centre for a number of surrounding communities situated in Central Darling Shire and Unincorporated NSW. The abundant natural resources of the Far West; land, water and environment, were utilised by the first non-Indigenous settlers for the economic gain of the new colony. The region continues to play an important role in the economic landscape of the State and nation.

Broken Hill is Australia's longest-lived mining city and will continue to be an economic powerhouse of national significance as it moves to embrace these new opportunities and becomes a being a hub of sustainable and technological innovation.

The nation's explorers opened the Australian interior, including the Far West NSW region for pastoral activities in the 1800's and the discovery of the ore body by Charles Rasp in 1883 later formed the basis of the world's two largest mining companies, BHP and Rio Tinto. Broken Hill is where it began for BHP in 1885 when it started mining the ore body that became the world's largest single source of silver, lead and zinc ore source, generating over \$100 billion in wealth.

After 135 years of mining the 7.5km-long, 1.6km-deep, 300-million-tonne mineral system (the Line of Lode), the ore body is still being mined by Perilya Limited and CBH Resources making Broken Hill one of the longest continual mining towns in the world and one of the oldest contributors to the nation's taxation and mining royalties scheme.

It has been a boom-and-bust economy – not just impacted by global commodity markets but also because of the sense of justice embraced by the community, determined to secure a fair economy for all. There were significant periods of economic disruption, particularly during the late 1800's and 1900's, caused by striking workers who fought for better conditions and pay which impacted on the local economy for months on end.

During this period, the location's harsh environment, also drove the advocacy work for a better standard of living of by the City's five pillars of leadership namely: The City Council, the Mining Industry,

Barrier Industrial Council, Broken Hill Chamber of Commerce, and the Pastoralist's Association of West Darling. This lobbying for improved services that supported the sustainability of the region's economy, particularly focused on areas such as industry investment and development, law and order, water and power supply, direct railway routes (with uniform gauges) between the capital cities of all States and regular postal services. Without these enablers and significant investment in town infrastructure and services by the mining companies and individual entrepreneurs who invested significantly in the business and retail precincts, the prediction that the city would not last beyond mining was a real assumption.

While intrinsically linked to mining, Broken Hill's economic story is not just about the people's relationship with the orebody.

Long before the mineral wealth was unlocked, the Wilyakali people had a presence in the region dating back over 50,000 years, which was recognised in 2015 when the Barkindji people were recognised as the traditional owners of land in a court ruling on the State's largest Native Title claim.

Any commentary on the economic story of Broken Hill also cannot ignore that the City's longevity lays in an international workforce who found their way to Broken Hill - and who built a life and community. Immigrants to the city not only worked on the mines but built businesses around transport, manufacturing, construction, agriculture and retail.

OUR ECONOMIC STORY...CONTINUED

As the city grew into the 20th Century, Broken Hill contributed to world ranking innovative mining and metallurgical practices, which were to benefit mining and associated industries in Australia and overseas

In the latter part of the 20th Century, the lure of Broken Hill's perfect light inspired the development of the outback art movement and Broken Hill's artists were recognised globally, creating an industry in its own right.

The city started to attract artists, actors, writers, poets and filmmakers. Broken Hill's modern moviemaking career began with 1971's *Wake in Fright* and one of Broken Hill's greatest exports – the Brushmen of the Bush was formed in 1973. It was this creative economy that laid the foundation for the visitor economy to grow – as the artists started to sell Broken Hill as a bucket list destination through visual imagery and words.

In 2015, the City's contribution to the nation was recognised when Broken Hill was listed as the first city in Australia to be included on the National Heritage List, adding to its credential as a destination of choice for the world's traveller.

Post 2000, the City's economic focus has been on broadening the economic structure to diversify away from commodity driven industries and promoting Broken Hill as a liveable city that offers an immersive cultural visitor experience and enviable lifestyle. Industry focus has been on renewable energy, manufacturing, film, tourism and events and festivals.

Most recently, the focus has reverted to mining – with mining again being the major employer in the city in 2022. There has been a significant resurgence of interest in mining opportunities in Far West NSW. In 2021, The NSW Minerals Council assessed the economic growth potential of the State's mining projects pipeline, with 32 projects underway between impact statement and final approval. Five of these projects are in Far West

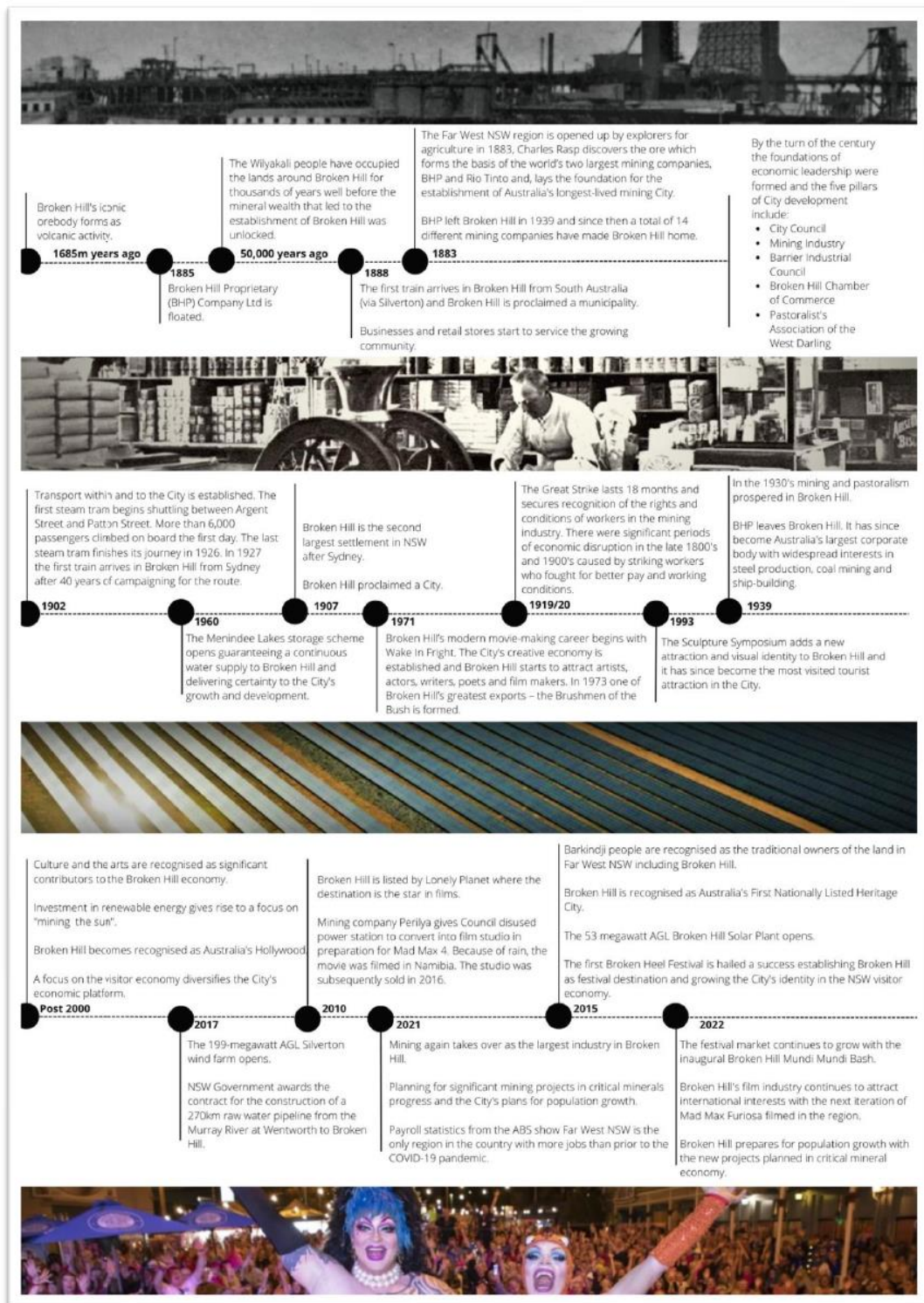
NSW which represent a potential \$2.7bn injection into the economy with the potential of 3,000 jobs.

The city is also confirmed as a major player in the Nation's critical minerals map and has a sharp focus on planning for population growth and industrial expansion and is also advancing into becoming an Australian renewable energy hub.

Broken Hill once had a thriving population of 35,000 people. It is well-equipped with capacity in terms of infrastructure built to handle the requirements of a large mining city – airport, rail, civic buildings, hotels, CBD and more but to embrace these new opportunities the focus during this economic expansion will be enabling industries – those that support our engine industries of mining and agriculture (e.g. engineering and manufacturing) and population serving industries (e.g. Education and Training and Health Care and Social Assistance).

All these opportunities provide Broken Hill and the surrounding region an opportunity to play a significant role in building the NSW economy in the years ahead, and with the right policies and investment this should also reverse the population leakage from Broken Hill and grow a sustainable economy.

*www.nswmining.com.au/news/2021/8/32-mining-projects-in-planning-pipeline-can-drive-economic-recovery-for-nsw



OUR ECONOMIC REGION



Functional Economic Region

Source: FAR WEST | Regional Economic Development Strategy | 2018 – 2022

Broken Hill is a part of the Far West Functional Economic Region which consists of two local Government Areas, Broken Hill City and Central Darling Shire, and the Unincorporated Area of NSW and covers approx. 146,000 km². The region accommodates the Barwon–Darling River system, Menindee Lakes, Mungo National Park and the Willandra Lakes World Heritage Area as well as large pastoral lease holdings and small settlements such as Wilcannia, Silverton, Tibooburra and Milparinka.

Broken Hill is the strategic centre of the Far West economy servicing a number of smaller towns, remote communities, farms, mines and other remote businesses. The city is located approximately 1,100 kilometres west of Sydney and 500 kilometres east of Adelaide. As the major administrative hub it provides health, aged care, social services, education, policing, retail, business and other essential services for the Far West Region.

Broken Hill has a strong cross-regional relationship with South Australia and Victoria, and residents' access higher-order health, education, retail, commercial and transport services in Adelaide and Mildura.

The remoteness and sheer size of the Far West Region poses some of the biggest challenges for regional residents. Access to higher levels of health, education and social services continue to cause disadvantage for locals. Fortunately, Broken Hill has relatively good access to the capital cities of Sydney, Adelaide and Melbourne via daily air passenger services as well as daily bus services connecting to the Sydney XPT, weekly Indian Pacific passenger train services and good road transport linkages.

<p>BROKEN HILL</p> <h2>At a Glance 2022</h2>	<p>Broken Hill</p> 
<h3>Our Community</h3>  <p>GRP: \$0.86 Billion Local Jobs 7,576 Local Businesses: 933</p> <p>Largest Industries: Mining 2020/21 (\$450M) Healthcare and Social Assistance 2020/21 (\$173M) Retail Trade 2020/21 (\$84M)</p> <p>Employed Residents: 7,370 Unemployment Rate: 4.9% (March 2022)</p>	<h3>Our Economy</h3>  <p>Population: 17,588 Population Forecast 2025: 19,591 Population Forecast 2046: 18,340 Median Age: 44 Couples with children: 17.5% Older couples without children: 10.9% One Parent Family: 13% Other Family: 1.1% Median Weekly Household Income: \$1,173 Lone person households: 33.8% 10% of our population identify as Aboriginal or Torres Strait Islander SEIFA index of disadvantage: 901</p>
<h3>Our Housing</h3>  <p>Total Dwellings: 9,551 Occupied Private Dwellings: 8,021 Non-Private Dwellings: 36 Average Persons Per Dwelling: 2.2 Medium Density Housing: 580 Median Monthly Mortgage Repayment: \$867 Median Weekly Rent: \$220 Household Renting: 1,859 Households With A Mortgage: 2,219</p>	<h3>Our Tourism</h3>  <p>Domestic overnight visitors spent an estimated 535,000 nights in the Broken Hill Local Government Area in the Y/E December 2021.</p> <p>In 2019/20, the total tourism and hospitality sales in Broken Hill City was \$65.2m. The total value add was \$34.1M.</p>
<h3>Our Education</h3>  <p>University Qualification 25% Certificate 1 to 4: 30.1% Certificate Level, NFD (Not Further Defined) 2.4% Inadequately described or not stated 3.4% No Qualifications: 39.1%</p>	<h3>Our Land</h3>  <p>Land Area: 170.4 square km Business: 11.69% Residential: 72.26% Business Industry: 5.55% Mining: 10.5%</p>

ECONOMIC OUTLOOK

While the City's population has experienced a steady decline since 2010, new opportunities presented by the investment of the mining companies and the multiplier effect across other industries from the investment, offers Broken Hill a diversity of economic opportunity.

Broken Hill's traditional strength is in mining and the future growth puts it in a strong position to attract more value-adding industries to the region to leverage the abundance of natural resources.

With the expected increase in mining positions and associated migration to the city there will be the requirement for an estimated 700 dwellings. From this direct expansion into the economy, it is anticipated that there would be flow-on effects into other related intermediate industries as well as increased new employee consumption expenditure.

These combined flow-on effects are estimated to support another 226 indirect local jobs per year. These jobs are expected to be in the industry sectors of manufacturing, construction, professional, technical and scientific services, accommodation and food services and rental, hiring and real estate services. (Profile ID). The key industries to promote future economic growth as noted in the Far West Regional Economic Development Strategy (2018-2022) include:

- Engines of growth – industries well-linked to external markets and bring money into the Region (e.g. mining and agriculture).
- Enabling industries – industries that support engine industries (e.g. engineering and manufacturing).
- Population serving industries – industries that support people in the Region (e.g. Education and Training and Health Care and Social Assistance).
- There are a number of emerging and significant opportunities for Broken Hill including the expansion of the Broken Hill regional Airport to include an industrial precinct, the opportunity for a rail line from Broken Hill to Melbourne, investment in new housing initiatives and collaborative approaches to economic growth with key stakeholders such as health, education and police.
- Investment in the Circular Economy, which seeks to reduce total waste creation associated with all industries and increase the quantity of materials recycled, upcycled and reused is also on the City's radar. By diverting the majority of waste away from landfill and towards manufacturing, it is possible to reduce costs associated with waste management and create additional revenue streams. This will create greater job security within the region and promote the manufacturing industry within Broken Hill.
- A further emerging opportunity includes expanding sustainable innovation. By recognising that the traditional economic method of extracting and exporting natural resources has a limited lifespan and can be disrupted by economic fluctuations, investing in sustainable innovation creates opportunities to adapt more readily to changing circumstances.
- This is achieved by advocating for an increase in local manufacturing of end-use products, such as batteries and microelectronics. By producing these goods close to the refining site of their base materials, it is possible to reduce costs associated with transporting as their production methods are weight reducing. This has the potential to turn Broken Hill into a hub of sustainable innovation, which will result in economic diversification more capable of withstanding global supply chain interruptions.
- With the construction of the 53MW AGL solar farm, 199MW Wind Farm at Silverton and potential establishment of Broken Hill City Council as an energy retailer, Broken Hill has been positioned as an international leader in sustainable innovations. By continuing this momentum and advocating for further private investment into these industries, Broken Hill is poised to become the national centre for energy generation and storage, as well as it's associated manufacturing requirements.

THE CHALLENGES

There is no doubt that the economy of Broken Hill has been impacted by several years of drought and the impact of COVID-19.

Broken Hill City's Gross Regional Product was \$0.86 billion in the year ending June 2021, decreasing by 5.6% since the previous year.*

While, Broken Hill is fortunate to have many of the fundamental elements for lifestyle, sustainability and social cohesion in place, the significant challenge is catering for new mining investments and attracting industries to grow the region's economy presents a number of challenges. These include:

A significant focus on attracting new workers and families to the city to cater for the new mining workforce

- Minimising "Brain Drain" as younger residents move away for education and upskilling
- Skill shortage – mismatch between future employment opportunities
- Minimising FIFO workforce
- Costs for industry based on transportation and travel costs
- The city is landlocked creating difficulty in expansion for industrial and housing developments
- Quality Housing Stock
- Increased pressure on future services including Local Government facilities, medical, education and childcare with population growth
- Government to invest in infrastructure and services will also influence the City's capacity to encourage new residents to live and work in Broken Hill.

Note at the time of developing this strategy, an initial release of the 2021 Census Data had been made available. Where possible, 2021 data is presented, however where data is not released, then 2016 information is presented.

*National Institute of Economic and Industry Research (NIEIR)
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(informed decisions)

THE ENABLERS

Despite recent population decline, global demand for iron ore, cobalt and other critical minerals is expected to provide the impetus for positive population growth.

Since 2016, the number of jobs in mining has doubled. In addition to this recent growth, recently announced major projects are expected to create up to 3,500 jobs over the forecast period. It is expected that many of these workers will live in Broken Hill City. In 2016, approximately 80% of mine industry workers were also residents. If this proportion continues, Broken Hill will face demand for over 700 dwellings to accommodate the influx of workers at its peak.

Any future levels of population growth and change will largely depend on the City's capacity to accommodate workers. This will, in part, determine the size of the workforce to be housed in temporary worker accommodation.

With no significant housing developments recently completed, under construction or planned, it has been assumed that the forecast increase in mining sector workers will primarily be accommodated in the existing unoccupied housing stock. In 2021, unoccupied dwellings accounted for 20 percent of the City's dwelling stock.

There are a number of strengths that the city has that provide the foundation for economic growth and prosperity including:

- Strong potential for drivers of economic growth
- Highly skilled labour force
- Abundant natural resources
- Australia's First Heritage City listing and heritage architecture
- History of technological innovation and a population that readily adopts and accepts innovation
- Multiple new mining operations, increasing local investment
- Strong tourism, festival and events sector and film industry
- Agreeable geography for easy development and transportation
- International attention, especially in the areas of mining, technological manufacturing and renewable energy.

OUR APPROACH

The Economic Development Strategy 2022 – 2027 has been informed through a series of public consultations and ongoing briefings and meetings to develop a series of strategies to plan the approach to Broken Hill's future. This includes:

- Broken Hill Community Strategic Plan 2020-2040
- Broken Hill Central Business District Master Plan
- Broken Hill Smart City Strategy
- Broken Hill Renewable Energy Action Plan
- Broken Hill Cultural Plan
- Broken Hill Cultural Plan Background Report
- Broken Hill Cultural Framework and Synopsis Report
- Destination Country and Outback Destination Management Plan
- Far South-West Joint Organisation Destination Management Plan
- Regional Transport Strategy

The Strategy also reflects the objectives and direction of regional, State and Federal strategies and identifies actions that can be pursued at a local level to align Broken Hill's economic progress with State and National priorities including:

- Far West Regional Plan 2036
- Far West Regional Economic Development Strategy 2018 - 2022
- Regionalisation Ambition 2032 - a Framework to Rebalance the Nation
- A 20-Year Economic Vision for Regional NSW
- NSW Visitor Economy Strategy 2030

During the two-year community consultation process for the Broken Hill Community Strategic Plan 2040, the community identified that economic success looks like an economy that is innovative, sustainable, diverse, resilient, adaptable to change and that it makes the best use of the unique advantages of our remoteness and lifestyle. (CSP 2040).

During this time the community was also actively engaged in the development of the CBD Masterplan, Broken Hill Cultural Strategy, Destination Country and Outback Destination Management Plan and the Renewable Energy Action Plan – all of which pose real economic opportunities for the city and region.

The key identified priorities for economic growth were that the local economy embraced traditional (e.g., mining, art, and tourism) and new industries (e.g., technology and renewable energies), that these industries are supported. It was also strongly advocated that local career, training and education opportunities are created and if existing, expanded - especially for young people to ensure more stay in Broken Hill and that our opportunities attract more people in all forms, visitors, investors, and new residents to our city.

The analysis of the consultation and resulting plans and strategies revealed the following four economic priorities:

- **A Vibrant Community**
- **Population Growth**
- **Business and Industry**
- **Visitor Economy**

Each of these themes hosts a number of objectives and actions which are inter-related – no one activity will create a sustainable economic future for Broken Hill. The inter-relationship between activities and the agencies working towards the delivery of outcomes will have a collective impact on the City's future economic success.

OUR GLOBAL COMMITMENT

UN GOALS



The United Nations Sustainable Development Goals underpin our work.

In September 2015, Australia was one of 193 countries to commit to the United Nations Sustainable Development Goals (the SDGs). The City of Broken Hill has been proactive in the strategic implementation and action on the SDGs since this commitment. Central to this has been the implementation of the SDGs in our core Strategy documents.

The Strategy aligns with:

- SDG 4 Quality Education – Ensure inclusive and equitable high-quality education and promote lifelong learning opportunities for all.
- SDG 8 Decent Work and Economic Growth: Promote sustained, inclusive and sustainable economic growth, full and productive employment and decent work for all.
- SDG 9 Industry, innovation and infrastructure: Build resilient infrastructure, promote inclusive

and sustainable industrialisation and foster innovation.

- SDG 11 Sustainable Cities and Communities: Make cities and human settlements inclusive, safe, resilient and sustainable
- SDG 12 Responsible Consumption and Production: Ensure sustainable consumption and production patterns.
- SDG 13 Climate Change: Take urgent action to combat climate change and its impacts.

The Economic Development Strategy will provide vision and delivery programs for the Broken Hill economy over the next 10 years. Consequently, the global language of the SDGs has been applied, not just at a goal level but embedded as targets and indicators through-out this Strategy.

STRATEGY – PILLAR ONE A VIRANT REGION

Key Themes: Leadership, collaboration and advocacy.



Broken Hill's economic growth does not exist in a vacuum, it is dependent on successfully working collaboratively with stakeholders, partners and all tiers of Government. The city is the strategic centre for many industries based on the region's rich resources and endowments and the City's economic health is intrinsically linked with the health of the regional economy. This theme provides the foundation for activities that promote activities to create a liveable city including investment attraction and facilitation. It investigates opportunities at a regional level to attract new business and development, invest in major projects such as sporting and cultural precincts, open spaces and improved transport options. It provides a platform for regional leadership through collaboration and advocacy.

Sustainable Development Goals: SDG 8 Decent Work and Economic Growth, SDG 9 Industry, innovation and infrastructure, SDG 11 Sustainable Cities and Communities.		
Vibrant Region Objective	What does success look like?	How will success be measured?
1.1 Collaborate with surrounding LGAs, government and industry to identify economic opportunities	A unified approach has resulted in an increased number of registered businesses and industry expansion in Broken Hill and region	Annual business registrations (increase or decrease) Increasing employment in new/expanding industries year on year
1.2 Advocate for improved affordable and accessible transport and connectivity	Delivery of improved passenger and freight services to the region including air, rail and road The region is competitively positioned to secure funding for upgrade and maintenance of its transport network through the implementation of the Regional Transport Plan Installation of electric vehicle network across the region to mitigate range anxiety	Initiatives from regional transport plan implemented Second rail service to Sydney The Broken Hill to Melbourne Rail Corridor is officially recognised by State and Federal Governments as a priority rail line Electric vehicle chargers are installed every 100km on major road networks.
1.4 Advocate for improved digital connectivity in and around the City to support community and business needs	Digital Infrastructure enables advanced technology and high-speed connectivity to support and attract innovative businesses and growth industries	Connectivity Maps – reduction in Black Spots Number of businesses engaged in E-Commerce
1.5 Fair access to affordable utilities such as water and electricity	Recognition is received from Commonwealth and State Government and services providers of the unique geographical challenges faced by industry in Far West NSW and appropriate subsidies and incentives are available to expand identified economic opportunities	Appropriate subsidies and incentives are provided for business and industry to grow in Broken Hill and region
Reporting Methodology:	Annual State of the Economy Report, Broken Hill City Council Annual Report	

STRATEGY – PILLAR TWO

POPULATION GROWTH



Key Themes: Housing, land management, education and training.

This pillar is the foundation for creating opportunities to invest in people and create a liveable city that encourages future population growth. Despite recent

With no significant housing developments recently completed, under construction or planned, it is assumed new residents will primarily be accommodated in the existing unoccupied housing stock. In 2021, unoccupied dwellings accounted for 20 percent of the City's stock and innovative strategies to unlock these properties will be required. It is also essential that Broken Hill focuses on maintaining and developing a skilled labour force for current and future needs of business and industry.

Helping people reskill, upskill and reinvent careers is essential for regional workforces to exploit future opportunities. This includes investing in research and development for jobs for the future. Our economy must provide opportunities that match the skills and needs of the population and enhances population growth.

This pillar also addresses the importance of a focus on early childcare and attracting investment in early childcare services to ensure families have access to appropriate care services.

With the Broken Hill population forecast to grow there is a requirement for up to 1,000 new dwellings.

With no significant housing developments recently completed, under construction or planned, it is assumed new residents will primarily be accommodated in the existing unoccupied housing stock. In 2021, unoccupied dwellings accounted for 20 percent of the City's stock and innovative strategies to unlock these properties will be required. It is also essential that Broken Hill focuses on maintaining and developing a skilled labour force for current and future needs of business and industry.

Helping people reskill, upskill and reinvent careers is essential for regional workforces to exploit future opportunities. This includes investing in research and development for jobs for the future. Our economy must provide opportunities that match the skills and needs of the population and enhances population growth.

Relevant Sustainable Development Goals: SDG 4 Quality Education, SDG 8 - Decent work and economic growth.		
Population Growth Objective	What does success look like?	How will success be measured?
2.1 Strategic planning addresses the capacity to increase economic activity for the retention of residents	Broken Hill Liveability and Housing Strategy delivered	Housing Strategy recommendations implemented
	Population decline is reversed	Population increases to 25,000 by 2027
	Workers live in Broken Hill – FIFO is minimised	Growth in working age demographic year on year
	80% of new jobs are residential workforce	Growth in the number of families living in Broken Hill year on year
	Partner to support new residents, including migrants by providing timely information	Maintain 80% resident status for all workers
2.2 Our private and public educational entities are provided with the resources required to deliver quality learning outcomes	Childcare is available for all families seeking places	<12 month waiting list for childcare
	Increased investment by State and Federal Government to expand locally provided training and educational opportunities including traineeships and apprenticeships	Yearly enrolments at primary and secondary school
	The Country University Centre (CUC) continues to be funded and provided with the resources to expand	There is an annual increase in the number of students accessing the CUC
2.3 Identify future skills required to encourage development of local workforce	Secondary and tertiary education, distance education and placement experience is locally accessible to minimise brain drain	Annual increase in number of apprenticeships and traineeships in Broken Hill
	Business and local leaders are supported grow apprenticeship and traineeship opportunities	Delivery of gap and skills audit
	Tertiary institutions and industry foster partnerships to bring identified skills to the City	Reduction in dependency on external workforce
Reporting Methodology	There is a local skilled labour force for current and future needs of business and industry	Reduction in emigration of working aged residents
	Annual State of the Economy Report, Broken Hill City Council Annual Report	

STRATEGY – PILLAR THREE

BUSINESS AND INDUSTRY

Key Themes: Strategic land planning, industry investment in existing and new industries.



Broken Hill has historically been a leader in technological innovation. This accomplishment was achieved by fostering a spirit of entrepreneurship and collaboration, and we seek to leverage these qualities to ensure Broken Hill maintains its position as a pioneer, by refocusing our view to align with global progress and endeavors. This will be achieved by making Broken Hill the central hub for sustainable technological innovation.

Moving to the future cannot be sustainably achieved without a secure foundation, and this foundation can be found in the diverse range of industries already present in Broken Hill. By securing investment in these existing historic industries, we are sure to reinforce the identity of Australia's First Heritage Listed City.

By using growth-oriented strategic land planning, we are able to ensure that future generations are not crowded out or suffering from alienation that can often be a result of poor town management. Mixed use zoning, adequate land for industrial expansion, accommodation services suited to the seasonal nature of the Broken Hill tourism industry, and sufficient high-quality housing to attract permanent residents are all methods that can be employed to protect and fortify Broken Hill as an industrial hub, not only on a national level but also on an international level.

Sustainable Development Goals: SDG 8 Decent Work and Economic Growth, SDG 9 Industry, innovation and infrastructure		
Business and Industry Objective	What does success look like?	How will success be measured?
3.1 Strategic planning addresses the capacity to identify and release land for industrial development	Deliver Airport Masterplan and create sub-division at the airport for commercial opportunity and industrial expansion	Sub-division at airport completed
	Government investment in Broken Hill Airport is secured	Increase in approved industry related development applications
	There is a plan of engagement to identify and acquire Crown Land if required for expansion	Total footprint of industrial zoned lots meets demand
	There is an expansion of industry such as advanced manufacturing as a result of suitable land being available	Plan for city LGA boundary expansion is finalised
	Availability of enabling infrastructure to expanded industrial development areas	
3.2 Attract new renewable industries to Broken Hill	Alternate sustainable energy options investigated and endorsed for implementation	Council is established as an energy retailer in conjunction with third party energy storage facilities to meet base consumption requirements with the possibility of supplementing local community groups and not for profits with the excess produce
	Opportunities for scale renewable energy, back up battery capability and new technologies are investigated as they emerge allowing financial savings to be reinvested in community infrastructure and services	
	Measures implemented to reduce the City's carbon footprint and enhance the circular economy by educating and demonstrating the use of renewable resources.	75% Percentage of City-wide energy sourced from renewable resources
3.3 Advocate for incentives and initiatives that support Broken Hill's creative industries through targeted educational programs to inspire employment in the sector and promote the region as a film location	Creative industries are recognised as a significant contributor to the economic landscape	Number of film activities year on year
	Major festivals and events continue to attract government support	Value of film activities and the multiplier effect on economy
	Continue the collegiate and collaborative approach to business development in the City with open communication and regular information sharing	Number of cultural shows/ events/ performances per annum
	Share information about the positive and long-term benefits of the City's economic landscape	
3.4 Advocate for incentives and initiatives that support business and industry to expand and encourage innovation in business and industry	There is a reduction in leakage of expenditure Advocate for and respond to Government inquiries into business support	Analyse data from Spendmapp - reduction in online spending and leakage
3.5 Support entrepreneurial endeavours and small to medium businesses	Employment opportunities are created in private industry	Number of individuals employed by small to medium enterprises
Reporting Methodology:	Annual State of the Economy Report, Broken Hill City Council Annual Report	

STRATEGY – PILLAR FOUR

GROW THE VISITOR ECONOMY

Key Themes: Tourism, film, creative arts.



The Visitor Economy is recognised globally as an opportunity for communities to diversify economic opportunity and showcase the liveability of the community to potential residents and investors.

Broken Hill's visitor economy has continued to grow during the past decade with an increase in domestic visitor numbers, the introduction of two new nationally recognised festivals and increased interest in the city and region as a film and television destination.

Community consultation has highlighted the desire for Broken Hill to be a destination of choice and provide a unique experience that encourages increased visitation. Regional cultural tourism is on the rise globally and represents a significant growth and economic development opportunity for Broken Hill, with a need to strategically promote our existing and unique offering, improve the visitor experience and explore new avenues, such as self-determined Aboriginal cultural tourism, participatory creative learning and outback nature-based experiences.

Relevant Sustainable Development Goals: SDG 8 - Decent work and economic growth		
Visitor Economy Objective	What does success look like?	How will success be measured?
4.1 A unified regional approach to growing the visitor economy	Government, business and community stakeholders are engaged in the establishment of a Visitor Economy Governing Body	Governing body is established with representation from all stakeholders and a sustainable funding model
	Activate recommendations of the FSWJO and the destination country and outback Destination Management Plans	Investment in new accommodation options by private sector
	Advocate for investment in expanded accommodation facilities	Second rail services to Sydney established
	Continue to work with transport services (airlines, rail, road) to ensure services meet demand	Daily flights to Sydney, Adelaide, Melbourne and Mildura are maintained
4.2 Broken Hill and region is a destination of choice for holidays, event, festival and conference coordinators.	Continued support and develop major destination events and festivals	Major events continue to attract sponsorship from State Government
		Economic impact of events and festivals
	Advocacy to support expansion of events including arts and cultural events encourage the growth of the twilight economy	Number of tickets sold to major events
		Increased visitation to Broken Hill
4.3 The industry is encouraged and supported to deliver new authentic visitor products, experiences and events	Deliver outcomes from Destination Management Plans to support growth of First Nations businesses and tourism projects	Attraction of high yielding market sector
	Funding is sourced to implement the Active Transport Plan so that visitors are encouraged to explore the city in a healthy/sustainable way by using shared paths between attractions	Increased length of stay from 3.6 average nights to 4.6
	Silver to Sea Way Stage 2 attracts Government investment to extend trail from Peterborough to Broken Hill	New First Nation products and experiences are available
	Government and community support for Landcare on the development of the Imperial Lake Sustainability and Nature Park	Silver to Sea Way is completed from Port Pirie to Broken Hill
	Develop a City Dark Sky Policy to protect night sky tourism	Number of actions from Active Transport Plan delivered
	Support Word Heritage Listing of Trades Hall	Conversion of Imperial Lake to Sustainability and Nature Park
		Dark Sky Policy is developed and adopted
		Active community collaboration to achieve World Heritage Listing for Trades Hall
4.4 Collaborative marketing campaigns to encourage visitors to the region	Re-establish Council managed visitor information website	Broken Hill Wayfinding Project is completed
	Collaborative marketing campaigns are refreshed to attract new visitors	New and expanded accommodation facilities
4.5 Deliver service excellence in the tourism, hospitality and retail sectors to enhance visitor experience and maximise yield from tourism	Regular opportunities for industry to collaborate, network and exchange ideas and receive feedback on industry developments	Increase in visitor numbers annually
Reporting Methodology:	Annual State of the Economy Report, Broken Hill City Council Annual Report	

MONITORING AND REPORTING

The Strategy is designed to be a living document – continually monitored given the fluidity of the economy and noting that new projects, actions and priorities will manifest themselves during the life of this strategy. Broken Hill City Council will coordinate the implementation of the strategy and it will be monitored and reported on annually through a State of the Economy report presented to Council in July of each year. The Strategy identifies a series of actions to deliver economic resilience and growth and Council will work with a board range of stakeholders to monitor and deliver outcomes.

Economic Stakeholders include:

- Broken Hill City Council
- Federal Government and associated agencies
- Regional Development Australia Far West
- State Government and associated agencies
- NSW Department of Industry
- Department of Regional NSW
- Department Planning, Industry and Environment
- Department of Heritage
- Destination NSW
- Far South-West Joint Organisation
- First Nations Agencies and Representatives
- Foundation Broken Hill
- Business Far West
- Education/TAFE
- Investors
- Local business, industry and employers
- Mining Companies
- Film and Television Industry
- Businesses, residents, ratepayers

Analyses will also refer to a number of data sources (see table).

Australian Bureau of Statistics	Australia's National statistical agency.
Data NSW	NSW Government open datasets that can be used to understand social and economic trends in NSW.
Profile Id Our Community	Demographic analysis based on results from the Census.
Profile Id Our Economy	Economic profile derived from official sources, includes the most robust economic modelling and is analysed and presented by experts. Data includes: Gross Regional
Profile Id Population Forecast	Analysis of what is driving population change in specific communities, and forecasts how the population, age structure and household types will change between now and the future.
Profile Id Housing Monitor	Online evidence-based website created for Broken Hill to advocate for housing needs and monitor progress toward strategic planning goals. Combines demographic, economic, housing and population forecast data.
Spendmapp from Geografia	De-identified bank transaction data to expenditure trends and the potential for growing economy.
Tourism Research Australia	Statistics and research to assist the government, tourism industry and Australian businesses.
Destination NSW	Statistics and research on the tourism, conferencing, festival and events industry.
Analysis Tourism Marketing Campaigns	Reports provided on the impact of tourism campaigns.
Number of Film and Television Projects	Broken Hill City Council approvals process.
Number of residential and commercial development	Broken Hill City Council approvals process.
Industry reports	Analysis of reports and data released by business and industry groups.



www.brokenhill.nsw.gov.au

ORDINARY MEETING OF THE COUNCIL

August 5, 2022

ITEM 11BROKEN HILL CITY COUNCIL REPORT NO. 212/22SUBJECT: INCENTIVES TO SUPPORT HOUSING RENNOVATION D22/41437**Recommendation**

1. That Broken Hill City Council Report No. 212/22 dated August 5, 2022, be received.
2. That Council consider the options provided to assist property owners assess asbestos in their premises prior to renovation.
3. That Council consider the options provided to reimburse asbestos related fees and charges at the Broken Hill Waste Management Facility (BHWMF) to assist in reduction of costs to property owners renovating their premises.
4. Subject to recommendation three, Council notes the General Manager will identify budgetary adjustments and impacts in the September Quarterly Budget Review.

Executive Summary:

Broken Hill is experiencing significant housing pressure in the sales and rental market which will continue to grow with 3,000 mining jobs expected to be available in the next four years.

Council is working with the State Government and business and industry to address the potential housing shortage and is assessing opportunities to incentivise the renovation of properties to expand the number of dwellings available for purchase or rental.

Council recognises that one of the inhibitors to renovation in Broken Hill is the presence of asbestos in many of the older dwellings. This report offers opportunities for Council to incentivise renovation by assisting with the assessment, removal, and disposal of asbestos waste for property owners seeking to renovate.

Report:

Broken Hill is currently experiencing housing pressure both in the sales and rental market.

Council recognises that interventions are needed to ensure that supply can meet the demand. The prospect of new mining projects commencing operations in Broken Hill in the coming years is creating a sense of urgency to understand and alleviate local housing pressures. This is important for the economic and social wellbeing of the city and our community.

It is important to recognise that Broken Hill had pressure on housing before new mining proposals added to the need for housing. Despite having a smaller population than it has at other times historically, a shrinking population can still create a need for more housing if the number of people per house reduces and little new stock is being built. Housing in Broken Hill is currently aged and without renewal, the stock of available houses to meet demand risks reducing faster than the decline in population. Exacerbating the issue is that at the 2021 Census there were 1,528 (15.9%) vacant dwellings and, Broken Hill is landlocked

limiting opportunity to expand beyond the City boundary. This is an issue for State and Council to continue to liaise on.

Population forecasts suggest that the population in Broken Hill will grow, not shrink because of the new mining investment. This is driven by the need for labour to develop and operate new mines leading to an increase in workers needed across a range of support industries such as health services, education, government services and hospitality.

One of the characteristics of Broken Hill's housing system is that there is a large number of properties in Broken Hill currently unoccupied. This strategy provides potential incentives for owners to lift the condition of housing and release the properties on to the market to increase supply.

Asbestos Rebate

The use of building materials containing asbestos was never tracked or documented when used in the construction of housing. Most of the in-situ asbestos remaining in the built environment is non-friable, consisting of asbestos cement sheeting used for internal walls or external cladding, roofing, fencing and vinyl floor tiles. According to the *Australian Government Asbestos Safety & Eradication Agency*, it is estimated that one third of homes built before 1990 contain asbestos which is the majority of Broken Hill's current housing stock and 1 in 5 properties that are renovated are subject to asbestos removal.

Based on this and that the majority of houses in Broken Hill were built in prior to the 1990s it is currently estimated that at a minimum over 3,300 properties contain and are effected and by asbestos in Broken Hill. More specifically, given the age of the dwellings that are either unoccupied or require renovation/demolition it is expected that a majority of these will be affected by asbestos to some degree and therefore making the process of renovation or demolition both a costly and difficulty exercise.

This has also been verified through community consultation and enquiries that have occurred due to recent mailout, which recognised that one of the biggest barriers currently being experienced within Broken Hill is the costs to remediate existing homes due to asbestos and the subsequent disposal fees.

The following options aim to assist with the assessment, removal, and disposal of asbestos waste for property owners. These include:

1. Sponsoring an occupational hygienist (asbestos assessor) to visit Broken Hill and assess properties by appointment
2. Sponsoring workshops for home renovators to understand the issues of working with asbestos
3. Providing asbestos test kits for renovators to self-test and send away for assessment
4. The reimbursement of specific fees and charges at the Broken Hill Waste Management Facility (BHWMF).

To ensure that the works are completed and Council ultimately achieves the required outcomes of increasing quality housing supply within the City, it is recommended that the wavier of BHWMF are reimbursed following completion of the renovation.

Community Engagement:

NIL

Strategic Direction:

Key Direction:	1	Our Community
Objective:	1.5	Our built environment supports our quality of life

Strategy:	1.5.5	Advocate for a mix of housing stock that is affordable and supports growing our population
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Relevant Legislation:

Local Government Act 1993.

Financial Implications:

Council would need to resolve a budget for the program if it is adopted.

Action	Quantity	Cost
Occupational hygienist (asbestos assessor)	250 properties	\$100,000
Workshops for home renovators (facilitator, travel, and accommodation)	2	\$11,000
Asbestos test kits (self-testing)	250	\$20,000.00
Total		\$131,000.00

The proposal also provides options for Council to consider the reimbursement of specific fees and charges at the Broken Hill Waste Management Facility (BHWMF).

Option	Outcome	Cost (approx.)
1. No fee for asbestos – 100 properties (currently \$465 per tonne)	Cost to Council (Based on local advice that 0.5 – 1.0 tonne is generally removed from a Broken Hill House during demolition or renovation.)	\$42,300.00 (ex GST)

Total cost to Council is estimated to be \$173,300

If endorsed by Council, it is recommended that the General Manager prepare any budgetary adjustments and impacts in the quarterly budget review.

Attachments

There are no attachments for this report.

ANNE ANDREWS
EXECUTIVE MANAGER GROWTH AND INVESTMENT

JAY NANKIVELL
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

September 8, 2022

ITEM 12

BROKEN HILL CITY COUNCIL REPORT NO. 215/22

SUBJECT: BUSINESS FAR WEST ACTIVITY REPORT D22/47813

Recommendation

1. That Broken Hill City Council Report No. 215/22 dated September 8, 2022, be received.
2. That Council notes the six-monthly report from Business Far West.

Executive Summary:

At the February Meeting of Council, Council resolved (Minute No: 46752):

- *That Council notes the establishment of Business Far West and approves seed funding \$20,000 from the 2021/2022 budget to be matched dollar for dollar by Business Far West to coordinate business and tourism industry advocacy, training and development.*
- *That Business Far West provides Council with a six-monthly financial and activity report.*
- *That Council accepts an advisory position on Business Far West.*

This six-monthly report is attached for information.

Report:

Business Far West is a volunteer committee of business and community representatives that seek to drive investment within the region and promote the visitor economy and economic prosperity for Broken Hill and Far West NSW.

Established in 2022, the organisation fills the gap that resulted when the Chamber of Commerce closed in 2016.

The volunteer Executive Committee members include:

- Karren Howe – Hospitality
- Heather Pearce - Health
- Michael McIvor – Tourism
- Rosie Siemer – Retail
- Gerry Lever – Manufacturing

Advisory Members:

Travis Nadge – CEO Foundation Broken Hill

Anne Andrews – Executive Growth and Investment, Broken Hill City Council

To assist in establishing Business Far West, Broken Hill City Council and Foundation Broken Hill provided \$20,000 each seed funding and Council requested a six-monthly activity report. The report is attached for consideration.

Community Engagement:

NIL

Strategic Direction:

Key Direction:	1	Our Community
Objective:	1.3	Our community works together
Strategy:	1.3.2	Engage, develop and maintain relationships to address local issues and create opportunities for residents, groups and business

Relevant Legislation:

Local Government Act 1993

Local Government (General) Regulations 2021

Financial Implications:

The \$20,000 seed funding was provided from the 2021/22 budget. There are no further cost considerations.

Attachments

1. [↓](#) Business Far West Sponsorship Report

ANNE ANDREWS

EXECUTIVE MANAGER GROWTH AND INVESTMENT

JAY NANKIVELL

GENERAL MANAGER



SPONSORSHIP REPORT

August 2022





OUR FIRST SIX MONTHS

Business Far West is a volunteer committee of dedicated business people and community members that look to drive investment within the region and promote the visitor economy and economic prosperity for Broken Hill and Far West NSW.

Our volunteer Executive Committee members include:

- Karren Howe – Hospitality
- Heater Pearce - Health
- Michael McIvor – Tourism
- Rosie Siemer – Retail
- Gerry Lever – Manufacturing

Business Far West had amazing success generating \$40,000 of seed funding earlier this year from two major sponsors being Foundation Broken Hill and Broken Hill City Council. The Business Far West team created two advisory position's on the executive committee and welcomed Travis Nadge, CEO Foundation Broken Hill and Anne Andrews, Executive Manager Growth & Investment, Broken Hill City Council.

In the past six months, Business Far West has supported the coordination of business and tourism industry advocacy, training and development for the Far West. The following includes a six month financial and activity report.

\$40,000

SEED FUNDING GENERATED

FOUNDATION BROKEN HILL



PLATINUM SPONSORSHIP

On Wednesday 23rd February 2022 at the Broken Hill City Council monthly meeting it was resolved that Council noted the establishment of Business Far West and approved seed funding of \$20,000 from the 2021/22 budget to be matched dollar for dollar by Business Far West to coordinate business and tourism industry advocacy, training and development.

The Business Far West Committee applied for a Foundation Broken Hill Sponsorship Grant of \$20,000 seeking funding to match Broken Hill City Council's \$20,000 contribution. On Monday 14th March 2022 Foundation Broken Hill approved the sponsorship grant at it's March board meeting.

Business Far West were excited to receive two significant sponsorships providing \$40,000 in seed funding and were delighted to offer each stakeholder organisation an advisory position on the executive committee; Travis Nadge, CEO Foundation Broken Hill and Anne Andrews, Executive Manager Growth & Investment, Broken Hill City Council.

March 2022



March 2022	Activity
6 th March	Committee Meeting
9 th March	Mundi Mundi Questions and Answers Meeting
9 th March	Meeting with Local Jobs Program, Bron Pearson
15 th March	Committee Meeting with Business NSW
15 th March	Broken Hill Small Business Association Forum
16 th March	Covid Confidence Event
16 th March	Marketing & Branding Workshop
17 th March	Mental Health Within The Workplace Session with RFDS Wellbeing Place
17 th March	Launch of Business Far West with Small Business Minister, Eleni Petinos.
18 th March	Small Business Month event with BHCC and Huddle
31 st March	Mundi Mundi Bash Information Session

Small Business Month

1 - 31 March 2022

April 2022



April 2022

Activity

21st to 23rd April

Mundi Mundi Bash Festival



May 2022

May 2022	Activity
24 th May	Small Business Association Forum
30 th May	Committee meeting to elect committee positions and BFW Bank Account opened
31 st May	Mundi Mundi Bash Debrief Meeting



July 2022

July 2022	Activity
12 th July	Meeting with Federal Member for Parkes HON Mark Coulton MP
20 th July	Hairdresser's forum with Local Jobs Program
21 st July	Meeting with Local Jobs Program, Bron Pearson



August 2022

August 2022	Activity
10 th August	Meeting with BHCC – Business Development and Reporting
18 th to 20 th August	Mundi Mundi Bash
30 th August	Discussion with Mark Sutton regarding Far West Visitor Economy and engagement and participation with BFW.



Financial Report

Business Far West Transactions - January 2022 to August 2022

Confidential

Future Executive Board/ Committee Meetings



Meetings Schedule

Month	Date
September 2022	Monday 5 th September, 2022 at 5:30pm
October 2022	Monday 3 rd October, 2022 at 5:30pm
November 2022	Monday 7 th November, 2022 at 5:30pm
December 2022	Monday 5 th December, 2022 at 5:30pm
January 2023	Monday 16 th January, 2023 at 5:30pm
February 2023	Monday 6 th February, 2023 at 5:30pm
March 2023	Monday 6 th March, 2023 at 5:30pm

Each meeting to discuss Board Governance with advisory committee members; Travis Nadge, CEO Foundation Broken Hill and Anne Andrews, Executive Manager Growth & Investment, Broken Hill City Council.

Membership Strategy (4 Stages)

Member Famils

Pitch Business and Tourism famils to targeted industry representatives and local media outlets to raise awareness of the region's product and service offerings.

Monthly Events

Host a number of local events throughout the region to **showcase the diversity of businesses** and highlight the **appeal of Far West NSW** for investment.

Content Partner

Identify a partner that aligns with the target audience to deliver editorial style content, that promotes the benefits of being a member of Business Far West.

Story Pitching

Devise an editorial calendar with story ideas including editorial content, video and images to pitch to industry regarding the benefits of training and development for the Far West.



Member Training and Development



Schedule

Month	Event
September 2022	Business Far West Industry Forum Thursday 22 nd September, 2022 at 6:00pm
October 2022	National Women's Small Business Month Far West Women in Small Business Luncheon with Sophie Hansen as keynote speaker. Held in conjunction with Western Landcare NSW Sunday 23 rd October, 2022 at 12:30pm
November 2022	NSW Small Business Month <i>Google Advertising Workshop</i> Tuesday 15 th November, 2022 at 5:30pm <i>Small Business Tax Workshop</i> Tuesday 22 nd November, 2022 at 5:30pm
December 2022	Business & Tourism Year in Review Thursday 8 th December, 2022 at 5:30pm

ORDINARY MEETING OF THE COUNCIL

September 1, 2022

ITEM 13BROKEN HILL CITY COUNCIL REPORT NO. 213/22

SUBJECT: SUGGESTION TO RENAME THE BROKEN HILL AIRPORT TO
'CHIPS RAFFERTY AIRPORT' D22/44032

Recommendation

1. That Broken Hill City Council Report No. 213/22 dated September 1, 2022, be received.
2. That the Minutes of the Broken Hill City Council Asset Naming Committee Meeting, held 18 August 2022, be received, with the recommendation that no action be taken to rename the Broken Hill Airport to 'Chips Rafferty Airport'.
3. That Mr Ted Davis be advised by correspondence of Council's decision.

Executive Summary:

Council received correspondence from Mr Ted Davis of Burleigh Heads (QLD), with the suggestion to rename the Broken Hill Airport to 'Chips Rafferty Airport', after the late Chips Rafferty (**Attachment 1**). Correspondence from the Mayor's Office was provided to Mr Davis in acknowledgement of this (**Attachment 2**), referring the proposal to Council's Asset Naming Committee.

Broken Hill City Council, Asset Naming Committee, held a meeting 18 August 2022 to discuss the naming suggestion by Mr Ted Davis. Discussion identified that the Airport Terminal was already named in honour of Mr Harry Keelan, therefore it was agreed that the Asset Naming Committee recommend to Council that no action be taken to rename the Broken Hill Airport to Chips Rafferty Airport and to keep the current terminal name in honour of Harry Keelan. Minutes attached (**Attachment 3**).

Report:

Correspondence received from Mr Davis on 14 June 2022, details his suggestion to rename the Broken Hill Airport to 'Chips Rafferty Airport'.

As background, Chips Rafferty, born John William Pilbean Goffage on 26 March 1909 in Broken Hill, was a cattle drover before he became an internationally known actor/producer.

Rafferty's career expanded between the 1930s until his death in 1971, performing regularly in major Australian feature films as well as British and American productions. Rafferty's final film role was in *Wake in Fright*, in 1971 which was predominantly filmed in and around Broken Hill.

Notably, Chips Rafferty is locally recognised with the 'Chips Rafferty Function Room' at the Broken Hill Civic Centre, named in his honour.

H L Keelan Airport Terminal

'H.L. Keelan Airport Terminal', was opened and dedicated to Harry Keelan on 14 September 1986. A commemorative plaque is located in the terminal (**Attachment 4**).

Council 'Naming of Parks and Community Facilities Policy'

Council adopted the '*Naming of Parks & Community Facilities Policy*' on 26 April 2012. The policy has not since been reviewed, however, combined with a range of processes, was utilised to undertake a consultation that determined the naming of 'Pro Hart Way', the road leading to the airport. With a forthcoming update of the current 2012 Policy, the processes undertaken with the naming of 'Pro Hart Way' will serve as part of background research for updating the policy.

Council's '*Naming of Parks and Community Facilities Policy*', details the asset naming requirements, specifically the process and supporting documents required to name an Asset and defines the following notable principles.

- General Principles
 - 4. A name will not be adopted which *duplicates or closely resembles a name already in use* in the city of Broken Hill.
- Naming after an Individual or Family
 - 6. To apply, applicants must submit a written statement for the nominee(s). This must be supported by a minimum of three (3) parties, one of whom must be a community group. Documentation must be validated by Statutory Declaration and signed by a Justice of the Peace or Commissioner of Declarations. Applicants will be given careful consideration by the Asset Naming Committee prior to being presented to Council for its consideration and decision.
- Renaming a Facility
 - 6. The renaming of a facility will only be considered if it can be demonstrated that the name is no longer appropriate in historical or geographical terms or is likely to cause distress to members of the community.

Based on these principles within the '*Naming of Parks and Community Facilities Policy*,' it should be noted that Chips Rafferty has already been locally recognised within the Civic Centre, and therefore is a name 'already in use' according to Point 6 of the Policy.

There is no legislation specific to the naming of Council assets as there is with roads, the format of the NSW Geographical Names Board is recommended as an approach to factors regarding the naming of assets.

The '*NSW Addressing User Manual*' (AUM) has been developed by the NSW Geographical Names Board to provide a common approach to place naming, reserve naming, addressing and road naming throughout New South Wales, which is based on legislative obligations and addressing standards.

For information of Council, the AUM aims at ensuring all road naming and property addressing is compliant with the requirements of the NSW Addressing Policy and Australian Standard, AS/NZS 4819:2011 Rural and Urban Addressing.

Should Council ever wish to consider a renaming proposal of such a significant asset as the Broken Hill Airport, the consultation and evaluation process would most likely involve a large scale consultation with the broader community providing a rationale for the change, seeking names and supporting arguments.

Consultation with the Manager Airport/Senior Airport Reporting Officer with regard to any renaming proposal identified the following consultation and process steps in addition to general community consultation:

Notification Requirements to:

- Civil Aviation Security Authority
- Department of Home Affairs
- Department of Infrastructure – Aerodrome & Maritime

Legal Documents that would require extensive update:

- En Route Supplement Australia documentation
- Aerodrome Manual
- Transport Security Program

It is likely that maintenance of the city name, 'Broken Hill' would still be required within any naming alterations as is required for international airports.

Community Engagement:

None undertaken by the applicant in accordance with the Naming Policy.

Strategic Direction:

Key Direction:	4.	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate within its legal framework

Relevant Legislation:

- *Geographical Names Act 1966*
- *Local Government Act 1993*

Associated Documents

- NSW Geographical Names Board
 - The NSW Addressing User Manual (AUM)
 - Geographical Names Board Guidelines and Policies
 - Geographical Names Board of NSW Policy – Place Naming
- Broken Hill City Council's Naming of Parks and Community Facilities Policy

Financial Implications:

Existing project and operational budgets allow for signage maintenance. Any budgetary implications to change of name of the airport would need further assessment.

Attachments

1. Chips Rafferty Airport Naming Suggestion - Letter from Mr T Davis
[↓](#)
2. Chips Rafferty Airport Naming Suggestion - Acknowledgement Letter from the Office of The Mayor
[↓](#)
3. Minutes of The Asset Naming Committee Meeting - Held 18 August 2022
[↓](#)
4. Photo - HL Keelan Airport Terminal Plaque
[↓](#)
5. Geographical Names Board - Place Naming Policy
[↓](#)

RAZIJA NU'MAN

CHIEF CORPORATE AND COMMUNITY OFFICER

JAY NANKIVELL
GENERAL MANAGER

07 JUN 2022

Ted Davis

30 May 2022

Councillor Tom Kennedy
Mayor, Broken Hill Council
PO Box 448
BROKEN HILL NSW 2880

Dear Mayor Kennedy,

I am writing to you, to suggest that Broken Hill Airport be named Chips Rafferty Airport, after Chips Rafferty (1909–1971), who was born John Goffage in Broken Hill on 26 March 1909.

I believe that some sort of precedent exists. The main airport in Orange County, California, is named John Wayne Airport, after United States movie legend John Wayne (1907–1979), who was born Marion Morrison on 26 May 1907.

Could you please advise the Management of Broken Hill Airport of my suggestion.

On the subject of John Wayne Airport, you may be interested in the attached copy of my promotional idea for that airport. I think that it would be very appropriate, as I am aware that the IATA (International Air Transport Association), Airport Code for John Wayne Airport is **SNA**.

If you have any contacts in the United States, could you please advise them of my idea.

Yours Sincerely,

TED DAVIS

SIMPLY SNAZZY

JOHN WAYNE AIRPORT (SNA), ORANGE COUNTY, CA, USA

BROKEN HILL
CITY COUNCIL

Office of the Mayor

Please address all communications to:
Broken Hill City Council
The Office of the Mayor
240 Blende Street
PO Box 448
Broken Hill NSW 2880
Phone 08 8080 3390
council@brokenhill.nsw.gov.au
www.brokenhill.nsw.gov.au

ABN 84 873 116 132

Quote No L22/1203 – 12/7
LB:TK

Telephone / Personal Enquiries
Ask for Mayor Tom Kennedy

15 June 2022

Mr Ted Davis

E-mail:

Dear Mr Davis

Suggestion to rename the Broken Hill Regional Airport

Thank you for your correspondence dated 30 May 2022, suggesting that the Broken Hill Regional Airport be named the Chips Rafferty Airport.

Your correspondence has been forwarded to Council's Asset Naming Committee for consideration.

Please contact Council's Chief Corporate and Community Officer, Mrs Razija Nu'man on 08 8080 3300 for any further information.

Yours faithfully

TOM KENNEDY
MAYOR

AUSTRALIA'S FIRST HERITAGE LISTED CITY




ORDINARY MEETING MINUTES TEMPLATE

Asset Naming Committee - MINUTES

Date	18/08/2022	Time Meeting opened: 2pm	Time Meeting closed: 2.08pm
Location	Ground Floor Meeting Room, Council Administrative Centre, 240 Blende Street		
Present	Councillor Bob Algate Councillor Dariea Turley AM (remote attendance) Chief Corporate and Community Officer, Razija Nu'man Chief Assets and Projects Officers, Codie Howard Chief Financial Officer, Simon Brown Strategic Asset Management Coordinator, Aaron Troy (remote attendance) Corporate Support Officer, Lauren Blunden (Minute Taker)		
Apologies	Councillor Hayley Jewitt General Manager, Jay Nankivell		
Observer	N/A		
Meeting Chair	Councillor Bob Algate		
Next Meeting	Nil		

AGENDA ITEMS	MOVED BY	SECONDED
1. Welcome and Apologies		
2. Disclosure of Interest Nil		
3. Receipt of Asset Naming Committee Report <ul style="list-style-type: none"> Asset Naming Committee Report - Suggestion to Rename the Broken Hill Airport to Chips Rafferty Airport and associated attachments <p>Discussion:</p> <p>Letter was received by the Mayor from Ted Davis regarding a renaming suggestion of <i>Broken Hill Airport</i> to change to <i>Chips Rafferty Airport</i>.</p> <p>The application process was not followed by Mr Davis for this suggestion, however, as the matter was referred to the Asset Naming Committee in a response letter from the Mayor to Mr Davis, a meeting of the group was called.</p> <p>Any renaming of the Airport would require an extensive name change process with a significant consultation process required.</p> <p>It was noted that Chips Rafferty is currently already recognized at the Broken Hill Civic Centre, in the 'Chips Rafferty Room' in recognition of his strong background in the acting profession.</p>		

AGENDA ITEMS	MOVED BY	SECONDED
<p>It was agreed that the Asset Naming Committee recommends no action be taken to rename the Broken Hill Airport to Chip Rafferty Airport.</p> <p>It was noted that the Broken Hill Airport Terminal is named in honour of Harry Keelan and his extensive contribution to the Broken Hill Community.</p> <p>Councillor Turley Moved to keep the current Terminal name in honour of Harry Keelan.</p> <p>Note: further historical background research would be undertaken as to naming of the terminal as the Harry Keelan Terminal, for inclusion in the report to Council along with the Asset Naming Committee's Recommendation to retain the name of the airport as the Broken Hill Airport.</p> <p><i>The research was undertaken and is noted below in the minutes as information to Asset Naming Committee members</i></p> <p>The 'H.L. Keelan Airport Terminal', was opened and dedicated to Harry Keelan on 14 September 1986. Please see attached photo of the commemorative plaque located in the terminal.</p>	Clr Dariea Turley	Clr Bob Algate
4. General business Nil		
5. Future Agenda Items Nil		
6. Next Meeting Nil		
7. Meeting Closed - There being no further business the Chairperson declared the meeting closed at 2 pm		
Chairperson's signature 	Date	30.8.22

Attachments

Photo – H L Keelan Airport Terminal Plaque





Geographical
Names Board

Geographical Names Board of NSW Policy

Place Naming

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Document Control

Version and amendment table

Date	Version	Amendments	Authorised
23 April 15	1.0	First draft	B Hirst / B Goodchild
12 Nov 15	2.0	First circulation to members	B Hirst / B Goodchild
20 Dec 15	3.0	Amended based on GNB feedback	B Hirst / B Goodchild
8 March 16	3.1	Aboriginal policy updated based on feedback received.	B Hirst / B Goodchild
10 March 16	4.0	Formatted for document consistency	B Hirst / B Goodchild
18 March 16	5.0	Amended based on March GNB meeting	B Hirst / B Goodchild
19 April 16	5.1	Minor amendments and changes accepted	B Hirst / B Goodchild
2 May 16	6.0	Amendments based on Secretariat input	B Hirst / B Goodchild
6 May 16	6.1	New section on changing names	B Hirst / B Goodchild
May 17	6.2	Update to section 6.1 and 11.1	N Underwood
Sep 18	6.3	Update branding	N Underwood
4 Jul 19	6.4	Update to section 10.2	N Underwood

Repeals and Review

The policies identified in this document are consistent with national and international best practice. They repeal all existing Geographical Names Board of NSW (GNB) policies and guidelines in respect to geographical naming in NSW, apart from those included in the NSW Addressing User Manual, which are complementary to these policies. They do not apply retrospectively, and any arrangements that predate these rules are not necessarily subject to its terms.

Recognition of any existing NSW geographical name that does not conform to these policies does not establish a precedent for any future naming proposal.

This document is to be revised annually or as required. Where minor changes are required, the GNB must ensure the version number is updated. However, where changes in legislation or operating environment result in substantive rewriting of the document, the sponsor must create a new document and ensure it is entered into TRIM (electronic file management system). This will ensure the integrity of the original document.

Contents

1. Scope	1
2. Responsibilities	1
3. Glossary	1
4. Introduction	2
5. Legislation and Authority	2
6. Policy - Universal Naming Principles	3
6.1 Language	3
6.2 Form and Character of names	4
7. Policy - Commemorative names	4
7.1 Personal Names	4
8. Policy - Duplication of names	4
8.1 Duplication of place names	5
8.2 Place names other than localities	5
9. Policy - Place Naming Process	6
9.1 General	6
9.2 Selection of names	6
9.3 Changing names	7
9.4 Correct designation values	7
9.5 Council resolutions to identify community support	7
9.6 Naming of Cross Border Features	7
9.7 Referring names to Local Government	7
9.8 Generic reserve names	8
9.9 Use of the name Anzac	8
9.10 Naming of facilities within reserves	8
9.11 Renaming of reserves	8
9.12 Naming of properties and homesteads	9
10. Policy - Recognition and use of Aboriginal names	9
10.1 Background	9
10.2 Recognition and use of Aboriginal names	9
11. Policy - Infrastructure	10
11.1 Railway stations	10
11.1.1 Other infrastructure	10
11.2 Bridge Naming	11
Bibliography	12

1 Scope

This policy applies to the operations of the GNB and its Secretariat.

2 Responsibilities

Geographical Names Board

The GNB is responsible for the governance of this policy.

Department of Customer Service (DCS)

DCS is responsible for the administrative management, technical support and promotion of the policy under the auspices of the GNB.

3 Glossary

Act	<i>Geographical Names Act 1966 No 13</i>
CGNA / PCPN	Committee of Geographic Names of Australasia – now renamed the Permanent Committee on Place Names. Part of ICSM
GNB / Board	Geographical Names Board of NSW as constituted under the Act
DCS	Department of Customer Service
Gazetteer	List of geographical names. In NSW the Geographical names gazetteer is stored in the Geographical Names Register database.
Geographical name	The name of a place as determined by the provisions of the Act and been notified in the Gazette as a geographical name, but does not include a name which has ceased to be a geographical name under the Act.
GNB (the GNB)	Geographical Names Board as constituted under the Act
ICSM	Intergovernmental Committee on Surveying and Mapping
Place	Defined by the Act as <i>'any geographical or topographical feature or any area, district, division, locality, region, city, town, village, settlement or railway station or any other place within the territories and waters of the State of New South Wales but does not include any road, any area (within the meaning of the Local Government Act 1993) or area of operations of a county council (within the meaning of that Act), any electoral district under the Parliamentary Electorates and Elections Act 1912, any school or any place or place within a class of places to which the provisions of this Act do not apply by virtue of the regulations.'</i>
Recorded name	Defined by the Act as <i>'the name of a place as it appears on a Lands Department map or, where the name of a place appears differently on two or more such maps, the name of that place as it appears on whichever of those maps was published later than the other or others.'</i>
Road / Road Naming Authority	Road and Road Naming Authority are defined under the <i>Roads Act 1993</i> and summarised in section 5.3 of the <i>NSW Address policy</i>
Secretariat	GNB secretariat appointed in accordance with section 4 of the Act
Spatial Services	A division of the Department of Customer Service (DCS). Spatial Services is the government body responsible for the implementation of the Geographical Names Act.

4 Introduction

Consistent use of accurate place names is an essential element of effective communication worldwide, and supports socio-economic development, conservation and national infrastructure. (Permanent Committee on Place Names)

Department of Customer Service, Spatial Services and the GNB have statutory responsibility to establish, update, preserve and publicise place naming in New South Wales.

The *Geographical Names Act 1966* recognises the importance of unambiguous and official place names. Place names reflect the relationship between people and place and create a link that forms the basis for communication, location and addressing. Clear and unambiguous place names are essential for emergency services, postal and service delivery as well as professional and personal navigation.

The GNB is committed to recognising our Aboriginal cultural heritage by registering place names given by Aboriginal people so that they can be assigned as geographical names alone or used alongside existing non-Aboriginal names.

The GNB is committed to open and transparent practices and procedures in the selection of place names. This document brings together the policies adopted by the GNB and enables all interested parties to understand why specific names are selected.

The policies detailed in this document are consistent with national and international policies, guidelines and practices.

5 Legislation and Authority

As set out in the *Geographical Names Act 1966* (Section 5), the GNB has the following powers and functions:

- assign names to places
- approve that a recorded name of a place shall be its geographical name
- alter a recorded name or a geographical name
- determine whether the use of a recorded name or a geographical name shall be discontinued
- adopt rules of orthography, nomenclature and pronunciation with respect to geographical names
- investigate and determine the form, spelling, meaning, pronunciation, origin and history of any geographical name
- the application of any geographical name with regard to position, extent or otherwise
- compile and maintain a vocabulary of Aboriginal words used or suitable for use in geographical names and to record their meaning and origin
- compile and maintain a dictionary of geographical names with a record of their form, spelling, meaning, pronunciation, origin and history
- publish a gazetteer of geographical names
- inquire into and make recommendations on any matters relating to the names of places referred to it by the Minister

The GNB may compile, maintain and publish a list of road names.

6 Policy – Universal Naming Principles

The following principles shall apply for all new geographical names in New South Wales.

6.1 Language

- 1 Geographical names shall be written in standard Australian English or a recognised format of an Australian Aboriginal language local to the area of the geographical name.
- 2 Diacritical marks (symbols such as ´ in é, ¸ in ç or : in ö) are not used in Australian English names, and shall be omitted from names drawn from languages that use such marks.
- 3 Geographical names shall be easy to pronounce, spell and write, and preferably not exceed three words (including any designated term) or 25 characters. An exception to this is in the use of Aboriginal names when it is accepted that a traditional name may at first appear to be complex but will, over time, become more familiar and accepted by the community.
- 4 The following types of punctuation as used in Australian English shall not be included as part of a geographical name: period (.), comma (,), colon (:), semi-colon (;), quotation marks (""), exclamation mark (!), question mark (?), ellipsis (...), hyphen (-), solidus (/) and parenthesis (()). For surnames or other names that include a hyphen, the hyphen shall be omitted when used for a geographical name.
- 5 An apostrophe mark shall not be included in geographical names written with a final 's', and the possessive 's shall not be included e.g. Georges River not George's River. Apostrophes forming part of an eponymous name shall be included (e.g. O'Connell Plains).
- 6 A geographical name shall not include a preposition e.g. Avenue of the Allies.
- 7 Geographical names shall not include the definite article (the) as the sole name element of a place name e.g. The Reserve is not acceptable.
- 8 A geographical name shall not be abbreviated or contain an abbreviation, initial or acronym e.g. Point, not Pt except that St shall be used for Saint. An exception may be where an abbreviation may have become widely accepted by the community. Eg CWA for Country Women's Association.
- 9 For the purposes of consistency, names starting with Mc or Mac shall not have a space included between the Mc or Mac and the rest of the name.
- 10 A geographical name shall not include Arabic numerals e.g. 3 or 4th or Roman numerals e.g. IV or X. Where numbers are included in a geographical name they shall be written in full e.g. Fourth Top Ridge, Eleven Mile Creek.
- 11 A geographical name shall not include initials e.g. A F Wyatt Reserve.
- 12 The spelling of geographical names derived from the same source shall be uniform in spelling. e.g. Mount Kosciuszko is now spelt with z to be consistent with original spelling.
- 13 Postnominals and titles shall not be included in geographical names. eg John Smith not John Smith AO. An exception is the use of 'VC'.

Justification

The principles identified above ensure consistency thereby reducing the potential for confusion. These principles are consistently applied throughout Australia and commonly adopted internationally. They also facilitate reliable electronic searching essential for navigation systems, service delivery and public safety.

6.2 Form and Character of Names

Place names shall be recognisable words or acceptable combinations of words and shall be appropriate to community sensitivities.

Discriminatory or derogatory names are not acceptable. Such names are those perceived, at a given point in time, to be offensive, demeaning, or harmful to the reputation of individuals, or to social, ethnic, religious or other groups. It is recognised that the perception of 'discriminatory' or 'derogatory' may vary through time and from place to place. In response to requests from the public, the GNB will investigate the appropriate status of any names deemed to be discriminatory or derogatory.

Commercial and business names shall not be used for geographical names, particularly where the name can be construed to be promoting a business. However, business names no longer in use which promote the heritage of an area are acceptable.

Use of club, society, association or special interest group names is discouraged. Such association may change their focus or for some reason lose community support. Community based associations, particularly those philanthropic associations, may be acceptable (eg Rotary, Lions, Apex).

7 Policy - Commemorative Names

Commemorative names are those that commemorate a person, event or place. Acts of bravery, community service and exceptional accomplishments are typical grounds for this recognition. The name of persons who gave their lives in service for their country are often used as commemorative names.

The person commemorated should have contributed significantly to the area around the geographic feature or locality.

When such a name is applied, it shall be given posthumously, at least one year after the decease of the person. Names of living persons are by their nature subject to partisan perception and changes in community judgement and acceptance.

Commemorative names shall not be used to commemorate victims of, or mark the location of, accidents or tragedies. Ownership of land is not in itself grounds for the application of an owner's name. Names of persons holding public office shall not be used.

Personal names, including those of persons still living, may be used for built features e.g. pavilions and grandstands etc., however these features are not formally assigned by the GNB and are not covered by the Act.

7.1 Personal Names

The names of deceased persons are suitable for the naming of reserves. Such persons shall have had a long term association with the area, or have made a significant contribution to the area of the proposed park or reserve. To assist local governments in determining the suitability of a name the GNB offers the following guidelines regarding association or contribution:

- Two or more terms of office on the governing local government council.
- Twenty or more years association with a local community group or service club.
- Twenty or more years of association or service with a local or state government or organisation.

- Action by an individual to protect, restore, enhance or maintain an area that produces substantial long term improvements for the community.
- The death of a person within a place is not solely to be considered sufficient justification for commemoration.
- Local residents of note.

Justification

Using the name of a living person is unacceptable (nationally and internationally) as it may lead to favouritism and/or inappropriate naming. There are examples where people commemorated have later proven to be of poor character or otherwise thought to be unworthy.

8 Policy - Duplication of names

8.1 Duplication of place names

In accordance with the NSW Addressing User Manual (6.8.1 Uniqueness, Duplication), no new locality name shall be duplicated within NSW or any other state or territory in Australia.

Duplication includes identical or similar spelling and/or pronunciation.

8.2 Place names other than localities

Uniqueness is the most essential quality to be sought in proposing a new place name. Duplication should be avoided wherever possible, but new place names may be duplicated provided there is no duplication of the name within the local government or adjoining local government.

Place names with a different designation value are not considered to be duplications. For example, Jenolan River and Jenolan Caves are acceptable.

The GNB encourages efforts by local governments to change or modify duplicate names wherever ambiguity or confusion is likely to occur. Such name changes should be coordinated with the GNB.

Justification

The purpose of place names is primarily to provide unambiguous direction and reference to identify geographical entities. Duplication of locality names is to be avoided because of the confusion this will cause, particularly in the dispatch of emergency services, which is now often coordinated from call centres. Duplication of locality names used for addressing purposes can result in delays in arrival of essential services.

Duplication can also cause personal difficulties such as failed parcel and service delivery and difficulty for tourists and visitors.

Where duplication occurs inter State or Territory, the respective authorities should liaise in order to attempt to arrive at an acceptable solution.

9 Policy – Place Naming Process

9.1 General

This policy is for the application of place names within the territories and waters of New South Wales including reserves under the management of local government.

The Department of National Parks and Wildlife Services has a separate policy for the naming of national parks under its management.

- All proposals for place naming shall conform to the GNB's Naming Principles.
- All place name proposals shall include a map or diagram clearly defining the extent of the feature proposed to be named.
- Proposals for place naming shall be submitted to the GNB for consideration and formalisation process.
- Private ownership of the land on which a geographical or physical feature is located does not confer any naming right to the land owner or manager. This is also true in respect to land under the various forms of public management, including national parks and reserves.
- Place names (excluding localities) shall not be duplicated within the same LGA or locality or in an adjoining LGA or locality.

9.2 Selection of names

- Aboriginal names are encouraged as the name to be used for any feature that currently does not have a name recognised by the GNB.
- Names acknowledging the multicultural nature of NSW are encouraged.
- Names associated with the heritage of an area are encouraged, especially the names of early explorers, settlers, naturalists, events.
- A name suggested for any place that owes its origin to the peculiarity of the topographic feature designated such as shape, vegetation, animal life etc. may be accepted.
- Gender diversity in names is encouraged.
- The multiplication of names for different parts of the same topographical feature such as a stream or mountain range shall be avoided, and the one name applied to a stream or mountain range throughout its entire length. However, an Aboriginal name may apply to a limited section of a feature.
- The naming of forks, arms and branches of a river as North Branch and South Branch is not supported. Unique names shall be assigned to river branches.
- When a choice is offered between two or more names for the same place, locality or feature, all supported by local usage, the GNB may adopt one of such names as is considered appropriate in accordance with its principles and policies.
- The use of cardinal points of the compass as a prefix or suffix to an existing name shall not be used.
- The changing of long established place names is to be avoided except where necessary to avoid ambiguity or duplication.
- The GNB may approve a first or given name as part of a geographical name only where it is necessary to appropriately honour the person referred to or where it is necessary to avoid ambiguity.

9.3 Changing names

Where names have been changed or corrupted by long established local usage, it is not usually advisable to attempt to restore the original. Changes are discouraged unless the change has been deemed to be in the public interest or for safety reasons. Changing well established names can lead to address or location confusion, especially to electronic navigation services.

9.4 Correct designation values

The GNB has compiled a Glossary of Designation Values in the Geographical Names Register in order to assist in determining the correct designator to be applied to place names at the time of naming.

New names proposed for place names shall include the designation value appropriate to the nature of the feature.

The Glossary of Designation Values is attached as Appendix A.

9.5 Council resolutions to identify community support

When Council submit a naming proposal, it should be supported by a Council resolution. Council should also supply evidence that they have sought community feedback on the proposal. This could include advertising and inviting comment using:

- Local newspapers.
- Relevant web site.
- Local council facilities (eg offices, libraries etc).
- Notices to residents in the area surrounding the feature of the proposed name.
- Notices to local progress associations.

9.6 Naming of Cross Border Features

The name for any feature that crosses the State boundary shall be the same on both sides of that boundary. The basis for the selection of a name for such a feature should be the consensus between relevant authorities. Primary responsibility for obtaining consensus should rest with the authority within which the majority of the feature is located. Any matters regarding naming or renaming of features that cross the state border shall be referred to the Cross Border Commission.

9.7 Referring names to Local Government

Where a submission proposing a name is received by the Secretariat, that submission must be referred to the relevant Local Government and the submitter notified of this action.

9.8 Generic reserve names

The GNB has classified a number of reserve names as “generic”, and when one of these names is proposed it shall also include the name of the locality within which the reserve is located. For example, Volunteer Park is a generic name, and if this name is proposed in Muswellbrook, it shall be proposed as Muswellbrook Volunteer Park.

The following park names have been classified as “generic” by the GNB

ACACIA PARK	ANZAC PARK
APEX PARK	BI-CENTENARY PARK
BI-CENTENNIAL PARK	CENTENARY PARK
CENTENNIAL PARK	CENTRAL PARK
CIVIC PARK	GALLIPOLI PARK
HERITAGE PARK	JUBILEE PARK
KINGS PARK	LIONESS PARK
LIONS PARK	MEMORIAL PARK
OLYMPIC PARK	PEACE PARK
PIONEER PARK	PRESIDENT PARK
PRINCE PARK	PRINCESS PARK
QUEENS PARK	QUOTA PARK
REMEMBRANCE PARK	RIVERSIDE PARK
ROTARY PARK	SESQUI CENTENARY PARK
SESQUI CENTENNIAL PARK	VOLUNTEER PARK
WAR MEMORIAL PARK	

9.9 Use of the name Anzac

The use of the name Anzac is protected by Commonwealth regulations, and may only be used for the naming of a road or park in which, there is situated a public memorial relating to the war which commenced on the fourth day of August 1914, or the war which commenced on the third day of September 1939. (Commonwealth ‘Protection of the word ‘Anzac’ regulation.’)

9.10 Naming of facilities within reserves

Facilities within an officially assigned reserve, such as a pavilion, grandstand, garden, buildings etc. may also be named according to this policy, but do not require the formal approval of the GNB. However, the GNB shall be notified of such names to ensure the name, position and origin is recorded in the Spatial Services’ Digital Topographic Database and the name shown on maps, where relevant.

9.11 Renaming of reserves

Names chosen for reserves are expected to be enduring, and the renaming of these features is confusing and disruptive and is discouraged. If the renaming of a reserve is proposed, evidence of community support for the name change must be provided. The GNB will then evaluate the merits of the proposal before making a decision.

9.12 Naming of properties and homesteads

The GNB does not officially assign names of properties or homesteads. However names of properties and homesteads may be recorded in the NSW Digital Topographical Database (DTDB).

10 Policy – Recognition and use of Aboriginal names

10.1 Background

The names we give to places convey their significance through a sense of history, identity and connection between people and a place. The land is seamless with spirituality and identity for Aboriginal people. A key manifestation of this connection are the names given to features on the land that relate to the ancestors, histories, law and lore of its people.

For Aboriginal people connection with 'Country' is intrinsically connected to identity. Country is the area where an Aboriginal community is connected by language, cultural practices and long held relationships between people and the land. Countries are said to own people whereas for non-Aboriginal people land is owned through a range of legal titles. Country and people are inseparable for Aboriginal communities.

This policy is designed to encourage and promote recognition of Aboriginal place names and to foster the more frequent and official use of these names, particularly for places where the names have not been assigned as geographical names. The policy also provides, where it is possible, for the reinstatement of an Aboriginal place name through the dual naming process.

The NSW Government is committed to continuing the recognition of our Aboriginal cultural heritage by registering the original place names used by Aboriginal people to identify geographical features. Where a feature is identified by a non-Aboriginal name and that name is well established, an Aboriginal name put forward for the feature can be assigned as a dual name and sit alongside the existing non-Aboriginal name.

The GNB prefers the use of Aboriginal names for geographical features. Where a feature currently has a non-Aboriginal name, it may be considered for a dual name provided that documentary or oral evidence of the Aboriginal name is provided.

10.2 Recognition and use of Aboriginal names

- Aboriginal place names are preferred for the name of any place that does not have an assigned geographical name.
- Prior to submitting an Aboriginal name for consideration by the GNB, the proponent should consult the Local Aboriginal Land Council and Aboriginal communities on all matters concerning Aboriginal place names occurring in their area of current occupation and traditional association, in line with self-determination policies. This includes any proposals to assign new names, alter spellings of existing names or assign dual names.
- A name nominated by a Local Government Council will not be accepted by the GNB unless the Local Aboriginal Land Council and relevant Aboriginal communities have been consulted. The GNB Secretariat can provide guidance.
- Aboriginal place names which have been assigned as geographical names shall not be amended in form, spelling, extent or position without the consent of the relevant Local Aboriginal Land Council or Community.
- A dual naming system may be used for the naming of a physical and environmental place[s] of significance to the local Aboriginal Land Council or Community when a non-Aboriginal assigned geographical name already exists. Dual naming shall not apply to localities, towns or roads.

- A dual name can only be assigned where there is plausible historical evidence in the form of documentary or oral sources, that the feature has an existing Aboriginal name and that some authority or authenticity can be attributed to the source or sources for the form, origin, spelling, history and meaning of the name. The name cannot be a new name assigned for the purpose of a tribute etc.
- Signs or notices explaining the origins of Aboriginal place names should also identify the name of the language group from which the name originated. For example, the name '...' means '.....' from the '...' Aboriginal language group.
- The GNB endorses and supports the Permanent Committee on Place Names "Guidelines for the Use of Aboriginal and Torres Strait Islander Names" which is included in the PCPN's "Guidelines for the Consistent Use of Place Names".
- The GNB does not have a role in the determining naming, spelling or determination of boundaries of Aboriginal Countries or Nations.

11 Policy - Infrastructure

11.1 Railway Stations

Railway stations shall be named after its locality or area of interest unless to do so would lead to a duplicated station name. In these cases a name that identifies the area or location of the station should be used. For example Town Hall Station and Martin Place Station are situated in Sydney where multiple stations are in one locality.

Justification

Railway station names assist in location and navigation and are particularly important for visitors and other travellers.

11.2 Other infrastructure

The GNB does not have specific statutory responsibility for formally naming infrastructure (other than Railway Stations and Post Offices), schools, private estate names or building names.

Nevertheless, naming any prominent feature should follow the accepted practice for naming as detailed in this policy.

Justification

Infrastructure such as buildings and sporting facilities are generally not used for addressing purposes however there is a high likelihood that they may be used for location including emergency services. Unique names for all infrastructure will assist in ensuring their location for emergency services.

11.3 Bridge Naming

The GNB does not name bridges, however, it encourages all bridge naming to follow the guidelines as set out in this policy.

The naming of bridges and other structures on roads does not have a formal legislative basis. However, the same procedures for road naming applies to bridges and other road infrastructure:

- RMS is responsible for the naming of bridges and other structures on freeways.
- Local councils initiate the naming of bridges on local, regional and state roads (other than freeways). RMS to approve these proposals.

RMS will approve a naming proposal for a bridge or structure provided that:

- The name has wide community support.
- An Aboriginal name has the support of local Aboriginal groups.
- Consideration has been given to National and State commemorative initiatives involving the naming of new of key road infrastructure.
- The name is consistent with GNB place name criteria.
- The design of the name plaque accords with RMS requirements.

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ACT. Place Name Policies & Processes

http://www.planning.act.gov.au/tools_resources/place_search/place_names/place_name_policies

CGNA Guidelines for the Consistent Use of Place Names

http://www.icsm.gov.au/cgna/consistent_place_names_guidelines.pdf

Victoria. Guidelines for Geographic Names 2010

<http://www.dtpli.vic.gov.au/property-and-land-titles/naming-places-features-and-roads/guidelines-for-naming-or-proposing-to-name-or-rename-a-place>

Western Australia. Policies and Standards for Geographical Naming in Western Australia

[http://www0.landgate.wa.gov.au/docvault.nsf/web/PS_LD/\\$file/GNCommittee.pdf](http://www0.landgate.wa.gov.au/docvault.nsf/web/PS_LD/$file/GNCommittee.pdf)

Northern Territory. Policies, Procedures, Rules, Guidelines

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Appendix A



Geographical
Names Board

Glossary of designation values in the Geographical Names Register

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ABORIGINAL RESERVE

Crown land set aside for Aborigines, where they may continue their traditional lifestyle away from the influence of white Australians and access to which is controlled by federal or state authorities or by Aboriginal Land Councils.

AERODROME

All licensed aerodromes and government aerodromes maintained by the Federal Airports Corporation, other than those designated 'airports'.

AIRFIELD

A landing or taking-off area for aircraft.

AIRPORT

An aerodrome that handles regular schedules of passengers and freight.

AMPHITHEATRE

Basin shaped hollow, particularly one having steep sides. Considerable variation in size.

ANABRANCH

A distributary of an anastomosing river which links up with other distributaries and sometimes with the parent stream.

ARM

A comparatively long, narrow and natural waterway extending from a larger body of water.

ARTESIAN BORE

A hole bored perpendicularly into strata, producing a constant supply of water at the surface without pumping.

BACKWATER

A body of stagnant water connected to a river.

BASIN

1. The tract of country drained by a river and its tributaries, or which drains into a particular lake or area.

2. A circumscribed formation in which the strata dip inward from all sides to the centre; the stratified deposit, especially of coal, lying in such a depression.

3. An area of water limited in extent and nearly enclosed by structures alongside which vessels can lie. A non-tidal basin is one closed by caisson of gates to shut off from open water, so that a constant level of water can be maintained in it. Also called a 'wet dock'. A tidal basin is one without gates in which the level of the water rises and falls with the tide. Sometimes called an 'Open Basin'.

BAY

A well-marked indentation made by the sea or a lake into a coastline, whose penetration is in such proportion to the width of its mouth as to contain land locked waters and constitutes more than a mere curvature of the coast.

BEACH

The sloping shore along a body of water that is periodically washed by waves or tides and is usually covered with sand or gravel.

BIGHT

A crescent-shaped indentation in the coastline usually of large extent and not more than a 90 degree sector of a circle. See 'Bay' and 'Gulf'.

BILLABONG

An efflux from a stream, usually an old bend in the stream, which has been cut off by erosion and deposition. When the fall of a stream is only a few centimetres per kilometre channel is usually incapable of clearing flood waters, which overflow into this efflux. As the water recede the efflux or billabong becomes a pool or a series of pools, which in dry periods may completely dry up.

BLUFF

A spur or ridge terminating in a steep, rocky face.

BORE

A deep vertical hole of a small diameter drilled to obtain water. Designation includes 'Artesian Bore'.

BOUNDARY

That which serves to indicate the limits of a particular area. Various types of boundaries which may be encountered are:

1. UNCLASSIFIED BOUNDARIES; those drawn by the compiler prior to classification to delineate a change in surface characteristics.
2. INTERNATIONAL BOUNDARIES; those defining the territorial sovereignty of a country.
3. STATE OR TERRITORY BOUNDARIES; those defining the major administrative or political divisions within a country.
4. ADMINISTRATIVE AREA BOUNDARIES; those defining areas of common local or regional administration.
5. PROHIBITED AREA BOUNDARIES; those defining the limits of an area into which entry is prohibited, without prior permission from a controlling authority, for security or safety reasons.

BREAKWATER

A natural or artificial structure along a coast capable of checking the force of the waves, thereby reducing beach erosion. The designation includes 'groyne', 'training wall' and 'levee'. The latter two are to restrict rivers to a defined course.

BROOK

A small stream or rivulet.

BUTTE

A small residual of a mesa. The level top being the upper surface of the hard stratum but little lowered by erosion. The slopes on all sides are escarpments and its maximum horizontal dimension in any one direction is about 400 metres.

BUTTRESS

A very steep spur projecting from a hill, mountain, plateau, range etc., having the appearance of supporting it.

CAMP

A place where tents, cabins, etc. are erected for the use of military troops, etc.

CANAL

A large artificial watercourse used for irrigation or navigation.

CANYON

A gorge, relatively narrow but of considerable size, bounded by steep slopes. It has often been formed by a river cutting through the soft rocks of an arid region; the scantiness of the rainfall prevents denudation of the canyon walls, and so maintains their steepness. The walls of a large canyon, however, rarely approach the vertical, and their irregularity of slope is due to inequalities in the hardness of the rock.

CAPE

A piece of land jutting into the sea; a projecting headland or promontory.

CATCHMENT AREA

The region which drains all the rain water that falls on it, apart from that removed by evaporation, into a river or stream, which then carries the water into the sea or a lake; it may thus coincide with the 'River Basin'. Its boundary is defined by the ridge beyond which water flows in the opposite direction - away from the basin.

CAUSEWAY

A raised roadway of solid structure built across low or wet ground or across a stretch of water.

CAVE

A hollowed-out chamber in the earth, especially a natural cavity with an opening to the surface.

CEMETERY

A place or area for burying the dead.

CHANNEL

1. An artificial watercourse used for drainage or irrigation purposes.
2. A comparatively deep and narrow waterway affording a passage for vessels. The waterway may be natural or dredged and can occur in a river, harbour or sea.

CHASM

A particularly narrow portion of a gorge or ravine where the width is notably exceeded by the depth and the sides are vertical or nearly so.

CITY

A centre of population, commerce and culture with all essential services; a town of significant size and importance, generally accorded the legal right to call itself a city under, either, the Local Government Act, the Crown Lands Act or other instruments put in place by government.

CIVIC PLACE

A pedestrian area or open space, especially a square or plaza, within an urban environment which is frequented by citizens for a variety of purposes including public activities. It may be a place of commemoration. It does not include areas specifically created for commercial or business purposes. It is not to be used in an official address.

CLEARING

An area of ground within a forest, where less than 15% of the ground is covered by trees or scrub. Clearings within areas of dense vegetation may be manmade or naturally occurring.

CLIFF

A perpendicular or steep face of rock considerable in height, either inland or along the coast.

COLLEGE

An establishment for technical or vocational education usually post secondary.

COMMON

A tract of land which belongs to the local community as a whole, and is open to common use.

COUNTY

Territorial division of the state for administrative purposes.

COVE

A small indentation in a coast, usually sheltered.

COWAL

A small lake or dam.

CRATER

A bowl shaped cavity, in particular, at the summit or on the side of a volcano. And from which smoke and steam may emanate if the volcano is active. Craters of extinct volcanoes may contain crater lakes. The word crater is applied to other depressions especially those caused by the fall of large meteorites onto the earth's surface. Volcanic craters are sometimes called calders.

CREEK

A natural watercourse that is usually a tributary of a river or another creek. It may be perennial or non-perennial and in some areas its course may become indefinite or even peter out.

CROSSING

A place where a street, railway, stream, etc., may be crossed.

CUTTING

An open excavation through high ground, generally for a transportation system.

DAM

1. A barrier built across a stream to impound its water for any purpose.
2. An earthen structure built to contain water for stock purposes.

DEPRESSION

A depressed or sunken place.

DESERT

An almost barren tract of land in which precipitation is so scanty or spasmodic that it will not adequately support vegetation.

DIP

A place for controlling ticks on cattle.

DISTRICT

1. Territory marked off for special administrative purposes.
2. A tract of country, up to about 1600 sq. kms in area, distinguished by certain common characteristics, natural or cultural.

DOCK

An artificial structure in which ships are built or repaired.

DRAIN

A channel, man made or natural, by which liquid is drained or gradually carried away.

DUNES

Mounds or ridges of sand formed, either in a desert or along the sea coast, through transportation by the wind.

ESCARPMENT

A more or less continuous line of cliffs or steep slopes terminating any generally level upland surface, and is due to erosion or faulting.

ESTUARY

The tidal mouth of a river, where the tide meets the current of fresh water; more commonly, an arm of the sea at the lower end of a river.

FALLS

A sudden, more or less perpendicular, descent of water over a natural step in the bed of a river or stream.

FAULT

A fracture in the earth's crust along which movement has taken place, and where the rock strata on the two sides therefore do not match.

FLAT

A relatively level piece of ground within an area of greater relief; a tract of country without hills and smaller than a plain. In river valleys they may be Valley or River Flats, along the foreshores and subject to tidal action they are Tidal Flats and according to the nature of the surface they may be Mud, Stony or Sandy Flats.

FLORA RESERVE

Crown land set aside for the protection of flora, and access to which is controlled by federal or state authorities.

FORD

The shallow part of a stream or other body of water, where it may be crossed by vehicle or by wading. The crossing may be natural or improved, but not by bridging.

FOREST

An area of land proclaimed to be a forest under a Forest Act.

GAOL

A place for the confinement of persons convicted and sentenced to imprisonment or of persons awaiting trial.

GAP

A low point or opening between hills or mountains or in a ridge or mountain range.

GLEN

A narrow, wooded valley with a stream flowing at its bottom. Its sides being generally steep.

GOLF COURSE

An area of ground laid out for the playing of golf.

GORGE

A valley deep in proportion to its width, usually with precipitous or very steep sides. Generally a feature of some magnitude, relative to the surrounding base.

GRADIENT

A noteworthy gradient inclination or slope of the surface of the ground on the side or end of an elevated relief feature.

GRAVEYARD

A place for graves; a burial ground, esp. a small one or one in a churchyard.

GULF

Large valleys in mountain ranges OR an area of sea partly enclosed by land; usually of larger extent, and greater relative penetration than a bay, that is, Gulf of Carpentaria.

GULLY

A natural watercourse formed in the earth's surface, especially a hillside, by the action of water. It only carries water after rain and its sides are generally steep. Usually one of the smallest branches of a drainage system, and often associated with erosive action.

HARBOUR

A natural or artificially improved stretch of water where vessels can anchor or secure to buoys or alongside wharves etc and obtain protection from sea and swell. The protection may be afforded by natural features or by artificial works. The place may be provided with terminal and transfer facilities for loading and discharging cargo or passengers.

HEAD

A comparatively high promontory of land projecting into the sea with a steep face. An un-named head is usually described as a 'Headland' when a specific name is assigned, it becomes a 'Head'.

HEADLAND

A narrow area of land jutting out into a sea, lake, etc.

HILL

A small portion of the earth's surface elevated above its surroundings, of lower altitude than a mountain. Generally its altitude is less than 300 metres above the surrounding country but this can change in areas of low relief.

HILLOCK

A small hill or mound.

HISTORIC AREA

An area or precinct containing no or minimum present activity, but which at one time was an area of recognised name and purpose.

HISTORIC SITE

A specific place or site which has at one time been the site of an event or purpose.

HISTORICAL LOCALITY

An area or precinct containing no or minimum present activity, but which at one time was an area of recognised name and purpose.

HISTORICAL RECONSTRUCTION

An area or precinct which at one time was an area of recognised name and purpose and has now been redeveloped to recognise its past.

HOLE

An area hollowed out in or an opening in the ground.

INLET

A narrow indentation in the coastline or in the lake or river by which the water penetrates into the land.

ISLAND

A piece of land usually completely surrounded by water.

ISLET

A comparatively small insular landmass. Smaller than an Island but larger than a Cay.

KNOB

Rounded projection from a surface.

KNOLL

A small rounded Hill.

LAGOON

An enclosed area of water separated from the open sea or from a stream by some more or less effective, but not complete, obstacle such as low sandbanks.

LAKE

An extensive sheet of fresh or saltwater, natural or artificial, enclosed or nearly enclosed by land. It may or may not have in and out-flowing water, and in dry areas may even dry up at times.

LAKE BED

The area of a lake which is under water or once was under water.

LANDING PLACE

The act of coming to land. A place of disembarkation.

LANDMARK

A prominent or well known object in or feature of a particular landscape. A boundary marker. A large continuous area of land, as opposed to seas or islands.

LANDSCAPE FEATURE

This designation is used for a feature of the landscape, whether natural or cultural, which does not fit comfortably in any other designation and the number (actual and expected) of such places in NSW does not warrant a specific separate designation.

LIGHTHOUSE

A distinctive structure on or off the Coast, exhibiting a major light designed to serve as an aid to navigation.

LOCALITY

A bounded area within the landscape that has a 'Rural' Character.

LOCK

A section of a canal or river that may be closed off by gates to control the water level and the raising and lowering of vessels that pass through it.

LOOKOUT

A natural scenic viewpoint on elevated ground. Works or structures within the immediate vicinity of the view point improving the safety, amenities or view may be evident.

LOOP

A railway branch line which leaves the main line and rejoins it after a short distance.

MARINA

A docking facility for yachts and other pleasure boats accessible for private patrons only.

MARSHES

Low poorly drained land that is sometimes flooded and often lies at the edge of lakes etc.

MESA

A flat table-like upland, which falls away steeply on all sides (escarpments). It is larger in area than a 'butte' but smaller than a 'plateau'.

MONOLITHS

Large block of stone or anything that resembles one in appearance, intractability, etc. A statue, obelisk, column, etc, cut from one block of stone. A large hollow foundation piece sunk as a caisson and filled with concrete.

MOOR

A tract of unenclosed ground, usually covered with heather, coarse grass, bracken, and moss.

MOUNT

A natural elevation of the earth's surface rising more or less abruptly from the surrounding level, and attaining an altitude which, relative to adjacent elevations, is impressive or notable. In general the elevation of a mountain is more than 300 metres from foot to summit, but this distinction is arbitrary. For reasons of euphony and local usage 'Mount' is usually used when the generic term precedes the specific term and 'Mountain' when it succeeds it.

MOUNTAIN

A large natural elevation of the earth's surface.

MOUNTAIN LAKES

A lake created by an extinct volcanic crater.

MOUNTAIN PEAK

A prominent point of a hill or mountain. The separately named summits on a range of hills or mountains.

MOUNTAIN RANGE

A series or line of mountain or hill ridges with or without peaks, in which the crests are relatively narrow. Its minimum length is about 16 kilometres.

NAVAL ESTABLISHMENT

An institution, pier or building specially designed and equipped for use by the Navy.

NECK

A narrow strip of land; peninsula or isthmus.

NEIGHBOURHOOD

The immediate environment; surroundings. A district where people live. The people in a particular area. Living or situated in and serving the needs of a local area.

OBSERVATORY

An institution or building specially designed and equipped for observing meteorological and astronomical phenomena. Any building or structure providing an extensive view of its surroundings.

OCEAN

A very large stretch of sea. The vast body of water on the surface of the globe that surrounds the land.

PARISH

Territorial division of the state for administrative purposes.

PASS

A depression or gap in a range of mountains or hills permitting easier passage from one side to the other.

PASSAGE

A comparatively deep and narrow waterway affording a passage for a vessel.

PEAK

A prominent point of a hill or mountain. The separately named summits on a range of hills or mountains.

PENINSULA

A piece of land almost surrounded by water, especially one connected with the mainland by only a narrow neck of land or isthmus.

PICNIC AREA

A location to which people bring food to be eaten in the open air.

PINNACLE

The highest point. A towering peak, as of a mountain.

PIT

A large usually deep opening in the ground.

PLAIN

A tract of country the general surface of which is comparatively flat or slightly undulating. In extent generally not less than 2,500 hectares and sparsely, if at all timbered.

PLATEAU

An elevated tract of comparatively flat or level land, having a large part of its total surface at or near the summit level. Its local relief may be very great in cases where it is cut by gorges, or it may have a small local relief like a plain in cases where erosion has not been severe. Its minimum horizontal dimension in any direction generally exceeds 1.6km.

POINT

A location, spot, or position. Point of land. A small promontory.

POND

A pool of still water, often artificially created.

POOL

A small body of still water, usually fresh. A deep part of a stream or river where the water runs very slowly.

PORT

A town or place alongside navigable water with facilities for the loading and unloading of ships.

POST OFFICE

A local office for receiving, distributing and transmitting mail, providing telecommunication services etc.

POWER STATION

An electrical generating station.

PRISON

A place to which persons are legally committed, either while awaiting trial or for punishment.

PUBLIC WATERING PLACE

An artificial waterhole.

RACECOURSE

A place which has been licensed by government for the holding of horse races.

RAILWAY

A permanent track composed of a line of parallel metal rails fixed to sleepers for transport of passengers and goods in trains.

RAILWAY CUTTING

An excavation in a piece of high land for a railway.

RAILWAY LOOP

A short branch off a railway track, often connected at both ends to the main track where trains can pass on a single line stretch of railway. In some cases freight may be handled at these sidings. This designation includes 'Railway Siding'.

RAILWAY SIDING

A short branch off a railway track, often connected at both ends to the main track where trains can pass on a single line stretch of railway. In some cases freight may be handled at these sidings. This designation includes 'Railway Loop'.

RAILWAY STATION

A structure beside a railway line with facilities for passengers and freight.

RAMP

An area set aside for the launching of small water craft, usually paved.

RANGE

A series or line of mountain or hill ridges with or without peaks, in which the crests are relatively narrow. Its minimum length is about 16 kilometres.

RAPIDS

Portions of a stream with accelerated current where it descends rapidly without a break in the slope of the bed sufficient to form a waterfall.

RAVINE

A deep narrow steep sided valley.

REACH

A comparatively straight part of a river or channel between two bends.

REEF

A ridge of rocks or coral lying near the surface of the sea, which may be visible at low tide, but is usually covered by water.

REGION

A region is a relatively large tract of land distinguished by certain common characteristics, natural or cultural. Natural unifying features could include same drainage basin, similar landforms, or climatic conditions, a special flora or fauna, or the like. Cultural determining features could include boundaries proclaimed for administrative purposes, common land use patterns etc.

REGULATOR

Any of various mechanisms or devices such as a governor valve, for controlling fluid flow, pressure, temperature, etc.

RESEARCH STATION

An institution, farm or building specially designed and equipped for carrying out agricultural research.

RESERVE

An area proclaimed to be a public reserve by government legislation.

RESERVOIR

An artificial lake or structure storing water for domestic or other uses.

RIDGE

A long and narrow stretch of elevated ground. It generally has a length less than 16 kilometres.

RIFLE RANGE

An area used for target practice with rifles.

RIVER

A major natural stream in a large catchment basin, carrying water to another river, a lake or the sea. Usually perennial, but not necessarily so in arid areas.

RIVER BEND

A curve in the course of a stream. This designation includes 'meander'.

RIVER CROSSING

A place where a river may be crossed.

RIVER FLAT

A relatively level piece of ground within an area of greater relief; a tract of country without hills and smaller than a plain, caused by the laying down of sediment by a river.

RIVER MOUTH

The area at which a river makes contact with the sea.

RIVULET

A small stream.

ROAD BEND

A bend in a road.

ROADS

An open way, usually surfaced with tarmac or concrete, providing passage from one place to another.

ROADSTEAD

An open anchorage for ships, which may be sufficiently sheltered to give protection from seas, usually by reefs, sandbanks, or islands.

ROCK

A prominent or isolated out crop of rock, or even a single large stone. This designation includes 'boulder' 'crag' 'needle' 'pillar' and 'tor'.

ROCK FACE

An area of exposed rock, generally in a vertical position.

RURAL PLACE

A place, site or precinct in a rural landscape, generally of small extent, the name of which is in current use.

SADDLE

A col or pass or any land form recalling in shape a saddle.

SANDBANK

A bank of sand in a sea or river that may be exposed at low tide.

SANDBAR

A ridge of sand in a river or sea, built up by the action of tides, currents, etc, and often exposed at low tide.

SANDHILL

A mound, ridge or hill of drifted sand either in a desert or along a sea coast, formed by the action of wind.

SANDRIDGE

Sand drifts in long ridges tending parallel to and elongating in the direction of the prevailing winds.

SCHOOL

An establishment for primary or secondary education created by the Education Act.

SCRUB

A vegetation consisting of stunted trees, bushes, and other plants growing in an arid area. An area of arid land covered with such vegetation.

SEA

One of the divisions of the oceans, especially if partly enclosed by land.

SHOAL

A ridge of sand or of rocks just below the surface of the sea or of a river and therefore dangerous to navigation.

SPORTSGROUND

A reserve used for sporting fixtures.

SPRING

A flow of water issuing naturally out of the ground, either continuously or intermittently.

SPUR

A minor linear projection off a range, ridge, mountain, tableland, hill or plateau being generally not more than 2 kilometres in length and decreasing in altitude from the parent feature.

STATE

A major administrative or political division within a country.

STATION

A structure beside a railway line with facilities for passengers and freight.

STEEPS

The very steep and deep sides of a mountain or high plateau.

STRAIT

A comparatively narrow passage connecting two seas or two large bodies of water.

STREAM

Small river, brook. Any steady flow of water or other fluid.

SUBURB

A bounded area within the landscape that has an 'Urban' Character.

SURF BREAK

A permanent obstruction such as a reef, bombyra, rock or sandbar which causes waves to break thus making conditions conducive to surfing.

SWAMP

A tract of land normally saturated with water, having little or no drainage and characterised by a growth of grass or reeds. This designation includes 'marsh'.

SYPHON

A tube/pipe placed with one end at a certain level in a body of water and the other in a body of water below this level.

TABLELAND

An elevated tract of land with a generally level surface of considerable extent, generally with a minimum area of 2,500 hectares.

TANK

An artificial waterhole forming a reservoir for rainwater and adjacent run-off.

TERMINAL

A reception or departure building at the terminus of a bus, sea or air transport route.

TERRACE

A level or nearly level strip of land, usually narrow and bordering the sea, a lake or river, lying between a slope upwards to hills on one side and a slope, often abrupt, downwards on the other.

TOPS

The top of a hill

TOWER

A tall usually square or circular structure, sometimes part of a larger building and usually built for a specific purpose.

TOWN

A commercial nucleus offering a wide range of services and a large number of shops, often several of the same type. Depending on size, the residential area can be relatively compact or (in addition) dispersed in clusters on the periphery.

TRACK

A formed and/or marked track that is used by people either walking, cycling or riding a horse. This designation includes 'trails'.

TRAINING WALL

See 'Breakwater'.

TRIG. STATION

A point on the ground, the geographic position of which has been determined by geodetic survey.

TUNNEL

An underground passageway, esp. one for trains or cars. Any passage through or under something.

UNIVERSITY

An institution of higher education having authority to award bachelor and higher degrees, usually having research facilities.

URBAN LOCALITY

Not now recommended, see 'Urban Place'.

URBAN PLACE

A place, site or precinct in an urban landscape, the name of which is in current use, but the limits of which have not been defined under the address locality program.

URBAN VILLAGE

A cohesive populated place in an urban landscape, which may provide a limited range of services to the local area.

VALLEY

Long depression in the land surface, usually containing a river, formed by erosion or by movements in the earth's crust. Any elongated depression resembling a valley.

VILLAGE

A cohesive populated place in a rural landscape, which may provide a limited range of services to the local area. Residential subdivisions are in urban lot sizes.

WATER AERODROME

All licenced aerodromes and government aerodromes maintained by the Federal Airports Corporation, other than those designated 'airports' which have landing facilities on water for sea planes etc.

WATER FEATURE

A feature within water.

WATER SYPHON

See 'Syphon'

WATERFALL

A sudden descent of water over a step in the bed of a stream, the fall being much steeper than in the designation 'rapids'. In place names frequently shortened to 'Fall' or 'Falls'. This designation includes 'cascade' and 'cataract'.

WATERHOLE

A natural hole or hollow containing water, often in the dry bed of an intermittent river.

WEIR

A barrier, erected across a stream to impound and raise the water level for the purpose of maintaining it at the level required for irrigation or navigation purposes.

WELL

A hole or pit dug in the ground to obtain water.

WHARF

A platform alongside of which ships may be secured for loading or unloading cargo or passengers. This designation includes 'pier', 'quay', 'jetty', and 'marina' for those marinas that only have public access.

ORDINARY MEETING OF THE COUNCIL

September 9, 2022

ITEM 14BROKEN HILL CITY COUNCIL REPORT NO. 216/22SUBJECT: 2022/2023 EVENT SPONSORSHIP D22/48093**Recommendation**

1. That Broken Hill City Council Report No. 216/22 dated September 9, 2022, be received.
2. That Council notes there has only been one application for 2022/2023 event sponsorship.
3. That Council provides \$10,000 cash sponsorship to the FE-FC Holden Car Club of NSW to host the national event in Broken Hill in April 2023.

Executive Summary:

Council is committed to driving visitation to Broken Hill through events and festivals that align with the objectives of the Broken Hill Community Strategic Plan and that are events of State or national significance. To facilitate this Council's Sponsorship Policy provides the framework for Council to sponsor events that can attract and measure increased visitor numbers to the City. The grants program complies with Section 356 of the Local Government Act 1993. Council has received one application for the 2022/2023 budget year from the FE-FC Holden Car Club of NSW to host the FE-FC Holden Nationals event in April 2023. This is the only event that has requested sponsorship for the 2022/2023 financial year and has met the assessment criteria for sponsorship.

Report:

The FE-FC Holden Nationals event has been held every second year in different regional communities since 1988, and is an established event patronised by enthusiasts from all over Australia. It is anticipated that 300 participants will take part in this event over the week, which is estimated to inject \$231,600 into the Broken Hill economy through tourism activities, food, fuel, accommodation etc.

The event is being organised in conjunction with the Silver City Historic Motoring Club, a local not for profit organisation with similar goals as the FE-FC Holden Car Clubs of Australia which is to preserve Australian motoring history.

Additional sponsorship has been secured by Mounties Group, Novatech and Rare Spares.

Council sponsorship under this Policy is for events that can demonstrate a measurable contribution to the economic outcomes for Broken Hill through growth in the visitor economy and that have not been allocated individual sponsorship in Council's annual budget such as the Broken Hill Mundi Mundi Bash, Broken Hill Festival and Perfect Light Film Festival. The event sponsorship budget for 2022-2023 is \$10,000. This is the only event that has requested sponsorship for this financial year and has met the assessment criteria for sponsorship.

Assessment Criteria

Demonstrate at least matching dollar for dollar funding	☒
Attract measurable visitation from outside of Broken Hill to assist Council in achieving the objectives set out in <i>Broken Hill Community Strategic Plan 2033 - Your Hill. Your Home. Your Vision.</i>	☒
Raise the profile of Council through prominent acknowledgement of their support and assistance as outlined in the sponsorship agreement for Council funds.	☒
Be managed by a registered organisation that is not a part of Council	☒
A statement of the objectives and detail of the sponsorship activity	☒
A statement of the objectives and detail of the sponsorship activity	☒
Capacity to deliver immediately measurable economic benefits through the visitor economy to the City of Broken Hill	☒

Economic Assessment.

The FE-FC Holden Car Nationals event is planned to start on the 15/4/2023 and run for 4 days. It is an event of National significance and is estimated to attract 300 visitors per day over the 4 days, with an average spend per person per day of \$193. This equals a total visitor spend of \$231,600 attributed to this event.

Community Engagement:

NIL

Strategic Direction:

Key Direction:	2	Our Economy
Objective:	2.4	We are a destination of choice and provide a unique experience that encourages increased visitation
Strategy:	2.4.2	Deliver service excellence in the tourism, hospitality and retail sectors to enhance visitor experience and maximise yield from tourism
	2.4.3	Deliver authentic visitor products and experiences

Relevant Legislation:

Local Government Act 1993.

Financial Implications:

Council's sponsorship budget for 2022/2023 is \$10,000.

Attachments

There are no attachments for this report.

ANNE ANDREWS

EXECUTIVE MANAGER GROWTH AND INVESTMENT

JAY NANKIVELL

General Manager

ORDINARY MEETING OF THE COUNCIL

September 21, 2022

ITEM 15

BROKEN HILL CITY COUNCIL REPORT NO. 224/22

SUBJECT: NOMINATIONS FOR THE APPOINTMENT OF COMMUNITY REPRESENTATIVES TO SECTION 355 COMMUNITY COMMITTEES D22/47758

Recommendation

1. That Broken Hill City Council Report No. 224/22 dated September 21, 2022, be received.
2. That Council appoints Mr Darren Larkin as a community representative on the Memorial Oval Community Committee.
3. That the community representatives be advised of their appointment and advice also be sent to the Councillor Delegates/Chairpersons of Committees.
4. That Council notes that the current round of advertising closed on 21 September 2022 and that Council has completed six months of advertising in the Barrier Truth which has resulted in several Section 355 Committee gaining full membership and the remaining Section 355 Committees receiving an adequate number of community representatives in order that all Committees can commence operating.
5. That Council notes that further advertising on social media will continue throughout the Term of Council for those Committees that have not reached full membership.

Executive Summary:

Section 355 of the *Local Government Act 1993* provides that a function of the Council may be exercised:

- (a) by the council by means of the councillors or employees, by its agents or contractors, by financial provision, by the provision of goods, equipment, services, amenities or facilities or by any other means, or
- (b) by a committee of the council, or
- (c) partly or jointly by the council and another person or persons, or
- (d) jointly by the council and another council or councils, or
- (e) by a delegate of the council.

In accordance with Section 355 of the *Local Government Act 1993* Council previously established Committees to assist Council with the operation and management of its parks, ovals and reserves, these are called Section 355 Asset Committees. Council has also

previously established Section 355 Advisory Committees to provide advice to the General Manager on specific operations of Council.

Council adopted Asset and Advisory Committee Frameworks and Constitutions at its Ordinary Meeting held 30 March 2022 as the governance structure by which a Committee operates. Membership on each committee forms part of the constitution and includes the number of community representatives, stakeholder representatives (if any) and Councillor representatives required for each Committee to function effectively.

Council also adopted Constitutions for two new S355 Advisory Committees (Ageing Well Advisory Committee and Youth Advisory Committee) at its Ordinary Meeting held 27 April 2022 and resolved to re-establish the ET Lamb Memorial Oval Committee at its Ordinary Meeting held 31 August 2022.

Advertising was conducted during March - September 2022 seeking nominations to fill the vacant community representative positions on the Section 355 Committees and Council appointed 83 community representatives to the various Committees at its Ordinary Meetings held 27 April 2022, 25 May 2022, 29 June 2022, 27 July 2022 and 31 August 2022.

This now concludes six months of advertising in the Barrier Truth. Council will continue to advertise on social media to seek further nominations. These nominations will be presented to Council as they are received.

At the time of finalising this report, Council has received a further one (1) nomination. This report is presented to Council to consider the appointment of a further community representative to Section 355 Committees.

Annual General Meetings of Section 355 Committees

Councillors have been notified of the community representatives of the Committee/s of which they are delegates. For Committees with three or more community representatives appointed, Councillors were requested to call their first meeting (Annual General Meeting) appoint their Executive Members and set the Committee's meeting dates for the remainder of the year. The majority of those Committees have now held their Annual General Meetings as per the below table:

Committee	AGM held/to be held:
Ageing Well Advisory Committee	21 September 2022
Alma Oval Community Committee	7 September 2022
BIU Band Community Committee	23 August 2022
Broken Hill City Art Gallery Advisory Committee	14 July 2022
Broken Hill Community Strategic Plan Round Table Committee	To be scheduled
Broken Hill Heritage Advisory Committee	25 July 2022
ET Lamb Memorial Oval Community Committee	6 October 2022
Friends of the Flora and Fauna	21 June 2022
Memorial Oval Community Committee	5 July 2022
Norm Fox Community Committee	25 August 2022
Picton Oval Community Committee	25 July 2022

Riddiford Arboretum Community Committee	2 July 2022
Youth Advisory Committee	23 September 2022

Committees have been reminded to forward minutes from their Annual General Meetings and all Committee Meetings to Council for Council's endorsement.

Report:

As per Council's adopted Asset and Advisory Committee Framework (adopted 30 March 2022) which states that:

- Committees are to be appointed every four (4) years, within six (6) months after the Local Government General Election. The term of office for all Committees will be aligned to the term of office of the current Council (four years).

Council conducted a sixth round of advertising for nominations for community representatives on its Section 355 Committees, with nominations closing Wednesday 22 September 2022 and this now concludes advertising in the Barrier Truth. Council will continue to advertise on social media to fill any remaining vacancies and these nominations will be reported to Council as they are received.

Council appointed 83 community representatives at the April – August Council Meetings and as at the date of writing this report, Council has received a further one (1) nomination during September for consideration (see attached).

The following table summarises the number of community representatives required on each Committee; the number of community representatives already appointed and further nominations received. It also includes, for Councillors reference, the Council delegate/s on each Committee.

ET Lamb Memorial Oval Community Committee

Council resolved at the Council Meeting held 31 August 2022 (Minute No. 46951) to re-establish the ET Lamb Memorial Oval Community Committee and appoint five community representatives to the Committee. These appointments are included in the table below:

Name of Committee	Number of Community Representatives as per Constitution	Number of Community Representatives appointed by Council Resolution at previous Council Meetings	Further Nominations Received as at 24 August 2022	Council Delegate/s on Committees
Ageing Well Advisory Committee	5 Three community representatives of senior years or who care for a person in their senior years. Two community representatives from the First Nations community who are either of senior years or who	7 Mr Neil Jeyasingam Ms Julua Hamel Ms Melanie Chynoweth Mr Owen Whyman Dr JR Mitchell Ms Jodie McInnes Ms Irene Davey	The Ageing Well Advisory Committee has reached full membership	Councillor Algate Councillor Gallagher Councillor Page

Name of Committee	Number of Community Representatives as per Constitution	Number of Community Representatives appointed by Council Resolution at previous Council Meetings	Further Nominations Received as at 24 August 2022	Council Delegate/s on Committees
	care for a person in their senior years			
Alma Oval Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	4 Mr Ron Butcher Ms Katrina Webb Ms Pamela O'Dwyer Mr Peter O'Dwyer	The Alma Oval Community Committee has reached adequate membership numbers to commence meetings	Councillor Boland
BIU Band Hall Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	3 Mr Wayne Orr Mr Mark Curtis Ms Robynne Sanderson	The BIU Band Hall Community Committee has reached adequate membership numbers to commence meetings	Councillor Algate
Broken Hill City Art Gallery Advisory Committee	7 community representatives with demonstrated experience in heritage, arts, culture and/or event planning	11 Ms Jenny Cattonar Mr Rick Ball Mr Clark Barrett Mr John Hart Ms Maureen Clark Ms Krystle Evans Ms Julie Horsburgh Ms Catherine Farry Prof Simon Molesworth AO QC Ms Joanne Crase Mr Andrew Gosling	The Broken Hill City Art Gallery Advisory Committee has reached full membership	Councillor Boland Councillor Turley
Broken Hill Community Strategic Plan Round Table Committee	4 community representatives with governance experience and a demonstrated interest in issues associated with the implementation of the Community Strategic Plan	3 Ms Sharon Hocking Mr Peter Beven Dr JR Mitchell	The Broken Hill Community Strategic Plan Round Table Committee has reached adequate membership numbers to commence meetings	Mayor Kennedy D/ Mayor Hickey Councillor Algate Councillor Boland
Broken Hill Heritage Advisory Committee	6 community representatives with demonstrated experience in	7 Ms Ghislaine Barbe Ms Christine Adams Ms Jeanette Thompson		Councillor Boland Councillor Browne Councillor Turley 2 x vacant positions

Name of Committee	Number of Community Representatives as per Constitution	Number of Community Representatives appointed by Council Resolution at previous Council Meetings	Further Nominations Received as at 24 August 2022	Council Delegate/s on Committees
	heritage, arts, culture and/or planning	Prof Simon Molesworth AO QC Mr Clifford Turley Mr Gary Cook Mr Andrew Gosling	The Broken Hill Heritage Advisory Committee has reached full membership	
ET Lamb Memorial Oval Community Committee	6 1 representative per user group and a reasonable number of community representative reflecting the size and operations of the facility	5 Mr Des Meadows Mr Luke Driscoll Mr Ross Morris Mr Des Rumble Mr Lyndon Pace	The ET Lamb Memorial Oval Community Committee adequate membership numbers to commence meetings	Councillor Gallagher
Friends of the Flora and Fauna of the Barrier Ranges Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	17 Mr John Rogers Ms Merran Coombe Mr Jeffrey Crase Mr Geoffrey Hoare Ms Susan Spangler Mr David Spielvogel Ms Jill Spielvogel Mr Paul Reed Ms Gaylene Ford Mr Michael Ford Ms Karen Ford Mr Ronald Fletcher Ms Ann Evers Ms Kellie Scott Mr Jamie Scott Mr Evan Scott Miss Emily Scott	The Friends of the Flora and Fauna of the Barrier Ranges Community Committee has reached full membership	Councillor Browne
Memorial Oval Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	7 Ms Tanya Martyn Mr Chris May Mr Layne Ralph Ms Jody Whitehair Mr Alan Titcombe Mr Bruce McIntosh Ms Tracey Robinson	1 Mr Darren Larkin The Memorial Oval Community Committee has reached adequate membership numbers to commence meetings	Councillor Gallagher Councillor Jewitt
Norm Fox Sporting Complex	Reasonable number of community representatives	3 Mr Peter Johnston	The Norm Fox Sporting Complex Community	

Name of Committee	Number of Community Representatives as per Constitution	Number of Community Representatives appointed by Council Resolution at previous Council Meetings	Further Nominations Received as at 24 August 2022	Council Delegate/s on Committees
Community Committee	reflecting the size and operations of the facility (to be agreed upon by the Executive)	Mr Colin Casey Mr Ian Sanderson	Committee has reached adequate membership numbers to commence meetings	Councillor Algate Councillor Turley
Picton Oval Sportsground Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	4 Ms Christine Adams Mr Paul Adams Mr Trevor Rynne Mr Noel Hannigan	The Picton Oval Community Committee has reached adequate membership numbers to commence meetings	Councillor Gallagher
Riddiford Arboretum Community Committee	Reasonable number of community representatives reflecting the size and operations of the facility (to be agreed upon by the Executive)	7 Mr Wayne Lovis Ms Alison Sutton Ms Carey Guihot Ms Barbara Webster Mr Greg Curran Ms Julie Matthews Mr Paul Riccard	The Riddiford Arboretum Community Committee has reached adequate membership numbers to commence meetings	Councillor Browne
Youth Advisory Committee	5 Three community representatives aged between 18-26 years or a parent/carer of a person aged 12-18 years. Two community representatives from the First Nations community aged between 18-26 years or a parent/carer of a person aged 12-18 years.	5 Ms Sharryn Rouse Mr Jim Richards Ms Tegan Gerard Ms Susanne Jones Ms Mel Chynoweth	The Broken Hill Heritage Advisory Committee has reached full membership	Councillor Boland Councillor Jewitt Councillor Turley
Totals		83	1	

Community Engagement:

Council has completed six months of advertising in the Barrier Truth and on social media and has received adequate nominations for its Section 355 Committees to commence operating. Further advertising on social media will continue throughout the Term of Council for those Committee with minimum community representatives.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Section 355 of the *Local Government Act 1993*

Council's adopted S355 Asset and Advisory Committee Framework and Constitutions.

Financial Implications:

There are no financial implications.

Attachments

1. [↓](#) Nomination - Mr Darren Larkin

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

Section 355 Committee Nomination Form

BROKEN HILL
CITY COUNCIL

Submission date: 30 August 2022, 8:02PM
Receipt number: S355N-74
Related form version: 7

Contact Details

First Name	Darren
Last Name	LARKIN
Contact Number	
Do you have an email address?	
Email Address	
Applicant Street Number	
Applicant Street Name	
Applicant Suburb/City	Broken Hill
Applicant State	NSW
Applicant Postcode	2880

Committee Details

Which S355 Committee are you nominating for?	Memorial Oval Community Committee
--	-----------------------------------

Memorial Oval Community Committee

Please outline why you would like to be a member of this committee:	To have an active role in assisting the team with the management of the Memorial oval,
Please outline details of any relevant experience for this committee:	I am currently a voluntary member of the State Emergency Services and enjoy assisting the community for the benefit of Broken Hill

What is your previous experience with any committee? Please list name/s of Committee/s and periods of service:

Previous committee's i have served on include St Pats for approx 10 years, Silver City Races 2, Central Footy Club 20 years

Please detail any other relevant information:

I am a community minded person who gets enjoyment out of helping committees that benefit the locals and promote growth.

Privacy

- Council is collecting your personal information in accordance with the Privacy and Personal Information Protection Act 1998.
- The purpose for collecting your personal information is to obtain and record details to assess your application.
- The supply of your personal information may be by law or voluntary. If you cannot provide or do not wish to provide the information sought, Council may not be able to process your application.
- Your information will be collected and stored, in accordance with the State Records Act 1998, by Broken Hill City Council, 240 Blende Street, Broken Hill NSW 2880.

Declaration

I declare that I am over the age of 18

I declare that I have established ties to the Broken Hill community

I declare that I am a resident of the local government area (LGA); or if not a resident, be able to demonstrate an interest in the objectives of the committee and ability to attend committee meetings to the satisfaction of Council

I declare that I will commit to the activities of the Committee and a willingness to be actively involved in the Committee issues

I declare that all the information provided in this application is given by me being the person named as the applicant.

ORDINARY MEETING OF THE COUNCIL

September 15, 2022

ITEM 16BROKEN HILL CITY COUNCIL REPORT NO. 225/22

SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 428, HELD ON TUESDAY, 6 SEPTEMBER 2022 D22/49087

Recommendation

1. That Broken Hill City Council Report No. 225/22 dated September 15, 2022, be received.
2. That the Minutes of the Local Traffic Committee Meeting No 428, held on Tuesday, 6 September 2022, be received.
3. Item No. 417.6.1 - That Council supply and install the 'Bus Zone' parking signs adjacent to Live Better located at 475 Argent Street.
4. Item No. 425.6.1 - That Patton Lane direction of traffic be changed to one-way, between Bonanza Street and the Rainbow Preschool, for a trial period of six months with council continuing to communicate with residents that access the back of their properties from the access lane.

That the Preschool be asked to communicate the changes to conditions in their newsletter to parents.

That Council place a notification in the local newspaper to inform the community of the six-month trial period to change to the direction of traffic in Patton Lane, between Bonanza Street and the Rainbow Preschool.

5. Item No. 427.6.1 – That traffic counters be placed across Blende Street, between Gossan and the Galena Street roundabout to determine the volume of traffic and for the width adjacent to Con Crowley Village be measured to see if it would allow enough space for the bus to park in the area requested adjacent to the Con Crowley Resident's Hall.
6. Item No. 428.6.1 – That traffic counters be placed on Murton Street adjacent to the Willyama High School to collect data and to determine the speed of motorist during the school hours.

Executive Summary:

Under Guidelines published in March 2009 by the Roads and Traffic Authority (now known as Transport for NSW), entitled 'A guide to the delegation to councils for the regulation of traffic states':

"The Local Traffic Committee (LTC) has no decision-making powers and is primarily a technical review committee. It only advises the Council on matters for which the Council has delegated authority, being certain prescribed traffic control devices and traffic control facilities.

The Council must refer all traffic related matters to the LTC prior to exercising its delegated functions. Matters related to State Roads or functions that have not been delegated to the

elected Council must be referred directly to Transport for NSW or relevant organisation. Such matters must not be referred to the LTC.

Council is not bound by the advice given by its LTC. However, if Council does wish to act contrary to the unanimous advice of the LTC or when the advice is not unanimous, it must notify Roads and Maritime Services and the NSW Police and wait 14 days before proceeding.”

Report:

This report is to provide Council with the minutes and action list of the Local Traffic Committee meeting, held on Tuesday, 6 September 2022 which details recommendations to Council for consideration and adoption.

Strategic Direction:

Key Direction:	4.	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.1	Support the organisation to operate its legal framework

Relevant Legislation:

- *Road Transport (Safety and Traffic Management) Regulation 1999*, and
- Road Rules 2008
- A guide to the delegation to councils for the regulation of traffic (guidelines)

Financial Implications:

Financial implications for any of the recommendations to Council will be detailed in the LTC minutes, if relevant.

Attachments

1. Minutes of the Local Traffic Committee Meeting No 428, held on Tuesday, 6 September 2022

CODIE HOWARD
CHIEF ASSETS AND PROJECTS OFFICER

JAY NANKIVELL
GENERAL MANAGER

LOCAL TRAFFIC COMMITTEE

MINUTES OF MEETING NO. 428

Meeting held on Tuesday, 6 September 2022 at 2pm

Location: Ground Floor Meeting Room, Council Administrative Centre or via Teams

Minutes taken by: Council's Administration Officer, Tanya Ralph

Chairperson, Codie Howard, Council's Chief Assets and Projects Officer commenced the meeting at 2pm and welcomed all representatives present and performed 'Welcome to Country'.

428.1 Present

Codie Howard	Chief Assets and Projects Officer
Kathy Graham	Acting Manager Waste Works and Sustainability
Jeanne House	Transport for NSW Representative/Associate, Community and Safety Partner – Far West Precinct
Katrina Readin	Transport for NSW Representative/Community and Support Officer
Peter Beven	Local Member's Representative
Matt McCarthy	NSW Police Representative
Marion Brown	Councillor Observer
Barry Walker	Councillor Observer – Compliance Officer

428.2 Apologies

Paul Bezzina	Asset Officer
David Vant	Transport for NSW Representative
Chris Wallace	NSW Police Representative/Acting Inspector (Police)

428.3 Disclosure of interest - NIL

428.4 Adoption of previous minutes

The following Committee Recommendations over the page were adopted by Council at its meeting held on **Wednesday, 31 August 2022**.

The minutes from this meeting will be confirmed and approved by the Local Traffic Committee at their scheduled meeting on **Wednesday, 4 October 2022**.

All in favour: Moved: Kathy Graham Seconded: Peter Beven

428.5 Council Resolutions

The following Committee Recommendations over the page were adopted by Council at its meeting held on **Wednesday, 31 August 2022**.

ORDINARY COUNCIL

Memorandum

Ordinary Council Meeting held 31/08/2022

INFORMATION ONLY

MEMO TO: ADMINISTRATION OFFICER
SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 427,
HELD ON TUESDAY, 2 AUGUST 2022 D22/42110

Council has resolved:
Minute No.: 46931

Resolved

1. That Broken Hill City Council Report No. 188/22 dated August 10, 2022, be received.
2. Item No.427.8.2 – That Council arranges for the Bus Stop adjacent to the Palace Hotel in Argent Street be relocated further down the road to allow continued bus services, not obstructing the 'Loading Zone' area for the duration of the Broken Heel Festival.

CARRIED UNANIMOUSLY

428.6 Correspondence In

Item No.	EDRMS No.	Details
428.6.1	D22/42548	Road Safety Concerns adjacent to the Willyama High School – Skye Chan-McBeth
428.6.2	D22/44404	LTC Feedback – Unions Street Signs – Eden Buckenhofer
428.6.3	D22/44823	Request to relocate the Bus Stop to further down the road adjacent the Residents Hall at Con Crowley Village, Blende Street – CDC Broken Hill – Adrian Rouse

428.7 Correspondence Out

Item No.	EDRMS No.	Details
428.6.1	D22/46339	Neighborhood Notification Letter – Road Closure/Hoarding Applications – Broken Heel Festival

428.8 General Business

Item No.	ED RMS No.	Details
428.8.1	D22/47451	<p>Kolinac's Paint Store – Complaint regarding closure of Argent Street and Crystal Lane for the duration of the Broken Heel Festival</p> <p>Late correspondence was received prior to the meeting from Kolinac's Paint Store located in Argent Street, expressed several of their concerns with regards to the approved road closure arrangements of Argent Street and Crystal Lane for the duration of the Broken Heel Festival from the 7-13 September 2022.</p> <p>The respondents' concerns were with the relocation of the bus stop further down Argent Street to allow for interrupted bus services during this time, as that this temporary bus stop will be located adjacent to the business and parking will not be available for customers. Also, not being able to access Crystal Lane to the back of the business for deliveries.</p> <p>The committee's responded that access will still be available to Crystal Lane from the Bromide Street side with the traffic using the carpark adjacent to Thrive Medical as an exit to Crystal Street. This would still allow for the provision of deliveries.</p> <p>Also, the bus stop will be relocated further down Argent Street and the existing 'Loading Zone' will not be affected so to allow for drop off and pick up orders.</p> <p>Recommendation:</p> <p><i>That the committee note their complaint and understand their concerns and being that the committee has reviewed the road closure requests and had approved with adjustment being made to the original application, so as to cause minimal impact on surrounding businesses.</i></p> <p>Other concerns address in the correspondence will need to be considered by the organizer of the Broken Hill Festival as there are not Council for committee matters.</p>
Item No.	ED RMS No.	Details
427.8.2		<p>Replacement of faded Speed Sign on the Nine Mile Road heading to the Sculptures. Also, the correct of Speed Zone signs stating incorrect Speed Limits.</p> <p>During Jenene visit she has identified that the speed zone signs are incorrect for the traffic as the side of the sign heading out of town on the Nine Mile Road is say 50km and on the other side 100km on both signs.</p> <p>Operations will correct the signs and arrange for the faded sign to be replaced. CRM to be completed and work flowed to Kathy to action with Council's Operations Department.</p>

Item No.	EDRMS No.	Details
427.8.3		Request for reinstatement of Line Marking at the Chloride Street and Thomas Street intersection near the Hospital and along William Street off Chapple Street. – reconstruction works due to commence – bitumen to concrete will be reconstructed.
		Line marking works had been scheduled by Council with a contractor will be commencing in the couple of weeks and this area has been included for attention. Council is currently making arrangement for reconstruction works is scheduled to commence next week on the segment of Chloride Street, between Williams Street and Chapple Lane from the bitumen to the concrete.
Item No.	EDRMS No.	Details
427.8.4		Request for installation of Street Furniture on the corner of Gypsum and Pell Street for an unofficial bus stop for the Gauci sisters.
Councillor Browne		<p>At the July Council meeting, it was mentioned that Council will arrange for Street Furniture, consisting of a bench seat with shade shelter to be installed on the corner of Gypsum and Pell Streets as an unofficial bus stop for the Gauci sisters.</p> <p>Council approached the bus company to see what their views were with the street furniture being installed and for the continue collection of the Gauci sister from this location.</p> <p>The Bus company informed Council that the area will not be identified as an official bus stop as it is not on designated bus route, and it is the bus driver's digression to stop at this location.</p> <p>It was noted that the area of Gypsum Street where the bus stops has recently been widened during the reconstruction of Gypsum Street. This will make the area safer for the bus to pull over.</p> <p>Jenene advised that she inspect the area following this meeting and provide her feedback to Codie.</p> <p>Recommendations</p> <p><i>That the committee members on their travels inspect the proposed location to see if there are any safety issues that will be considered by the Local Traffic Committee.</i></p>

428.9 Action Item List

Date	Item Details
August 2021	Union Street parking on resident side of Union Street
Item No.	416.6.1
EDRMS No.	General Business
CRM No.	N/A
Responsible Officer	Council's Chief Assets & Projects Officer, Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
July 2022	<ul style="list-style-type: none"> That the matter be address at the next scheduled committee meeting so it will allow time for the Principal of the Morgan Street Public School can be consulted to see if they have identified any issues with the trail period and where they request for the timed parking arrangements to be reinstated. That a letter box drop be distributed to the residents of Union Street to determine if they want the timed parking to be reinstated along the resident's side of Union Street or that the timed parking be permanently removed.
August 2022	<ul style="list-style-type: none"> That the committee have a site meeting in Union Street during the either the drop off and pick up times to determine the effects of the signs being removed.
Action Date	Running Actions
August 2021	<p>This issue has been reviewed by the Local Traffic Committee several years ago when the 'Timed Parking' zone was first introduced, along with restricted parking Union Street behind the Morgan Street Public School.</p> <p>Council's Asset Officer, Paul Bezzina will conduct further investigation of the current signs in Union Street at the rear of the Morgan Street Public School and will report back to the committee at the next scheduled committee meeting in September 2021.</p>
September 2021	<p>Council's Asset Officer, Paul Bezzina inspected the area and advised the committee that the parking in the street is generally timed parking 8- 4 parking for school drop off on both sides of Union Street. 'No stopping' on the school from 8.30 to 9pm – 2.30-3.15 school days and opposite side of school there is 830pm to 9.15, 2.30 3.15pm</p> <p>Quarter hour parks on the school 8am to 4pm school holidays and public holidays.</p> <p>The request is for the resident side to be lifted.</p> <p>Recommendation</p>

	<p>That Principal of the school is to be contacted to see if the school still requires the timed parking in Union Street before a decision can be made by the committee at the October meeting.</p> <p>The parking signs in Union Street were inspected by Council's Asset Officer, Paul Bezzina and he has advised the committee that the signed parking on the resident side of Union Street is marked as a school zone 'No Parking' from 8am to 4pm. On the school side of Union Street is marked as school zone between the times of 8.30am to 9.15am then from 2.30pm to 3.15pm.</p> <p>The committee have requested that the Principal from the Morgan Street school be contacted to see if the parking arrangements are still needed by the school, and this will determine the decision of the committee at the next committee meeting.</p> <p>Paul Bezzina will liaise with the principal of the school as has been suggested by the committee and will provide an update at the next committee meeting.</p>
October 2021	<p>The committee were advised that an update was not available at this time, being that Paul Bezzina is not present at this meeting.</p> <p>An update will be made available at the next committee meeting.</p>
October 28, 2021	<p>The committee had planned to conduct a site inspection of the area today, but due to weather conditions were able to meet at the site.</p> <p>Paul Bezzina advised the committee that he had meet the Principal of the Morgan Street Primary School and they have expressed that they will be happy for the signs to be covered for a trial period of three months to see what impact is caused.</p> <p>Committee to review a gain at the end of term in 2022.</p> <p>Residents in Union Street will be advised of the trial period and informed that the parking signs in this street adjacent the school will be covered for short period of time. This will intern allow them to park in this area. Further consultation will be arranged after the trial period with both the principal and residents before a permanent decision is made.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • That the parking signs in Union Street be covered for a trial period of three months to identify what impacts are caused without the timed parking spaced adjacent the Morgan Street Primary School in Union Street. • That the trial period be for three months, and the covers removed after this time at the end of the first school term. • Further consultation will be arranged with the Principal of the Morgan Street Primary School and the residents in the area before a determination can be decided. • Based on satisfaction results from the trial period the zone will be reinstated permanently – streamline from trial to permit. <p>Moved: Dave Vant Second: Peter Bevan</p>
December 2021	<p>Geoff Harris informed the committee that no work has been completed to date and that he will follow up and provide the committee an update at the next scheduled committee meeting.</p>


	<p>As was recommended and adopted by Council at the November 2021 Council Meeting, Geoff will ensure that the signs along the resident's side of Union Street will be covered.</p> <p>Geoff will consult with Codie for the agreed period of the trial.</p> <p>The committee will revisit this matter following the trial period of the signs being covered and will then determine a recommendation.</p>
February 2022	<p>Council resources during the January period were fairly limited with a significant portion of the workforce taking leave. Now most of the workforce are back, works will commence in the next week and an update will be provided to the committee at the March committee meeting.</p> <p>Geoff informed the committee that consultation for the trial period will happen within the next few days.</p>
April 2022	<p>Council's Chief Assets and Projects Officer, Codie Howard informed the committee that the timed parking signs along Union Street were removed during Term 1 as recommended by the committee at a previously meeting.</p> <p>Now that the trial has been completed for Term 1, Council's Assets Inspector, Paul Bezzina will now liaise with the Morgan Street Primary School Principal and the residents in the area to see how the trial was perceived and to seek feedback that will then be provided to the committee for determination at the next committee meeting.</p>
May 2022	<p>Council's Chief Assets and Project Officer, Codie Howard has informed the committee that the trial period for removal of the timed parking concluded at the end of Term 1.</p> <p>Council's inspector, Paul Bezzina will speak with the Principal of the Morgan Street Public School and the residents to seek feedback from the trial period.</p> <p>Council will determine an action following this review.</p>
June 2022	<p>No decisions were made at the June meeting. This matter will be discussed at the July meeting.</p>
July 2022	<p>Council's Asset Officer, Paul Bezzina informed the committee that he has spoken with some of the resident of Union Street and was not able to get in touch with the Principal of the Morgan Street Public School as the school holidays had commenced. Paul expressed that 50% of the residents he had liaised with want the signs to be permanently removed and the other 50% wanted to the timed parking signs to be reinstated.</p> <p>Council's Chief and Asset Officer, Codie Howard informed the committee that Council's Compliance Officer had address that some of the residents have concerns with the current parking, as that motorist are parking when and where they like as no fines can be issued whilst there are no parking signs.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • That the matter be address at the next scheduled committee meeting so it will allow time for the Principal of the Morgan Street Public School can be consulted to see if they have identified any issues with the trail period and where they request for the timed parking arrangements to be reinstated. • That a letter box drop be distributed to the residents of Union Street to determine if they want the timed parking to be reinstated along the

	<i>resident's side of Union Street or that the timed parking be permanently removed.</i>
August 2022	<p>Council's Chief Assets and Projects Officer, Codie Howard advised Kathy that more comments would need to be provided to Council to help with a decision as there were only two responses received by Council prior to this meeting.</p> <p>Council's Assets Officer, Paul Bezzina mentioned that he had spoken with the Morgan Street Public School's Deputy Principal, that had requested for the school zone signs to be reinstated on the resident's side of the Union Street.</p> <p>Council's Compliance Officer, Barry Walker informed the committee that if the school zone signs are removed from the resident's side of Union Street, then the school side will need to be changed to 'No Parking' that will still allow for parents to drop off and pick their children.</p> <p>It was pointed out that if the school zone signs are reinstated then parents will be forced to drop off and pickup their children on the opposite side of the school, with children having to cross the road.</p> <p>Recommendation</p> <ul style="list-style-type: none"> • <i>That the committee have a site meeting in Union Street during the either the drop off and pick up times to determine the effects of the signs being removed.</i> <p>Further discussion the school. Barry will take some photos and present to the committee at the September meeting.</p>
September 2022	<p>Council's Chief Asset and Project Officer, Codie Howard raised that this matter has been going on now for about 13 months.</p> <p>Codie informed the committee that Council's Compliance Officer, Barry Walker, and couple of committee representatives had a site visit on the 30 August 2022 of Union Street during school pick up time at 3pm, to see if there was impact with the signs not being in place.</p> <p>Codie liaised with some parents at the school picking up their children in the Union Street side of the Morgan Street Public School and some of the residents for feedback. The only issue was when the timed parking signs were on both sides of Union Street. Codie's observation during this time, there had not been a lot of cars parking in the area the time.</p> <p>The feedback on site was the way that it is now with the resident's side being removed they are happy, they had issued when the signs were removed from both side as people were parking anywhere, they wanted. The observation at the time of the inspection was there were not a lot of cars parking in Union Street.</p> <p>Recommendations</p> <p><i>That the resident's side to remain will no limits on 'No Stopping' up to the cul de sac at the end of Union Street and 'No Parking' signs be installed on the school side of Union Street during the time of school pick up and drop off times.</i></p> <p><i>That the school be contact to include the changes to the parking arrangement in Union Street be included in the newsletter for parents.</i></p> <p>'No stopping' signs would mean that there will be no stopping at all at the end of Union Street. 'No Parking' signs will allow up to 15-minutes to pick-up and collect their children from the school.</p>

	<p>Transport for NSW, Jenene House advised the committee that she will conduct a Traffic and Pedestrian Observation during her visit this time. Jenene's has concerns when it comes to children being forced to cross the road.</p> <p>There would be a potential confliction point for school students. Access on the school side.</p>
Date	Item Details
August 2021	Request for parking signage at LiveBetter's Community Transport Office adjacent 475 Argent Street – Julie Paull, LiveBetter
Item No.	417.6.1
EDRMS No.	D21/39063
CRM No.	N/A
Responsible Officer	Council's Chief Assets & Projects Officer, Codie Howard
Current Status	Completed
Date	Committee Recommendation/s
July 2022	<i>Council's Chief and Asset Officer, Codie Howard will liaise with Judy Paul from LiveBetter to seek clarification of their needs and provide an update on what the committee have suggested.</i>
September 2022	<i>That Council supply and install the 'Bus Zone' parking signs adjacent to Live Better located at 475 Argent Street.</i>
Action Date	Running Actions
September 2021	<p>Transport for NSW, David Vant informed the committee that he could have been the RMS representative that has been referenced in the request. David advised that he has been dealing with an Amanda from LiveBetter regarding their concerns.</p> <p>Councillor, Marion Brown commented that this matter had been addressed by the Local Traffic Committee approximately three to four years ago when the facility was the HACC Centre. This matter has been an issue for a while. Marion went on to say that she was involved with the Local Traffic Committee when the committee at that time recommended for the signage for the buses was to be updated.</p> <p>Codie advised that a search of Local Traffic Committee minutes will be conducted to find the original recommendations passed by the committee in relation the bus signs, followed by the signs being updated in line with the decision. The signs have never been put up.</p> <p>Disability parking signs were suggested, but these would not work, being that their clients that visit the facility to make a payment would be able to park as</p>

	<p>they do not necessarily have a disability parking permit. The new signs could be a bus zone from 9am to 3pm for parking – 'Community Transport Vehicles Excepted' sign (bus zone).</p> <p>Install signs for designated for the business and make that only their vehicles can park in the spot. David stated that the vehicle utilizing the space would have to be determine a bus under the road rules. If the bus is not classified as a bus, then they will not be able to park there.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • A search to be conducted to find the original request relating to the bus zone signs adjacent the facility at 475 Argent Street and the recommendation passed by the Local Traffic Committee at that time. • Council to inspect and take some photos of the area. For this matter to be discussed at the October 2021 committee meeting. • Correspondence sent to the LiveBetter to advise of the committee decision. <p>Moved by the committee.</p>
October 2021	<p>The committee were advised that an update was not available at this time, being that Paul Bezzina is not present at this meeting.</p> <p>The committee decided to inspect this site at the planned site inspection that will be scheduled prior to the amended meeting date on Thursday, 28 October 2021.</p> <p>Council's Chief Assets & Projects Officer, Codie Howard informed the committee that a search will be undertaken to find the previous recommendation that were approved by the committee at the time the matter was first raised.</p>
October 28, 2021	<p>The committee had planned to conduct a site inspection of the area today, but due to weather conditions were able to meet at the site.</p> <p>There is line marking already in plan and the concern was around the what the sign could say as they are getting a lot of caravanners parking in their space.</p> <p>Previous corresponded in April 2020 meeting. The recommendation at this time was to change the parking signs for bus only and they matter was then withdrawn by Julie Paull as they wanted to allow their customers to park in the area.</p> <p>TfNSW, David Vant will liaise with TfNSW sign designer, to provide some examples of the required signs. If the sign states permitted parking for a bus, then they are limited for buses to park in this space only and if the word transport was included then this leaves it open for all vehicle types. There is no limited time for parking.</p> <p>Another option would be for the Rangers to be able to identify the vehicles that permitted to park in the space. The issue with this is that not all customers have a disability parking permit.</p> <p>Recommendations:</p> <p><i>That a 5-minute timed parking space be installed at the front of LiveBetter, located at 475 Argent Street to allow for the parking of the transport bus.</i></p> <p><i>Council to arrange further consultation with LiveBetter and arrange for the placement of the parking sign.</i></p> <p>Agreed by all committee members present.</p>

December 2021	<p>Being that the recommendation has been endorsed by Council, Geoff will follow up the work to be completed.</p> <p>Codie liaised with David Vant to arrange a sign design that will be provided by the TfNSW early next year that will then be provided to Council to order the sign.</p>
February 2022	<p>Council resources during the January period were fairly limited with a significant portion of the workforce taking leave. Now most of the workforce are back, works will commence in the near future and an update will be provided to the committee at the March committee meeting.</p>
March 2022	<p>Council's Infrastructure Works Manger, Geoff Harris informed the committee that he will follow up the request and provide the committee an update the next committee meeting.</p>
April 2022	<p>Transport for NSW, David Vant informed the committee that he has found some funding that can be used to design the signs.</p> <p>David informed the committee that this matter has been held up due to the Sign Designer has retired from Transport for NSW. David will follow this matter up and provide an update to the committee at the next scheduled committee meeting in May 2022.</p>
May 2022	<p>Transport for NSW, David Vant informed the committee that he has not yet acquire a sign design for Council.</p> <p>David will provide the committee an update at the next meeting.</p>
June 2022	<p>No decisions were made at the June meeting. This matter will be discussed at the July meeting.</p>
July 2022	<p>Transport for NSW, Jenene House informed the committee that the parking sing for the LiveBetter bus is currently with the Signage and Guidance Team with Transport for NSW. Two designs for the signs have been presented to the committee and further investigation will need to do to determine, which of the two signs will be most appropriate.</p> <p>One of the signs presented was a 'No Stopping – Authorised Vehicles Accepted' sign that can be for a set period. The intention is for the sign to be installed at the front of the LiveBetter office in Argent Street. Jenene informed the committee that she will undertake further investigation.</p> <p>Jenene advised that the MPS permit holders would be allowed to park for 30 minutes under NSW Road Rule 207.</p> <p>This sign would also mean that vehicles other than the two mentioned can park for an unlimited time. Therefore, you would also need a 'No Parking OTHER VEHICLES' sign immediately below it.</p> <p>The words on the signage can be other, e.g., you could just have permit holders and/or just Community Service Vehicles. Council could issue a set number of permits to LiveBetter to hand out.</p>

	<p>That way LiveBetter manage the parking situation by only giving out permits to those they deem require issue. If it's just for LiveBetter vehicles the signage could simply state that.</p> <p>Council's Chief and Asset Officer, Codie Howard advised that he had previously met with Judy Paull from LiveBetter when this matter was first presented to the committee and want to clarify that want to be able to park their bus out the front of the office rather than parking further down the street.</p> <p>The questions were raised that once the sign design has been approved by Transport for NSW, how long will it be before the sign will be provide to Council for the installation? Jenene responded that she would follow this up and will then provide an outcome to Codie by the end of the coming week, to then be passed onto the committee members.</p> <p>Transport for NSW will also need to look at the allowance for clients to be able to park out the front of the office. It was suggested that a '15-Minute' parking area be considered to allow client parking.</p> <p>Recommendations:</p> <p><i>Council's Chief and Asset Officer, Codie Howard will liaise with Julie Paul from LiveBetter to seek clarification of their needs and provide an update on what the committee have suggested.</i></p> <p>Codie will liaise with Jenene to decide.</p> <p>The committee will be provided an update at the next committee meeting.</p>	
August 2022	<p>The committee were advised that Transport for NSW, Jenene House is currently working in conjunction with Council's Chief Assets and Projects Officer, Codie Howard for the requirement for the design of the type of sign required at the front of LiveBetter.</p> <p>The committee will be provided an update at the next scheduled committee meeting in September 2022.</p>	
September 2022	<p>The sign design was proved by Transport for NSW that was then shown to Judy Paul at Live Better. Judy advised that they are happy with the sign design.</p> <p>Recommendation</p> <p><i>That Council supply and install the 'Bus Zone' parking signs adjacent to Live Better located at 475 Argent Street.</i></p> <p>No further action required for this matter.</p>	

Date	Item Details
March 2022	Request for review of traffic lights and signage in Rakow Street adjacent the Burke Ward Primary School – Carly Sewell
Item No.	422.6.3
EDRMS No.	D22/9512
CRM No.	N/A
Responsible Officer	Council's Infrastructure Works Manager, Geoff Harris
Current Status	Completed
Date	Committee Recommendation/s
	<ul style="list-style-type: none"> •
Action Date	Running Actions
March 2022	<p>This matter will be deferred to the next meeting to allow more time for council to conduct an investigation.</p> <p>Further clarification is required from the Burke Ward School regarding the issue and then for the matter to be passed onto Transport for the NSW's Road Safety Officer who looks after school signage.</p> <p>Chris Wallace mentioned that he will arrange extra patrols from the Police in the area.</p>
April 2022	<p>Councils Asset Inspector, Paul Bezzina investigated the area along Rakow Street, adjacent the Burke Ward Primary School.</p> <p>A map of the area identifying the existing signage in the vicinity was provided to the committee. This inspection identified that the signage in the area in good condition and are adequate for the area. The committee were advised that the signs are high visibility, Class 1 and the signs near the pedestrian crossing were only replaced recently in line with Council's School Safety program at the end of March.</p> <p>The committee were not quite sure what the request was for as the respondent outlined the letter that they are concerned with the number and speed of trucks along Rakow Street during school times.</p> <p>Transport for NSW, David Vant has expressed that the Burke Ward Primary School has the best grade of separation along Rakow Street and has suggested that traffic counters could be placed in the area to collect data, such as, the times and the speed of vehicles that travel along Rakow Street adjacent to the school and for this data to be passed onto the Police for some enforcement if needed.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • That traffic counters be installed on Rakow Street adjacent to the Burke

	<p>Ward Public school to identify the times and speed of vehicles travelling along Rakow Street and for the data collected to be presented to the Police for compliance.</p> <ul style="list-style-type: none"> That correspondence be forwarded to the respondent informing that the school zone adjacent the Burke Ward Public School is adequate for the area and advise that traffic counter will be placed to collect data on speed of traffic for further investigate with the Police.
May 2022	<p>Council's Chief Assets and Project Officer, Codie Howard contacted the Burke Ward Public School and respondent to seek further clarification regarding the issue being raised, as the correspondence received from the Department of Education's Road and Safety Education Officer, Carly Sewell was too vague and did not go into detail.</p> <p>Council's Inspector, Paul Bezzina is planning to meet with the school before the next meeting to get further details around the issues they are having. The school has been requested to provide more information relating to the matter.</p> <p>Codie mentioned that a support teacher from the Burke Ward Public School addressed Council at the April meeting to discuss the matter but didn't request any action from Council.</p> <p>Transport for NSW, Jenene House advised that Carly has been in contact with her regarding the same issue.</p> <p>Councillor, Marion Browne expressed that the problem with the matter is that it has been raised by parents.</p> <p>It was mentioned at the last meeting that the signage in this section of Rakow Street is adequate as that they were updated in accordance with Council School Safety Program.</p> <p>The matter is that a pedestrian crossing being installed in Rakow Street adjacent the school will not solve the problem. This will not enhance the road as this can also make the situation worse. A pedestrian crossing will reduce the parking in the area by about 50 meters and will overall impact other areas.</p> <p>Transport for NSW, Jenene House advised the committee that School Zone Safety Zones are her responsibility, and she will follow up the matter outside of the Local Traffic Committee and report back the committee at the next meeting.</p>
June 2022	<p>Council's Waste and Sustainability Manager, Interim Works Manager Kathy Graham advised that the traffic counters were not installed prior to the meeting.</p> <p>The traffic counters will be placed, and the data will be presented to the committee at the July meeting.</p> <p>Transport for NSW, Jenene Pout and NSW Police Representative, Chris Wallace have met with the Burke Ward Primary Schools Principal to identify and clarify the issues raised at the May meeting.</p>
July 2022	<p>Transport for NSW Jenene informed the committee that she and NSW Police representative, Chris Wallace had met with the Burke Ward School on the 21 May 2022 to discuss their concerns. Jenene mentioned that there were several issues raised by the school. These were as following:</p> <p><u>RAKOW STREET</u></p> <p>Traffic Lights – the signal phasing is reportedly too short during the day</p> <ul style="list-style-type: none"> currently the school is unable to get a full class across

	<ul style="list-style-type: none">• concerns with rear end potential• vehicles are proceeding through the red light• school staff perceive some vehicles to be driving too fast through the 40km school zone• faded pedestrian crossing line marking• Pram ramps do not align central to the crossing• Tree on the school side obscures visibility• Teacher on duty is separated by the tree from the students when operating the signals <p>The school is requesting an extension of phaser timing and Council or the Police to monitor vehicle speed in the area.</p> <p>Note: Inspector Wallace tasked a patrol car to the school immediately on the afternoon of 24 May 2022.</p> <p>Action: Follow up by School Road Safety Educations Consultant (RSEC), TfNSW and council.</p> <p>TfNSW to follow up on Mobile Speed Vehicle and Speed Watch Trailer at the request of Inspector Wallace.</p> <p><u>Crossing at Roundabout</u></p> <p>The school reports that students choose to cross at the roundabout to the northeast with Galena Street rather than using the pedestrian signals.</p> <ul style="list-style-type: none">• Students are crossing diagonally over the road <p>Action: follow up by RSEC, Council, and TfNSW.</p> <p><u>Emergency Evacuation</u></p> <p>The school oval is on northwest of the school and separated from the school with access via the pedestrian signals on Rakow Street.</p> <p>The oval is the emergency evacuation site for the whole school.</p> <p>There are concerns from the school include having to wait at the pedestrian signals to cross during an emergency and have expressed they would be unable to get the students across safely.</p> <p>Action: School to seek written advice form the Education department. School WHS advisor to liaise with all stakeholders. Council consultation and TfNSW school zone road safety internal follow up.</p> <p><u>Parking is an issue with motorists parking poorly outside the school</u></p> <p>It has been noted that discussions have been held previously between the school and council for line marking to be installed.</p> <p>Action: Council comment. RSEC/TfNSW/Council/Police for follow up concerns raised with school parking issues.</p> <p><u>Vehicle's parking in no stopping area – school has requested assistance to stop this behaviour</u></p> <p>Action: to be forwarded to council/Road Safety Education Consultant for consultation.</p>
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GYPSUM STREET

Line marking and Parking is an issue with motorists parking poorly outside the school

It has been noted that discussions have been held previously between the school and council for line marking to be installed.

Action: for council comment online marking. RSEC/TfNSW/Council/Police for follow up concerns raised with school parking issues.

Pedestrian facility



- Ongoing concerns regarding confusion with motorists and pedestrians with right of way

School request for a Children's Crossing facility

Action: RSEC/TfNSW/Council follow up and collaboration

NEWTON LANE

School reports the 'one way only' sign at the Harvy Street end isn't visible until drivers have turned into the street (the wrong way).

School request for this signage to be made visible from the main road and signage placed opposite school gates in Newton Lane.

Action: signage request to be followed up by council.

Other

- Faded traffic signage (incl. No Stopping signs).
- Tree trimming in both directions is requested on Rakow Street on the approach to school zone signage and pedestrian signals.

Action: for council follow up

- Burke Ward School has three special education classes and have advised they do have students absconding.
- There are 7 access gates at the school all are open of an afternoon and are supervised by a member of staff. There is no supervision of a morning.

TfNSW additional actions:

- o I will lead the school zone road safety items and will work in collaboration to improve school zone road safety
- o I will bring these items to a meeting of the Broken Hill Local Traffic Committee.

	<p>It was proposed that Council would place traffic counter to collect data on the speed and number of vehicles.</p> <p>The committees' comments to the issued raised by the school is as follows:</p> <ul style="list-style-type: none"> • There is a large tree in the middle of the nature strip that obstruct the line of sight for the students crossing the road that pedestrian crossing. • The emergency evacuation muster point for the school is across the road at the oval. There is concern that if there was to be emergency, then this would cause a concern for the safety of students needed to cross the road to the muster point. <p>Jenene informed the committee that matter will be investigated with the Department of Education to see if there is another evacuation muster point that can be identified at the school.</p> <ul style="list-style-type: none"> • There are several faded and/or damaged signs around the school. • There are three special education classes and there are seven access gates to the school. <p>The number of access gates will need to be discussed with the school as there is no supervision of all these gates that lead onto main roads.</p> <p>As was mentioned at a previous meeting, NSW Police Representative, Chris Wallace dispatched a police car to patrol the area. During the patrols the Policy had enforced fines. Since that meeting additional inspection have been scheduled.</p> <p>It has been suggested that the Road Safety Consultant educate the students on road rules.</p> <p>Jenene informed the committee that while she was in Broken Hill on her last visits, she had meet with the both the Alma Public School and the Willyama High School as they have also addressed several traffic issues that need investigating by Transport for NSW.</p> <p>Jenene will be visiting Broken Hill in September and would like to conduct site inspections of these schools with the committee.</p>
August 2022	<p>The committee were advised that this matter is ongoing. Transport for NSW, Jenene House will provide an update at the next meeting.</p> <p>Council is investigating and inspecting the matters that were reported during Jenene's consultation with the school.</p> <ul style="list-style-type: none"> • Council has investigated the report regarding the 'One Way' sign at the Harvy Street end of Newton Street. Council has determined that the sign is clearly visible on the school side. • Further investigation is required regarding options for the large gum tree that is located near the lights that is obstructing the line of sight for children crossing the road at the lights. • The evacuation points on the oval adjacent to the school is to be reviewed by the school. • Council had arranged for the line marking to be installed adjacent to the school on the Gypsum and Rakow Street sides that was at full cost to the school.

	<ul style="list-style-type: none"> Traffic Counters are yet to be installed along Rakow Street as requested as that the new traffic counters that have been ordered by Council have not arrived.
September 2022	<p>Transport for NSW, Jenene House informed the committee that there are a lot of traffic issues that she is currently working on at present.</p> <p>Some of these issues have been resolved and the signage has been replaced by Council. Council has arranged for a contract line marking company to complete the line marking requests, these will include Rakow Street.</p> <p>Line marking in Williams Street for the parking at cost to school and council will pay for the road holding lines. Further investigation on the pedestrian crossing is required at the Burke Ward School for a relocation of the pedestrian crossing. The concern with the crossing is that the tree is too close to the pedestrian crossing obstructing the line of sight for children crossing the road. The teachers are presently observing children crossing the road.</p>
Date	Item Details
April 2022	Request for Additional Disability Parking adjacent the Aquatic Centre – June Page – Aquatic Centre
Item No.	423.8.3
EDRMS No.	D22/7513
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
April 2022	<ul style="list-style-type: none"> That traffic counters be placed in the Aquatic Centre carpark to identify the speed of vehicles. That correspondence be forwarded to the respondent advising of the committee decisions and inform that the area does not warrant the installation of a pedestrian crossing and that none of the area will qualify for a speed zone reduction.
Action Date	Running Actions
April 2022	<p>Correspondence has been received from June Page expressing her concerns in relation to matter relating to the Aquatic Centre.</p> <p>The Local Traffic Committee have been asked to review the number of disability parking spaces available at the Aquatic Centre for people with a disability. There are currently two disability parking bays near the front doors of the Aquatic Centre, but the rest are located near the public toilets. The volunteer at the Aquatic Centre advised that two additional disability parking bays need to be</p>

	<p>installed across from the existing two near the entrance to the Aquatic Centre.</p> <p>Other area of concern is with the speed of motorist in the car park area and June has suggested that a speed hump be installed to stop people driving too fast. A sign to be installed indicating the speed limit in the carpark areas and the consideration for the inclusion of a pedestrian crossing.</p> <p>Council's Assets Officer, Paul Bezzina had inspected the carpark area and advised the committee that there are currently six disability parking spaces in the carpark area with a disability access ramp near the entrance to the Aquatic Centre. Australian Standards states that there to be two disability parking spaces to every four standard parking spaces. The committee agreed that there are sufficient disability parking spaces available in accordance with the Australian Standards requirements.</p> <p>Transport for NSW, David Vant mentioned that regarding speeding of motorist in the carpark area, Council could place traffic counters to collect the data around the number of speeding vehicles and to record the speed they are travelling.</p> <p>Requirement for a pedestrian crossing will also come down to the data collected from the traffic counters. David Vant informed the committee for the volume of traffic in the area would not warrant a pedestrian crossing, the suggestion for speed humps would be up to Council to decide.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • That traffic counters be placed in the Aquatic Centre carpark to identify the speed of vehicles. • That correspondence be forwarded to the respondent advising of the committee decisions and inform that the area does not warrant the installation of a pedestrian crossing and that none of the area will qualify for a speed zone reduction. <p>Moved by: Codie Howard Second by: Paul Bezzina</p>
July 2022	<p>The Disabled Parking has been installed in the Aquatic Centre Car Park. The line marking of the parking bays will be completed in August 2022 when the line markers are in town. The committee were informed that the traffic counters have not yet been installed as the counter need new batteries and when the batteries have been received by Council, the traffic counter will be placed to collect the required data for the committee.</p>
August 2022	<p>The committee were advised that disability stencils for line marking and hatching in the carpark adjacent to the Aquatic Centre will be completed from the 8-10 September 2022.</p>
September 2022	<p>New traffic counters are being purchased by Council and they will be put into place when they are available.</p> <p>Update to be provided to the committee at the next committee meeting.</p>

Date	Item Details
June 2022	Traffic concerns at Rainbow Preschool and Patton Lane – Nicole Delbridge (Director)
Item No.	425.6.1
EDRMS No.	D22/27012
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
July 2022	<ul style="list-style-type: none"> • Speak with director of Rainbow about parking arrangement, specifically about the angle parking to see if they have any issues if the lane way was to be changed to one way traffic. • The residents in the area to be spoken with to seek clarification and determine what they want in the lane way.
August 2022	<ul style="list-style-type: none"> • That the Director of the Preschool be approached to seek clarification of the issue that she has raised followed by a letter box drop being delivered to the residents in the area for feedback.
September 2022	<ul style="list-style-type: none"> • That Patton Lane direction of traffic be changed to one-way, between Bonanza Street and the Rainbow Preschool, for a trial period of six months with council continuing to communicate with residents that access the back of their properties from the access lane. • That the Preschool be asked to communicate the changes to conditions in their newsletter to parents. • That Council place a notification in the local newspaper to inform the community of the six-month trial period to change to the direction of traffic in Patton Lane, between Bonanza Street and the Rainbow Preschool.
Action Date	Running Actions
June 2022	<p>That that line marking be installed by Council and a possible option would be for the to be changed to one-way to slow traffic. Codie will follow up and provide the committee an update at the next committee meeting.</p> <p>That the lane be inspected by Council's Asset Officer.</p>
July 2022	<p>An inspection of the area has identified that there is currently 45-degree angle parking for patrons and parents of students attending the Rainbow Preschool.</p> <p>It has been raised those residents that live in the area are having issues with space in Patton Lane with the number of cars parking in this section of the lane.</p>

	<p>It was suggested to change the lane way to one-way. There is currently line marking but no parking signage. For this reason, motorist is parking where they want. Make the lane one way traffic from a dedicated entry point in Victoria Street from Patron Street through to Rainbow Preschool.</p> <p>Another option would be installing 'No Parking' signs in the problem areas in Patton Lane, where the vehicles park. Historically the 45-degree angle parking was installed to allow for more parking for patrons of the preschool. It has been identified that the angle parking does not allow enough space for the lane way to be two-way traffic.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • <i>Speak with director of Rainbow about parking arrangement, specifically about the angle parking to see if they have any issues if the lane way was to be changed to one way traffic.</i> • <i>The residents in the area to be spoken with to seek clarification and determine what they want in the lane way.</i> <p>Moved: Peter Beven</p> <p>Second: Jenene House</p> <p>Suggestion raised to block or discourage use of the vacant block as an entry point to the laneway. Council will check the details around the vacant block.</p> <p>Suggestion for a site inspection of the area if the matter warrants.</p>
August 2022	<p>It was determined by the committee that further action is required before a decision can be made by the committee.</p> <p>Recommendations:</p> <p><i>That the Director of the Preschool be approached to seek clarification of the issue that she has raised followed by a letter box drop being delivered to the residents in the area for feedback.</i></p>
September 2022	<p>Codie informed the committee that Preschool and some of the affected residents have been approached in the affected area to determine what the issue is.</p> <p>Four of the residents are happy for the proposed changes to the laneway be converted to one way with only one resident having concerns as he had a boat and will need to be able to access the property. The proposed change will not be changing the width of the road.</p> <p>Recommendations:</p> <p><i>That Patton Lane direction of traffic be changed to one-way, between Bonanza Street and the Rainbow Preschool, for a trial period of six months with council continuing to communicate with residents that access the back of their properties from the access lane.</i></p> <p><i>That the Preschool be asked to communicate the changes to conditions in their newsletter to parents.</i></p> <p><i>That Council place a notification in the local newspaper to inform the community of the six-month trial period to change to the direction of traffic in Patton Lane, between Bonanza Street and the Rainbow Preschool.</i></p> <p>Moved: Codie Howard</p>

	Second: Jenene House All in favor
Date	Item Details
August 2022	Traffic and Pedestrian Safety Concerns, Blende Street for residents of Con Crowley Village – Ron Jeffery
Item No.	427.6.1
EDRMS No.	D22/34844 and D22/345053
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
August 2022	<ul style="list-style-type: none"> That traffic counter/classifiers data be collected to determine the speed of vehicle travelling along Blende Street between the two roundabouts. That the bus company be consulted to see if they have issues with the Bus Stop being relocated to an area outside of the Con Crowley Village gates further along Blende Street.
September 2022	<ul style="list-style-type: none"> That traffic counters be placed across Blende Street, between Gossan and the Galena Street roundabout to determine the volume of traffic and for the width adjacent to Con Crowley Village be measured to see if it would allow enough space for the bus to park in the area requested adjacent to the Con Crowley Resident's Hall.
Action Date	Running Actions
August 2022	<p>Council's Chief Assets and Projects Officer, Codie Howard met with Ron Jeffery from Con Crowley Village on Thursday, 28 July 2022 to discuss his complaint.</p> <p>Mr Jeffery expressed his concerns with the elderly residents not being able to cross Blende Street safely from their residence to the Coles Shopping Complex.</p> <p>Jeffery would like a traffic light crossing or something similar implemented in the middle of Blende Street to allow safe passage across the street.</p> <p>Codie explained that there are traffic blisters near the roundabout at Gossan Street in place for this reason. Ron mentioned that cars approaching the roundabout are turning left out of Gossan Street are taking the corner very quickly. During this time Codie witnessed this complaint when a car had turned the corner too fast.</p> <p>There are currently traffic counters in this area, that have been placed for a separate reason. Council can use the data collected to help with further investigation.</p>

	<p>Transport for NSW, David Vant explained that there would be certain standard that would be required to warrant a crossing.</p> <p>The gate at the Con Crowley Village is located near the main hall and residents are crossing the road at this point and not crossing at the blister near the roundabout</p> <p>Jeffery has also requested that the bus shelter on the corner of Galena and Blende Streets be relocated.</p> <p>– these issues can be reviewed and considered by the committee. If the bus stop can be moved could be moved near the hall for village.</p> <p>This 'Bus Stop' was in place before the perimeter fencing was installed at Con Crowley Village. Consultation will be required with the bus company before any decisions are made by the committee.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • That traffic counter/classifiers data be collected to determine the speed of vehicles travelling along Blende Street between the two roundabouts. • That the bus company be consulted to see if they have issues with the Bus Stop being relocated to an area outside of the Con Crowley Village gates further along Blende Street.
September 2022	<p>Council's Asset Officer, Paul Bezzina liaised with the Bus Company, and they have advised that they do not have any concerns or objections for the relocation of the Bus Stop being related to the gates at the resident's hall of the Con Crowley village on Blende Street.</p> <p>Refer to Item 428.6.3 - D22/44823 - Request to relocate the Bus Stop to further down the road adjacent the Residents Hall at Con Crowley Village, Blende Street – CDC Broken Hill – Adrian Rouse.</p> <p>Correspondence from the Bus Company received by the committee requesting for the relocation of the bus company.</p> <p>Recommendations:</p> <p>That traffic counters be placed across Blende Street, between Gossan and the Galena Street roundabout to determine the volume of traffic and for the width adjacent to Con Crowley Village be measured to see if it would allow enough space for the bus to park in the area requested adjacent to the Con Crowley Resident's Hall.</p>
Date	Item Details
August 2022	LTC Feedback – Item No. 416.6.1 – Request to remove school zone signage on the resident's side of Union Street following Council trial – Jane Weekes
Item No.	427.6.2
EDRMS No.	D22/39545
CRM No.	N/A

Responsible Officer	Codie Howard
Current Status	Completed
Date	Committee Recommendation/s
Action Date	Running Actions
August 2022	Jane Weekes resident from Union Street has provided a response to the committee letter box drop. They request that the signage be permanently removed, as they have had no trouble with people parking in front of their house at drop off and pickup times in school hours. Being a house with no front yard access to parking and being shift workers who come and go at various hours and 4 cars on the property with only parking space for two in the shed, we find it as rate payers we should have the right to park out the front of our property without fear of getting fined, I'm sure if you came home from work with several heavy bags at 3am you wouldn't want to have to walk from Iodide street to home and in this day and age of so many cars and houses being broken into its also a security issue. Therefore, we vote for the permanent removal of these signs and poles.
September 2022	Refer to the Item 416.6.1 as these matters are related. No further action required.
Date	Item Details
August 2022	LTC Feedback – Item No. 416.6.1 – Request to remove school zone signage on the resident's side of Union Street following Council trial – Greg Gaiter
Item No.	427.6.3
EDRMS No.	D22/39546
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Completed
Date	Committee Recommendation/s
Action Date	Running Actions

August 2022	<p>Mr Greg Gaiter the resident at 466 Union has provided a response to the committee advising that he would like the school zone signs to permanently be removed, being that Greg had received three parking fines for parking outside of his own house when the signs were up.</p> <p>Greg explained that it's a great idea to leave the signs down as there has been very little traffic when school drop off and pickups have occurred.</p> <p>Parents picking up their children from the Morgan Street Public School are parking mainly in Morgan Street and are walking to the gates to meet their children.</p>
September 2022	<p>Refer to the Item 416.6.1 as these matters are related.</p> <p>No further action required.</p>
Date	Item Details
August 2022	Request from a member of the public to review the traffic management of the KFC drive-through
Item No.	427.9.1
EDRMS No.	N/A
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Completed
Date	Committee Recommendation/s
Action Date	Running Actions
August 2022	Daily cars are backing up in the drive through of KFC out into Lane Street blocking the Oxide Street roundabout and the southern lane of Lane Street. Please discuss possible options to alleviate this issue.
September 2022	<p>Council's Chief Assets and Projects Officer has spoken with the Manager of KFC Broken Hill who will pass the concerns onto the Regional Manager.</p> <p>Council will continue to speak with the local Manager of KFC to see if they have any other options to alleviate the traffic issues that have been caused due to the overflow of cars access the drive-through.</p> <p>The problem is with traffic congesting the intersection of the KFC driveway and the exit to the roundabout at the intersection of Oxide and Lane Streets.</p> <p>Police Representative, Matt McCarthy will pass the traffic matter onto Highway Patrol to schedule additional patrols of the area and for the area to be</p>

	monitored more frequently. An option would be for KFC to redesign the carpark area.
Date	Item Details
September 2022	Road Safety Concerns adjacent to the Willyama High School – Skye Chan-McBeth
Item No.	428.6.1
EDRMS No.	D22/42548
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
September 2022	<i>Traffic counters will be placed on Murton Street adjacent to the Willyama High School to collect data and to determine the speed motorist during the school hours.</i>
Action Date	Running Actions
September 2022	<p>The committee received correspondence expressing concerns with the lack of road safety on the road adjacent to the Willyama High School as there are a lot of speeding cars during school hours. The respondent has requested that the road be reviewed and for the road to be made safer speed humps and a pedestrian crossing could be installed to make it safety for school children to cross the road safely.</p> <p>The respondent had not identified the road in the request. The committee assume that the road in question is Murton Street with speeding motorist.</p> <p>Transport for NSW, Jenene House informed the committee that she is currently doing traffic and pedestrian observation. Jenene mentioned that are part of her role with Transport for NSW it is school zone road safety as well. Jenene will investigate this matter further. Jenene has a meeting coming up with the Road Safety Education Consultant to discuss other matters and at this time will mention the concerns raised at the Willyama High School at the meeting and provide the committee an update at the next meeting.</p> <p>Codie suggested that Council contact the respondent to find out further information that will help with the investigation and raise the matter of speeding and compliance with the Police to monitor.</p> <p>Recommendations:</p> <p><i>Traffic counters will be placed on Murton Street adjacent to the Willyama High School to collect data and to determine the speed motorist during the school hours.</i></p>

Date	Item Details
September 2022	LTC Feedback – Unions Street Signs – Eden Buckenhofer
Item No.	428.6.2
EDRMS No.	D22/4404
CRM No.	N/A
Responsible Officer	Codie Howard
Current Status	Pending
Date	Committee Recommendation/s
Action Date	Running Actions
September 2022	Refer to the Item 416.6.1 as these matters are related. No further action required.

428.10 Next Meeting Date – Tuesday, 11 October 2022

Jenene has request to move the next scheduled meeting be put back a week so that she can be present during her visit to the City.

Next meeting to be held in the Ground Floor Meeting Room.

428.11 Meeting Closed – 3.22pm

ORDINARY MEETING OF THE COUNCIL

September 21, 2022

ITEM 17BROKEN HILL CITY COUNCIL REPORT NO. 226/22SUBJECT: ACTION LIST REPORTD22/50063**Recommendation**

1. That Broken Hill City Council Report No. 226/22 dated September 21, 2022, be received.

Executive Summary:

The purpose of this report is to ensure that Council and the community are informed on the status of actions required by previous Council resolutions.

Report:

A new format Action List was presented to the June 2017 Council Meeting to provide Councillors with a clearer way of reporting on the progress of outstanding Council resolutions. As per Minute No. 45570, the Action List has been produced in the new colour coded format and shows the progress of Council' outstanding decisions (Green – completed, Yellow – in progress and Red – not yet commenced).

The Action List attached to this report covers decisions at Ordinary Council Meetings, is for information only and will be provided to Council on a monthly basis.

Discussions have been held with staff regarding the long outstanding items on the Action List, most of which are leasing/licencing matters. Staff will be working to finalise these items as a priority and/or request Council to rescind resolutions where circumstances have changed.

Community Engagement:

Nil.

Strategic Direction:

Key Direction:	4	Our Leadership
Objective:	4.1	Openness and transparency in decision making
Strategy:	4.1.5	Support the organisation to operate its legal framework

Relevant Legislation:

Local Government Act 1993

Financial Implications:

Nil

Attachments

1. [↓](#) Action Item List - September 2022 Update

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
Action Sheets Report	Officer: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM
	Further Report Required:	

Meeting	Officer/Director	Section	Subject
Ordinary Council 26/04/2018	Mason, Michael Nankivell, Jay	Reports	COMPULSORY ACQUISITION OF WARNOCK GOSSAN STREET ROAD RESERVE
Resolved:			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 59/18 dated April 6, 2018, be received. That Council make an application to the Minister and Governor for approval to acquire the sections of Warnock and Gossan Street traversing Crown Land in Lot 7469 in Deposited Plan 1182254, under Section 177 of the <i>Roads Act 1993</i> and Section 186 of the <i>Local Government Act 1993</i>. That the acquisition be undertaken in accordance with the requirements of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i>. That upon acquisition, Council to undertake required actions to open the subject road by registration of a plan in accordance with Section 7 of the <i>Roads Act 1993</i>. 			
16 May 2018 9:45am Bartlett, Leisa In progress.			
15 Aug 2018 3:32pm Bartlett, Leisa MPDC advised - OLG advised that the land is subject to a Native Title Claim and that compulsory acquisition cannot go ahead at this stage. Council is waiting for further advice from OLG.			
11 Sep 2018 4:40pm Bartlett, Leisa No change, awaiting advice from OLG.			
09 Oct 2018 5:08pm Bartlett, Leisa Awaiting OLG advice			
13 Nov 2018 9:26am Bartlett, Leisa Awaiting OLG advice due to Native Title.			
06 Feb 2019 1:51pm Bartlett, Leisa In discussions with Crown Lands regarding Native Title.			
07 Mar 2019 1:55pm Bartlett, Leisa No change, awaiting response from Crown Lands.			
15 May 2019 10:41am Falkner, Georgina Crown Lands have advised they have no objection to receiving Proposed Acquisition Notices. Investigating budget and Native Title prior to making application to OLG.			
14 Jun 2019 3:27pm Bartlett, Leisa no change in status			
04 Jul 2019 1:51pm Bartlett, Leisa no change in status			
20 Aug 2019 3:39pm Misagh, Anthony Acquisition is on hold and most likely will not be going ahead at this point. It holds native title and it is getting somewhat expensive.			
17 Oct 2019 9:54am Bartlett, Leisa Discussions being held with month with the Department of Crown Lands.			
14 Nov 2019 4:35pm Bartlett, Leisa Seeking legal advice from Council's Solicitors			
12 Feb 2020 12:12pm Bartlett, Leisa Legal advice received. Matter in progress.			
07 Apr 2020 10:14am Bartlett, Leisa 11/03/2020 - Matter in progress.			
08 Apr 2020 11:16am Bartlett, Leisa In progress.			
08 May 2020 11:58am Bartlett, Leisa Matter in progress.			
10 Jun 2020 2:35pm Bartlett, Leisa Matter in progress.			
15 Jul 2020 1:45pm Bartlett, Leisa Matter in progress.			
12 Aug 2020 9:41am Bartlett, Leisa Matter in progress.			
17 Sep 2020 3:05pm Bartlett, Leisa Matter on hold until the Federation Way Acquisition is complete.			
16 Oct 2020 8:42am Bartlett, Leisa Matter on hold.			
10 Nov 2020 4:11pm Bartlett, Leisa Matter on hold.			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

30 Nov 2020 2:06pm Bartlett, Leisa
Matter on hold.

12 Feb 2021 10:00am Bartlett, Leisa
Matter on hold until Federation Way Acquisition is complete

18 Mar 2021 4:38pm Bartlett, Leisa
In progress.

16 Apr 2021 10:41am Bartlett, Leisa
In progress.

12 May 2021 12:10pm Bartlett, Leisa
On hold until Federation Way acquisition is complete.

15 Jul 2021 12:13pm Bartlett, Leisa
On hold until Federation Way acquisition is complete.

12 Aug 2021 3:03pm Bartlett, Leisa
On hold.

16 Dec 2021 11:49am Bartlett, Leisa
On hold.

18 Jan 2022 2:54pm Butcher, Lacey
On hold

21 Mar 2022 3:44pm Bartlett, Leisa
no change in status.

19 May 2022 11:21am Bartlett, Leisa
no change in status.

22 Jun 2022 11:03am Guerin, Emily
No change in status

18 Jul 2022 3:05pm Guerin, Emily
No change in status

24 Aug 2022 3:28pm Bartlett, Leisa
No change in status.

07 Sep 2022 3:23pm Guerin, Emily - Reallocation
Action reassigned to Mason, Michael by Guerin, Emily

20 Sep 2022 12:16pm Guerin, Emily
No change in status.

Meeting	Officer/Director	Section	Subject
Ordinary Council 29/07/2020	Mason, Michael Nankivell, Jay	Confidential Matters	WILLYAMA COMMON TRUST LICENCE OF PART LOT 7315 DP 1183447 TO BROKEN HILL SPEEDWAY CLUB
Resolved			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 105/20 dated July 1, 2020, be received. That Council (as Trust Manager for the Willyama Common Trust) lease Part Lot 7315 in Deposited Plan 1183447 to the Broken Hill Speedway Club for the purpose of a motocross track extension and associated access. That the lease term be 25 years and the annual rental be the minimum Crown Lands rental. That the Mayor and General Manager be authorised to sign and execute any documents under the Common Seal of Council, the absence of a Trust Seal. 			
CARRIED UNANIMOUSLY			
<p>12 Aug 2020 10:00am Bartlett, Leisa Solicitors are drawing up the licence agreement.</p> <p>17 Sep 2020 3:09pm Bartlett, Leisa Draft lease being finalised.</p> <p>16 Oct 2020 9:20am Bartlett, Leisa Draft lease with Solicitors.</p> <p>10 Nov 2020 4:26pm Bartlett, Leisa Licence is with the Broken Hill Speedway Club for signature.</p> <p>30 Nov 2020 2:11pm Bartlett, Leisa Licence with Speedway Club for signature.</p> <p>12 Feb 2021 10:04am Bartlett, Leisa Licence signed by all parties and is now with the Minister for approval.</p> <p>18 Mar 2021 4:40pm Bartlett, Leisa</p>			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

In progress.

16 Apr 2021 10:42am Bartlett, Leisa
In progress.

12 May 2021 12:14pm Bartlett, Leisa
In progress.

17 Jun 2021 4:55pm Bartlett, Leisa
Waiting on response from Local Aboriginal Land Council.

15 Jul 2021 12:15pm Bartlett, Leisa
Solicitor is awaiting a response from the Local Aboriginal Land Council.

12 Aug 2021 3:04pm Bartlett, Leisa
Council's Solicitor is awaiting a response from the Local Aboriginal Land Council.

15 Sep 2021 9:06am Bartlett, Leisa
Council staff following up with Local Aboriginal Land Council.

14 Oct 2021 4:12pm Bartlett, Leisa
Awaiting response from Local Aboriginal Land Council.

11 Nov 2021 9:02am Bartlett, Leisa
Awaiting response from the Local Aboriginal Land Council.

16 Dec 2021 11:51am Bartlett, Leisa
Awaiting response from Local Aboriginal Land Council.

18 Jan 2022 2:55pm Butcher, Lacey
Awaiting response from Aboriginal Land Council

15 Feb 2022 10:58am Bartlett, Leisa
Awaiting response from Aboriginal Land Council.

23 Mar 2022 2:42pm Bartlett, Leisa
No change in status.

19 May 2022 11:23am Bartlett, Leisa
No change in status.

22 Jun 2022 11:04am Guerin, Emily
No change in status

18 Jul 2022 3:07pm Guerin, Emily
No change in status

24 Aug 2022 3:28pm Bartlett, Leisa
No change in status.

07 Sep 2022 3:24pm Guerin, Emily - Reallocation
Action reassigned to Mason, Michael by Guerin, Emily

20 Sep 2022 12:16pm Guerin, Emily
No change in status.

Meeting	Officer/Director	Section	Subject
Ordinary Council 9/12/2020	Mason, Michael Nankivell, Jay	Confidential Matters	WILLYAMA COMMON TRUST LICENCE TO NEXTGEN NETWORKS PTY LTD
Resolved			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 175/20 dated November 24, 2020, be received. That the Willyama Common Trust amend the existing licence to Nextgen Networks Pty Ltd in accordance with the attached plan, being part Lot 7302 DP 1181129. That the Willyama Common Trust renew the amended licence for a further period of 10 years (in accordance with the existing renewal option) and rent be set at \$2500 per annum. That the Mayor and General Manager be authorised to sign and execute any relevant documents under the Common Seal of Council, in the absence of a Trust Seal. 			
CARRIED UNANIMOUSLY			
<p>12 Feb 2021 10:12am Bartlett, Leisa Processes have commence to issue licence.</p> <p>18 Mar 2021 4:41pm Bartlett, Leisa Nextgen progressing draft licence.</p> <p>16 Apr 2021 10:47am Bartlett, Leisa Draft deed is with the Solicitor.</p> <p>12 May 2021 12:17pm Bartlett, Leisa</p>			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Draft deed with Solicitors - in progress.

17 Jun 2021 5:24pm Bartlett, Leisa
Draft deed with the Solicitors.

15 Jul 2021 12:19pm Bartlett, Leisa
In progress.

12 Aug 2021 3:06pm Bartlett, Leisa
In progress.

15 Sep 2021 9:09am Bartlett, Leisa
In progress.

14 Oct 2021 4:15pm Bartlett, Leisa
Awaiting information from applicant to be able to progress further.

11 Nov 2021 9:02am Bartlett, Leisa
Potential amendments being discussed.

16 Dec 2021 11:51am Bartlett, Leisa
Amendments being discussed.

18 Jan 2022 2:56pm Butcher, Lacey
Amendments being discussed

15 Feb 2022 10:59am Bartlett, Leisa
Amendments in progress.

23 Mar 2022 2:42pm Bartlett, Leisa
No change in status

19 Apr 2022 11:33am Bartlett, Leisa
Licence with Solicitors for amendments.

19 May 2022 11:24am Bartlett, Leisa
Amendments in progress.

18 Jul 2022 3:07pm Guerin, Emily
No change in status

07 Sep 2022 3:25pm Guerin, Emily - Reallocation
Action reassigned to Mason, Michael by Guerin, Emily

20 Sep 2022 12:16pm Guerin, Emily
No change in status.

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/03/2021	Howard, Codie Nankivell, Jay	Notice of Motion	COMMUNITY GARDEN FOR FORMER ALMA POOL SITE
Resolved			
1. That Motions of Which Notice has been Given No. 7/21 dated March 19, 2021, be received.			
2. That Broken Hill City Council prepares a report about establishing a community operated gardens at the former Alma pool site.			
CARRIED UNANIMOUSLY			
16 Apr 2021 10:52am Bartlett, Leisa Plan being developed.			
18 Jun 2021 12:12pm Bartlett, Leisa Plan being developed.			
15 Jul 2021 12:20pm Bartlett, Leisa Development of plan ongoing.			
12 Aug 2021 3:07pm Bartlett, Leisa Development of plan ongoing.			
08 Sep 2021 12:56pm Bartlett, Leisa Development of plan ongoing.			
12 Oct 2021 11:08am Bartlett, Leisa Development of plan ongoing.			
11 Nov 2021 9:03am Bartlett, Leisa Ongoing.			
16 Dec 2021 11:52am Bartlett, Leisa Development of the plan is ongoing.			
18 Jan 2022 2:57pm Butcher, Lacey Development of the plan is ongoing			
15 Feb 2022 11:00am Bartlett, Leisa Development of the plan in ongoing.			
21 Mar 2022 3:14pm Bartlett, Leisa			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Development of Plan is ongoing
19 Apr 2022 3:00pm Bartlett, Leisa
 Development of Plan is ongoing.
19 May 2022 11:24am Bartlett, Leisa
 No change in status.
22 Jun 2022 9:43am Guerin, Emily
 No change in status
18 Jul 2022 1:34pm Guerin, Emily
 No change in status
24 Aug 2022 2:33pm Bartlett, Leisa
 Progress Report to be presented to the September 2022 Work Committee.
14 Sep 2022 10:46am Guerin, Emily
 Updated progress report has been prepared for September Works Committee

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/03/2021	Howard, Codie Nankivell, Jay	Notice of Motion	STREET LIGHTING
Resolved			
<ol style="list-style-type: none"> That Motions of Which Notice has been Given No. 8/21 dated March 19, 2021, be received. That Broken Hill City Council prepares a report to be tabled at the May 2021 Council Meeting regarding the installation of street lighting on Holten Drive, McGillivray Drive and Federation Way. That at the end of the roll-out of the Southern Lights project, an assessment be undertaken of any further need for street lighting including the lighting to the roads mentioned in part 2 (Holten Drive, McGillivray Drive and Federation Way). 			
CARRIED			
16 Apr 2021 10:53am Bartlett, Leisa Report being prepared for the May Council Meeting. 12 May 2021 4:35pm Bartlett, Leisa Awaiting advice on public lighting code requirements, prior to report being finalised. 20 Jul 2021 1:45pm Bartlett, Leisa Report still being completed. Meeting with Essential Energy delayed due to COVID-19. 12 Aug 2021 3:07pm Bartlett, Leisa Meeting with Essential Energy delayed due to COVID-19. 14 Sep 2021 4:36pm Bartlett, Leisa Meeting with Essential Energy delayed due to COVID-19. 12 Oct 2021 11:09am Bartlett, Leisa Meeting with Essential Energy delayed due to COVID-19. 11 Nov 2021 9:03am Bartlett, Leisa Discussions being held with Southern Lights Group around long term ownership of street lights and installation of new poles. 16 Dec 2021 11:52am Bartlett, Leisa Discussions ongoing. 18 Jan 2022 2:57pm Butcher, Lacey Discussions ongoing 15 Feb 2022 11:00am Bartlett, Leisa Discussions ongoing 21 Mar 2022 3:15pm Bartlett, Leisa Discussions ongoing. 19 Apr 2022 3:01pm Bartlett, Leisa Southern Lights Project still being carried out by South West joint organisation, with discussions ongoing. 19 May 2022 11:25am Bartlett, Leisa Engagement of lighting engineer commenced for assessment of current lighting and requirements to meeting the public lighting code. 22 Jun 2022 9:43am Guerin, Emily No change in status 18 Jul 2022 1:34pm Guerin, Emily Request for Quotation for street lighting assessment have been sent out and are awaiting response 24 Aug 2022 3:25pm Bartlett, Leisa Quotations have been received and are currently being evaluated. 14 Sep 2022 10:53am Guerin, Emily Awaiting schedule from contractors on when works can be completed			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Meeting	Officer/Director	Section	Subject
Ordinary Council 26/05/2021	Mason, Michael Nankivell, Jay	Reports	UPDATE ON PROPOSED ACQUISITION OF FEDERATION WAY

Resolved

1. That Broken Hill City Council Report No. 75/21 dated April 27, 2021, be received.
2. That Council note the progress update on the proposed acquisition of Federation Way.
3. That Council seek to negotiate an Indigenous Land Use Agreement (ILUA) with the Barkandji Corporation, to allow Council to acquire the Crown Land while preserving the Barkandji's Native Title rights and interests.
4. That the Mayor and General Manager be authorised to negotiate the terms and conditions of the proposed Indigenous Land Use Agreement (ILUA) with the Barkandji Corporation; and that at the finalisation of negotiations, a report be provided to Council advising the outcome of the negotiations for Council's approval to enter an ILUA with the Barkandji Corporation.

CARRIED UNANIMOUSLY

18 Jun 2021 3:31pm Bartlett, Leisa

All parties agreed to extension of acquisition timeline. Native Title negotiations to commence in July.

15 Jul 2021 12:23pm Bartlett, Leisa

In progress - Solicitors working out date for negotiations.

12 Aug 2021 3:09pm Bartlett, Leisa

Meeting re negotiations delayed due to COVID-19.

26 Aug 2021 3:27pm Falkner, Georgina - Completion

Action completed by Bartlett, Leisa

15 Sep 2021 9:10am Bartlett, Leisa

Meeting likely to be organised remotely due to COVID-19. Solicitors are currently trying to organise potential dates.

14 Oct 2021 4:16pm Bartlett, Leisa

Meeting proposed for early November 2021.

11 Nov 2021 9:05am Bartlett, Leisa

Initial meeting held, further negotiations to continue.

16 Dec 2021 11:57am Bartlett, Leisa

Further negotiations continuing.

18 Jan 2022 2:59pm Butcher, Lacey

Further negotiations continuing

15 Feb 2022 11:07am Bartlett, Leisa

Negotiations continuing.

23 Mar 2022 2:43pm Bartlett, Leisa

No change in status.

19 Apr 2022 10:14am Bartlett, Leisa

An update report regarding the progress of this matter is provided to the April 2022 Health & Building Committee Meeting.

19 May 2022 11:26am Bartlett, Leisa

On hold, pending further discussion with Crown Lands as per the April 2022 Council Meeting Resolution.

22 Jun 2022 11:28am Guerin, Emily

Correspondence sent to Crown Lands

18 Jul 2022 3:08pm Guerin, Emily

No change in status

24 Aug 2022 3:31pm Bartlett, Leisa

No change in status.

07 Sep 2022 3:25pm Guerin, Emily - Reallocation

Action reassigned to Mason, Michael by Guerin, Emily

20 Sep 2022 12:16pm Guerin, Emily

No change in status.

Meeting	Officer/Director	Section	Subject
Ordinary Council 25/08/2021	Howard, Codie Nankivell, Jay	Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 416 HELD TUESDAY, 3 AUGUST 2021

Resolved

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

1. That Broken Hill City Council Report No. 145/21 dated August 12, 2021, be received.
2. That the minutes from the Local Traffic Committee - Meeting No. 416 held, Tuesday, 3 August 2021 be received.
3. That Item No. 406.6.1 – That a 'Loading Zone' be installed in Crystal Lane on the Astra side of the lane.

The loading zone will be 8 meters long and 2.4 meters wide and positioned 6.7 meters from 'Give Way' sign at the intersection of the lane and an offset of 2.5 meter from the gate way to the Astra carpark.
4. That Item No. 414.8.6 – That three additional parking spaces to be line marked where the unused driveway is located adjacent to the Hearing Centre in Sulphide Street.

CARRIED UNANIMOUSLY

08 Sep 2021 12:57pm Bartlett, Leisa

Resolutions have been workflowed to operational team for completion.

12 Oct 2021 11:14am Bartlett, Leisa

Resolutions with operational team to complete.

11 Nov 2021 3:27pm Bartlett, Leisa

With operational team for completion.

17 Dec 2021 11:02am Bartlett, Leisa

Item 3 - Loading Zone in Crystal Lane - complete., Item 4 - Line-marking with operational team for completion.

18 Jan 2022 3:04pm Butcher, Lacey

Item 4 Line-marking with the operational team for completion

19 Apr 2022 3:02pm Bartlett, Leisa

Item 4 delayed due to storm clean up - with operational team for completion.

19 May 2022 11:26am Bartlett, Leisa

Line markers engaged to complete works in June 2022.

22 Jun 2022 9:03am Guerin, Emily

Line markers were delayed due to wet weather with July completion now scheduled

18 Jul 2022 1:36pm Guerin, Emily

Line markers to complete works last week of July

24 Aug 2022 2:35pm Bartlett, Leisa

Delays in line marking works due to weather and availability of contractors to attend site due to COVID. New date scheduled for September 2022.

14 Sep 2022 10:48am Guerin, Emily

Item 3 - signage installation has been completed. Line marking to be completed in September. , Item 4 - Old driveway has been removed and kerb and gutter installed. Line marking to be completed in September.

Meeting	Officer/Director	Section	Subject
Ordinary Council 29/09/2021	Howard, Codie Nankivell, Jay	Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 417 HELD TUESDAY, 7 SEPTEMBER 2021
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 163/21 dated September 17, 2021, be received. 2. That the minutes from the Local Traffic Committee – Meeting No. 417 held, Tuesday, 7 September 2021 be received. 3. That the bus zone sign in Garnet Street (front of Broken Hill High School) be moved in a southerly direction to allow for an extra two 5-minute timed parking spaces to be installed between the existing drop-off parking space and the bus zone to allow for children to be dropped off at the front of the Broken Hill High School. 			
CARRIED UNANIMOUSLY			
12 Oct 2021 11:18am Bartlett, Leisa Resolution has been workflowed to operational team for completion. 11 Nov 2021 3:28pm Bartlett, Leisa With operational team for completion. 18 Jan 2022 3:05pm Butcher, Lacey			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

With operational team for completion

19 Apr 2022 3:02pm Bartlett, Leisa

Line marking delayed due to storm clean up - with operational team for completion.

19 May 2022 11:27am Bartlett, Leisa

Signs are on order and will be installed June 2022.

22 Jun 2022 9:05am Guerin, Emily

Signs have arrived and will be installed after line marking has been completed

18 Jul 2022 1:36pm Guerin, Emily

Line markers to complete works last week of July

24 Aug 2022 2:36pm Bartlett, Leisa

Delays in line marking works due to weather and availability of contractors to attend site due to COVID. New date scheduled for September 2022.

24 Aug 2022 2:51pm Bartlett, Leisa

Delays in line marking works due to weather and availability of contractors to attend site due to COVID. New date scheduled for September 2022.

14 Sep 2022 10:49am Guerin, Emily

Signage installation has been completed. Line marking to be completed in September.

Meeting	Officer/Director	Section	Subject
Ordinary Council 24/11/2021	Howard, Codie Nankivell, Jay	Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 419 HELD ON THURSDAY, 28 OCTOBER 2021

Resolved

1. That Broken Hill City Council Report No. 187/21 dated November 11, 2021, be received.
2. That the minutes from the Local Traffic Committee – Meeting 419 held on Thursday, 28 October 2021
3. Item No. 416.6.1 - That the parking signs in Union Street be covered for a trial period of three months to identify what impacts are caused without the timed parking spaces adjacent the Morgan Street Primary School in Union Street.

That the triad period be for three months and the covers removed after this time at the end of the first school term.

Further consultation will be arranged with the Principal of the Morgan Street Primary School and the residents in the area before a determination can be decided.

Based on satisfaction results from the trial period the zone will be reinstated permanently – streamline from trial to permit.
4. Item No. 417.6.1 – That a 15-minute timed parking space be installed at the front of Live better, located at 475 Argent Street to allow for the parking of the transport bus.

Council to arrange further consultation with Live Better and arrange for the placement of the parking sign.
5. Item No. 419.6.1 - That the Local Traffic Committee have no objection for the proposed road closures for the Council Christmas Pageant.

CARRIED UNANIMOUSLY

15 Dec 2021 4:57pm Bartlett, Leisa

Resolution with operational team for completion.

18 Jan 2022 3:08pm Butcher, Lacey

Resolution with the operations team for completion

19 Apr 2022 3:03pm Bartlett, Leisa

Item No. 416.6.1 - Trial period has now been completed. BHCC to complete discussion with all stakeholders to be made at May Traffic Committee., Item No. 417.6.1 - Currently with TfNSW for sign design.

19 May 2022 11:27am Bartlett, Leisa

No change in status.

22 Jun 2022 9:42am Guerin, Emily

No change in status

18 Jul 2022 1:37pm Guerin, Emily

Item No. 416.6.1 – Correspondence letter has been sent to residents and Morgan Street School for feedback on trial., Item No. 417.6.1 – TfNSW have approved sign design, BHCC currently procuring sign.

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Ordinary Council	Date To: 20/09/2022
	Officer: Including Further Reports	
	Further Report Required: Including Further Reports	
		Printed: Tuesday, 20 September 2022 12:29:54 PM

24 Aug 2022 2:52pm Bartlett, Leisa

Item No. 416.6.1 Feedback received from school and residents. Decision to be made at September Traffic Committee Meeting. Item No. 417.6.1 sign being manufactured.

14 Sep 2022 10:49am Guerin, Emily

Item 3 - New Transport for NSW representative on committee, wants to complete inspection of site against school safety regulations., Item 4 - Sign being manufactured.

Meeting	Officer/Director	Section	Subject
Ordinary Council 12/01/2022	Howard, Codie Nankivell, Jay	Reports	MINTUES OF THE LOCAL TRAFFIC COMMITTEE MEETING NO. 420, HELD TUESDAY 7 DECEMBER 2021
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 13/22 dated December 22, 2021, be received. 2. That the minutes of the Local Traffic Committee – Meeting No.420, held on Tuesday, 7 December 2021 be received. 3. Item No. 415.6.1 - That Council installs signage and line marking for one (1) disability parking bay adjacent to the ramp on the north side of Crystal Street adjacent to the Country University Centre (CUC) and for three to four 4-hour parking spaces (pending measurement allowance) be installed on the south side of Crystal Street between the two driveways for use by the general community. 			
CARRIED UNANIMOUSLY			
21 Jan 2022 6:33pm Bartlett, Leisa Added to Council's Works schedule. 19 Apr 2022 3:04pm Bartlett, Leisa With operational team for completion. 19 May 2022 11:28am Bartlett, Leisa Signs on order, installation to be completed June 2022 22 Jun 2022 9:42am Guerin, Emily Signs have arrived and will be installed after line marking has been completed 18 Jul 2022 1:38pm Guerin, Emily Line markers to complete works last week of July 24 Aug 2022 2:34pm Bartlett, Leisa Delays in line marking works due to weather and availability of contractors to attend site due to COVID. New date scheduled for September 2022. 14 Sep 2022 10:47am Guerin, Emily Signage installation has been completed. Line marking to be completed in September.			

Meeting	Officer/Director	Section	Subject
Ordinary Council 12/01/2022	Nankivell, Jay Nankivell, Jay	Council Resolution	Council Resolution
Resolved			
<ol style="list-style-type: none"> 1. That the Mayoral Minute 2/22 dated the 12/01/22 be received. 2. That an Ordinary Council Meeting be held on the 27/01/2022 at 6.30pm. 3. That a workshop be held on Wednesday 19/01/2022 at 5.30pm to organise amendments to Council's Code of Meeting Practice, so that the public forum will be part of Councils Ordinary and Extraordinary Meetings. Other amendments to the Code of Meeting Practice will also be made, that the amendments discussed will be put in a draft form for adoption at the January Council Meeting on Thursday 27/01/2022. 4. That Council immediately advertises for community groups interested in hosting public meetings to discuss Council matters. The public meetings will be held monthly and business forums bi-monthly; that a report will be presented to the February 2022 meeting of Council about potential arrangements for public meetings. 			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

5. That at the February 2022 meeting of Council, Councillors are to be presented with the required policies, with amendments included, that will allow for cash payments to be accepted at all Council operated facilities.
6. That a workshop will be held to discuss amendments to the following policies, The Code of Conduct, Compliance and Enforcement Policy, Debt Recovery Policy, Local Orders Policy, Media Relations Policy, Social Media Policy and Tree Management Policy.
7. That all expenditure, plans and actions related to the development of the Council's Library hub be abandoned and that the General Manager be invited to present a report to the Council Meeting on 27/1/2022 outlining the use of federal grant money for a purpose built archive that is located in the proposed position of the Library hub. The report will include staffing requirements.
8. That the General Manager be invited to advertise for expressions of interest for a community group to facilitate the removal and replacement of the gateway signage, that Councillors are presented with a report at the February 2022 Council Meeting detailing the cost of replacing one of the gateway signs with a sign chosen by Deanna Spicer from her designs.
9. That the General Manager be invited to provide a report to Council with options on how to manage a complaints committee that is operated locally, the committee will deal with disputed fines and disputed orders.
10. That the General Manager be invited to provide a report to March 2022 Ordinary Council Meeting that details the structure and operations of the former 355 committee known as "The Regional Tourism Association" with a view to re-establish the committee. The goal of the committee will be to market tourism and encourage migration to the city.
11. That the General Manager be invited to provide a report to Council detailing the requirements for dedicated full time Council employed staff to maintain footpaths and nature strips.
12. That the over \$6M collected from waste disposal from the Wentworth to Broken Hill pipeline is removed from the Library hub project reserve and placed into a general projects reserve.
13. That Council forms a 355 committee that deals with all matters that affect our senior citizens and that the formation of the committee is to be advertised to the community for membership and expressions of interest.
14. That Council forms a 355 committee that has the role to bring projects and services to the city that benefit young children, teenage children and young adults and that the formation of the committee will be advertised and expressions sought.
15. That the General Manager be invited to provide a report to Council detailing what amendments need to be made to the constitutions of all Council 355 committees as to provide more autonomy to the committees to operate and manage Council facilities.
16. That the Mayor be invited to organise a meeting with the Local Member Roy Butler and Essential Water as early as possible to significantly accelerate the process to open the Imperial Lake. That a site visit is organised with Essential Energy for Councillors to view the Imperial Lake. That the General Manager be invited to obtain an independent engineers report into the safety of the dam wall. Expressions of interest are advertised immediately

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer:	Date To: 20/09/2022
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

for community representation on a working group to facilitate volunteers and the opening of the Lake and that Landcare and RANA are contacted to gauge interest.

17. That options to increase street lighting be referred to the Policy and General committee.
18. That the General Manager be invited to immediately advertise for expression of interest from the community to form a working party to provide Council with advice on projects that Council undertakes, with a view to reduce the Council's reliance on consultants.
19. That the General Manager be invited to hold a workshop to explain to Councillors how line budgets will be implemented for the 2022/23 budget.
20. That the Mayor be invited to host a meeting with the Local State Member Roy Butler and the Local Federal Member Mark Coulton and that John Lynch, and a representative from the RFDS are invited to discuss proposals and options for an airport upgrade and options.
21. That options to increase childcare be referred to the Policy and General committee.
22. That the Works committee discuss and provide options for the removal of residential waste gate charges, this will also apply to commercial businesses that are disposing of residential rubbish, the committee will also discuss greenwaste and other recycling options. Any findings will be discussed at a number of public meetings.
23. That the General Manager be invited to provide the Council with a report detailing the legal expenditure to defend against the Ombudsman's report into the Occupation Certificate and Civic Centre usage. The report will detail any decision to expend funds to mount such defence. This report will be provided to the February 2022 meeting.
24. That the General Manager be invited to hold a workshop on 24/01/2022 at 5.30 pm to provide Councillors with all reports and information pertaining to the Civic Centre litigation.
25. That the Policy and General committee consider proposals to reduce commercial and industrial rates and to make residential rates more equitable.
26. That the General Manager be invited to advertise for expressions of interest to paint murals and provide other street art and that a report be provided at the January 27th 2022 meeting explaining why the proposed mural in Argent Street from the Country Women's Association was rejected and options to invite them to resubmit their application.
27. That the Policy and General committee investigate the cost for Council to provide more focus on applying for grant funding and the opportunity to apply for grants for local organisations as a fee for service.
28. That the Mayor be invited to send correspondence to the Local State Member Roy Butler asking that he make representations to the State Government on behalf of the Broken Hill community to have a permanent Wentworth pipeline subsidy implemented. That the State Member be asked to facilitate a meeting with the appropriate Minister to meet with himself and the Mayor to discuss the subsidy.
29. That the General Manager be invited to provide Council with a report at the on the progress of the Netball, Norm

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
Action Sheets Report	Officer:	
	Further Report Required: Including Further Reports	
		Printed: Tuesday, 20 September 2022 12:29:54 PM

Fox redevelopment and a tour is organised for Councillors to see all Council parks, ovals and sporting facilities.

30. That the General Manager be invited to organise a meeting with IPART and Essential Energy to discuss options to increase water usage at a lower cost so that the city can be greened.
31. That the Mayor be invited to send correspondence to the Local Member Roy Butler to ask him to organise a meeting with the appropriate Ministers to discuss the management of the Menindee Lakes and the Darling River.
32. That General Manager be invited to immediately advertise for expressions of interest from the community to remove dead trees.
33. That the Works committee investigate options to plant different tree species that are asset friendly and fast growing.
34. That the General Manager be invited to provide Councillors with a report on options to address the issues of roaming dogs and cats. That a meeting be organised of the committee that was formed to address this issue and the findings referred to the Policy and General committee.
35. That the General Manager be invited to provide a report about the process to get funding for a mining, truck, car and motorbike museums. The report will include previous reports on the matters and the offer made by Perilya a number of years ago about mining assets.
36. That the General Manager advertise for expressions of interest to form a working group to address the homeless issue, drug and alcohol use and suicide prevention.
37. That the General Manager be invited to provide a report to Council detailing options to facilitate a truck wash and truck stop.
38. That the General Manager be invited to provide a report to the January meeting about any positions in the employee structure that remain unfilled and the expense to date for wages compared to the budgeted amount. Also the expected wage amount to year end with only the current positions filled.
39. That the General Manager be invited to contact the appropriate Aboriginal organisations to facilitate communication for the purpose of establishing a green space at the rear of Creedon Street.
40. That the General Manager provides a report to the January 27 2022 Ordinary Council Meeting outlining timelines for the implementation of the resolutions of Mayoral Minute No. 2/22.

CARRIED

21 Jan 2022 5:25pm Bartlett, Leisa

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

2. - COMPLETE, 3. - COMPLETE, Draft for public exhibition presented to the January Council Meeting., 4. - Report to be presented to the February Council Meeting., 5. - Report to be presented to the February Ordinary Council Meeting, 6. - Workshops to be scheduled during February to enable consideration of amended policies at the March Committee meetings., 7. - Report presented to the January Council Meeting., 8. - Report to be presented to the February Council Meeting., 9. - Report to be presented to the March Policy & General Committee Meeting., 10. - Report to be presented to the March Ordinary Council Meeting, 11. - Workshops to be held with Council through the development of the 2022/23 Operational Plan and Resourcing Strategy, with a report provided to the April 2022 Policy & General Committee., 12. - Internal transfer of reserves has been completed. An updated internal reserve table will be presented as part of the December Quarterly Review Report., 13. - A workshop will be held with Councillors in March to formulate a TOR for presentation to the March Committee Meetings., 14. - A workshop will be held with Councillors in March to formulate a TOR for presentation to the March Committee Meetings., 15. - Report to be presented to the March Works Committee meeting., 16. - Site visit being arranged with Essential Water for the week commencing 31 January 2022., 17. - Options to be presented at the April Works Committee meeting., 18. - Projects Steering Group Terms of Reference to be formulated and presented to the February Ordinary Council Meeting., 19. - Workshops to be held during March 2022 as part of the 2022/23 budget process., 20. - Meeting to be scheduled for February 2022., 21. - Further consultation with Foundation Broken Hill is recommended during February 2022 with options for Council support to be presented to the March Health and Building Committee Meeting., 22. - to occur during March 2022 as part of the 2022/23 budget process., 23. - Report to be presented to the February Council Meeting., 24. - Workshop held on 24 January 2022., 25. - to occur during March 2022 as part of the 2022/23 budget process., 26. - Report presented at this Council Meeting. EOI for murals and street art in accordance with Council's Public Art Policy to be advertised in February 2022., 27. - This will be workshopped with Council through the development of the 2022/23 Operational Plan and Resourcing Strategy, with a report provided to the April Policy and General Committee meeting., 28. - Letter being drafted., 29. - Report presented to January Council Meeting with site visits and further workshops scheduled for February., 30. - Meeting to be organised for February 2022., 31. - Letter being drafted., 32. - EOI to be advertised during February 2022 following the results of the tree audit to identify high priority areas of removal in the first instance., 33. - Tree Management Policy and Tree Management Plan to be workshopped with Councillors during February 2022 for presentation to the March Works Committee Meeting., 34. - Report will be provided to Councillors in March 2022, following the commencement of Council's recently appointed Executive Manager Planning and Community Safety., 35. - Priority projects and funding to be discussed and workshopped as part of the development of the 2022/23 Operational Plan and Resourcing Strategy., 36. - Working Groups Terms of Reference to be developed in consultation with the appropriate stakeholders and presented to the April Health and Building Committee Meeting., 37. - Report to be presented to the February Council Meeting for further consideration to occur as part of the 2022/23 budget process., 38. - Report presented to the January Council Meeting - COMPLETE, 39. - Contact and further investigation to occur during February 2022 when appropriate Officers return from leave., 40. - Report presented to January Council Meeting - COMPLETE

11 Feb 2022 5:02pm Bartlett, Leisa

2 - COMPLETE, 3 - Code of Meeting Practice Policy placed on public exhibition-COMplete, 4 - Report prepared to February Council Meeting regarding Business Meetings, 5 - Report prepared to February Council Meeting - COMPLETE, 6 - Workshops scheduled for 7&9 March 2022, 7 - Report presented to 27/01/22 Council Meeting - COMPLETE, 8 - Report presented to February Council Meeting tracking of further action will continue with that report resolution - COMPLETE, 9 - Report to be presented to March Policy and General Committee Meeting, 10 - Report prepared for February Council Meeting and tracking of further action will continue with that report resolution - COMPLETE, 11 - to be included in Budget Workshops with a report to April Policy & General Committee, 12 - Funds moved, adjustments to be made in Quarter 3 budget review report, 13&14 Report to February Council Meeting and tracking of further action will continue with that report-COMplete, 15 - Report to be presented to March Works Committee, 16 - Site visit has been held, 17 - Report to be presented to April Works Committee, 18 - Report to February Council Meeting and tracking of further action will continue with that report resolution - COMPLETE, 19 - Budget workshops to be held in March, 20 - Meeting scheduled for 21/02/22, 21. Meeting being scheduled with Foundation Broken Hill, 22 - To be discussed during Budget workshops in March, 23 - Report prepared for February Council Meeting - COMPLETE, 24 - Councillor Briefing has been held - COMPLETE, 25 - To be included in Budget workshops in March, 26 - Report presented to February Council Meeting and advertising to occur in February, 27 - To be workshopped with Operational Plan 2022/23 and a report to the April Policy & General Committee, 28 - Draft Letter with Mayor for signature, 29 - Report was presented to 27 January Council Meeting, site visit scheduled for 25/2/22, 30 - Meeting being scheduled, 31 - Draft Letter with Mayor for signature, 32 - EOI to be advertised following completion of the Tree Audit, 33 - Policy workshop being scheduled, 34 - Report to be presented to March Policy and General Committee, 35 - To be included in Operational Plan 2022/23 workshop, 36 - Report prepared to February Council Meeting, 37 - Report prepared to February Council Meeting and further tracking will be included with resolution of new report - COMPLETE, 38 - Report presented to 27 January Council Meeting - COMPLETE, 39 - Report prepared to February Council Meeting and further tracking will be included with the resolution of the new report - COMPLETE, 40 - Report presented to 27 January Council Meeting - COMPLETE

23 Mar 2022 3:05pm Bartlett, Leisa

2-COMplete, 3-COMplete, 4-report regarding public meetings to be presented to Council, 5-COMplete, 6- Code of Conduct, Media Relations Policy and Social Media Policy have been workshopped. Workshops to be arranged for the Compliance & Enforcement Policy, Debt Recovery Policy, Local Orders Policy and Tree Management Policy, 7-COMplete, 8-COMplete, 9-Report to be presented to Council following the Policy Workshop on the Local Orders Policy, 10-COMplete, 11- report to be presented to the April Policy & General Committee following the budget workshop, 12-adjustments made in quarter 3 budget review report-COMplete, 13&14-COMplete, 15-report presented to March Policy and General Committee-COMplete, 16-Site visit held and investigations ongoing, 17-report to be presented to April Works Committee, 18-COMplete, 19-Budget workshops to be held in March, 20-Meeting held COMplete, 21-Report presented to March Health and Building Committee-COMplete, 22-to be discussed at budget workshops in March, 23-COMplete, 24- COMPLETE, 25-to be discussed at budget workshops in March, 26-included in Public Art Policy Workshop held on 10 March and policy updated as per resolution-COMplete, 27-to be workshopped with operational plan and a report to April Policy & General Committee, 28-letter sent-COMplete, 29-Site visit scheduled-COMplete, 30-meeting being scheduled, 31-letter sent-COMplete, 32-EOI to be advertised following completion of the tree audit, 33-Policy workshop being scheduled, 34-report to be presented to Council, 35- to be included in operational plan workshop, 36-interagency group formed-COMplete, 37-COMplete, 38-COMplete, 39-COMplete, 40-COMplete

13 Apr 2022 2:40pm Bartlett, Leisa

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

2-COMplete, 3-COMplete, 4-Public Forums introduced to Council Meetings and Foundation Broken Hill to commence community meetings, Business Forums already being held-COMplete, 5-COMplete, 6-Councillor Workshop to consider the remaining policies scheduled for 10 May 2022-COMplete, 7-COMplete, 8-COMplete, 9-To be considered at Councillor Workshop on 10 May 2022-COMplete, 10-COMplete, 11-Report to be provided following the Councillor Budget Workshop, 12-COMplete, 13-COMplete, 14-COMplete, 15-COMplete, 16-Councillor Briefing by Landcare scheduled for 28/4/22 regarding the Imperial Lakes Nature Park Project-COMplete, 17-Report to be presented to Council following the Councillor Budget Workshop scheduled for 26/4/22, 18-COMplete, 19-part of full-day Councillor Budget Workshop scheduled for 26/4/22-COMplete, 20-COMplete, 21-COMplete, 22-to be considered at an Extraordinary Council Meeting along with the 2022/23 budget-COMplete, 23-COMplete, 24-COMplete, 25-included in Councillor Budget Workshop and will be included in budget report to Extraordinary Council Meeting-COMplete, 26-COMplete, 27-To be considered at an Extraordinary Council Meeting along with the budget report-COMplete, 28-COMplete, 29-COMplete, 30-meeting to be scheduled, 31-COMplete, 32-EOI to be advertised following completion of the Tree Audit, 33-Tree Management Policy currently being reviewed and provided to Council Meeting, 34 report to be presented to Council, 35-to be included in Councillor Budget Workshop scheduled for 26/4/22-COMplete, 36-COMplete, 37-COMplete, 38-COMplete, 39-COMplete, 40-COMplete

19 May 2022 11:38am Bartlett, Leisa

6-Councillor Workshop to consider the remaining policies re-scheduled for 15 June 2022-COMplete, 9- Councillor Workshop scheduled for 15 June 2022-COMplete, 17-Report to be presented to Council following the adoption of the Budget in May 2022, 1, 30-meeting to be scheduled, 32-EOI to be advertised following completion of the Tree Audit, 33-Tree Management Policy currently being reviewed and provided to Council Meeting, 34 report to be presented to Council

15 Jun 2022 1:28pm Nankivell, Jay - Completion

Action completed by Bartlett, Leisa

22 Jun 2022 10:26am Guerin, Emily

17. No change in status. 30. Representatives of the Broken Hill City Council will attend a public hearing for the Essential Water and WaterNSW Pipeline reviews in September 2022 (date TBC). 32- EOI to be advertised following completion of the Tree Audit, 33 - No change in status 34. Nominations for Working Group closed 17/6/22. Community Members to be determined by General Manager. First meeting will be held in due course.

19 Jul 2022 9:48am Guerin, Emily

17. No change in status. 30. Council briefing has been organised for Councillors to review IPART draft report into the review of Water NSW prices for thed Murray River to Broken Hill pipeline, being held Tuesday, 9 August 2022. 32. No change in status. 33. No change in status. 34. Community Representatives appointed by General Manager, welcome letters sent to Committee Members beginning of July. First meeting date TBC.

24 Aug 2022 3:34pm Bartlett, Leisa

17. Quotations for street lighting assessment have been received and are currently being evaluated. 30. - COMplete, 32. Advertising to occur in September, conversations iwht suppliers held in August. 33 - COMplete, 34 - First meeting of the Working Group to be arranged.

24 Aug 2022 3:56pm Butcher, Lacey

17. No change in status 30. Complete 32. Advertising to occur in September, Conversations held ith suppliers in August. 33 Complete. 34 Complete.

19 Sep 2022 1:18pm Guerin, Emily

17. Contractors awarded, awaiting works schedule. 32. No change in status

Meeting	Officer/Director	Section	Subject
Ordinary Council 12/01/2022	Butcher, Lacey Nankivell, Jay	Council Resolution	Council Resolution
Resolved			
That Council writes to the relevant State Agency regarding the urgent nature of fruit fly in Broken Hill and region and Council requests advice on what action is or can be taken to address the issue.			
CARRIED UNANIMOUSLY			
21 Jan 2022 6:35pm Bartlett, Leisa Letter being drafted.			
15 Feb 2022 11:24am Bartlett, Leisa Information provided in Question on Notice Report to February Council Meeting. Meeting being arranged with Landcare Broken Hill to discuss a community approach to combating fruit fly in the City.			
24 Mar 2022 5:37pm Bartlett, Leisa Meeting held with Landcare Broken Hill and joint approach to increase community awareness will be undertaken prior to the next Fruit Fly season.			
19 May 2022 11:42am Bartlett, Leisa No change in status.			
24 Aug 2022 4:00pm Butcher, Lacey No change in status			
20 Sep 2022 1:48pm Guerin, Emily Hard copy information regarding Fruit Fly is available at the Library and Council's Administrative Centre. Council has also posted information to the public via social media outlets. Fruit Fly traps can be purchased at Pots and Plants or Globe Home Timber. COMPLETE			

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/01/2022	Nankivell, Jay	Confidential Matters	PROPOSED TRANSPORT OPTIONS

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Ordinary Council	Date To: 20/09/2022
	Officer: Including Further Reports	
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Nankivell, Jay

Resolved

1. That Broken Hill City Council Report No. 25/22 dated January 21, 2022, be received and noted.
2. That Council negotiate the introduction of a new airline service as proposed by the 'Subject Airline' and as outlined in the report, in accordance with the proposed Air Services Agreement; and that Council receives an undertaking from the 'Subject Airline' that services are expanded should an opportunity present.
3. That Council negotiate any commercial incentive provided to the "Subject Airline" with our current provider to ensure fairness and equity.

CARRIED

11 Feb 2022 3:22pm Bartlett, Leisa

Negotiations have commenced as per the Council resolution.

24 Mar 2022 5:38pm Bartlett, Leisa

Continuing. Air Services Agreement to be finalised.

19 May 2022 11:43am Bartlett, Leisa

Air Services Agreement with Qantas for finalisation.

20 Jul 2022 4:06pm Guerin, Emily

Awaiting response from Qantas

24 Aug 2022 4:02pm Butcher, Lacey

Followed up with Qantas

20 Sep 2022 9:58am Guerin, Emily

Followed up on 19/09/22 - Negotiating passenger head tax charges

Meeting	Officer/Director	Section	Subject
Ordinary Council 23/02/2022	Bartlett, Leisa Nankivell, Jay	Reports	DELEGATIONS OF FUNCTIONS
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 28/22 dated February 10, 2022, be received. 2. That That Council notes the Schedule of Delegable Functions for the Broken Hill City Council attached to this report at Attachment 1. 3. 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 Attachment 2. 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 Attachment 3. 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 Attachment 4. 			
CARRIED UNANIMOUSLY			
21 Mar 2022 8:55am Bartlett, Leisa			
Delegations have been issued to the Mayor, Deputy Mayor and General Manager. Staff delegations to be issued.			
19 May 2022 11:44am Bartlett, Leisa			
No change in status.			
15 Jun 2022 2:04pm Bartlett, Leisa			
Sub-delegations will be issued to relevant staff during August/September.			
15 Jul 2022 5:24pm Bartlett, Leisa			
ELT currently determining delegations to be issued to each department. Instruments of Delegation will be issued to staff in the coming months.			
24 Aug 2022 1:57pm Bartlett, Leisa			
Issuing of Sub-Delegations to staff has commenced.			

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Ordinary Council	Date To: 20/09/2022
	Officer: Including Further Reports	
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Meeting	Officer/Director	Section	Subject
Ordinary Council 23/02/2022	Andrews, Anne Nankivell, Jay	Reports	TOURISM INDUSTRY AND VISITOR ECONOMY BODY
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 56/22 dated January 28, 2022, be received. 2. That Council notes the Tourism Taskforce recommendations of 2014 that resulted in unanimous support from tourism operators for the development of an industry driven tourism organisation for the Far West NSW region which resulted in the formation of Destination Broken Hill. 3. That Council continues to collaborate with the tourism industry. 4. That Council notes the establishment of Business Far West and approves seed funding the extent of \$20,000 from the 2021/2022 Budget to be matched Dollar for Dollar by the Foundation Broken Hill to coordinate business industry advocacy training and development. 5. That Business Far West provides Council with a six-monthly financial and activity report. 6. That Council accepts an advisory position on Business Far West. 7. That Council receives a bi-monthly activity report. 8. That the tourism marketing budget be sent to the appropriate Standing Committee for determination. 9. That the appropriate Standing Committee investigate a tourism management structure and possibly set up an organisation based on the same principles as the former Broken Hill Regional Tourism Association Section 355 Committee. 			
CARRIED UNANIMOUSLY			
<p>23 Mar 2022 2:57pm Bartlett, Leisa Awaiting invoice from Business Far West to provide seed funding of \$20K. A bi-monthly economic development report to be presented to the April Policy and General Committee meeting.</p> <p>13 May 2022 4:23pm Bartlett, Leisa This action will be included in the Draft Economic Development Strategy which will be presented to Councillors at a Councillor Briefing scheduled for 9 June 2022.</p> <p>20 Jun 2022 12:36pm Guerin, Emily Draft Economic Development Strategy Briefing has been moved to 20 July 2022</p> <p>18 Jul 2022 2:00pm Guerin, Emily Briefing being held on 20 July 2022 and Strategy report going to July Council Meeting</p> <p>24 Aug 2022 4:27pm Butcher, Lacey Development of a Tourism and Visitor Economy body is include in the Draft Economic Development Strategy to be discussed at the Councillor Briefing on 30 August. Initial discussions held with Destination Country and Outback on potential models.</p> <p>20 Sep 2022 11:17am Guerin, Emily Item 2. Complete 3. Ongoing 4. Complete 6. Complete 7. Attached to September business papers 8. Ongoing 9. In progress. Included as action item in Draft Economic Development Strategy</p>			

Meeting	Officer/Director	Section	Subject
Ordinary Council 23/02/2022	Nu'man, Razija Nankivell, Jay	Reports	CONSULTATION - PROPOSED CREEDON STREET OPEN SPACE
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 45/22 dated February 11, 2022, be received. 2. That identified Aboriginal organisations be invited to take part in consultation. 3. That an engagement plan be written in consultation with Traditional Owners. 			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
Action Sheets Report	Officer:	
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

4. That the engagement is conducted utilising the timing, facilities, activities and events identified by the community

CARRIED UNANIMOUSLY

23 Mar 2022 3:17pm Bartlett, Leisa

Letter drafted to Crown Lands to ascertain the permissible usage for land in the area identified in Creedon Street.

18 May 2022 5:09pm Devlin, Dionne

Letter to Crown Lands sent on 03/05/2022. No response received as yet.

22 Jun 2022 2:08pm Guerin, Emily

No change in status

18 Jul 2022 2:56pm Guerin, Emily

Council Officers have conducted a search of land in the vicinity of the social housing in Creedon Street that may be suitable for the purpose of an open, green space. Three possible parcels were identified, and Crown Lands advice sought on the suitability of the proposed sites. A meeting with the social housing provider in Creedon Street took place on 12/7/2022. This meeting was to further ascertain any opportunities for a green space. This meeting found that any land along the street without housing upon it was managed by NSW Land and Housing Corporation. Home In Place does not usually manage green spaces or parks within its social housing responsibilities. From February 2023 all Aboriginal Housing in the Creedon Street area will be managed by Murdi Paaki Housing. Social Housing, which is not Aboriginal Housing, remains with Home In Place. Home in Place staff are of the understanding that the green space required by the community and requested of Council would be a greened playground with possibly a rage cage for older children, BBQ, shade and seating. Next planned steps are: 1. To approach the Wilyakali Traditional Owners of the proposed project and invite them to inform the engagement plan. 2. Identify the Elders in the community living at Creedon Street and make initial contact. 3. Contact the First Nations Organisations on the Engagement Matrix and invite them to offer their input on the proposed green space. Include Home in Place and Murdi Paaki Housing.

08 Aug 2022 12:06pm Guerin, Emily

Consultation has occurred with Wilyakali Traditional Owners who advised on how the future engagement with residents of Creedon Street should be undertaken. Also seeking to engage with department of NSW Land and Housing with regard to vacant land in Creedon Street.

19 Sep 2022 12:02pm Guerin, Emily

Report prepared for October standing committees.

Meeting	Officer/Director	Section	Subject
Ordinary Council 23/02/2022	Nankivell, Jay Nankivell, Jay	Confidential Matters	LEGAL EXPENDITURE - CIVIC CENTRE OMBUDSMAN'S REPORT
<u>Resolved</u>			
1. That Broken Hill City Council Report No. 54/22 dated February 15, 2022, be received.			
2. That the General Manager be invited to contact the Auditor General to investigate the legality of the expenditure to defend the Ombudsman's report in the absence of Council's approval to do so.			
CARRIED UNANIMOUSLY			
24 Mar 2022 5:35pm Bartlett, Leisa			
Communication initiated with the Audit Office to commence the investigation and the best course of action.			
19 May 2022 11:47am Bartlett, Leisa			
No change in status.			
20 Jul 2022 4:05pm Guerin, Emily			
No change in status			
24 Aug 2022 4:05pm Butcher, Lacey			
Awaiting advice from Audit Office			
19 Sep 2022 11:32am Guerin, Emily			
No change in status			

Meeting	Officer/Director	Section	Subject
Ordinary Council 30/03/2022	Howard, Codie Nankivell, Jay	Works Committee Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO.422, HELD ON TUESDAY, 8 MARCH 2022
<u>Resolved</u>			
1. That Broken Hill City Council Report No. 70/22 dated March 9, 2022, be received.			
2. That the minutes of the Local Traffic Committee – Meeting No.422, held on Tuesday, 8 March 2022 be received.			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

3. That Council notes the advice provided by the General Manager regarding Council's success in gaining grant funding to upgrade safety around school zones with work already commenced to upgrade footpaths, line-marking and signage; and that Council can commence communications with Transport NSW (as Rakow Street is a State Highway) regarding the need for additional traffic safety at Burke Ward School and that the requirements for any upgrades would be presented to the Broken Hill Traffic Committee for recommendation to Council.

CARRIED UNANIMOUSLY

19 Apr 2022 3:06pm Bartlett, Leisa

Concerns with traffic control at Burke Ward School have been discussed at April Traffic Committee meeting. Discussions on-going on specifics of requests with Burke Ward Public School.

19 May 2022 11:49am Bartlett, Leisa

Meeting has been organised between Council, NSW Police, Transport for NSW and the Burke Ward School on Tuesday 24 May to gather more details about the requests.

22 Jun 2022 9:39am Guerin, Emily

Still awaiting update from meeting from TfNSW

18 Jul 2022 1:39pm Guerin, Emily

Communication and planning are on-going with TfNSW, Police, Burke Ward Public School and Council around safety improvements.

24 Aug 2022 2:56pm Bartlett, Leisa

Transport for NSW, Council, NSW Police and Burke Ward School have identified areas for improvement and action in regard to traffic safety at Burke Ward School. This is currently being discussed at the Local Traffic Committee and new, specific action items will be presented to Council for approval.

14 Sep 2022 10:51am Guerin, Emily

Immediate works have been completed by Council staff and TfNSW. Communication will continue to be on-going to ensure safety around all schools. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/04/2022	Nu'man, Razija Nankivell, Jay	Health and Building Committee Reports	YOUTH SECTION 355 COMMITTEE TERMS OF REFERENCE
Resolved			
1. That Broken Hill City Council Report No. 86/22 dated April 8, 2022, be received.			
2. That Council adopts the Terms of Reference for the creation of a Youth Section 355 Committee.			
3. That Council appoints Councillors Boland, Turley and Jewitt as Council's Delegates on the Youth Section 355 Committee.			
4. That Council advertises for community representatives on the Youth Section 355 Committee, and for the nominations to be presented to a future Council Meeting for appointment.			
5. That Council investigate the opportunity to assist young people aged 12-24 years to create a Youth Council.			
CARRIED UNANIMOUSLY			
06 May 2022 5:35pm Bartlett, Leisa			
2,3&4 - Constitution adopted and advertising commenced for community representatives - COMPLETE, 5. - Investigations have commenced.			
22 Jun 2022 11:26am Guerin, Emily			
5. Nominations open and advertising will continue for community representatives			
22 Jun 2022 2:08pm Guerin, Emily			
No change in status			
18 Jul 2022 2:58pm Guerin, Emily			
No change in status			
08 Aug 2022 12:08pm Guerin, Emily			
With regard to investigation of opportunity to develop a Youth Council, consultation has occurred with a number across Local Government Councils in NSW on models.			
19 Sep 2022 12:06pm Guerin, Emily			
Invitation to small group of young people to start a conversation about implementing a Youth Council.			

Meeting	Officer/Director	Section	Subject
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For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer:	Date To: 20/09/2022
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Ordinary Council 27/04/2022	Howard, Codie Nankivell, Jay	Further Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 423, HELD ON TUESDAY, 12 APRIL 2022
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Resolved

1. That Broken Hill City Council Report No. 105/22 dated April 21, 2022, be received.
2. That the minutes of the Local Traffic Committee – Meeting No. 423, held on Tuesday, 12 April 2022 be received.
3. Item No. 423.8.3 - That traffic counters be installed in the Aquatic Centre carpark to identify the speed of vehicles.
4. Item No. 422.6.3 – That traffic counters be installed on Rakow Street adjacent to the Burke Ward Public school to identify the times and speed of vehicles travelling along Rakow Street and for the data collected to be presented to the Police for compliance.

CARRIED UNANIMOUSLY

19 May 2022 12:04pm Bartlett, Leisa

With operational team for completion

22 Jun 2022 9:45am Guerin, Emily

No change in status

18 Jul 2022 1:40pm Guerin, Emily

No change in status

24 Aug 2022 2:54pm Bartlett, Leisa

Council resolution pending (report to August 2022 Council Meeting) for purchase of replacement traffic counter equipment.

14 Sep 2022 10:50am Guerin, Emily

Traffic counters have been purchased and awaiting arrival

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/04/2022	Andrews, Anne Nankivell, Jay	Council Resolution	Council Resolution
Resolved			
That Council thanks all event organisers and volunteers for assisting in the conduct of the 2022 Broken Hill Heritage Festival; and Council also thanks the community for their attendance at festival activities.			
That Council recognises the importance of the Broken Hill Heritage Festival and seeks government funding to support a Heritage Festival Curator to assist with the growth of the Festival to become a major event for the City celebrating Broken Hill's National Heritage Listing.			
CARRIED UNANIMOUSLY			
13 May 2022 4:19pm Bartlett, Leisa			
Letters of appreciation have been sent to event organisers and volunteers for their assistance with the conduct of the 2022 Broken Hill Heritage Festival. Funding for a Heritage Festival Curator being investigated with State Government.			
20 Jun 2022 12:40pm Guerin, Emily			
Monitoring for funding opportunities			
18 Jul 2022 2:00pm Guerin, Emily			
No change in status			
20 Sep 2022 11:18am Guerin, Emily			
Ongoing			

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/07/2022	Howard, Codie Nankivell, Jay	Further Reports	ACTION LIST REPORT
Resolved			
1. That Broken Hill City Council Report No. 174/22 dated July 19, 2022, be received.			

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer:	Date To: 20/09/2022
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

2. That an update report be presented to the Works Standing Committee regarding the Action List Item (Notice of Motion - 31 March 2021 Council Meeting) regarding the costings and progress for the establishment of a community garden at the former Alma Pool Site.

CARRIED UNANIMOUSLY

24 Aug 2022 2:32pm Bartlett, Leisa

Progress Report to be presented to the September Works Committee.

14 Sep 2022 10:34am Guerin, Emily

Updated report has been prepared for September Works Committee

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/07/2022	Falkner, Georgina Nankivell, Jay	Confidential Matters	WILLYAMA COMMON TRUST LEASE TO SILVER CITY ARCHERS
Resolved			
1. That Broken Hill City Council Report No. 167/22 dated June 22, 2022, be received.			
2. That Council (as the Willyama Common Trust) enter into a new 20 year lease agreement with Silver City Archers, for lease of their existing site on the Willyama Common (Part Lot 7388 Deposited Plan 1200953).			
3. That the rent remain \$250 per annum.			
4. That in the absence of a Trust Seal, the lease documents be executed by the Mayor and General Manager under the Common Seal of Council.			
CARRIED UNANIMOUSLY			
25 Aug 2022 1:02pm Butcher, Lacey			
Council's solicitors are preparing the draft lease			
20 Sep 2022 11:29am Guerin, Emily			
Continuing use as currently arranged while new template is being reviewed.			

Meeting	Officer/Director	Section	Subject
Ordinary Council 27/07/2022	Brown, Simon Nankivell, Jay	Confidential Matters	SALE OF LAND FOR UNPAID RATES
Resolved			
1. That Broken Hill City Council Report No. 164/22 dated April 28, 2022, be received.			
2. That Council proceed with the sale of land for unpaid rates for eligible properties as attached to this report.			
3. That Council call for expressions of interest for services to undertake the process for sale of the listed properties.			
4. That Council delegate authority to the General Manager to take the following actions pertaining to the properties specified in the report:			
a) To withdraw from sale of any property that, prior to commencement of the auction, has had all rates and charges payable (including overdue rates and charges) paid in full; or a suitable payment arrange has been agreed to and entered into including a suitable upfront payment being made.			
b) To withdraw any property from sale for technical or legal reasons;			
c) To set reserve prices for sale of the properties at auction;			
d) To negotiate by private treaty and accept offers for sale of any property that fails to sell at auction			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
	Officer:	
Action Sheets Report	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

- e) To execute sale and purchase contracts, and property transfer documents, under Council's Common Seal
- f) To write off residual rates outstanding due to shortfall in sale for individual properties

That a report be prepared to the Policy and General Committee regarding the process for any blocks of land on the Sale of Land for Unpaid Rates register which may require lead remediation works prior to being available for sale.

CARRIED UNANIMOUSLY

25 Aug 2022 11:57am Butcher, Lacey

RFQ for contractor for Sale of land for unpaid rates closing 25/08/2022. Report for blocks of land requiring lead remediation to be provided to policy and general meeting once Sale of land for unpaid rates list is finalised.

19 Sep 2022 1:24pm Guerin, Emily

Contractor to be awarded in September

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Mayoral Minute	ACTING GENERAL MANAGER
Resolved			
1. That Mayoral Minute No. 9/22 dated August 25, 2022, be received.			
2. That Council's Chief Assets and Projects Officer, Mr Codie Howard, be appointed to the role of Acting General Manager from Monday, 7 November 2022 to Tuesday, 15 November 2022 whilst Council's General Manager, Mr Jay Nankivell, is on a period of annual leave.			
3. That Council approves that the General Manager's Delegations of Authority and Authorisations pursuant to <i>Part 3 of the Local Government Act 1993 Sections 377 and 381</i> be issued to Council's Chief Assets and Projects Officer, Mr Codie Howard, to be able to carry out all functions of the General Manager whilst in the role of Acting General Manager from Monday, 7 November 2022 to Tuesday, 15 November 2022.			
CARRIED UNANIMOUSLY			
19 Sep 2022 11:43am Bartlett, Leisa			
Delegations and Authorisations will be issued to Mr Codie Howard to act in the position of General Manager closer to the General Manager's period of annual leave.			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Howard, Codie Nankivell, Jay	Mayoral Minute	CHILDREN'S MEMORIAL GARDEN SCULPTURE - BROKEN HILL CEMETERY
Resolved			
1. That Mayoral Minute No. 10/22 dated August 23, 2022, be received.			
2. That Council accepts the donation of the Children's Memorial sculpture on behalf of the community of Broken Hill and notes that the sculpture will be installed in the circular brickwork shadow box within the Children's Memorial Garden at the Broken Hill Cemetery as per building consent approval 97/205.			
3. That Council waive the fee for a works permit for the installation of the sculpture (\$202.00 inc GST).			
CARRIED UNANIMOUSLY			
14 Sep 2022 10:46am Guerin, Emily			
Richard McLean has been informed of outcome and will contact Council with dates of works once confirmed with volunteers.			

Meeting	Officer/Director	Section	Subject
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For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer:	Date To: 20/09/2022
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Ordinary Council 31/08/2022	Manuel, Darrin Nankivell, Jay	Mayoral Minute	PUBLIC RELEASE OF NSW OMBUDSMAN'S REPORT
Resolved			
<ol style="list-style-type: none"> 1. That Council makes the NSW Ombudsman report about the construction of the Broken Hill Civic Centre open to the public. 2. That copies be available to read at the Council Administration building and Library. 3. That the Ombudsman's report be made available on Council's website. 			
CARRIED UNANIMOUSLY			
19 Sep 2022 11:07am Guerin, Emily All actions have been completed. NSW Ombudsman's Report placed on website and hard copies at the Library and Administrative Centre Customer Relations Counter - COMPLETE			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Andrews, Anne Nankivell, Jay	Mayoral Minute	Broken Hill Mundi Mundi Bash
Resolved			
<ol style="list-style-type: none"> 1. That Council sends correspondence to the organisers of the Broken Hill Mundi Mundi Bash congratulating them on another great event. 2. That they be invited to provide the Council with promotional material that can be used and circulated at all conferences attended by Council. 3. That Council be provided with a report about the potential benefits for tourism from Council attending camping and caravan shows/expos. 4. That Council investigate opportunities for partnerships to attend camping and caravan shows, including with the Broken Hill Mundi Mundi Bash. 			
CARRIED UNANIMOUSLY			
20 Sep 2022 11:20am Guerin, Emily Item 1. Complete 2. Complete 3. In progress 4. In progress			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Works Committee Reports	DRAFT ASBESTOS POLICY FOR PUBLIC EXHIBITION
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 184/22 dated August 12, 2022, be received. 2. That Council endorses the Draft Asbestos Policy for the purpose of public exhibition. 3. That the Draft Asbestos Policy be placed on public exhibition period of 28 days for public comment 4. That a report be presented to Council at the conclusion of the public exhibition period outlining submissions received and any further amendments made as a consequence of the submissions received, with a view to adoption of the Draft Asbestos Policy 			
CARRIED UNANIMOUSLY			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
Action Sheets Report	Officer:	
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

07 Sep 2022 2:42pm Butcher, Lacey

All actions complete to place draft Policy on Public Exhibition 3/9/2022 to 1/10/2022. Published on Council's website and hard copies at the Library and Administrative Centre Customer Relations Counter. A new report will be presented to Council following the completion of the public exhibition period., COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Howard, Codie Nankivell, Jay	Works Committee Reports	PURCHASE OF TRAFFIC CONTROL AND TRAFFIC COUNTER EQUIPMENT
Resolved			
1. That Broken Hill City Council Report No. 187/22 dated August 12, 2022, be received.			
2. That Council approves an increase to the 2022/2023 Capital Budget to the total cost of \$28,703.20 (exc GST) for the purchase of Traffic Control Equipment and Traffic Monitoring Equipment.			
CARRIED UNANIMOUSLY			
14 Sep 2022 10:52am Guerin, Emily Items are currently being purchased			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Howard, Codie Nankivell, Jay	Works Committee Reports	MINUTES OF THE LOCAL TRAFFIC COMMITTEE - MEETING NO. 427, HELD ON TUESDAY, 2 AUGUST 2022
Resolved			
1. That Broken Hill City Council Report No. 188/22 dated August 10, 2022, be received.			
2. Item No.427.8.2 – That Council arranges for the Bus Stop adjacent to the Palace Hotel in Argent Street be relocated further down the road to allow continued bus services, not obstructing the 'Loading Zone' area for the duration of the Broken Hill Festival.			
CARRIED UNANIMOUSLY			
14 Sep 2022 10:51am Guerin, Emily Bus zone was moved in a westerly direction for the event. COMPLETE			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nu'man, Razija Nankivell, Jay	Health and Building Committee Reports	ARRANGEMENTS FOR LOCAL ART SOCIETY EXHIBITIONS AT THE BROKEN HILL CITY ART GALLERY
Resolved			
1. That Broken Hill City Council Report No. 177/22 dated August 15, 2022, be received.			
2. That Council note the report.			
3. That Council invite the Willyama Arts Society to submit a draft Memorandum of Understanding for Council consideration.			
CARRIED UNANIMOUSLY			
19 Sep 2022 12:05pm Guerin, Emily Letter sent to Willyama Arts Society on 12/09/2022 inviting them to provide Council with a draft MOU for consideration. COMPLETE			

Meeting	Officer/Director	Section	Subject
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For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Ordinary Council	Date To: 20/09/2022
	Officer: Including Further Reports	
	Further Report Required:	Printed: Tuesday, 20 September 2022 12:29:54 PM

Ordinary Council 31/08/2022	Falkner, Georgina Nankivell, Jay	Health and Building Committee Reports	REQUEST FOR COUNCIL TO BE APPOINTED CROWN LAND MANAGER OF RESERVE 39037
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Resolved

1. That Broken Hill City Council Report No. 178/22 dated August 5, 2022, be received.
2. That Council make a request to the Minister to be appointed Crown Land Manager of Reserve 39037 (Lot 3 & Lot 7 in Section 35 in Deposited Plan 759092).
3. That Council make a request to the Minister that the additional purpose of 'community purposes' be added to Reserve 39037 to facilitate ongoing management as part of the proposed library and archives facility.

CARRIED UNANIMOUSLY

20 Sep 2022 12:28pm Guerin, Emily
Letter to Minister being drafted

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon Nankivell, Jay	Health and Building Committee Reports	SALE OF COUNCIL OWNED LAND AT 245-247 IODIDE STREET

Resolved

1. That Broken Hill City Council Report No. 179/22 dated August 5, 2022, be received.
2. That That Council engage a real estate agent through a competitive quotation process to sell the Council owned land at 245-247 Iodide Street (Lot 2 in Deposited Plan 181218 and Lot 3 in Deposited Plan 1181476)
3. That General Manager be authorised to negotiate and finalise the sale of land at 245-247 Iodide Street.
4. That the Mayor and General Manager be authorised to sign and execute any documents related to the sale under the Common Seal of Council.

CARRIED UNANIMOUSLY

19 Sep 2022 1:23pm Guerin, Emily
Quotations being sought from local real estate agents to sell the land

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Falkner, Georgina Nankivell, Jay	Health and Building Committee Reports	DEVELOPMENT APPLICATION 17/2022 - 323 JONES STREET - CHANGE OF USE TO HOME BUSINESS (CAT RESCUE)

Resolved

1. That Broken Hill City Council Report No. 180/22 dated June 23, 2022, be received.
2. That Development Application 17/2022 being a new home business (cat rescue) be approved, subject to conditions as contained in Attachment 1.; with an amendment to consent condition (4) Number of Cats to include a special clause that allows for an increase to the number of cats from 25 up to 30 to allow for occasions when a litter of kittens are born at the rescue centre or a cat with kittens is surrendered to the rescue centre.

CARRIED UNANIMOUSLY

20 Sep 2022 11:27am Guerin, Emily
Approval sent - COMPLETE

Meeting	Officer/Director	Section	Subject
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For Action	Division:	Ordinary Council	Date From:	1/04/2018
	Committee:		Date To:	20/09/2022
Action Sheets Report	Officer:		Printed: Tuesday, 20 September 2022 12:29:54 PM	
	Further Report Required:	Including Further Reports		

Ordinary Council 31/08/2022 Andrews, Anne Policy And General Reports CHILD CARE AVAILABILITY IN BROKEN HILL
Nankivell, Jay

Resolved

1. That Broken Hill City Council Report No. 176/22 dated July 28, 2022, be received.
2. That Council continues its advocacy for increased Childcare availability in the City through the implementation of Council's Liveability and Housing Strategy; and to ensure that it aligns with the objectives of the State Government's Liveability Strategy for regional NSW.
3. That Council continues its advocacy for increased Childcare availability in the City with State and Federal Ministers.
4. That Council meets with various stakeholders such as Far West Family Day Care Services and TAFE NSW to discuss various opportunities to increase Day Care Educators in Broken Hill.

CARRIED UNANIMOUSLY

20 Sep 2022 11:20am Guerin, Emily

Item 2. Astrolabe appointed to deliver Housing and Liveability Strategy. Inception meeting conducted. 3. Ongoing 4. Ongoing

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nu'man, Razija Nankivell, Jay	Policy And General Reports	PUBLIC INTEREST DISCLOSURES ANNUAL REPORT - 2021/2022
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 178/22 dated August 18, 2022, be received. 2. That the Broken Hill City Council Public Interest Disclosures Annual Report 2021/2022 be forwarded to the Minister for Local Government and the NSW Ombudsman by 30 October 2022 			
CARRIED UNANIMOUSLY			
07 Sep 2022 4:24pm Brealey, Jodie Emailed to NSW Ombudsman and Minister for Local Government 07/09/2022 COMPLETED			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Policy And General Reports	DRAFT PUBLIC ART POLICY
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 179/22 dated July 29, 2022, be received. 2. That Council adopt the draft Public Art Policy to include minor amendments as outlined in this report. 			
CARRIED UNANIMOUSLY			
07 Sep 2022 2:43pm Butcher, Lacey All action taken to adopt Policy. New Policy placed on Council's website., COMPLETE			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nu'man, Razija Nankivell, Jay	Policy And General Reports	2017-2021 DISABILITY INCLUSION ACTION PLAN - FINAL KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 30 JUNE 2022

For Action	Division: Committee: Ordinary Council	Date From: 1/04/2018 Date To: 20/09/2022
Action Sheets Report	Officer: Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Resolved

1. That Broken Hill City Council Report No. 181/22 dated July 22, 2022, be received.
2. That Council note the 2017-2021 Disability Inclusion Action Plan – Final Key Performance Indicators Progress Report for the reporting period ending 30 June 2022.
3. That the 2017-2021 Disability Inclusion Action Plan – Final Key Performance Indicators Progress Report for the reporting period ending 30 June 2022 be placed on Council's website.

CARRIED UNANIMOUSLY

07 Sep 2022 4:25pm Brealey, Jodie
Placed on Council website 05/09/2022 COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nu'man, Razija Nankivell, Jay	Policy And General Reports	2021-2022 DELIVERY PROGRAM INCLUSIVE OF OPERATIONAL PLAN 2021/2022 OUTCOMES - FINAL KEY PERFORMANCE INDICATORS PROGRESS REPORT FOR PERIOD ENDING 30 JUNE 2022

Resolved

1. That Broken Hill City Council Report No. 182/22 dated August 3, 2022, be received.
2. That Council receive the 2021-2022 Delivery Program inclusive of 2021/2022 Operational Plan outcomes - Final Key Performance Indicators Progress Report for period ending 30 June 2022.
3. That the 2021-2022 Delivery Program inclusive of 2021/2022 Operational Plan outcomes - Final Key Performance Indicators Progress Report for period ending 30 June 2022, be placed on Council's website.
4. That all staff be congratulated on their progress thus far in the completion of the Delivery Program and Operational Plan actions.

CARRIED UNANIMOUSLY

07 Sep 2022 4:27pm Brealey, Jodie
Placed on Council website 05/09/2022 COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon Nankivell, Jay	Policy And General Reports	BUDGET CARRYOVER'S 2021/22

Resolved

1. That Broken Hill City Council Report No. 183/22 dated August 10, 2022, be received.
2. That Council revoke the budget items as listed below in *Table 1* for the amount of \$143,700.
3. That Council note the carryover budget items as listed below in *Table 2* for the amount of \$23,328,537.

CARRIED UNANIMOUSLY

19 Sep 2022 1:22pm Guerin, Emily
COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon	Policy And General Reports	INVESTMENT STRATEGY AND PORTFOLIO REVIEW FOR 2021/2022

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer:	Date To: 20/09/2022
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

Nankivell, Jay

Resolved

1. That Broken Hill City Council Report No. 184/22 dated August 2, 2022, be received.
2. That increasing the use of term deposits be considered due to the rising cash rate.

CARRIED UNANIMOUSLY

19 Sep 2022 1:22pm Guerin, Emily

Term deposits currently being utilised within Council's investment portfolio on an increasing basis

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon Nankivell, Jay	Policy And General Reports	MEMORANDUM OF UNDERSTANDING - AFL BROKEN HILL AND BROKEN HILL CITY COUNCIL
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 186/22 dated August 15, 2022, be received. 2. That the General Manager be authorised to negotiate and execute a Memorandum of Understanding for a period of two (2) years with AFL Broken Hill. 3. That Council authorise the General Manager to include in the Memorandum of Understanding financial assistance grants of \$10,000 per annum. 			
CARRIED UNANIMOUSLY			
19 Sep 2022 11:49am Bartlett, Leisa			
MOU has been drafted and sent to AFL Broken Hill for perusal prior to signing by both parties.			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nu'man, Razija Nankivell, Jay	Policy And General Reports	RE-ESTABLISHMENT OF E.T. LAMB MEMORIAL OVAL COMMUNITY COMMITTEE AND COMMITTEE NOMINATIONS
Resolved			
<ol style="list-style-type: none"> 1. That Broken Hill City Council Report No. 187/22 dated August 4, 2022, be received. 2. That Council re-establish the E.T. Lamb Memorial Oval Community Committee. 3. That Council appoints Councillor Gallagher as Council's Delegate on the E.T. Lamb Memorial Oval Community Committee. 4. That user groups of the E.T. Lamb Memorial Oval and community representatives, continue to be encouraged to consider an interest in joining the community committee to achieve the required number of members stated in the constitution and for effective management of the asset. 5. That Council appoints Mr Dean Meadows, Mr Luke Driscoll, Mr Ross Morris, Mr Des Rumble and Mr Lyndon Pace as community representatives of the E.T. Lamb Memorial Oval Community Committee, subject to Council resolving to re-establish the committee. 			
CARRIED UNANIMOUSLY			
19 Sep 2022 11:36am Guerin, Emily			
Community representatives have been advised of their appointment. The Committee's AGM is scheduled for Thursday, 6 October 2022.			
COMPLETE			

For Action	Division: Ordinary Council	Date From: 1/04/2018
Action Sheets Report	Committee: Officer: Further Report Required: Including Further Reports	Date To: 20/09/2022
		Printed: Tuesday, 20 September 2022 12:29:54 PM

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Further Reports	COUNCILLOR ATTENDANCE AT THE NSW MINING AND EXPLORATION CONFERENCE
Resolved			
1. That Broken Hill City Council Report No. 191/22 dated August 23, 2022, be received.			
2. That Deputy Mayor Hickey be authorised as Council's delegate to attend the NSW Mining and Exploration Conference to be held in Orange, 12-13 October 2022.			
CARRIED UNANIMOUSLY			
07 Sep 2022 2:47pm Butcher, Lacey All travel arrangements made , COMPLETED			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Further Reports	COUNCILLOR ATTENDANCE AT THE MURRY DARLING ASSOCIATION NATIONAL CONFERENCE AND AGM 2022 HELD IN ALBURY, 19-21 SEPTEMBER 2022
Resolved			
1. That Broken Hill City Council Report No. 192/22 dated August 25, 2022, be received.			
2. That Council notes that Councillor Browne will be attending the Murray Darling Association National Conference to be held in Albury NSW from 19-21 September 2022 as Council's Delegate on the Murray Darling Association.			
3. That Councillor Boland also attends the Murray Darling Association National Conference; and that registration and travel arrangements be made as per Clauses 4.7 and 4.8 of the Councillor Support Policy.			
CARRIED UNANIMOUSLY			
07 Sep 2022 2:47pm Butcher, Lacey All travel arrangements made , COMPLETED			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Bartlett, Leisa Nankivell, Jay	Further Reports	NOMINATIONS FOR THE APPOINTMENT OF COMMUNITY REPRESENTATIVES TO SECTION 355 COMMUNITY COMMITTEES
Resolved			
1. That Broken Hill City Council Report No. 193/22 dated August 2, 2022, be received.			
2. That Council appoints Ms Irene Davey as community representatives on the Ageing Well Advisory Committee.			
3. That Council appoints Mr Jim Richards, Ms Tegan Gerard, Ms Susanne Jones and Ms Mel Chynoweth as community representatives on the Youth Advisory Committee.			
4. That the community representatives be advised of their appointment and advice also be sent to the Councillor Delegates/Chairpersons of Committees.			
5. That Council notes that the current round of advertising closed on 24 August 2022 and Council will continue to advertise on social media and in the Barrier Truth during September for nominations for specific committees that have not yet achieved an adequate number of community representatives.			

For Action	Division: Ordinary Council	Date From: 1/04/2018
	Committee:	Date To: 20/09/2022
Action Sheets Report	Officer:	
	Further Report Required: Including Further Reports	Printed: Tuesday, 20 September 2022 12:29:54 PM

6. That the Constitution of the Ageing Well Advisory Committee be amended at clause 4.2 to add the words "A minimum of" before the words "Three (3) community members who either are a person of senior years ..." and before the words "Two (2) community representative from the First Nations community ..." to clarify the practice of appointing additional community representatives on Committees if there is an increased interest in membership; and the Chairperson of the Committee be advised accordingly.

CARRIED UNANIMOUSLY

07 Sep 2022 2:46pm Butcher, Lacey

All action taken to appoint new members , COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Deery, Casey Nankivell, Jay	Confidential Matters	GENERAL MANAGER'S PERFORMANCE REVIEW 2021/2022
Resolved			
1. That Mayoral Minute No. 11/22 dated August 16, 2022, be received.			
2. That Council note the General Manager, Jay Nankivell has made a commendable start to his role as General Manager of Broken Hill City Council and encourages him to continue the progress made in the organisation and in his personal development and to make the hard decisions needed to ensure the Council's continued financial sustainability.			
3. That it be noted the General Manager will develop an Action plan for submission to the Mayor and Deputy Mayor to outline the actions to be taken to address the six (6) projects outlined in Mayoral Minute.			
4. That the major projects and priorities for 2022/23 listed in the Mayoral Minute be adopted and included in the General Manager's Performance Agreement for 2022/23.			
5. That the General Manager's Total Remuneration Package be increased by 2.75% to recognise his high performance; and that Council approve the General Manager to visit a high performing council within Australia to bring back ideas which would be of benefit to the Broken Hill community.			
6. That the General Manager be congratulated on his performance.			
CARRIED UNANIMOUSLY			
19 Sep 2022 11:00am Guerin, Emily			
All actions have been completed as per Council resolution. COMPLETE			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon Nankivell, Jay	Confidential Matters	ACQUISITION OF LAND - ASSESSMENT 41400
Resolved			
1. That Broken Hill City Council Report No. 182/22 dated August 15, 2022, be received.			
2. That Council proceed with the transfer of Assessment 41400 – 21 Cummins St into Councils possession under section 570 of the <i>Local Government Act 1993</i>			
3. That Council write off outstanding rates on the property of \$2,010.52 with an upper limited of \$2,500 to allow for any additional interest and costs yet to be attributed and finalised.			
4. That Council delegate authority to the General Manager to sign documents required to complete the transfer.			
5. That Council pay conveyancing costs to complete the transfer.			

For Action	Division:	Ordinary Council	Date From:	1/04/2018
	Committee:		Date To:	20/09/2022
Action Sheets Report	Officer:		Printed: Tuesday, 20 September 2022 12:29:54 PM	
	Further Report Required:	Including Further Reports		

CARRIED UNANIMOUSLY

19 Sep 2022 1:20pm Guerin, Emily

Quotes being sought from qualified conveyancers to conduct transfer

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Brown, Simon Nankivell, Jay	Confidential Matters	BANKRUPTCY MATTER
Resolved			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 195/22 dated August 25, 2022, be received. That the General Manager be delegated authority to negotiate and accept an appropriate offer with the Bankrupts and the trustees as detailed in this report, being option three. That the General Manager be authorised to write of rates, interest and legal charges amounts to the current value of \$20,000 with an upper limit of \$25,000 to allow for any additional interest, costs and charges that may occur as result of the annulment timeframe. That a report be presented to the Policy and General Committee to discuss the public release of details relating to Council's resolution regarding the finalisation of this matter. 			
CARRIED UNANIMOUSLY			
19 Sep 2022 1:21pm Guerin, Emily In progress working with Bankruptcy trustee to complete an annulment of the bankruptcy.			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Howard, Codie Nankivell, Jay	Works Committee Reports	BROKEN HILL WAYFINDING PROJECT
Resolved			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 186/22 dated August 5, 2022, be received. That Council endorse Stage One of the Broken Hill Concept Design. That Council approves the manufacturing and installation of the CBD directional signage, Patton Park, Sturt and Queen Elizabeth Park information sculptural signage and development of the digital visitor application as recommended in the attached design package. 			
CARRIED UNANIMOUSLY			
14 Sep 2022 10:35am Guerin, Emily Project planning underway for purchase and installation of directional signage as part of the broken Hill Wayfinding Project			

Meeting	Officer/Director	Section	Subject
Ordinary Council 31/08/2022	Nankivell, Jay Nankivell, Jay	Further Reports	COUNCIL MEETING ARRANGEMENTS AND CHRISTMAS SHUT DOWN PERIOD
Resolved			
<ol style="list-style-type: none"> That Broken Hill City Council Report No. 190/22 dated July 29, 2022, be received. That Council's Ordinary Monthly Meeting for December 2022 be brought forward by one week to be held Wednesday, December 21, 2022. That the December Standing Committee Meetings be brought forward by one week to be held as follows 			

For Action	Division: Committee: Ordinary Council Officer: Further Report Required: Including Further Reports	Date From: 1/04/2018 Date To: 20/09/2022 Printed: Tuesday, 20 September 2022 12:29:54 PM
Action Sheets Report		

- a. Works Committee Meeting to be held Monday December 12, 2022 at 5:30pm
 - b. Health and Building Committee Meeting to be held Tuesday December 13, 2022 at 5:30pm
 - c. Policy and General Committee Meeting to be held Wednesday December 14, 2022 at 5:30pm
4. That Standing Committee Meetings not be held in January 2023.
 5. That the Council shutdown period for the Administrative Centre and the Warnock Street Works Depot be from 1pm Friday December 23, 2022 and reopening Monday, January 9, 2023.
 6. That Council advertise the shutdown period for the Administrative Centre and the Warnock Street Works Depot and that this advertisement also includes the operating hours for all other Council facilities during this period.

CARRIED UNANIMOUSLY

19 Sep 2022 11:28am Guerin, Emily

Meeting schedule dates updated on Council's website. Meeting advertising to occur in line with meeting dates. Council shutdown period to be advertised closer to date. COMPLETE

QUESTIONS TAKEN ON NOTICE FROM PREVIOUS COUNCIL MEETINGS

1. QUESTIONS ON NOTICE NO. 10/22 - DATED SEPTEMBER 06, 2022 -
COUNCILLOR QUESTIONS TAKEN ON NOTICE AT THE AUGUST 2022
ORDINARY COUNCIL MEETING (D22/47134).....374
2. QUESTIONS ON NOTICE NO. 11/22 - DATED SEPTEMBER 08, 2022 -
PUBLIC FORUM QUESTIONS TAKEN ON NOTICE AT THE AUGUST
2022 ORDINARY COUNCIL MEETING (D22/47678).....376

ORDINARY MEETING OF THE COUNCIL

September 6, 2022

ITEM 1QUESTIONS ON NOTICE NO. 10/22

SUBJECT: COUNCILLOR QUESTIONS TAKEN ON NOTICE AT THE AUGUST 2022 ORDINARY COUNCIL MEETING D22/47134

Summary

The report provides responses to questions raised by Councillors during the August 2022 Council Meeting, which were taken on notice.

Recommendation

1. That Questions On Notice No. 10/22 dated September 6, 2022, be received.

Background

Following are the responses to questions raised by Councillors which the Mayor and/or General Manager took on notice at the August 2022 Council Meeting.

AUGUST 2022 COUNCIL MEETING

Question:	<p><u>From Item 9 – Bus Stop in Gypsum Street</u> <i>Councillor Boland asked that the Traffic Committee provides an update to Council regarding the request for the unofficial bus stop in Gypsum Street (that was requested to be made an official bus stop due to the bus stopping there for the past 50 years for members of the Gauci family of Broken Hill) to become a dedicated bus stop.</i></p> <p>The General Manager took the question on notice and advised that the matter would be raised again at the next Traffic Committee Meeting for the Committee to provide advice to Council.</p>
Response:	<p>Item was discussed at the Local Traffic Committee (LTC) for the installation of the unofficial bus stop. As the request will be for the installation of street furniture and not an official bus stop, the committee did not see any major problems with installation. Transport for NSW's representative requested to allow for her to inspect site to ensure no traffic obstructions and approval to be discussed at October LTC.</p>
Question:	<p><u>From Item 11 – Update on the Picton Oval Long-Jump Pit</u> <i>The General Manager took a question on notice from Councillor Boland regarding an update on when the works to the long-jump pit at the Picton Oval will be completed.</i></p>

Response:	Works on the Long Jump pit are being organised directly between the contractor and the s355 Committee at the Picton Oval. A site meeting has been set for Wednesday the 21 st of September.
Question:	<p><u>From Item 35 – Nominations for membership of Council's Section 355 Committees</u></p> <p><i>Councillor Turley asked whether Council could carry-out some social media advertising to seek nominations to fill the vacant positions on Council's Section 355 Committees.</i></p> <p>The Mayor advised that an article on the matter will be included in the next edition of the community newsletter.</p>
Response:	A call for Section 355 Committee members was included in the Mayoral Message and on the back page of the most recent edition of the Community Newsletter. Ongoing social media posts will also be undertaken as required.

Attachments

There are no attachments for this report

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

ORDINARY MEETING OF THE COUNCIL

September 8, 2022

ITEM 2QUESTIONS ON NOTICE NO. 11/22

SUBJECT: PUBLIC FORUM QUESTIONS TAKEN ON NOTICE AT THE
AUGUST 2022 ORDINARY COUNCIL MEETING D22/47678

Summary

The report provides responses to questions raised by members of the public which the Mayor and/or General Manager took on notice during the Public Forum Sessions held as part of the August 2022 Council Meeting.

Recommendation

1. That Questions On Notice No. 11/22 dated September 8, 2022, be received.

Background

Following are the responses to questions raised by members of the public which the Mayor and/or General Manager took on notice at the August 2022 Council Meeting.

Question:	<p><u>New Concrete Footpaths</u></p> <p><i>Mr Licul stated that it was pleasing to see this Council continue the work of the previous Council to replace concrete footpaths around the City and asked why Council is replacing concrete footpaths in some streets when there are other streets that have never had a concrete footpath. Mr Licul asked why this is the case and when will new footpaths be installed in streets that do not currently have a concrete footpath?</i></p> <p>The Mayor advised that certain footpaths have been installed in a loop around the City to give accessibility to disabled people to the City's parks, shops, aquatic centre etc. Footpaths in the City have, at some point, been installed at the cost of the home owner. Residents can still request Council to install their concrete footpath, but this will be at the home owner's expense.</p> <p>That General Manager advised that the Active Transport Plan covers the majority of footpaths in the City, it is a \$40M plan to roll-out the footpaths that has been prioritised into Stage 1, Stage 2 and Stage 3. Council is still in the Stage 1 phase of installation of footpaths. The locations have been prioritised to link key high traffic routes to key facilities in the City like schools, shopping centres and parks and gardens etc. Footpath works are being fast-tracked at the moment due to government grants, but once grant money has been expended it will return to being funded by Council's budget to, and this work will take longer. Should a resident require a footpath earlier than scheduled, then under Council's current policy, the cost of the footpath will be borne by the home owner.</p>
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	The Mayor advised that the Works Action List which contains details of upcoming footpath works will now be presented to the Works Committee and Council Meeting for the community's information.
Response:	Update to be provided to the October Works Committee Meeting.

Attachments

There are no attachments for this report

LEISA BARTLETT
EXECUTIVE OFFICER

JAY NANKIVELL
GENERAL MANAGER

CONFIDENTIAL MATTERS

1. BROKEN HILL CITY COUNCIL REPORT NO. 208/22 - DATED SEPTEMBER 09, 2022 - T22/5 REQUEST FOR TENDER THOMAS/ O'FARRELL STREET INTERSECTION RECONSTRUCTION - **CONFIDENTIAL**

(**General Manager's Note:** This report considers Tender Submissions and is deemed confidential under Section 10A(2) (c) (d) of the Local Government Act, 1993 which provides for information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND 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).

2. BROKEN HILL CITY COUNCIL REPORT NO. 209/22 - DATED SEPTEMBER 12, 2022 - T22/4 - REQUEST FOR TENDER - WARNOCK STREET DEPOT DEVELOPMENT - DETAILED DESIGN - **CONFIDENTIAL**

(**General Manager's Note:** This report is deemed confidential under Section 10A(2) (c) of the Local Government Act, 1993 which provides for information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business).

BROKEN HILL

CITY COUNCIL

www.brokenhill.nsw.gov.au