



# **BOGAN SHIRE COUNCIL**

## **Business Paper**

**26 March 2015**



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**19 March 2015**

## **COUNCIL MEETING NOTICE**

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 26 March 2015 at 9.30am.

At 9.30am. Kevin Humphries MP, Member for Barwon will address Council.

### **AGENDA**

1. Opening Prayer
2. Remembrances
3. Apologies
4. Declarations of Interest
5. Confirmation of the Closed and Confidential Minutes of the Council Meeting held on 26 February 2015
6. General Manager's Closed and Confidential Report:-
  1. **Pool Complaint**

In accordance with the provisions of Section 9 (2A) of the Local Government Act 1993 the General Manager is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: advice concerning litigation Section 10A (2) (g).
  2. **Bogan Shire Council V Drain**

In accordance with the provisions of Section 9 (2A) of the Local Government Act 1993 the General Manager is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: advice concerning litigation Section 10A (2) (g).
7. Manager of Corporate Services' Closed and Confidential Report:-
  1. **Council Rents**

In accordance with the provisions of Section 9 (2A) of the Local Government Act 1993 the Manager of Corporate Services is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: information concerning particular individuals other than Councillors Section 10A (2) (a).
8. Manager of Engineering Services' Closed and Confidential Report: –
  1. **Nyngan Cobar Water Storage Project**

In accordance with the provisions of Section 9 (2A) of the Local Government Act 1993 the Manager of Engineering Services is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: commercial advantage on a person Council is conducting or proposes to conduct business Section 10A (2) (c).
9. Confirmation of the Minutes of the Council Meeting held on 26 February 2015
10. Committee Meeting Minutes

11. General Manager's Report incorporating reports from:-

- Manager of Corporate Services
- Manager of Engineering Services
- Manager of Development and Environmental Services

12. Correspondence

13. Grants and Funding

Your attendance at this meeting would be appreciated.

Yours sincerely

**Cathy Ellison**

**Executive Assistant**



**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

**COMMITTEE MEETING MINUTES**

**1 NYNGAN MUSEUM**

Attached are the Minutes of the Museum Committee Meeting held on Wednesday 4 February 2015.

**1.1 Recommendation**

That the Minutes of the Museum Committee Meeting held on Wednesday 4 February 2015 be received and noted.



**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**MUSEUM MEETING WEDNESDAY 4th February 2015**

**Meeting Commenced 9.30am**

**PRESENT:**

Val Keighran (Chair), Val Hardwig, Anna Corby, Stewart McKenzie, Sharon Thompson, Tammy Trothe, Glad Eldridge, Bay Lovett, Ray Donald, Hugh Sibbald, Margaret Sibbald and Donna Pumpa.

**APOLOGIES:**

Peter Keighran, Edna Boss, Yvonne Pardy, Colin Pardy.

The minutes and Treasurers report were read by Val Keighran.  
Carried by Tammy Trothe, Seconded by Sharon Thompson.

**Business Rising**

1. Museum and Visitor Information Center open over January with Stewart McKenzie and Volunteers.

**Correspondence**

- \* National Pens - Brochures
- \* Surf lifesaving NSW – Flyer offering first aid training courses.
- \* Macquarie University – Leonard Janiszewski, Modern History, Faculty of Arts.
- \* 'Australia's Greek Café's' Booklet.
- \* 2015 Senior Citizen of the Year entries to Donna Pumpa please.

Carried Ray Donald, Seconded by Tammy Trothe

**General Business**

1. Ray Donald – Peter Sinclair to be at ANZAC service. 6 trees to remember 6 battles. 5 School students to unveil plaques on trees with the 6<sup>th</sup> to be unveiled by Peter Sinclair.  
Lone Pine to be planted by Betty Jackson.  
March will leave from park to cenotaph. Will include any family members of returned soldiers.  
Races afterwards.
2. Flags ready for ANZAC room.
3. Wreaths underway.
4. A sign for the ANZAC room "Rememberance".
5. Advertisement in the local Paper about ANZAC month activities.

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6. Perhaps extra gum leaves to face outwards to look good from outside.
  7. Perhaps open day on ANZAC Day free.
  8. Turned wooden ends for flag poles.
  9. Dawn's bonnet to be sent to Canberra. Also her book on Eliza donated to Museum.
  10. Letter of appreciation to be sent to Macquarie University for the Greek Café Book.
  11. Open day 7<sup>th</sup> March. Tea and Coffee will be available. Brochures to be passed around.
  12. 25<sup>th</sup> Year Flood – May is flood month. Revamp and advertise. Revamp displays.
  13. Shire will organise 355 rules for museum to access finance correctly so it is easily referenced by Museum members. All Money through the Shire for major purchases. All purchases no matter what size should be seen in Shire books, but can be accessed through petty cash if it is small amounts. Shire will provide beginning and finalising monthly totals. Val, Tammy and Colin will see Luke to find a way to access for small purchases. Other banking details streamlined. Val, Tammy and Colin to work out details.
  14. Glad to be reimbursed for her expenses.
- Carried Val Keighran, Seconded Tammy Trothe.
15. Stewart to look at door raffles at the RSL club.
  16. Donna – Thanks for Camera.
  17. Thank you to Kevin Ryan for frames.
  18. Solar Farm – looking to put a display at Museum.
  19. Proper signage for VIC. Just needs business plan to qualify before they go up.
  20. Derek Francis and Tara McDermott on list for Donna Pumpa to update on installation of internet and microfische computer. Update in March Meeting.

Meeting Closed 10.11am

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**Monthly Banking  
For February 2015**

Visitors Through Museum		Adults		Children	
		17	\$ 51.00	2	\$ 2.00
		11	\$ 33.00	0	\$ -
		16	\$ 48.00	0	\$ -
		30	\$ 90.00	1	\$ 1.00
<b>TOTAL</b>		<b>74</b>	<b>\$ 222.00</b>	<b>3</b>	<b>\$ 3.00</b>

Visitors Through Museum 77

MONTHLY BANKING \$ 309.00

Monthly Surplus/Shortage \$ 2.00

DATE	Sales	Visitors	Surplus/shortage
9/02/2015	\$ 18.50	\$ 53.00	\$ -
16/02/2015	\$ -	\$ 33.00	\$ 2.00
23/02/2015	\$ 51.00	\$ 48.00	\$ 1.00
2/03/2015	\$ 12.50	\$ 91.00	-\$ 1.00
<b>TOTAL</b>	<b>\$ 82.00</b>	<b>\$ 225.00</b>	<b>\$ 2.00</b>



**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

## **2 OROC BOARD MEETING**

Attached are the Minutes of the OROC Board Meeting held at Dubbo City Council on Friday 20 February 2015.

### **1.2 Recommendation**

That the Minutes of the OROC Board Meeting held at Dubbo City Council on Friday 20 February 2015 be received and noted.

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

**Minutes of the OROC Board Meeting**  
held at  
Dubbo City Council  
Central Conference Room  
On Friday 20<sup>th</sup> February 2015  
at 9.30 am

**1. Meeting Open and apologies**

The meeting was opened at 9.30 am by OROC Chair Cllr Bill McAnally.

**Present:** Cllr Rod Buhr, Mayor Wellington Council; Cllr Peter Shinton, Mayor Warrumbungle Shire; Steve Loane, General Manager Warrumbungle Shire; Dan Simmons, General Manager Brewarrina Shire; Don Ramsland, General Manager Walgett Shire; Cllr David Lane, Mayor Walgett Shire; Derek Francis, General Manager Bogan Shire; Cllr Ray Donald, Mayor Bogan Shire; Cllr Doug Batten, Mayor Gilgandra Shire; Neil Alchin, Director Corporate and Business Services, Gilgandra Shire; Cllr Bill McAnally, Mayor Narromine Shire; Greg Lamont, General Manager Narromine Shire; Cllr Mathew Dickerson, Mayor Dubbo City; Mark Riley, General Manager Dubbo City; Cllr Rex Wilson, Mayor Warren Shire Council; Ashley Wielinga, General Manager Warren Shire; Ross Earl, General Manager Bourke Shire; Cllr Andrew Lewis, Mayor Bourke Shire; Cllr Al Karanouh, Mayor Coonamble Shire; Rick Warren, General Manager Coonamble Shire; and Belinda Barlow OROC Executive Officer.

**Apologies:** Paul Mann, General Manager, Gilgandra Shire; Gary Woodman, General Manager, Cobar Shire; Cllr Lilliane Brady, Mayor Cobar Shire; Cllr Angelo Pippas, Brewarrina Shire; Karen Roberts, Acting General Manager, Wellington Council.

**Motion:** *That the apologies be accepted by the OROC Board.*

**Moved:** Cllr Andrew Lewis

**Seconded:** Cllr Peter Shinton

**CARRIED**

**2.1 Impact of Methamphetamine on OROC communities - NSW Police Force, Commander Orana Local Area Command Supt David Simmons and Detective Sergeant Adrian Tighe and NSW Mental Health, Team Leader Drug and Alcohol, Terry Buckerfield.**

A discussion led by the OROC Chair Cllr Bill McAnally acknowledged that the correlation of an ice epidemic and increases to crime and social issues is prominent across the communities of the OROC region.

NSW Detectives certainly are making an effort to intervene dealers and suppliers of methamphetamine to the region; however it is increasingly difficult to obtain search warrants for suspect dealers.

NSW Police Force, NSW Ambulance and Health Services resources are stretched in many small rural communities as there is an increase of people under the influence of drugs and in particular methamphetamine. It was acknowledged that the 'ice' prevalence is costing the entire community.

**Motion:** *That OROC Members express their concern to respective State Members in regard to the need for greater powers, being granted to the NSW Police to obtain search warrants for searches of drug dealers' properties.*

**Moved:** Cllr Doug Batten

**Seconded:** Cllr Andrew Lewis

**CARRIED**

At this juncture Supt David Simmons, Detective Sergeant Adrian Tighe and Terry Buckerfield left the meeting.

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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<b>2.2 NSW Premier and Cabinet, Senior Regional Coordinator, Alison Morgan</b>
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Far Western Initiative update

- The Far Western Initiative is the preferred model by NSW Cabinet - there is not a lot of support for the concept of a Far Western Authority.
- Far Western Councils do not have to submit a proposal to 'Fit for the Future' by June 2015.
- A Joint Organisation will allow councils outside the prescribed regional JO boundary to participate as associate members, therefore OROC members should not be concerned that Far Western Councils will not be able to participate in the Orana JO, especially with the strong links that already exist, such as Lower Macquarie Water Utilities and natural communities of interest.
- The Far Western Initiative Forum held in December 2014 in Cobar was an opportunity to gather evidence from local government.
- By July 2015 an Issues Paper will be released with a Summit planned for August and an Options Paper for the Far Western Initiative to be released by November 2015.
- A Regional Leadership Network meeting was held on Thursday 19<sup>th</sup> February in Dubbo with over 70 state government, federal government and local government representatives. A report on the outcomes of the meeting will be distributed to OROC members in coming weeks by the Department of NSW Premier and Cabinet.

At this juncture Alison Morgan left the meeting.

<b>3. Minutes of previous OROC Board Meetings</b>
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**Motion:** *That the Minutes of the OROC meeting held in Dubbo on Friday 21<sup>st</sup> November 2014 be accepted as a true and accurate record of that meeting.*

**Moved:** Cllr Doug Batten

**Seconded:** Mark Riley

**CARRIED**

<b>Minutes of previous GMAC Meetings</b>
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**Motion:** *That the Minutes of the GMAC meeting held in Dubbo on Friday 6<sup>th</sup> February 2015 be accepted as a true and accurate record of that meeting.*

**Moved:** Mark Riley

**Seconded:** Greg Lamont

**CARRIED**

**Motion:** *That the 8 recommendations contained therein be adopted by the OROC Board.*

**Moved:** Cllr Al Kananouh

**Seconded:** Don Ramsland

**CARRIED**

**Recommendations:**

- 1: That it be noted that NSW Planning and Infrastructure, Regional Director, Ashley Albury will correspond formally with OROC to formalise its offer to work with OROC to prepare a Regional Growth Plan for ORANA councils, noting that Bourke, Brewarrina, Cobar and Walgett Shires will be included in a separate Far West Plan.
- 2: That OROC conceptually agree to accept the offer from NSW Planning and Infrastructure to work with the ROC to prepare a Regional Growth Plan.
- 3: That OROC responds with a letter to Australian Energy Regulator (AER) in respect to Essential Energy's revised proposal about pricing and level of service to Essential Energy customers (2014-2019 regulatory period).

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- 4: That GMAC acknowledges the existing Shared Services arrangements throughout the OROC region and that given current demands in applying 'Fit for the Future' proposals by individual councils, OROC not pursue a Shared Services Study at this point in time.
- 5: That individual councils make approaches and undertake negotiations with neighbouring and / or relevant councils in respect to 'Fit for the Future' (if necessary).
- 6: That Member Councils be encouraged to include current OROC Shared Service arrangements in their councils' proposals to 'Fit for the Future'.
- 7: That the OROC Executive Officer be requested to commence a review of the current OROC Strategic Plan (2015-2020) and OROC Business Plan (2015-2017), noting that there will be some various gaps in the draft to Fit for the Future unknowns.
- 8: That Warren Shire Council General Manager and OROC Executive Officer be requested to prepare a response to NSW Attorney General, The Hon Brad Hazzard in respect to the consultation and review period of Court House services in the OROC region that is currently being undertaken by NSW Department of Justice.

**Motion:** *That the 16 determinations contained therein be endorsed by the OROC Board.*

**Moved:** Mark Riley

**Seconded:** Ross Earl

**CARRIED**

**Determinations:**

- 1: That the apologies be accepted.
- 2: That the information supplied by NSW Planning and Infrastructure be noted.
- 3: That the Minutes of previous GMAC Meeting held 31st October 2014 in Dubbo be adopted.
- 4: That GMAC notes the correspondence received from Essential Energy to OROC in respect to Australian Energy Regulator (AER) draft determination on 2014-19 regulatory period.
- 5: That GMAC notes the information supplied in respect to National Disaster Relief and Recovery Arrangements (NDRAA) and further considers this matter on advice from the Member for Parkes, Mark Coulton.
- 6: That GMAC notes the Office of Local Government's Joint Organisations Pilot first interim report (December 2014).
- 7: That the contribution from each OROC member towards the Orana and Far West Infrastructure Study be \$2500 and that the Executive Officer be requested to proceed to invoice member councils and pay RDA Orana.
- 8: That GMAC note the correspondence in respect to OROC raising concerns about the possible closure and retraction of Court Houses and related services across the region.
- 9: That the OROC Correspondence be accepted.
- 10: That the financial report for period ending 2<sup>nd</sup> February 2015 be accepted.
- 11: That the Executive Officer's report be accepted.

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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- 12: That GMAC note the existing arrangements that are in place with Local Government Procurement and Regional Procurement continue.
- 13: That GMAC note the OROC Financial Professional Team meeting minutes.
- 14: That GMAC note the OROC Economic Development Team meeting minutes.
- 15: That GMAC note the OROC HR & LD Team meeting minutes.

**Business Arising:**

**3.1 Pilot Joint Organisations**

The OROC Board noted the Joint Organisations Pilot First Interim report (December 2014) supplied by Office of Local Government.

**3.2 Australian Energy Regulator and Essential Energy Public Lighting**

OROC's Electricity Consultant Energy and Management Services have prepared a submission in response to Essential Energy's Revised Public Lighting Proposal.

- Motion:**
- i) *That the proposed changes for street lighting supplied by Essential Energy be considered unacceptable for the reason stated in OROC's submission.*
  - ii) *That innovative approaches to reducing charges be explored as a matter of urgency by Essential Energy addressing the issues of cost and quality of service.*

**Moved:** Ashley Wielinga

**Seconded:** Clr Mathew Dickerson

**CARRIED**

**3.3 Weather Radar Service for the OROC region**

The recent announcement of NSW Government's NSW Drought Strategy including \$2.5 million towards a weather radar service was confirmed by NSW Deputy Premier and Member for The Hon Troy Grant MP and that the funding is to go towards a 'new' weather radar service located in the Orana region.

- Motion:**
- That OROC provide a copy of the OROC Weather Radar Study to the Minister for Primary Industries requesting that the commitment of the \$2.5million to be spent on a Doppler radar service for the Cobar region (existing Bureau of Meteorology weather station), given it is the only site in NSW without radar technology.*

- Motion:**
- That OROC issue a Media Release welcoming the announcement of funding for a weather radar service in the region.*

**Moved:** Ashley Wielinga

**Seconded:** Clr Bill McAnally

**CARRIED**

**3.4 Natural Disaster Relief and Recovery Arrangements**

The correspondence supplied by The Member for Parkes, Mark Coulton be noted by the OROC Board.

- Motion:**
- That Steve Loane, General Manager Warrumbungle Shire be requested to raise the concerns of OROC in respect to changes to Natural Disaster Relief and Recovery Arrangements with The Minister for Agriculture, The Hon Barnaby Joyce.*

**Moved:** Steve Loane

**Seconded:** Clr Doug Batten

**CARRIED**

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**3.5 Responsible Pet Ownership Grant**

The OROC Board noted that the application for the region-wide (OROC) project proposal to the Office of Local Government's Responsible Pet Ownership grant was unsuccessful.

**3.6 NSW Planning**

The OROC Board noted the information supplied by NSW Planning and Environment in respect to the process of developing the Orana Regional Growth Plan.

**3.7 NSW Attorney General**

The OROC Board noted the potential closures to Court House and retraction of court services to the communities of Cobar, Warren, Bourke, Narromine and Gilgandra.

**Motion:** *That OROC addresses its concerns in writing to the NSW Attorney General noting the lack of consultation between Department of Justice and local government in respect to the closures of Court House and retraction of court services in the OROC region.*

**Moved:** Ashley Wielinga

**Seconded:** Clr Rex Wilson

**CARRIED**

<b>4. OROC Correspondence</b>
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Local Government NSW (LGNSW)

**Motion:** *i) That OROC extend an invitation to LGNSW President Clr Keith Rhoades and Chief Executive Donna Rygate to attend the next OROC Board Meeting on 1<sup>st</sup> May, 2015.*

*ii) That OROC extends an invitation to LGNSW requesting that LGNSW elected representatives that reside in the OROC region (currently Clr Shields and Clr Matthews of Dubbo City) to attend all OROC Board Meetings.*

**Moved:** Clr Ray Donald

**Seconded:** Clr Rex Wilson

**CARRIED**

**Motion:** *That the OROC correspondence be accepted.*

**Moved:** Clr Mathew Dickerson

**Seconded:** Clr Andrew Lewis

**CARRIED**

<b>5. OROC Financial Report</b>
---------------------------------

**Motion:** *That the OROC financial report for the period ending 27<sup>th</sup> October 2014 be accepted by the OROC Board.*

**Moved:** Greg Lamont

**Seconded:** Clr Ray Donald

**CARRIED**

<b>6. OROC Executive Officers Report</b>
--

**Motion:** *That the OROC Executive Officer's Report be accepted by the OROC Board*

**Moved:** Clr Bill McAnally

**Seconded:** Clr Peter Shinton

**CARRIED**

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<b>7. General Business</b>
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**7.1 Anzac Day 2015**

The summary of each council's organised events for ANZAC Day 2015 was noted.

**7.2 Fixing Country Roads funding**

Information regarding the funding announced under the State Government's 'Fixing Country Roads' and successful projects was noted.

**7.3 Lower Macquarie Water Utilities Alliance**

LMWUA Board met on Thursday 19<sup>th</sup> February 2015 in Dubbo to consider a Regional Strategic Business Plan and Strategy.

Following this workshop the LMWUA Project Officer, David Swann developed the following recommendations for consideration by the OROC Board at its meeting.

**Motion:** *i) The status quo remains where the Alliance and OROC retain their separate identities and their separate Boards and Chairs.*

**Motion:** *ii) The Alliance report to the Alliance Board as part of the OROC Board meeting agenda in accordance with the OROC 10 week meeting cycle.*

**Motion:** *iii) The Alliance Board continues to meet biannually but at the same time as the corresponding OROC Board Meeting. The Alliance Board Meeting will be an Agenda item on the OROC business paper for those particular days.*

**Motion:** *iv) No further action be taken with respect to migrating the Alliance to a Joint Organisation (JO) until such time as there is sufficient certainty within the industry as to the form JO's are likely to take.*

**Moved:** Cllr Rex Wilson

**Seconded:** Cllr Al Karanouh

**CARRIED**

**7.4 Macquarie Cudgegong regulated rivers water sources**

Ashley Wielinga provided the latest allocations forecasts for general security licence holders in the Macquarie-Cudgegong for the remainder of the 2014/15 water year. This information be noted by the OROC Board.

**7.5 RDA Orana update**

RDA Orana Chair John Walkom was congratulated on his re-appointment as Chair. An update of activities included: RDA Orana Infrastructure Study and Research Study of the Workforce Capacity of the Orana region. This information be noted by the OROC Board.

**7.6 Joint Organisation**

It was noted that OROC should commence to prepare and position itself to transit to a Joint Organisation and reinforce its position (as a region comprising of 12 member councils).

**Motion:** *i) That on the basis of all member councils resolving same, the 12 existing members of OROC consider as to how the region moves forward to transit to a Joint Organisation.*

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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*ii) That all OROC members be requested to respond in writing, in respect of their position regarding inclusion in an Orana Joint Organisation (OROC) to the Executive Officer by 17<sup>th</sup> March 2015.*

*Moved: Clr Mathew Dickerson    Seconded: Clr Al Karanouh*

**CARRIED**

<b>8.    Close / Next Meeting</b>
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The next OROC Board Meeting is to be held on Friday 1<sup>st</sup> May 2015 in Warren.

Meeting closed 12.55 pm.

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**Summary of Motions:**

1. That the apologies be accepted by the OROC Board.
2. That OROC Members express their concern to respective State Members in regard to the need for greater powers, being granted to the NSW Police to obtain search warrants for searches of drug dealers' properties.
3. That the Minutes of the OROC meeting held in Dubbo on Friday 21<sup>st</sup> November 2014 be accepted as a true and accurate record of that meeting.
4. That the Minutes of the GMAC meeting held in Dubbo on Friday 6<sup>th</sup> February 2015 be accepted as a true and accurate record of that meeting.
5. That the 8 recommendations contained therein be adopted by the OROC Board.
6. That the 16 determinations contained therein be endorsed by the OROC Board.
7. i) That the proposed changes for street lighting supplied by Essential Energy be considered unacceptable for the reason stated in OROC's submission.  
  
ii) That innovative approaches to reducing charges be explored as a matter of urgency by Essential Energy addressing the issues of cost and quality of service.
8. That OROC provide a copy of the OROC Weather Radar Study to the Minister for Primary Industries requesting that the commitment of the \$2.5million to be spent on a Doppler radar service for the Cobar region (existing Bureau of Meteorology weather station), given it is the only site in NSW without radar technology.
9. That OROC issue a Media Release welcoming the announcement of funding for a weather radar service in the region.
10. That Steve Loane, General Manager Warrumbungle Shire be requested to raise the concerns of OROC in respect to changes to Natural Disaster Relief and Recovery Arrangements with The Minister for Agriculture, The Hon Barnaby Joyce.
11. That OROC addresses its concerns in writing to the NSW Attorney General noting the lack of consultation between Department of Justice and local government in respect to the closures of Court House and retraction of court services in the OROC region.
12. i) That OROC extend an invitation to LGNSW President Clr Keith Rhoades and Chief Executive Donna Rygate to attend the next OROC Board Meeting on 1<sup>st</sup> May, 2015.  
  
ii) That OROC extends an invitation to LGNSW requesting that LGNSW elected representatives that reside in the OROC region (currently Clr Shields and Clr Matthews of Dubbo City) to attend all OROC Board Meetings.
13. That the OROC correspondence be accepted.
14. That the OROC financial report for the period ending 27th October 2014 be accepted by the OROC Board.
15. That the OROC Executive Officer's Report be accepted by the OROC Board.

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- 16. i) The status quo remains where the Alliance and OROC retain their separate identities and their separate Boards and Chairs.
  - ii) The Alliance report to the Alliance Board as part of the OROC Board meeting agenda in accordance with the OROC 10 week meeting cycle.
  - iii) The Alliance Board continues to meet biannually but at the same time as the corresponding OROC Board Meeting. The Alliance Board Meeting will be an Agenda item on the OROC business paper for those particular days.
  - iv) No further action be taken with respect to migrating the Alliance to a Joint Organisation (JO) until such time as there is sufficient certainty within the industry as to the form JO's are likely to take.
17. i) That on the basis of all member councils resolving same, the 12 existing members of OROC consider as to how the region moves forward to transit to a Joint Organisation.
- ii) That all OROC members be requested to respond in writing, in respect of their position regarding inclusion in an Orana Joint Organisation (OROC) to the Executive Officer by 17<sup>th</sup> March 2015.



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### **3 STRAITS TRITTON MINES**

Attached are the Minutes of the Straits Tritton Mines Community Consultative Committee Meeting held on Tuesday 3 March 2015.

#### **3.1 Recommendation**

That the Minutes of the Straits Tritton Mines Community Consultative Committee Meeting held on Tuesday 3 March 2015 be received and noted.

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**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

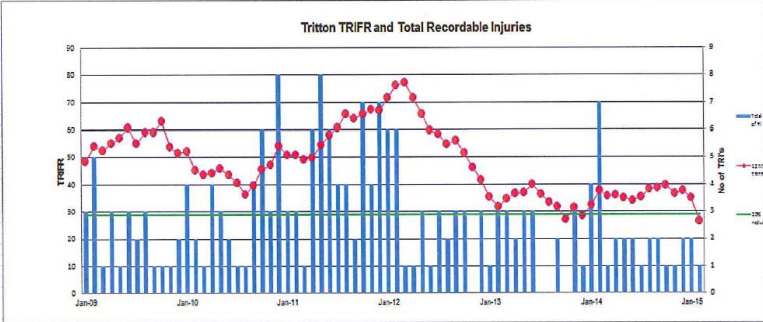
<b>Date:</b> 03/03/2015	<b>Site / Location:</b> Straits Tritton Village
<b>Time Start:</b> 2.38pm	<b>Time Finish:</b> 3.48pm
<b>Attendees,</b> Cameron Knight, John Miller, Dione Carter, Derek Francis, Derek Garment, Chris Raymond, Andrew Walsh	
<b>Apologies:</b> : Veneta Dutton, Raylene Weldon Lucy McLaren	

[illegible]

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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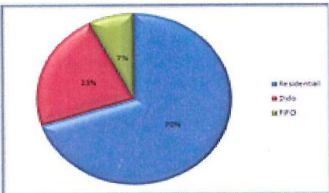
**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<p>Motion was carried.</p> <p><u>Land Access</u></p> <p>CR noted that exploration was ongoing, mainly within the mining lease boundary currently. AW advised that from a 'farmer's perspective' that there was general support for exploration, particularly since most exploration was carried out on less productive land and did not conflict with use of more productive land (e.g. flood plains). Further that the key was 'communication' and understanding of the needs of both all parties. CR reiterated that it was a requirement to put in place an access agreement between Tritton and the landholder before any exploration took place.</p>		
<p><b>Tritton Mines Overview of Activities</b></p> <p>Health, Safety and Environment (DG)</p> <ul style="list-style-type: none"> <li>There were no 'lost time injury' (LTI) incidents in the period between meetings.</li> <li>12 months average Total Recordable Injuries (TRI) rate dropped to a record low in February. Total Recordable Injuries are those requiring medical treatment at hospital/by doctor and exclude 'first aid' treated injuries.</li> </ul> <div data-bbox="277 1224 1036 1543">  <p>The chart, titled 'Tritton TRIFR and Total Recordable Injuries', displays data from January 2009 to January 2015. The left Y-axis represents 'TRIFR' (0-90) and the right Y-axis represents 'No of TRIs' (0-9). The X-axis shows time in 12-month intervals. Blue bars represent the monthly TRIFR, which fluctuates between approximately 10 and 80. A red line with circular markers represents the monthly Total Recordable Injuries (TRIs), which peaks at around 8 in early 2012 and then generally declines to around 2-3 by 2015. A green horizontal line at the bottom of the chart indicates a target level for TRIs.</p> </div> <p>Activities:</p> <ul style="list-style-type: none"> <li>Cobar Mine Rescue Challenge – May 2015</li> <li>Notice of Application for Modification to Project Approval to allow the following: <ul style="list-style-type: none"> <li>An increase in the maximum height of the non-acid forming waste rock emplacement from 10m above natural surface to 20m above natural surface.</li> <li>Trucking of ore material from the proposed Avoca Tank Mine and other deposits in the vicinity of the Mine to</li> </ul> </li> </ul>	Info Only	

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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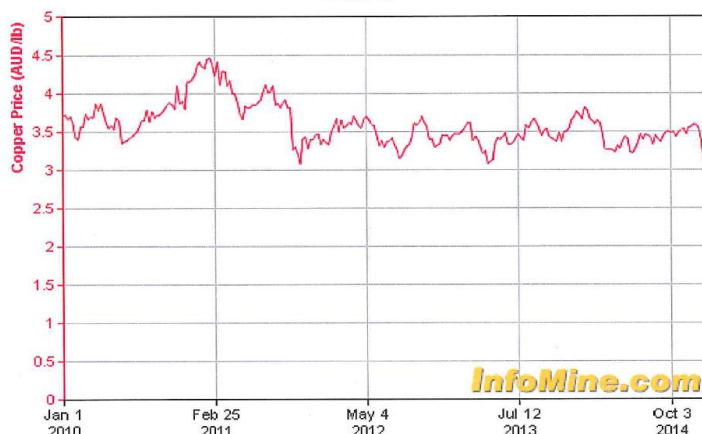
**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date								
<p>Tritton.</p> <ul style="list-style-type: none"><li>• Access to waste rock from the Mine for use by local authorities and other users</li><li>• Extension of the Murrawombie modification application and supporting documentation is expected to be provided to Council within coming weeks</li></ul>										
<p>Human Resources (CK)</p> <ul style="list-style-type: none"><li>• Currently working through major conversion of casual employees to permanent for this budget period, amount of permanent employees will increase in mining this year</li><li>• Meeting with the lands council Friday about local indigenous employment</li><li>• Support of Nyngan High School with materials for metals room</li><li>• Two new apprenticeships by year end</li></ul> <div><div><h3>Employee Commute Status</h3><p>Increased residential status by 20% since July last year, decrease in residential casual status is due to conversion of casuals to permanent plus measurement of casual hours rather than just numbers. Will be converting a number of local hire casual roles to permanent within the coming months.</p><p>All managers and superintendents now 'residential' in Nyngan</p><p>FIFO reduced from 12% to 7% over last 2 years</p></div><div><p>March 2015</p><table border="1"><thead><tr><th>Category</th><th>Percentage</th></tr></thead><tbody><tr><td>Residential</td><td>70%</td></tr><tr><td>Drive</td><td>23%</td></tr><tr><td>FIFO</td><td>7%</td></tr></tbody></table></div></div>	Category	Percentage	Residential	70%	Drive	23%	FIFO	7%		
Category	Percentage									
Residential	70%									
Drive	23%									
FIFO	7%									
<p>Exploration (CR)</p> <ul style="list-style-type: none"><li>• Aeromagnetic survey was undertaken December/January</li><li>• No reports of inconvenience or disruption to landholders</li></ul>										

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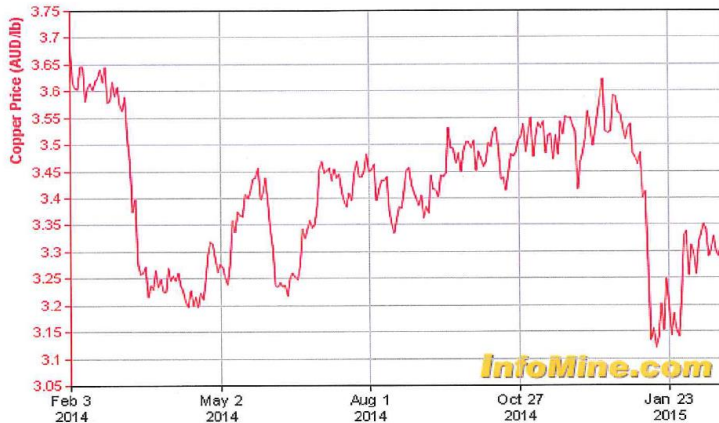



**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<p>were made.</p> <ul style="list-style-type: none"> <li>Nothing currently planned regionally, as focus for the upcoming quarter will be on current operations.</li> <li>Drilling will commence within the next quarter to explore for additional ore close to the current mines. This will be done from underground.</li> <li>Some surface geophysical work is to be completed to also assist in exploring for ore around the Girilambone operations.</li> </ul> <p>Operations</p> <ul style="list-style-type: none"> <li>US\$ Copper price has steadily decreased but this has been compensated for by the lower AU\$ exchange rate over the last 3 years - 2014 copper price averaged around Tritton budget price</li> <li>Significant drop in price mid-January 2015 put price well below budget</li> <li>Price currently returning to budget levels</li> </ul> <p align="center"><b>Copper Price</b> 3.45 AUD/lb 26 Feb '15</p>  <p align="right"><b>InfoMine.com</b></p>		

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<p align="center"><b>Copper Price</b> 3.45 AUD/lb 26 Feb '15</p>  <ul style="list-style-type: none"> <li>Good Mill throughput during December Quarter following September Quarter's record throughput</li> </ul> <div>   </div> <p align="center"><b>Quarterly Mill Throughput (t)</b></p>  <p align="right">16</p> <ul style="list-style-type: none"> <li>Record copper production in December Quarter resulting from good throughput and higher grade ore from Tritton and North East</li> <li>March Quarter to date performing well</li> </ul>		

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<div>   <div>Production</div> </div> <p align="center"><b>Tritton Copper Production</b></p>  <p align="right">17</p> <ul style="list-style-type: none"> <li>• Drilling to extend the life of current operations <ul style="list-style-type: none"> <li>• Justify ventilation shaft at Tritton</li> <li>• Support purchase of new equipment fleet</li> <li>• Continued mining at North East and Larsens</li> </ul> </li> <li>• Develop Murrawombie</li> <li>• Progressing Avoca Tank approval process</li> <li>• Continue to address corporate debt issue</li> </ul>		
<p><b>Agenda Items</b></p> <p><u>Acknowledgement of Country</u></p> <ul style="list-style-type: none"> <li>• RW raised the issue of Acknowledgement of Country at the meeting of 19<sup>th</sup> of August 2014.</li> <li>• It was agreed at the last meeting (1<sup>st</sup> of December 2014) that a process would be set up to allow all committee members to cast a vote either at next meeting or prior to the next meeting as not all committee members were present at that meeting.</li> <li>• RW sent her apologies for this meeting but did provide context regarding Acknowledgement of Country and its</li> </ul>		

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<p>purpose.</p> <ul style="list-style-type: none"> <li>It was noted that Acknowledgement of Country was given at the inaugural Community Consultative Committee meeting.</li> <li>A vote was taken by the committee members (including those not present) regarding the proposal that Acknowledgement of Country be given at every Community Consultative Committee meeting. The majority view was that Acknowledgement of Country had been given previously and that re-acknowledgement at each CCC meeting was not required.</li> </ul> <p><b>General Business</b></p> <p><u>Department of Trade and Investment Grants</u></p> <p>The Department of Trade and Investment has grant money available under the Resources for Regions program for community projects in areas with mining activity. Unfortunately the Bogan Shire has not been successful over the last 3 years in obtaining a grant under this program. DF requested information from Tritton Mines regarding the royalties paid to the State Government by Tritton.</p> <p>JM advised that this information would be made available.</p> <p><u>Election of Chair</u></p> <p>Lucy McLaren has tendered her resignation from the CCC as she has moved from the area. Election of a new chairperson was discussed. JM moved that Derek Francis be elected chairperson. Seconded AW. Motion was carried.</p> <p><u>Committee Member to Replace Lucy McLaren</u></p> <p>The resignation of Lucy McLaren has left a vacancy in the committee. Discussion was held regarding replacing Lucy and the committee will approach various community members regarding their interest in joining the CCC.</p> <p><u>Aviation Fuel at Nyngan Airport</u></p> <p>No avgas is available commercially at the Nyngan Airport. This makes Nyngan a less attractive airport for airlines/pilots and inconveniences local users of the airport who are often asked to sell their own fuel to others. DC asked if there were plans to make</p>	<p>Nil</p> <p>JM</p> <p>JM</p>	<p></p> <p>09/03/15</p> <p>01/05/15</p>

**Committee Meetings' Minutes to the Ordinary Meeting of Bogan Shire Council  
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**COMMUNITY CONSULTATIVE COMMITTEE  
MEETING**

Item Description	Action By	Due Date
<p>avgas available for sale.</p> <p>DF advised that Bogan Shire Council (BSC) has discussed the issue and that the estimated cost of providing a fuelling facility was estimated at around \$100,000. Although this project will be considered in next year's budget it was thought to be a lot of money to spend for a relatively small number of airport users.</p> <p>DC noted that there was a large flow-on effect from people using the airport (accommodation, food etc.). CK advised that Tritton's charter would provide further employment if fuel was available locally. CR further added that there may be more cost effective options of providing avgas.</p> <p>Committee members were encouraged by DF to provide additional information to BSC that would support the proposal for avgas supply.</p>	All	01/05/15
<p>Meeting closed 15.48pm</p> <p>Next Meeting 02/06/15 at 14.30, Tritton Village</p>		

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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**MEETING OF COUNCIL – GENERAL MANAGER'S REPORT**

**Mayor and Councillors**

The following report is submitted for consideration:-

**1 CHECKLIST**

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	28/06/2012	179/2012	<b>Dog Pound</b>	Construction of the new dog pound in the location closer to the main road in the airport complex.	<b>MDES</b>	<b>UPDATE:</b> Manufactured framework on-site and completed. Fencing contractor engaged to commence by March meeting date. Expected to be operational in May 2015.
2	26/07/2012	193/2012	<b>Transfer of Land – Nymagee St 5,7 &amp; 9</b>	Council seek EOI to demolish the subject dwelling & associated structures including removal of excessive vegetation.	<b>MDES</b>	<b>UPDATE:</b> Removal of asbestos may not occur in May or June due to work current load. Anticipate carryover of funds for August 2015 asbestos removal.
3	25/10/2012	315/2012	<b>Local Heritage Sites</b>	When new VIC commences, signpost heritage sites with heritage colour and erect sign with the history of each location.	<b>ENG</b>	Pending accreditation of new VIC. <b>UPDATE:</b> Accreditation currently being sought.

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4	13/12/2012 28/03/2013	418/2012 098/2013	<b>Davidson Park Revitalisation Program</b>	Council remove the entire playground, equipment, associated ground cover, fencing & park-bench seating with shelter. Establish paving pathways to the mural.	<b>MDES</b>	All other works completed.  <b><u>UPDATE:</u></b> <b>Balance of proposed works (remove pavers and level out ground, install irrigation along mural wall) to be completed within current financial year and allocated budget. Delays due to limited available staff and other projects.</b>
5	28/02/2013	043/2013	<b>Waste Management – Village Waste Depot Operations</b>	Program of Works for Hermidale & Girilambone be commenced immediately.	<b>MDES</b>	<b>Girilambone:</b>  Completed with exception of asbestos disposal program. Issues with WorkCover requirements final clean-up, specialised equipment required.  Suitable equipment located, waiting on contractor.

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6	26/06/2013	258/2013	<b>Traffic Committee Recommendations</b>  <b>Pre School Parking</b>	RMS to re-examine the intersection design including: <ul style="list-style-type: none"> <li>Installing blister on the western side of Moonagee St for "Give Way" sign.</li> </ul>	ENG	Engineering preparing design options and estimates for consideration during 2014/2015.  Proposal and Estimate sent to RMS.  Modifying design with RMS.  Trial conducted on site. RMS to discuss complete re-design of intersection at March Traffic Committee meeting.  <b>UPDATE:</b> <b>RMS to fund blister "Give Way" sign on western side of Moonagee Street.</b>
7	23/04/2013	124/2013	<b>Flood Insurance</b>	Council seek clarification from the Insurance Council of Aus. re: the availability of discounts or other provision on insurance pricing for towns protected against floods and whether flood insurance is mandatory.	ENG	Insurance Council has requested flood study information.  Insurance Council advised that Council has adopted the Nyngan Flood Study.

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	23/10/2014	385/4014		Council request the Insurance Council of Australia to advise all insurance companies that Nyngan is not a flood prone town, is protected by a levee bank as demonstrated in BSC Flood Study.		Insurance Council requested additional information which has now been provided to them.  <b>UPDATE:</b> <b>Awaiting confirmation from insurance Council that all companies have been advised accordingly.</b>
8	27/11/2014	438/2014	<b>Showground Arena Irrigation</b>	Showground arena watering system be upgraded in conjunction with the completion of the cemetery raw water system at an estimated total cost of \$26,000.	<b>ENG</b>	Council has been advised work can be completed by end of January 2015.  Installation programmed for week ending 20/02/15.  <b>UPDATE:</b> <b>Arena water system completed. Cemetery to be connected 16/3/2015.</b>
9	19/12/2013	532/2013	<b>Rezoning of Rural Land Outside the Nyngan Township</b>	Report on estimated cost be provided to February 2014 Council meeting prior to progressing with the proposal.	<b>MDES</b>	Planning proposal lodged with the NSW Department of Planning and Infrastructure.  Gateway Determination was to proceed subject to variations outlined in the Gateway Determination conditions.

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10	27/02/2014	006/2014	<b>Medical Services</b>	Pursue & make enquiries into using the Nyngan Multipurpose Service Centre & waiting rooms to attract an additional Medical Officer with VMO rights.	<b>GM</b>	Discussions with Senior Management of NSW Western LHD ongoing – use of MPS is a possibility.
	26/06/2014	199/2014		GM pursue options for obtaining funding for the construction of a new medical centre.		Grant application to be made for 2015 round of National Stronger Regions Fund.
11	27/03/2014	066/2014	<b>Heritage Park</b>	Order & plant a grove of trees surrounding the sandstone blocks & plant Lone Pine tree.	<b>MDES</b>	Works completed with exception of plaque installation and Lone Pine to be planted 25 April 2015 during ceremony.
12	22/05/2014	182/2014	<b>Teamster Rest Area</b>	Cobb & Co Coach & Bullock Wagon location – confirm quotations and budget allowing progress without delay.	<b>MDES</b>	<b><u>UPDATE:</u></b> <b>Construction currently underway.</b> <b>Project completion date April 2015.</b>

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13	22/06/2014	209/2014	<b>Tourist Information Bay</b>	On commencement of project, Council advise owners/apparent owners of existing highway signage that existing signs to be removed & may be replaced by signs on the Information Bays. Council charge an annual fee and an initial fee.	<b>GM</b>	Information supplied to AGL – awaiting response on sponsorship.  Tritton Mines also approached for sponsorship.  <b><u>UPDATE:</u></b> <b>Eastern bay scheduled for construction April 2015.</b>
14	28/08/2014	302/2014	<b>Nyngan Child Care</b>	Council proceed with the application for funding a study into the viability of providing a childcare service in Nyngan.	<b>MCS</b>	Application submitted.  <b>COMPLETED</b>
15	28/08/2014	308/2014	<b>Oval Place</b>	Construct a length of 270 metres of road from Terangion Street to Larsen's Depot.	<b>ENG</b>	Programmed for March 2015. <b><u>UPDATE:</u></b> <b>Programmed to start before 31/3/2015.</b>
16	23/10/2014	386/2014	<b>Sports Insurance</b>	Council write to all Shire Sporting Clubs' controlling bodies asking to explain what the premiums paid from the local Club are used for.	<b>MSC</b>	Report to March 2015 Council Meeting.

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17	26/09/2014	362/2014	<b>Nyngan Waste Management &amp; Resource Facility</b>	Cost analysis be presented to Council to compare costs of providing additional staff to man the facility against awarding a contract to an external party.	<b>MDES</b>	<b><u>UPDATE:</u></b> <b>Assumptions included in draft budget. Full report to Council July 2015.</b>
18	26/09/2014	363/2014	<b>Fire Safety Audit Program</b>	Further report on progress of compliance with Program.	<b>MDES</b>	Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners/Board of Directors.
	26/02/2015	033/2015		Legal proceedings including the issuing of Notices and Orders to commence against the owner/occupier of any premises who fails to confirm their agreement to comply with the findings of the Fire Safety Audit Report.		<b><u>UPDATE:</u></b> <b>Efforts still being made to have owners upgrade building voluntary.</b>
19	27/11/2014	445/2014	<b>O'Reilly Park</b>	Report to March 2015 Council Meeting on the overall budget expenditure for the project.	<b>MDES</b>	<b><u>UPDATE:</u></b> <b>Report to Council April 2015.</b>

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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20	18/12/2014	473/2014	<b>Racecourse Improvement Works</b>	<p>Carry out:</p> <ol style="list-style-type: none"> <li>1. Improvements to track;</li> <li>2. Painting grandstand &amp; install lighting.</li> </ol> <p>Subject to a contribution from Showground Users to carry out these works &amp; any shortfalls to be funded from savings identified in the second budget review.</p>	<b>ENG</b>	<p>Programmed for February and March 2015.</p> <p><b><u>UPDATE:</u></b> <b>Loam work on track completed. Grandstand work commenced.</b></p>
21	18/12/2014	474/2014	<b>Construction &amp; Sealing of Local Roads</b>	<p>The proposed construction &amp; sealing on the Dandaloo Road be extended to a length of 1.4km, with additional funds taken from savings on other construction &amp; sealing projects in 2014/15.</p>	<b>ENG</b>	<p>Construction in progress.</p>

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22	26/02/2015	024/2015	<b>Long Day Care</b>	<p>1. Council commit \$250,000 towards the construction of the facility in the 2015/16 Capital Budget.</p> <p>2. The western portion of Lot 111, DP721218, Dandaloo Street be the preferred location.</p> <p>3. A loan be raised for Council's contribution to the project.</p>	<b>MCS</b>	<b><u>UPDATE:</u> In progress.</b>
23	26/02/2015	034/2015	<b>Street Trees</b>	An Arborist Report be obtained and a report to April 2015 Council Meeting.	<b>MDES</b>	<b><u>UPDATE:</u> In progress (awaiting response from Arborist).</b>
24	26/02/2015	042/2015	<b>Chinese Portion – Nyngan Cemetery</b>	Repairs to the burner be carried out in the current year's program. Other upgrading matters be considered in 2015/16 estimates.	<b>ENG</b>	<b><u>UPDATE:</u> Contract brick layer to carry out repairs.</b>

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## **1.1 Recommendation**

That the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.

## **2 FIT FOR THE FUTURE PROCESS – RURAL COUNCIL**

### **2.1 Introduction**

The purpose of this report is to update Council on the Fit for the Future process and recommend the completion of Rural Council Template 3.

### **2.2 Background**

Based on significant concerns with earlier recommendations of the Independent Panel, many Mayors, Councillors and General Managers have been reluctant to commit to adopting the Rural Council Model for Local Government. This stems from the implication that local democratic processes, decision-making and employment would be severely weakened if a Rural Council had diminished legal status or responsibilities compared to other Councillors under the proposed new Local Government Act.

### **2.3 Discussion**

In February 2015 the General Manager reported that Council staff had attended a Fit for the Future briefing in Dubbo. At this briefing Mr Steve Orr, Acting Chief Executive of the Office of Local Government advised attendees that, in relation to Rural Councils, the NSW Government "don't have any intention to create two tiers of Councils".

Mr Orr undertook to distribute these comments in writing and it appears that paragraph two of the latest Fit for the Future newsletter has been written for this purpose (refer attachment). The newsletter states "The OLG also explained that in response to sector feedback, a statutory Rural Council Model creating a different type of Council was not appropriate and a specific model is no longer being pursued".

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This goes some way to addressing the concerns mentioned earlier and, based on the Office of Local Government's assurances concerning the legal status of Rural Councils, the General Manager recommends that Bogan Shire Council should now complete Template 3.

Public consultation with regard to Council's Fit for the Future direction is being carried out with a survey being sent out via letterbox drop to all residents. Council also held a public meeting on 18 March 2015 and the results of the survey and outcome of the public meeting will be available at the Council meeting.

## **2.4 Attachment**

Fit for the Future Newsletter – Issue 11.

## **2.5 Recommendation**

Based on advice from the Office of Local Government that “a statutory Rural Council Model creating a different type of Council was not appropriate and a specific model is no longer being pursued” which implies that Bogan Shire Council's local democratic processes, independence and employment levels can be maintained:-

1. Council staff, in consultation with nominated Councillors, proceed to prepare a draft Fit for the Future submission based on the Rural Council Proposal (Template 3) for consideration by Council.
2. Council's submission should highlight Bogan Shire Council's proven track record of responsible financial management and good service delivery as well as demonstrating how Fit for the Future ratio performance will be addressed over time.

## General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2015

Office of Local Government - Issue 11 - Fit for the Future Newsletter

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Issue 11 - 4th March 2015

### Councils consulted on Far West initiative

Far West councils are talking to the Office of Local Government and the Department of Premier and Cabinet about a new approach to governance and service delivery in their region.

Minister Toole invited councils and key sector organisations to a Local Government Forum in Cobar last year to kick off these discussions. A Summary of Outcomes is now available on the [Fit for the Future website](#).

State and Commonwealth agencies met in Dubbo recently to give their perspective on the challenges and opportunities of delivering services in the Far West.

Local and State Government will meet later this year to discuss the issues that have been identified and start to develop some options for the Far West.



*Picture: Participants at the Dubbo Far West Workshop.*

### Regional Visit Workshops - Template 3

OLG staff visited Dubbo, Wagga Wagga and Sydney recently for a series of workshops on Template 3 (Rural Council Proposal).

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Councils were offered practical guidance on the Fit for the Future process including the characteristics and options for rural councils as they relate to Template 3. The OLG also explained that in response to sector feedback, a statutory Rural Council model creating a different type of council was not appropriate and a specific model is no longer being pursued. Instead councils filling out Template 3 are asked to choose the options for improvement that are most appropriate for their council.



Council Self-Assessment, Templates and Guidance materials can be [downloaded here](#). Presentations and FAQs from the workshops will be made available soon.

*Picture: Steve Orr, Acting Chief Executive, presenting to participants at the Wagga Wagga workshop.*

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### Seizing the JO opportunity

State agency representatives from across the entire Western NSW Region met for a joint Regional Leadership Group meeting in Dubbo recently. The Office of Local Government with Elton Consulting facilitated a session on local government reform, planning frameworks in local government and Joint Organisations (JOs).

The session gave State agency representatives a chance to workshop opportunities for the State Government to work effectively with Joint Organisations and begin to map potential opportunities for improved engagement.

Executive Officers from three Pilot JOs that sit within the DPC Western Region were involved.

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**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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### **3 SECTION 355 COMMITTEE – COLLERREINA HALL**

#### **3.1 Introduction**

The purpose of this report is recommended to Council to adopt the attached Delegation of Authority for the Colllerreina Hall Section 355 Management Committee, effective from 30 March 2015.

#### **3.2 Background**

At the start of this term of Council, the Council representatives on several Section 355 Committees were identified.

Section 355 Committees are a useful mechanism that benefits both Council and the community by providing interested persons with an opportunity to have an active role in the delivery / management of Council services / facilities. The community activity benefits through the protection given by operating under the banner of Council (particularly in insurance matters) and the Council benefits through the voluntary assistance given in carrying out its functions.

So-called Section 355 Committees are established under Section 355 of the Local Government Act which allows Council to exercise its functions through such a committee and Section 377 which allows Council to delegate certain functions to others. Section 377 specifically prohibits the delegation of certain functions, such as the appointment of a General Manager or the fixing of a fee, which require a decision of the full Council.

Whilst several Section 355 Committees were identified through reference to Council Minutes, with the exception of the Bogan Bush Mobile, no formal delegations from Council can be located.

It is important to clearly establish respective roles and responsibilities for these community committees and Council. This is both to avoid confusion in operational matters and, more importantly perhaps, in case of insurance cover and responsibilities under any legal action brought against the Committees or Council. To achieve this, Council needs to formally delegate certain responsibilities to the Committees and to have Committee constitutions that align with these.

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The General Manager initiated discussions with the Collierreina Hall Committee following insurance enquiries at the time of their centenary celebrations. Work is progressing on similar discussions with the Nyngan Museum Committee and will soon commence with the Hermidale Sportsground Committee.

### **3.3 Discussion**

Collierreina Hall which was originally built, and subsequently added to, by the local community, is situated on Crown Land under the care and control of Bogan Shire Council. Following enquiries from the Committee relating to insurance cover for their centenary event, the Committee was advised that the Hall was regarded as a Council asset, held on behalf of the community, and as such was insured by Council.

The Collierreina Hall Committee has operated independently from Council although there is acknowledgement in correspondence from the then Secretary in 2007 that "As we are a sub-committee of Council, I wondered if you would like to hear from us more regularly with a copy of our minutes".

Through discussions with the Committee agreement has been reached, subject to Council approval, on several matters with some outstanding points that need to be clarified before Council can formally delegate functions to the Committee as a Section 355 Committee of Council. These discussion points are set out in Attachment 1.

Subject to agreement on these outstanding points, the draft delegation of authority to the Committee is included as Attachment 2. The current Constitution of the Collierreina Hall Committee, Council's Facility Hire Agreement and a summary of Council's Code of Conduct are included as attachments A, B and C to the Delegation. There is some scope to tailor the Facility Hire Agreement for use at the Collierreina Hall and the General Manager will discuss this with the Committee.

An alternative to the Section 355 Committee process is for Council to formally acknowledge to the Collierreina Committee, should it choose to do so, that it is not a Section 355 Committee of Council and that Council is not regarded as the owner of the Collierreina Hall. This will prevent Council from including the building and contents in its insurance cover (Council has been advised that it can't insure any asset it doesn't own) as well as preventing any activities at the Hall from being covered by Council's Public Liability Insurance.

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It would not, however, prevent Council from making a contribution in cash or in kind towards the maintenance of the Hall or grounds or to activities held there in recognition of the community service provided.

The General Manager and Mayor held a meeting with the President and Secretary of the Collierreina Hall Committee on 3 March 2015 to discuss the points recorded in Attachment 1 and the draft Delegation of Authority. Some minor amendments were made and since then no other concerns have been raised by the Committee.

### **3.4 Attachment**

- 1 – Outstanding discussion points
- 2 – Delegation of Authority

### **3.5 Recommendation**

That Council adopts the attached Delegation of Authority for the Collierreina Hall Section 355 Management Committee, effective from 30 March 2015.

**Derek Francis**

**GENERAL MANAGER**

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Bogan Shire Council / Collierreina Hall Committee – Outstanding Discussion Points

	Description	Comment	Proposed Solution
1	One of the primary objects of the Committee is to "Assist charitable purposes in the Nyngan, Tottenham and Dubbo areas".	<p>Section 377 of the Local Government Act specifically prevents Council from delegating the function of "a decision under Section 356 to contribute money or otherwise grant financial assistance to persons."</p> <p>Only the full Council may take a decision to make a donation of this sort.</p>	<p>Monies derived from special events such as the centenary function be regarded as funds raised by the Committee for their own community purposes and not Council funds. The Committee would then be free to dispose of these funds as they saw fit. The following statement in the delegation would cover this matter</p> <p><i>"Council recognises that funds generated by members of Collierreina Hall Committee through special Hall fundraising events are not Council revenue and may be disposed of as the Committee sees fit. The Committee is still to report on these transactions in their regular report to Council."</i></p>

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	<b>Description</b>	<b>Comment</b>	<b>Proposed Solution</b>
			Monies raised through routine Hall hire fees would have to be considered as Council revenue and treated accordingly – ie put towards the other objects of the Committee such as maintenance of the Hall.
2	Membership of the Committee is not specified as any particular individual in the draft constitution but is expressed as follows - any person over the age of 18 years interested in the promotion of the objects of the committee and who attends the annual general meeting shall be entitled to become members of the committee.	It is understood that any person, eligible under the constitution, who attends the annual general meeting is considered to be a committee member for that year.	<p>That minutes of each AGM are provided to Council and that those eligible individuals listed as present, or as apologies, are considered by Council to be appointed as members of the Committee for that year.</p> <p>That the Committee's Executive ensures that meeting minutes and attendance lists for working bees clearly reflect names of members present.</p>
3	a. Facility hire fees are currently set by the Committee.	a. Section 377 of the Local Government Act specifically prevents Council from delegating the function of "the fixing of a fee" to anyone.	a. The Committee advises Council of the recommended fees and bond each financial year for Council to ratify and include in its list of fees and charges.

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	<b>Description</b>	<b>Comment</b>	<b>Proposed Solution</b>
	b. Constitution gives the Committee authority to reduce or waive all hire fees.	b. Currently, Council has delegated this authority to the General Manager	b. Delegation can provide for the Committee to reduce or waive fees as appropriate.
4	Dissolution paragraph of the constitution does not specify responsibility for ongoing management of the Hall in the event the committee is dissolved.	If the Committee has been dissolved, control over the bank account and day-to-day management of the Hall, has to be exercised by another party.	Final sentence of dissolution paragraph of the Constitution to be amended to read "Upon dissolution, assets and funds on hand shall, after payment of all expenses and liabilities, be applied to the ongoing maintenance of Collierreina Hall, under the management of the Bogan Shire Council, until such time as a committee can be reconvened."
5	Membership of the Committee does not currently include a Bogan Shire Council representative.	Generally, Council is represented by a Councillor on Section 355 Committees.	That the Committee extends an invitation to the Mayor and/or another Councillor to attend the annual general meeting.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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Attachment 2

**BOGAN SHIRE COUNCIL**

**DELEGATION OF AUTHORITY**

**Collerreina Hall**

**Section 355 Management Committee**

In order to provide for the expedient exercise and performance of its functions, Bogan Shire Council hereby:

- (a) revokes all previous delegations to the Collerreina Hall Section 355 Management Committee (Committee);
- (b) delegates to the Committee under Section 377 of the *Local Government Act, 1993*, the exercise of Council's functions specified in Schedule 1 subject to the limitations specified in Schedule 2.

It is understood and acknowledged that, according to its constitution (Attachment A), the day to day operational management of the Collerreina Hall (Hall) is vested in the Executive Committee of the Collerreina Hall Committee and that they may exercise these delegations on behalf of the Committee.

This delegation shall commence on **tba** and remain in force until expressly amended or revoked by the Council by further resolution.

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**SCHEDULE 1**

**(Functions)**

1. The responsibility for day-to-day care and management of the Facility so as to:
  - a. promote usage of the Facility to the greatest extent possible for the local community consistent with the Committee's constitution.
  - b. ensure the health and safety of persons using the Facility
  - c. ensure, as far as possible, that fees received from usage generate revenue towards meeting:
    - i. necessary maintenance of the Facility;
    - ii. the costs of future enhancement, expansion or upgrade of the Facility as determined by the Council on the advice of the Committee;

In this regard Council recognises that funds generated by members of Collierreina Hall Committee through special Hall fundraising events are not Council revenue and may be disposed of as the Committee sees fit. In the interests of public transparency the Committee is still expected to report on these transactions in their annual report to Council.

2. To manage Hall hiring arrangements, including refusal of permission to hire the Hall, where in the opinion of the Committee Executive, this is justified.
3. To conclude a Facility Hire Agreement on behalf of Council (Attachment B) for private hire and to ensure, as far as reasonably possible, that all conditions of these agreements are met by hirers. Copies of Facility Hire Agreements and attachments are to be forwarded to Council for record-keeping purposes.

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4. The responsibility to ensure that usage of the Facility is in accordance with rules adopted by Council in respect of the Facility such as those contained in the Facility Hire Agreement. (It being noted that Council's public liability insurance covers normal activities of the Committee).
5. To make recommendations to the Council as to the appropriate fees for usage of the Facility and to charge fees for usage of the Facility as are approved by Council.
6. To reduce or waive Hall hire fees where, in the opinion of the Committee Executive, this is justified.
7. To operate bank accounts in the name of the Collierreina Hall Committee for the purposes of depositing the revenue and meeting the expenditure referred to in these delegations. The accounts shall be operated by the president, secretary and treasurer with two signatures required for any withdrawals, including electronic funds transfers, or cheques.
8. To expend revenue received from use of the Facility and any other operational funds which may be received, towards day-to-day operational expenses, costs associated with Committee events at the Hall and any maintenance referred to in paragraph 9.
9. To expend revenue from use of the Facility towards such maintenance of the Facility as the Committee considers necessary and appropriate to a maximum value of \$5,000 for each work. To ensure that such minor maintenance works are carried out by licensed contractors with public liability insurance and workers compensation (if not a sole trader) and further to ensure that contractors can show compliance with WH&S standards and regulations. All works must comply with the Building Code of Australia and relevant Australian Standards.

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10. To make recommendations to the Council as to any other maintenance of the Facility that the Committee considers necessary and appropriate and to expend revenue towards any such maintenance as approved and directed by the Council.
11. To make recommendations to the Council as to any enhancement, expansion or upgrade of the Facility that the Committee considers appropriate.
12. To advise Council of any changes that impact on building or building contents insurance. (It being noted that Council's insurance covers these assets).
13. To make recommendations to the Council on rules which should be applicable to the use of the Facility.
14. To make such other recommendations to the Council in respect of the Facility as the Committee thinks appropriate from time to time.

**SCHEDULE 2**  
(Limitations)

1. The Functions do not include any which are excluded from being delegated to the Committee by s377(1) of the Local Government Act 1993 or any other law as applicable from time to time including, but without limitation:
  - a. the fixing of a fee,
  - b. the borrowing of money,
  - c. the acceptance of tenders which are required to be invited by the Council,
  - d. contributing money or otherwise granting financial assistance to persons.

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In regard to (d) above, Council recognises that funds generated by members of Collierreina Hall Committee through special Hall fundraising events are not Council revenue and may be disposed of as the Committee sees fit. In the interests of public transparency the Committee is still expected to report on these transactions in their annual report to Council.

2. The Functions do not include any of the following:

- a. The sale, lease, sub-lease or surrender of land or other property vested in its care.
- b. The payment or making of a gift to its members from Council revenue. This includes the payment of allowances or travelling expenses for attending Committee meetings.
- c. The payment of monies outside the scope of the Committee's objects as defined in its constitution.

3. Exercise of the Functions is subject to:

- a. Decisions being made in accordance with appropriate meeting procedures as determined by the Committee (such as quorum, notice of meeting, agenda and voting).
- b. Decisions being minuted and the minutes being signed by the President and Secretary.
- c. Minutes being forwarded to Council for information and record-keeping.
- d. Financial (income and expenditure) records being maintained and a summary of all financial transactions (such as a profit and loss statement) being included in the annual report to Council.
- e. Compliance with Council Workplace Health and Safety policy and guidelines.

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- f. Compliance with Council's adopted code of conduct. (Applies to all Councillors, members of staff and delegates of council, including Section 355 Committee members.) Summary provided at Attachment C.

- 4. The Committee may not direct Council staff in the performance of their duties.

In this delegation:

'Facility' means Collierreina Hall

Adopted by Council: tba

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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*Attachment A*

## Collerreina Hall Committee

### DRAFT CONSTITUTION

This body shall be known as "Collerreina Hall Committee".

- Objects:** (a) To assist charitable purposes in the Nyngan, Tottenham and Dubbo areas.  
(b) To maintain, repair and improve Colleirreina Hall  
(c) To provide a function for local people particularly young people on the land  
(d) To hold a series of functions and events throughout the year
- Members:** All persons over the age of 18 years interested in the promotion of the above objects shall be entitled to become members of the organisation. There is no membership fee and any person over the age of 18 years who attends the annual general meeting shall be entitled to become members of the committee
- Management:** The management of the organisation shall be vested in an executive committee consisting of members of the organisation who have been elected by a majority of the members.
- Officers:** The officers of the committee shall be the president, secretary, treasurer and a maximum of three vice-presidents.
- Elections:** The officers of the organisation shall be elected at the annual general meeting which shall be held in July of each year. Candidates for office shall be nominated and seconded and if necessary, the election decided by ballot. Each officer shall be entitled to re-election for a maximum period of three (3) consecutive years.
- Meetings:** The annual general meeting shall be held in July when the annual report and balance sheet shall be presented. The organization shall meet when required throughout the year. A Special meeting may be called by the committee provided seven (7) days notice is given to members.
- Funds:** Funds raised shall be applied to the Objects of the Committee.  
Funds are to be placed in an interest bearing investment/savings/cheque account at any recognized bank or credit union within Bogan Shire or as convenient for the executive (eg. Tottenham). The accounts shall be operated by the president, secretary and treasurer with two signatures being required to sign withdrawal forms and cheques. (i.e no signatures required for deposits).
- Facilities Hire & Nomination of Charges:** Colleirreina Hall Committee has sole authority to hire all hall facilities and authority to reduce or waive all hire fees.
- Amendment of Rules:** This constitution shall not be added to or amended except with the approval of at least three quarters of the members attending the annual general meeting or special meeting that may be called from time to time during the year.
- Application of Profits/Income:** The organisation is required to apply its profits, if any, and other income to the promotion of its objects and is prohibited from paying dividends or distributing profits or income to its members.
- Dissolution:** The organisation shall be dissolved upon the vote of a three fourths majority of the members present at a special meeting convened to consider such question. Upon dissolution, assets and funds on hand, shall after payment of all expenses and liabilities be applied to the ongoing maintenance of Colleirreina Hall until such time as a committee can be reconvened.

*Amendments taken to 2014, Annual General Meeting*

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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*Attachment B*



**FACILITY HIRE AGREEMENT**

Venue/Facility Required: .....

Event: .....

Hire Date: From: ..... To: .....

Hire Times: From: .....am/pm to: .....am/pm

Expected no. of attendees: .....

Hirer/Organisation: .....

Contact Person: .....

Address: .....

Phone: .....

Second Contact Person: .....

Address: .....

Phone: .....

**Hire Fees:**

- ☐ Deposit Paid
- ☐ Bond Paid
- ☐ Key Deposit Paid
- ☐ Hire Fee Paid

**Insurance:**

Attached is a copy of the Public Liability Insurance certificate of currency. *(where applicable)*

Policy No: .....

Insurer: .....

Amount: .....

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**Liquor Licence:**

- ☐ I have attached a copy of the liquor licence
- ☐ I have attached a copy of the RSA certificate/s
- ☐ Not required (no alcohol to be sold or consumed)
- ☐ Security has been arranged (*minimum 1 guard to 100 persons*)

**Equipment Hire: (If required)**

- ☐ Tables (specify number required): .....
- ☐ Chairs (specify number required): .....
- ☐ Other items: .....
- ☐ Delivery of equipment required (fee applies)

**This section must be signed and returned to Council together with the required fees and/or security deposit at least 7 days prior to the function/event. Failure to do so will result in access to the facility being denied to the hirer.**

I undertake that I will at all times in the future indemnify the Bogan Shire Council and their agents, servants and employees and keep them indemnified against all actions, liabilities, proceedings, claims and expenses in respect of any injury or damaged suffered by myself or any person present at my invitation or my knowledge, permission or authority arising out of or connected with my use of the facility. Without limiting the generality of this indemnity I accept that it includes breaches of duty by the occupier of the facility or any other duties imposed by law upon the Bogan Shire Council its agents, servants or employees in respect of the facility or the presence of my group at the facility.

I, .....  
(Please print full name)

of .....  
(Full address)

representing .....  
(Organisation if applicable)

as hirer of the ..... (Facility)

on ...../...../..... acknowledge having read and accepted the conditions of hire.

Signed: ..... Date: .....

## General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2015

### *Conditions of Hire:*

1. Council reserves the right not to accept the hire application or to cancel the booking at any time.
2. The hirer must pay the required fees and/or security deposit with the signed section of these conditions of hire to Council at least 7 days before the date of the function/event. Failure to do so may result in access to the facility being denied to the hirer.
3. A tentative booking shall be permitted subject to confirmation being given by the hirer to Council at least 14 days before the date of the function/event.
4. Sub-letting of the facility is prohibited.
5. The hirer shall conform to and obey all reasonable directions given by an authorised person in regards to use of the facility.
6. A police officer or authorised person shall have access to the facility at any time, notwithstanding any hiring.
7. Any hirer not complying with the provisions of these conditions may be removed from the facility by an authorised person or a police officer.
8. Council takes no responsibility for the property of any hirer whilst at the facility.
9. Any motor vehicle driven or parked in the confines of the facility is entirely at the owners risk and no responsibility is accepted by Council for any theft or damage.
10. The hirer shall not write on, decorate, placard, cut, or pierce with nails, screws or similar devices the floor, wall or any part of the facility without permission from Council.
11. The hirer shall be responsible for all damage caused to the facility during the period of hire and will be required to pay the costs of all repairs.
12. Where the hirer of the facility is an incorporated entity e.g. sporting club, non-profit organisation, they will be required to have public liability insurance cover for a sum of at least twenty million dollars (\$20,000,000) for any one occurrence. An insurance certificate of currency will need to be submitted along with the signed sections of this agreement.
13. The hirer shall not bring into, be found in possession of, sell or consume intoxicating liquor in the facility without the necessary licences and Council approval.
14. The hirer shall enforce the following requirements within the facility:
  - No alcohol unless permission is obtained from Council; if alcohol is to be consumed a liquor licence is required.
  - Where alcohol is to be served, security will need to be provided on the ratio of 1 guard to 100 persons. (1:100)
  - No alcohol is to be served in glass without seeking prior approval from Council.
  - All doors are to be checked and secured before leaving including fire exit doors.
  - Smoking is not permitted in the facility.
  - Confetti is not to be used in or around the facility.
  - All electrical appliances are to be switched off before vacating the facility.
  - No furniture is to be dragged across floors.
  - Conduct likely to cause damage is not permitted.
  - There shall be no interference with furniture and equipment not belonging to the hirer and not forming part of the hire agreement.
15. All fittings and equipment are to be left as found and the facility is to be left in a clean and tidy condition. The provision of cleaning equipment is the responsibility of the hirer. Recyclable materials are to be placed into the correct waste disposal bins.
16. All vehicles admitted to the facility and surrounds are to be driven and parked so that no damage is caused to the facility or to the detriment of the public.
17. Use of the facility later than 12.00 midnight Sunday to Thursday inclusive and 1.00am Friday and Saturday is not permitted unless approval has been granted by Council.
18. The hirer of the facility must ensure that the users of the facility are familiar with the location of all emergency exits and equipment.

*Non-compliance with any of these conditions shall render the hirer liable to a penalty as determined by Council, to be deducted from the hirer's security deposit.*

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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*Office use only: Manager's Comments*

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*Hire Fees Waived: (Authorisation by General Manager)*

Signed: .....

*Approved for Hire:*

Name: .....

Position: .....

Signature: .....

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council  
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*Attachment C*



**Premier & Cabinet**  
Division of Local Government

## STANDARDS OF CONDUCT FOR COUNCIL OFFICIALS

### **Council officials play a vital role in serving local communities**

To do this effectively, you will want to uphold the highest standards of behaviour to ensure communities have trust and confidence in local government.

### **What are the expected standards of behaviour?**

The standards of behaviour are described in detail in the Model Code of Conduct. The Code is a legal document that all officials are obliged to understand and follow. The Model Code forms the basis of each council's code of conduct. Highlighted below are the expected standards of behaviour for all council officials.

#### **You must:**

- conduct yourself in a manner that will not bring council into disrepute
- act lawfully and honestly, and exercise due care
- treat others with respect and not harass or discriminate against them, or support others who do so
- consider issues consistently, promptly and fairly
- ensure development decisions are properly made and deal fairly with all parties involved
- disclose and appropriately manage conflicts of interests including, in the case of councillors, from reportable political donations
- use and secure information appropriately and not disclose confidential information
- use council resources ethically, effectively and efficiently.

In addition, staff must ensure the efficient and effective operation of council's organisation and implement decisions of council without delay.

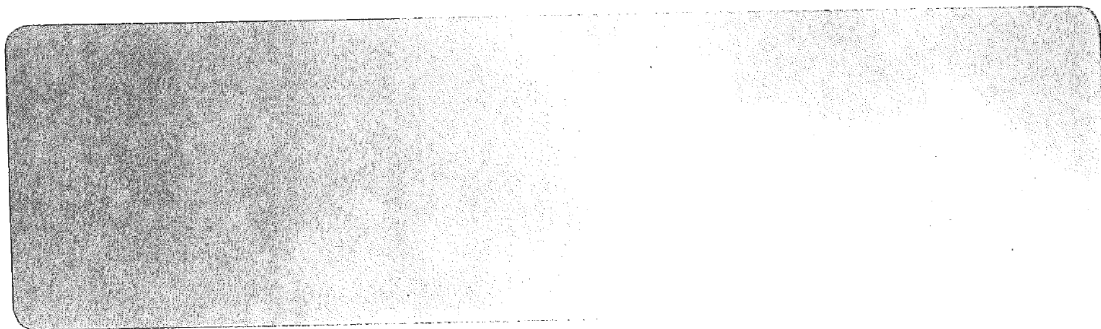
#### **You must not:**

- accept money or gifts of value and avoid situations that may appear to secure favourable treatment
- make complaints improperly, take detrimental action in response to complaints, or disclose information about code of conduct matters.

In addition, councillors must not:

- direct or influence council staff in the exercise of their role
- participate in binding caucus votes, except for nominations.

## General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2015



### What happens if the standards are not met?

The small number of cases where a council official fails to follow the Code will be dealt with in accordance with the Model Code Procedures.

Breaches of these standards may be reported to the general manager or, in the case of a breach by the general manager, to the Mayor. Serious complaints that cannot be resolved informally may be investigated by an independent conduct reviewer.

#### Councillors

Breaches by councillors may result in:

- censure
- requirement for training
- counselling
- requirement to apologise
- findings of inappropriate conduct being made public
- referral to the Division of Local Government for disciplinary action, including suspension for up to three months
- referral by the Division to the Pecuniary Interest and Disciplinary Tribunal for suspension for up to six months or disqualification from holding civic office.

#### General managers

Breaches by general managers may result in:

- requirement for training
- counselling
- requirement to apologise
- findings of inappropriate conduct being made public
- other actions specified under the general manager's contract.

#### Council staff

Breaches by council staff may result in disciplinary action, termination or, in the case of non-senior staff, other penalties permitted under the relevant industrial award.

#### Delegates or council committee members

Breaches by delegates or council committee members may result in:

- censure
- requirement to apologise
- prosecution
- removal or restriction of delegations.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

**REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF  
CORPORATE SERVICES**

**Mayor and Councillors**

The following reports are submitted for consideration:-

**1 BANK RECONCILIATION**

**1.1 Introduction**

The purpose of this report is to present the reconciliation of Council's cash book, bank statements and ledger bank account as at 28 February 2015.

**1.2 Background**

The presentation of the reconciliation of Council's cash book, bank statements and ledger bank accounts is not a requirement of any Act, however historically it has been provided for the information of Councillors.

<b>Bank Reconciliation for February 2015</b>		
<b>Council General Fund</b>		
Bank Statement Balance	\$	503,857.48cr
Add Deposits not yet receipted	\$	27,935.94cr
Less Unpresented Payments	\$	92,051.94dr
<b>Balance as per Council</b>	<b>\$</b>	<b>439,741.48cr</b>
<b>Represented by the following in Council Ledgers</b>		
Account		
<b>19001.8000.8000</b>	<b>\$</b>	<b>439,741.48cr</b>
<b>Difference</b>	<b>\$</b>	<b>0.00</b>

**1.3 Recommendation**

That the Bank Reconciliation Report be received and noted.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
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## **2 INVESTMENTS FEBRUARY 2015**

### **2.1 Introduction**

The purpose of this report is to outline the performance of Council's investment portfolio for the month of February 2015.

### **2.2 Background**

In accordance with Clause 212 of the Local Government (General) Regulation 2005 a report must be presented to the Council setting out details of all the money that the Council has invested under section 625 of the Act.

### **2.3 Discussion**

The Investment Report for February 2015 is shown below. At the 28<sup>th</sup> February 2015 Council had \$8.3 million invested. There has been a \$1.8 million increase in Council's investments since the January 2015 report. This is due to the invoices being raised for the Singletons Road project and the third quarter FAG instalment being received.

Consideration of this report means that Council is complying with the Local Government (General) Regulation 2005.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
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### Investment Movements for February 2015

It is hereby certified that these investments have been made in accordance with the Local Government Act 1993 and the Regulations thereto.

Bogan Shire - Investment movements for February 2015							
REF	Source	Maturity	Days	% rate	Interest	Bal 31/01/2015	Bal 28/02/2015
4506	CBA	17-Apr-15	180	3.600%	14,202	800,000.00	800,000.00
4493	CBA	11-Feb-15	120	3.600%	11,835	1,000,000.00	1,000,000.00
838	NAB	06-May-15	180	3.550%	9,000	500,000.00	500,000.00
839	NAB	08-May-15	180	3.500%	18,049	1,000,000.00	1,000,000.00
840	NAB	11-Mar-15	180	3.700%	18,246	1,000,000.00	1,000,000.00
3204	Bankwest	17-Mar-15	90	3.500%	8,630	1,000,000.00	1,000,000.00
802	Westpac - Maxi direct	n/a	n/a	2.250%		1,182,445.77	3,035,004.97
				Variable			
	Balance securities held					6,482,445.77	8,335,004.97
	Balance Ledger 19010.8200.8200					6,482,445.77	8,335,004.97
	<b>Summary by institution</b>						
	CBA					1,800,000.00	1,800,000.00
	NAB					2,500,000.00	2,500,000.00
	Bankwest					1,000,000.00	1,000,000.00
	Westpac					1,182,445.77	3,035,004.97
						6,482,445.77	8,335,004.97

## 2.4 Recommendation

That the Investments Report be received and noted.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

### **3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION**

#### **3.1 Introduction**

The purpose of this report is to provide a comparison of rate collections as at February 2015, with the same period last year.

#### **3.2 Discussion**

This report is provided for the information of Councillors.

<b>Rate Collections</b>	<b>2014-2015</b>	<b>2013-2014</b>
Arrears Prior to 01/07/2014	226,888	380,947
First Installment Outstanding as at 28/02/2015	34,216	43,575
Second Installment Outstanding as at 28/02/2015	48,444	71,100
Third Installment Outstanding as at 28/02/2015	209,586	167,631
<b>Total Arrears</b>	<b>488,339</b>	<b>663,253</b>
<b>Total Outstanding</b>	<b>1,424,101</b>	<b>1,526,804</b>
<b>Monthly Transactions</b>		
Amount Levied & B/Fwd	4,758,208	4,925,733
Add: Adjustments	29,227	-104,575
Less: Payments to end of January	-3,288,893	-3,218,713
Less: Rebates	-77,443	-75,640
Add: Postponed	3,002	0
<b>Gross Total Balance</b>	<b>1,424,101</b>	<b>1,526,804</b>
<b>Arrears of total amount levied %</b>	<b>11%</b>	<b>14%</b>

Total arrears have dropped from \$663,000 at the end of February 2014 to \$488,000 as at 28 February this year.

Each installment amounts to approximately \$1,190,000  
(Total Rates, Waste, Water & Sewer Access Charges)

Council has collected at this date \$70,000 more than at the same time last year.

3% of rate payers had not paid their first installment prior to the 28 February, 2015.  
4% of rate payers had not paid their second installment prior to the 28 February, 2015.  
18% of rate payers had not paid their third installment prior to the 28 February, 2015, reminder notices will be sent to ratepayers through the week ending 13 March 2015.

#### **3.3 Recommendation**

That the Rates Collections Report be received and noted.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

## **4 METHODS OF COLLECTION OF UNRECOVERABLE RATES IN ADDITION TO A SECTION 713 SALE**

### **4.1 Introduction**

The purpose of this report is to present Council with alternate strategies for recovering outstanding rates on properties that have been earmarked to be sold under Section 713 of the Local Government Act 1993.

### **4.2 Background**

Extensive research, in conjunction with NV Lawyers, has been conducted on the implications of selling properties with doubtful debts. It has been determined, that on some properties, the costs associated with selling the property will outweigh the funds recovered, if in fact the property sells.

### **4.3 Discussion**

All properties that have been listed to be sold under Section 713 will first be sent to NV Lawyers where each property will be assessed on an individual basis.

- Properties which we have been able to ascertain the ownership of, will first have 'standard' methods of recovery action applied, if they have not already.
- Skip tracing may be used to identify individuals that are not known to Council or are unable to be located by standard debt collection methods. Records that skip tracers use for identification may include credit reports, loan applications, job applications, criminal background checks, utility bills, centrelink, disability and compensation, and public tax information.
- Once the location of owners have been established and a plan formulated by NV Lawyers, Council may use any of the following as an alternative to a Section 713 Sale of Land for Unpaid Rates;
  - **Notice on Occupier pursuant to section 569 of the Act**  
Upon service of such a notice, an occupier must pay rents due in respect of the land to Council, failing which judgment may be entered against them.
  - **Bankruptcy**  
This option is preferred if the debtor has numerous properties or the property is unencumbered. In petitioning for the bankruptcy of a rate payer, a Council will present their petition as if they were an unsecured creditor.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

- **Drawing on mortgage**

Most mortgages contain provisions that require that Council rates and charges be paid. Such provisions allow the Bank to pay such sums to Council and debit the loan account. Council cannot approach the Bank direct due to privacy laws, but the issue of various notices to the mortgagor during a rates sale, or upon the request of the rate payer, the Bank may intervene and make payment.

- **Writ of execution on Land (writ on title)**

Involves enforcing a judgment by way of a Sheriff sale of land. The Sheriff will not sell the rateable property in satisfaction of the related rates debt, but will sell any other property owned by the rate payer to satisfy the rates debt. For example, if the rates have not been paid on the investment property, the Sheriff can sell the rate payer's principal residence. This strategy is ideal for rate payers that do not live in the local region. A key benefit of this approach is that the Sheriff will be selling the property, not Council or its solicitors. The target of any criticism in respect of the conduct of the sale will be the Sheriff, not the Council or its solicitor.

- **Transfer of Land in lieu of rates – section 570**

A Council may accept a transfer of the land in full and final satisfaction of rates, charges or accrued interest. This is more appropriate where the rates debt exceeds the value of the land and the rate payer does not own other land. This is an attractive option for a rate payer that wishes to rid themselves of the property. Council can convert land that has little value, that cannot be sold, into 'Parks or Reserves' which are not rateable thereafter.

- Properties in which the owners are deceased, unable to be located or the property cannot be legally transferred are to be changed to Council's rating category of Business–Unknown and the rates will then be written off annually until such time as the legislation changes.

#### **4.4 Recommendation**

1. The report be received and noted
2. Council approves all other methods of recovery in addition to the sale of land for unpaid rates

**Luke Taberner**

**Manager Corporate Services**

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

**REPORT TO THE ORDINARY MEETING OF COUNCIL – MANAGER OF  
ENGINEERING SERVICES REPORT**

**Mayor and Councillors**

I submit the following report for consideration:-

**1 OPERATIONAL REPORT**

**1.1 Civil Works**

The work undertaken between the reporting period from the 9 February 2015 to 13 March 2015 consisted of the following:-

- Levelled and compacted pad at airport for RFS water tank.
- Repairs to residence at 26 Flashman Avenue.
- Poured concrete and installed soft fall and play equipment at Girilambone Park.
- New sprinkler system installed in arena at showground.
- Repaired toilet doors at the Town Hall.
- Installed clothes line at the Old Ambulance Station.
- Pavement repairs in the CBD.
- Repaired vanity at Cemetery toilets.
- Erected Cobb & Co Shed frame at Teamster's Rest.

**1.2 Community Facilities**

The work undertaken by Council's Community Facilities during this reporting period consisted of the following:-

- Preparation of the ovals and sporting fields.
- Cleaning and sweeping of the Nyngan CBD.
- Preparation for ANZAC Day.
- Cleaning and maintenance of town streets and nature strips.
- Cleaning of town streets gutters and culverts.

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

### 1.3 Roads

The work undertaken during this reporting period by Works Crews consisted of the following:-

No.	Name	Comments
10	Pangee Road	Maintenance grading continuing
8	Bobadah Road	Maintenance grading completed
3	Buddabadah Road	Maintenance grading completed
81	Benah Road	Re-sheeting completed
1	Mulla Road	Maintenance grading completed
4	Dandaloo Road	Construction completed and sealed
30	Eulo Glen Road	Re-sheeting R2R completed
30	Eulo Glen Road	Maintenance grading completed
24	Canonba Road	Re-sheeting continuing
HWY 8	Barrier Highway	Shoulder grading completed
HWY 7	Mitchell Highway	Heavy patching completed
HW 8	Barrier Highway	Heavy patching completed
HWY 8	Mitchell Highway	Resealing continuing
MR70	Coolabah-Bre Road	Slashing completed
HWY 7	Mitchel HWY	Slashing completed
12	Coffil's lane	Construction continuing

Council's Jet-Patcher during this reporting period has carried out routine maintenance on the following roads:-

- Nyngan town streets;
- Shoulder widening Mitchell Highway;
- Cockies Road;
- Canonba Road;
- Tottenham Road; and
- Barrier Highway.

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

The works program for the remainder of March and April includes but is not limited to the following:-

- Continuing re-sheeting and grading under R2R funding including Hickey's Road and Merryanbone Road.
- Commence construction and sealing of 1km of Coffils Lane.
- Commence construction of 2km of Hermidale Nymagee Road.
- Commence construction and sealing of 1km of Pangee Road.
- Construct and seal Oval Place.
- Maintenance and improvements to the Nyngan racecourse track.
- Resealing nominated section of the Barrier Highway.
- Shoulder grading of the Tottenham Road in preparation for resealing.

Complete heavy patching to sections of the Barrier and Mitchell Highway.

#### **1.4 Recommendation**

That the Operational Report for the period 9 February 2015 to 13 March 2015 be received and noted.

## **2 TRAFFIC COMMITTEE MEETING RECOMMENDATIONS**

### **2.1 Introduction**

The purpose of this report is to present the discussions of the Traffic Committee meeting held on Wednesday 4 March 2015 and for Council to consider their recommendations.

### **2.2 Background**

The Traffic Committee meets quarterly to discuss traffic and pedestrian facilities and issues and to make recommendations to Council.

### **2.3 Discussion**

The following issues were discussed:-

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

### **Parking in Nymagee Street**

The Manager Engineering Services reported that the 45 degree rear to kerb angle parking had been implemented at the Aussie Hotel in December (after consultation with the owner) and was working well at this location.

### **RMS Safety Camera Sign**

RMS advised that the sign is not likely to be moved from its current location.

### **Junior Rugby League Oval**

The provision of a safe crossing of Cannonbar Street to Moonagee Park for junior league players was discussed further.

Recommendation: Request RMS to provide funding to install bollards and “No Stopping” signs either side of Cannonbar Street to provide an area with no parked vehicles for improved sight distance and safer crossing of the street for young children.

### **Pangee Street Intersection with Moonagee Street**

The design of concrete blisters in Moonagee Street at the Pre-School was trialled and proved to be unsuitable in allowing large vehicles to make the turn safely without crossing the centreline.

Recommendation: Request RMS to provide funding for a concrete blister on the western side of Moonagee Street for a “Give Way” sign and an advanced warning “Give Way” sign.

### **Mitchell Highway Intersection with Moonagee Street**

Maxine Poulson was invited to attend the meeting to discuss her request to give the Mitchell Highway the right of way at the Moonagee Street and Pangee Street intersections. Maxine was also concerned about the limited sight distance at these intersections due to the existing trees and signage.

Various options were discussed but the committee agreed that the existing Pangee/Moonagee Street configuration could not be modified greatly without major changes. It was also agreed that vehicles travelling south in Moonagee Street from Wambiana Street could “Give Way” to the Mitchell Highway at Nymagee Street (giving the highway right of way at this intersection).

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

## **2.4 Recommendations**

1. That the report be received and noted.
2. Request RMS to provide funding to install bollards and "No Stopping" signs either side of Cannonbar Street to provide an area with no parked vehicles for improved sight distance and safer crossing of the street for young children.
3. Request RMS to provide funding for a concrete blister on the western side of Moonagee Street for a "Give Way" sign and an advanced warning "Give Way" sign.
4. Trim trees and relocate signs in Pangee Street at the Moonagee Street intersection to improve sight distance to the east for highway traffic.
5. Relocate the "Give Way" sign and holding line from Nymagee Street into Moonagee Street giving highway traffic the right of way at this intersection for a trial period of six months. Provide a "Children Crossing" warning sign in Nymagee Street to warn highway traffic of pedestrians.

## **3 FOOTY FACILITIES GRANT**

### **3.1 Introduction**

The purpose of this report is to advise Council of a grant received by the Nyngan Rugby League Football Club of \$50,000 towards the proposed extension of the existing dressing rooms at Larkin Oval.

### **3.2 Background**

The Nyngan Rugby League Club in late 2014 applied to the NRL and Department of Sport and Recreation for funding to extend the existing dressing sheds at Larkin Oval. The extension of the building was estimated to cost \$100,000. The grant amount funded could only be up to 50% of the total project with the remaining balance to be funded locally.

The Club was advised on the 13/03/2015 that its application was successful.

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**

### **3.3 Discussion**

This grant to extend the existing dressing rooms could only be lodged by either of the local league clubs. The successful grant of \$50,000 has to be matched in kind. The Nyngan Rugby League Club are requesting Council to contribute the remaining \$50,000 towards the construction costs. The in kind expenses can be made up from plant, labour and materials.

This grant is a great opportunity to improve this facility and benefit all the current users which includes Nyngan Junior Rugby League, Nyngan Senior Rugby League, Nyngan Rugby Union Club and local schools.

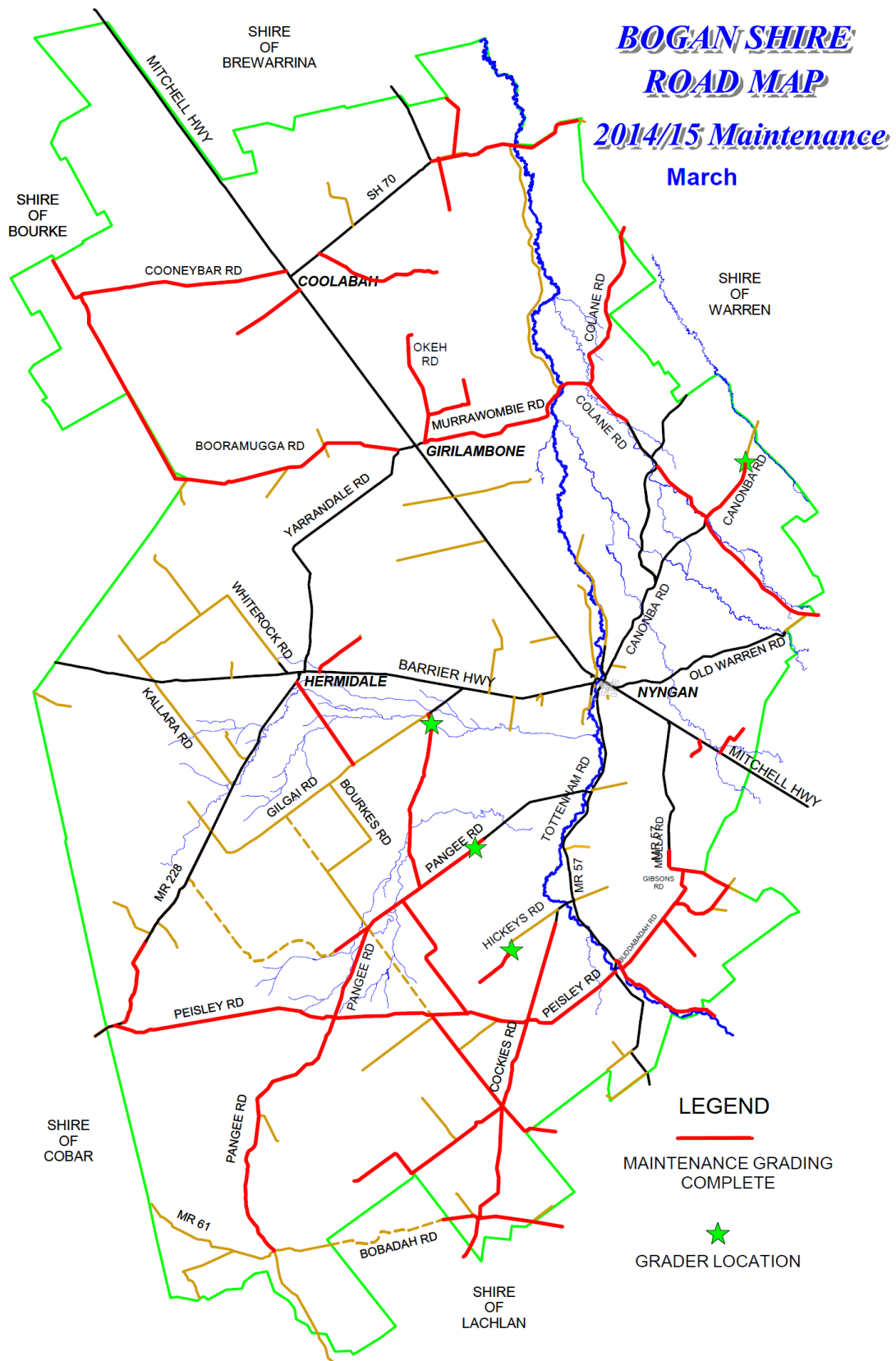
### **3.4 Recommendation**

That Council commits \$50,000 in the 2015/2016 budget for the improvements of the Larkin Oval dressing rooms.

**Graeme Bourke**

**Manager Engineering Services**

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council  
held on 26 March 2015**



**Manager of Development and Environmental Services' Report to the Ordinary Meeting of  
Bogan Shire Council held on 26 March 2015**

**REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF  
DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT**

**Mayor and Councillors**

I submit the following reports for consideration:-

**1 DEVELOPMENT APPLICATIONS**

**1.1 Introduction**

Three (3) Development Applications have been approved since Council's February 2015 meeting.

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2013/012	Ian & Mrs Sara Drain	6 Cathundril Street NYNGAN	Dwelling extension	40,000	Awaiting additional information as of 16/5/2013
2014/001	Dr Ryan Heggie	Cannonbar Road, NYNGAN	Hangar	64,000	Awaiting additional information as of 10/2/2014
2014/004	Ian Bennett	Mitchell Highway, NYNGAN	Transport depot	25,000	Awaiting additional information as of 22/4/2014
2014/013	Bruce Jordan	'Killawarra' COOLABAH	Extracting sand and gravel	5,000	Still waiting on consent from CL's 24/7/2014
2014/024	Kelvin Anderson	446 Okeh Road GIRILAMBONE	Subdivision	N/A	Being assessed as of 30/10/2014
2015/002	Evonne Smith	Oval Place NYNGAN	Transportable Dwelling	272,844	Approved 6/2/2015
2015/003	James & Alison Hampstead	33 Warren Street NYNGAN	New dwelling	399,000	Approved 3/3/2015
2015/004	Tritton Resources Pty Ltd	Mitchell Highway GIRILAMBONG Lot 10 DP 751315 & Lot 3 DP 751342	Underground mine	20,000,000	Being assessed 3/3/2015

**Manager of Development and Environmental Services' Report to the Ordinary Meeting of  
Bogan Shire Council held on 26 March 2015**

2015/005	WR Nominees Pty Ltd	11 Derrybong Street NYNGAN	Change of use	N/A	Approved 3/3/2015
2015/006	Radhe Krishna Investments Pty Ltd	124 Nymagee Street NYNGAN	Demolish shed, Erect shed & fuel tanks	150,000	Being assessed 3/3/2015
2015/007	Michael Enright	74 Warren Street NYNGAN	Patio Cover	5,670	Being assessed 10/03/2015
2015/008	Glad Eldridge	97 Cobar Street NYNGAN	Shed	8,862	Awaiting additional information 10/03/2015

**1.2 Recommendation**

That the Development Applications Report be received and noted.

## **2 OPERATIONAL REPORT – PARKS AND GARDENS TEAM**

### **2.1 Introduction**

The purpose of this report is to outline the key work undertaken by the Parks and Gardens Team since Council's February 2015 meeting.

### **2.2 Discussion**

Key works that have been undertaken consisted of the following:-

- O'Reilly Park Playground:-
  - assisted contractor with bulk excavation of playground area and make ready for new softfall material;
  - install new softfall material; and
  - arrange Civil Works Team to reinstall playground gate.
- Flood Memorial Carpark:- planted 3 new Flowering Ash Trees to central garden strip and mulched area, existing irrigation system checked and made operational.
- Old BP Service Station site:- assisted in removal of concrete driveway at Nymagee Street frontage and backfill driveway crossing.
- Teamster Rest:-
  - filled footing area of building to be ready for frame and truss erection by Civil Works Team;
  - new water service installed by Water Works as directed by Parks and Garden Supervisor;
  - recommission existing irrigation to nature strip; and
  - designed new irrigation system and layout to remaining portion of rest area to suit overnight camping.
- Heritage Park:-
  - spread fertilizer to entire area; and
  - minor pruning to Fig Tree to make ready for ANZAC Day.
- Undertook general maintenance duties to remaining Parks and Garden areas.

### **2.3 Recommendation**

That the Operational Report – Parks and Garden Team be received and noted.

### **3 OPERATIONAL REPORT – NOXIOUS WEEDS OFFICER**

#### **3.1 Introduction**

The purpose of this report is to outline the key work undertaken by the Noxious Weeds Officer since Council's February 2015 Council Meeting.

#### **3.2 Discussion**

Key work undertaken consisted of the following:-

- Albert Priest Channel - general maintenance spraying;
- Rural roads:- edge break Hermidale/Nymagee, Colane Road, Tottenham Road;
- Racecourse;
- Showground Road;
- Property inspections:- Macquarie Valley WAP Funding;
- Liaise with Mick Ryan Local Land Service;
- Liaise with Edwin Munian, Consolidated Power (Solar Farm) for weed control inspection and advice;
- Road inspections; and
- Hermidale Village - Prickly Pear Program.

#### **3.3 Recommendation**

That the Operational Report – Noxious Weeds Officer be received and noted.

**Timothy Riley**

**MANAGER OF DEVELOPMENT & ENVIRONMENTAL SERVICES**

## PRECIS OF CORRESPONDENCE

### 1 TRADE & INVESTMENT

Office of the NSW Cross-Border Commissioner

Attached is a copy of correspondence received the Office of the NSW Cross-Border Commissioner advising of the NSW Cross-Border Commissioner Business Plan 2015-18. This Plan articulates the strategic direction for the NSW Cross-Border Commissioner for the next four years. The Office was established in 2012 to identify and help resolve issues that NSW residents, businesses and other organisations face as a result of being located near a NSW state border. The Plan aims to maximise the opportunities for business and communities in NSW cross-border areas by enabling more effective delivery of NSW Government functions and services, and by ensuring that legislative, regulatory or policy impediments to business, economic and social development are appropriately addressed.

**General Manager's comment:** A copy of the Trade & Investment Cross-Border Commissioner Business Plan 2015-2018 will be available at the Council Meeting.

**1.1 Recommendation:** That the correspondence received from the Office of the NSW Cross-Border Commissioner advising of the NSW Cross-Border Commissioner Business Plan 2015-18 be received.

### 2 FIRE & RESCUE NSW

Attached is a copy of correspondence received from Fire & Rescue NSW advising that the Minister for Police & Emergency Services recently approved the 2014/15 estimated expenditure for Fire & Rescue NSW (FRNSW). Council's contribution is \$17,994. The first three installments have been paid

**2.1 Recommendation:** That the correspondence received from Fire & Rescue NSW advising that the Minister for Police & Emergency Services recently approved the 2014/15 estimated expenditure for Fire & Rescue NSW (FRNSW) be received.

### **3 THE HON BOB BALDWIN MP**

Parliamentary Secretary to the Minister for the Environment

Mark Coulton MP, Member for Parkes

Attached is a copy of correspondence forwarded to Mark Coulton MP from the Parliamentary Secretary in reply to Council's letter sent to the Minister for Infrastructure and Regional Development, The Hon Warren Truss MP, concerning the cessation of the Bureau of Meteorology's Aerodrome Forecast (TAF) for the Nyngan Airport. The Parliamentary Secretary advises the Bureau recovers the entire cost of its aviation meteorological services from the aviation industry. Council's response to the draft report on industry feedback on the proposed aircraft movement and passenger thresholds for obtaining an industry funded TAF services has been noted. A panel determined that given the number of aircraft movements at Nyngan airport and the continued availability of TAF services at a number of other aerodromes within the region, there was insufficient air traffic to justify the continued provision of the industry funded TAF service at the Nyngan airport. The cancellation of a TAF service does not mean that an aerodrome cannot operate. In the absence of a TAF, flights to an aerodrome are required to carry sufficient fuel to allow them to divert to a suitable alternate site with a TAF.

**3.1 Recommendation:** That correspondence received from the Parliamentary Secretary in reply to Council's letter concerning the cessation of the Bureau of Meteorology's Aerodrome Forecast (TAF) for the Nyngan Airport be received.

### **4 EARTH HOUR – LIGHTS OUT**

Attached is a copy of an email received from World Wildlife Fund (WWF) regarding Council's support of Earth Hour. Earth Hour day is Saturday 28 March 2015. This event encourages community members to think about the environment by turning their lights out for one hour on this day.

**4.1 Recommendation:** That Council participates in Earth Hour's Lights Out on Saturday 28 March 2015.

## **5 MELBOURNE CUP TOUR**

Attached is a copy of a Media Release from the Victoria Racing Club inviting towns and cities across Australia and New Zealand to nominate for the chance to play host to the 2015 Emirates Melbourne Cup. Applications are open to community groups, Councils and racing bodies in rural, regional and capital cities. Tenders to host the Tour are to be submitted by Monday 13 April 2015.

**General Manager's comment:** Bogan Shire hosted the Emirates Melbourne Cup Tour in 2012.

**5.1 Recommendation:** For Council's Consideration.

## **6 KEVIN RYAN**

Attached is a copy of correspondence received from Kevin Ryan asking if Council can assist him by making available a small space preferably in the Town Hall where he can set up an office to assist anyone requiring the services of a Justice of the Peace or filling in forms. This service will be provided free of charge.

**6.1 Recommendation:** For Council's Consideration.

## **7 ROB STOKES MP, MINISTER FOR THE ENVIRONMENT**

Attached is a copy of correspondence received from the Minister regarding a NSW container deposit scheme (CDS). Council is advised that the NSW Government recently announced that a CDS will commence in NSW by 1 July 2017. Reverse vending machines will be installed in communities across the state to incentivise people to return beverage containers for recycling. During 2015 and 2016, the NSW Government will work closely with the community, local Councils, industry and an expert working group to design the technical features of the CDS.

**7.1 Recommendation:** That the report received from the Minister for the Environment regarding a NSW container deposit scheme (CDS) be received.

## **8 THE HON BRAD HAZZARD MP, ATTORNEY GENERAL, MINISTER FOR JUSTICE**

Attached is a copy of correspondence forwarded to Cllr McAnally, OROC from the Minister for Justice about court services in rural NSW. The Parliamentary Secretary for Justice advises that the Department of Justice is considering conducting a trial where courthouse registries on some court circuits will operate on the days the court is sitting and by appointment on other days. The model reflects the demand for face-to-face services, which is highest on court sitting days, with relatively few enquiries on other days. The Department is conducting consultation and a review of the potential impacts of the proposed change. Council is advised there are alternative methods for the community to access local court services.

**8.1 Recommendation:** That the correspondence forwarded to Cllr McAnally, OROC from the Minister for Justice about court services in rural NSW be received.

## **9 MINISTER FOR TRANSPORT**

Inland NSW Tourism (Council is a member) has forwarded to Council the Government's response to the NSW Legislative Council's Standing Committee on State Development entitled Regional Aviation Services tabled in the Legislative Council 23 October 2014.

**9.1 Recommendation:** That the correspondence forwarded to Council concerning the Government's response to the NSW Legislative Council's Standing Committee on State Development entitled Regional Aviation Services be received.

## **10 GRAEME BOURKE**

Attached is a copy of correspondence received from Graeme Bourke asking Council to consider allocating funds in the 2015/16 budget for the construction of a "Big Bogan" steel figure as a tourist attraction for Nyngan. Graeme's proposal is for a 3.6m tall steel figure cut out of 5mm steel plate with a natural rusted surface. The internal lines will be welded to the surface in alloy that does not rust, providing a feature that requires little maintenance. The estimated cost for the construction and installation of the "Big Bogan" would be \$8,000.

**10.1 Recommendation:** For Council's Consideration.

## 11 WESTERN NSW LOCAL HEALTH DISTRICT

Attached is a copy of correspondence received from the Western NSW Local Health District asking for raw water to be connected to the facility as in the case in other areas of the town. The Manager of Engineering has replied to the Health Manager advising that Council has no raw water infrastructure in the vicinity of the hospital. He has also advised of the locations where the raw water is currently available and investigations for the expansion of the system.

**11.1 Recommendation:** That the correspondence received from the Western NSW Local Health District asking for raw water to be connected to the facility and the Manager of Engineering Services response be received.

## 12 OROC

Attached is a copy of correspondence forwarded to the OROC Chair from the Minister for Local Government regarding the issue of cost shifting in the OROC region. The Minister advises the NSW Government takes the issue of cost shifting seriously and that there is a specific clause regarding cost shifting in the Intergovernmental Agreement to Guide NSW State – Local Government Relations on Strategic Partnerships which was entered into by the State Government and Local Government NSW (LGNSW) in April 2013. The clause reads as follows: - "...where Local Government is asked or required by the State Government to provide a service or function to the people of NSW, any consequential financial impact is to be considered within the context of the capacity of Local Government". The Agreement is clear in its intention to address cost shifting not only through this specific clause, but also in the range of mechanisms available for consultation and collaboration between State and Local Governments.

**12.1 Recommendation:** That the correspondence forwarded to the OROC Chair from the Minister for Local Government regarding the issue of cost shifting in the OROC be received.

### **13 NYNGAN RSL EASTER CHALLENGE COMMITTEE**

Attached is a copy of correspondence received from the Nyngan RSL Easter Challenge Committee requesting to use Council's Public Liability Insurance to cover all individuals at the Nyngan Showground Racecourse facility for the duration of the booking over the 2015 Easter weekend, 2 to 5 April 2015.

**General Manager's comment:** Council has been advised by its Insurers, Statewide Mutual (Scheme Agent and Jardine Lloyd Thompson (Underwriter) that, as the event is not a Council event the individuals involved are not covered by Council's Public Liability insurance.

#### **13.1 Recommendation:**

1. That Council advises the Nyngan RSL Easter Challenge Committee that the individuals involved are not covered by Council's Public Liability Insurance.
2. That Council advise the Nyngan RSL Easter Challenge Committee to investigate whether the event and all subsequent activities are coverable under the Nyngan Junior RLFC Insurance coverage or the Nyngan RSL's Insurance coverage.
3. That Council advise the Nyngan RSL Easter Challenge to seek stand alone Insurance for the event through local Community Insurance Services.

### **14 WEEKLY CIRCULARS**

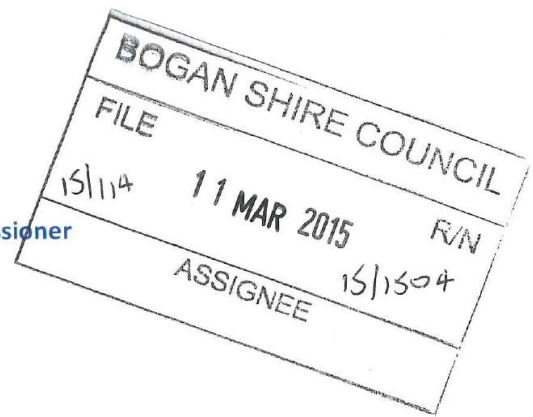
Weekly Circulars 07/15 to 10/15 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

- 14.1 Recommendation:** That the Local Government Weekly Circulars be noted.



## Trade & Investment

Office of the NSW Cross-Border Commissioner



Mr Derrick Francis  
General Manager  
Bogan Shire Council  
PO Box 221  
Nyngan NSW 2825

Dear Mr Francis,

Please find enclosed with this letter a copy of the *NSW Cross-Border Commissioner Business Plan 2015-18*. This Plan articulates the strategic direction for the NSW Cross-Border Commissioner for the next four years and is guided by NSW 2021 – A Plan to Make NSW Number One and NSW Trade and Investment Strategic Plan 2012-2015.

You would be aware that the Office of the NSW Cross-Border Commissioner was established by the NSW Government in 2012 to identify and help resolve issues that NSW residents, businesses and other organisations face as a result of being located near a NSW State border. This type of role is unique to NSW and underscores the NSW Government's commitment to Regional and Rural areas.

The Plan aims to maximise the opportunities for business and communities in NSW cross-border areas by enabling more effective delivery of NSW Government functions and services, and by ensuring that legislative, regulatory or policy impediments to business, economic and social development are appropriately addressed. It focuses on setting a strategic framework to support the identification, analysis, consideration and resolution of issues which impact on those who live, work and operate across our state borders. It highlights the critical role played by government agencies, communities and business in this process, and the requirement for open communication.

Achievement of the outcomes and strategies will be led by the NSW Cross-Border Commissioner working with government agencies and other key stakeholders, including local government, business and communities in NSW and neighbouring jurisdictions. Given the range of issues and views on the relative merits on a range of cross-border issues it is important that there is open and honest communication.

I look forward to building on the work already done and enhancing relationships with the full range of stakeholders to achieve the best outcome for communities, business, organisations and individuals who live, work and operate in our cross-border areas. I encourage you to share, analyse and discuss this Plan with any person, agency or organisation with whom you see fit. Please feel free to contact my office on 02 6921 6865, by email at [enquiries@cbc.nsw.gov.au](mailto:enquiries@cbc.nsw.gov.au), or by mail at PO Box 1156, Wagga Wagga NSW 2650.

Yours faithfully,

James McTavish CSC ESM  
NSW Cross-Border Commissioner

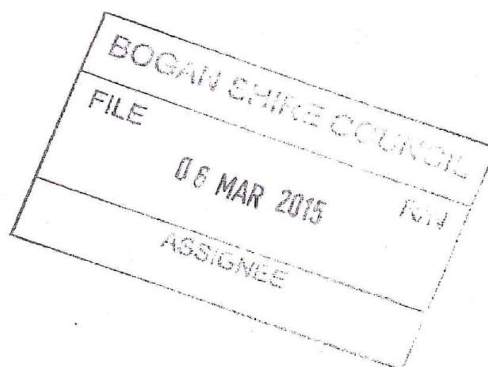
23 February 2015

PO Box 1156, Wagga Wagga NSW 2650  
Tel: +612 6941 6422 [www.trade.nsw.gov.au](http://www.trade.nsw.gov.au) ABN: 72 189 919 072

Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015



File Ref. No: FRN14/1976  
TRIM Ref. No: B15/158



The General Manager  
Bogan Shire Council  
PO Box 221  
NYNGAN NSW 2825

3 March 2015

Dear General Manager

**COUNCIL'S FIRE BRIGADE CONTRIBUTION FOR  
THE NYNGAN FIRE DISTRICT FOR 2014/15**

The Minister for Police & Emergency Services recently approved the 2014/15 estimated expenditure for Fire & Rescue NSW (FRNSW).

The estimated expenditure subject to councils' contributions is \$600,834,000. Under Section 48(2) of the *Fire Brigades Act 1989 (the Act)*, local government contributes 11.7% of FRNSW's expenditure. The total contribution payable by all contributing councils for 2014/15 is \$70,297,578.

FRNSW estimates it will spend \$153,798 for the Nyngan Fire District in 2014/15. Your council's contribution is \$17,994.

To ensure that council is consulted in all aspects of FRNSW's service delivery for the Fire District, the FRNSW Zone Commander located in your fire district will organise a meeting with you or your representative within the next three months.

As per Section 54 of *the Act*, an annual assessment notice will be sent to your council by the Ministry for Police & Emergency Services. If you have any queries relating to your contributions please contact Brian Lin, Manager, Management Accounting & Internal Reporting on (02) 9265 2951.

Yours sincerely



Rosemary Milkins  
Deputy Chief Executive

Fire & Rescue NSW  
Head Office  
227 Elizabeth Street, Sydney

ABN 12 593 473 110  
PO Box A249,  
Sydney South NSW 1232

[www.fire.nsw.gov.au](http://www.fire.nsw.gov.au)  
T (02) 9265 2999  
F (02) 9265 2979



**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**



**Ministry for Police &  
Emergency Services**

**Annual Assessment Notice**

Customer: 700022  
02 March 2015

The Ministry for Police and Emergency Services collects contributions on behalf of Fire and Rescue NSW, the Rural Fire Service and the State Emergency Service under the provisions of the *Fire Brigades Act 1989*, the *Rural Fires Act 1997* and the *State Emergency Service Act 1989*.

The Minister for Police and Emergency Services has approved the estimated expenditures of the services, of which councils are required to pay 11.7%.

	<b>Fire and Rescue NSW</b>	<b>Rural Fire Service</b>	<b>State Emergency Service</b>
Estimated Annual Expenditure	\$600,834,000.00	\$285,443,000.00	\$90,074,000.00
Local Government Contribution	\$70,297,578.00	\$33,396,831.00	\$10,538,658.00

For BOGAN SHIRE COUNCIL, the total contribution payable for each of the services is shown below.

<b>Instalments</b>	<b>FRNSW Contribution</b>	<b>RFS Contribution</b>	<b>SES Contribution</b>	<b>Total Contribution</b>	<b>Due Date</b>
1 <sup>st</sup> Quarter	\$4,509.75 ✓	\$28,815.25 ✓	\$1,204.52 ✓	\$34,529.52	1 August 2014
2 <sup>nd</sup> Quarter	\$4,509.75 ✓	\$28,815.25 ✓	\$1,204.52 ✓	\$34,529.52	1 October 2014
3 <sup>rd</sup> Quarter	\$4,509.75 ✓	\$32,037.75 ✓	\$957.11 ✓	\$37,504.61	1 January 2015
4 <sup>th</sup> Quarter	<b>\$4,464.75</b>	<b>\$32,037.75</b>	<b>\$957.11</b>	<b>\$37,459.61</b>	<b>1 April 2015</b>
<b>Total 2014/15</b>	<b>\$17,994.00</b>	<b>\$121,706.00</b>	<b>\$4,323.25</b>	<b>\$144,023.26</b>	

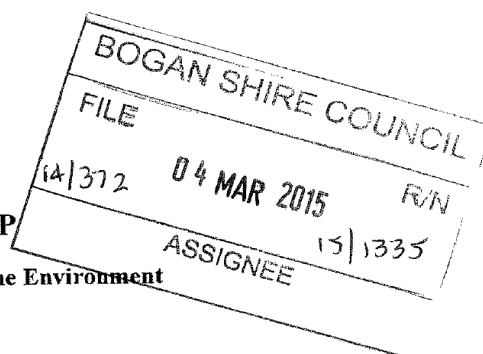
Enquiries regarding the amounts payable should be directed to the individual services

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**



**The Hon Bob Baldwin MP**

**Parliamentary Secretary to the Minister for the Environment**



MC15-002661

Mr Mark Coulton MP  
Member for Parkes  
Suite 3, 153 Brisbane Street  
DUBBO NSW 2830



23 FEB 2015

Dear Mr Coulton *MARK*

I refer to your letter of 11 December 2014 to the Minister for Infrastructure and Regional Development, the Hon Warren Truss MP, concerning the Bogan Shire Council's concerns with the cessation of the Bureau of Meteorology's Aerodrome Forecast (TAF) for the Nyngan Airport. Minister Truss has forwarded your letter to me as the matter you've raised falls within my portfolio responsibilities. I apologise for the delay in responding.

The Bureau recovers the entire cost of its aviation meteorological services from the aviation industry. In 2009, the aviation industry requested that the Bureau conduct a review of its TAF service to better align services with the industry's funding priorities, respond to changing user requirements and to improve the quality of its services.

Following significant industry consultation, the Bureau released a draft report in December 2012 and sought industry feedback on the proposed aircraft movement and passenger thresholds for obtaining an industry funded TAF service and determining the minimum observations equipment required to support that service. I note that Bogan Shire Council provided a response to the draft report.

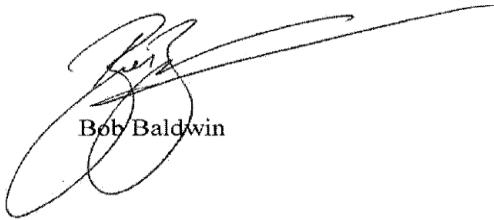
This response was considered by a panel consisting of representatives from Airservices Australia, Civil Aviation Safety Authority, the Department of Infrastructure and Regional Development and the Bureau. The panel determined that given the low number of aircraft movements at Nyngan airport and the continued availability of TAF services at a number of other aerodromes within the region, including Cobar, Coonabarabran, Walgett and Dubbo, there was insufficient air traffic to justify the continued provision of the industry funded TAF service at Nyngan airport.

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

As indicated in the letter from the Bureau to the Bogan Shire Council, the cancellation of a TAF service does not mean that an aerodrome cannot operate. In the absence of a TAF, flights to an aerodrome are required to carry sufficient fuel to allow them to divert to a suitable alternate site with a TAF. All other weather services applicable to the aerodrome and surrounding areas will continue to ensure that aircraft safety is not being compromised.

Thank you for bringing the Bogan Shire Council's concerns to my attention.

Yours sincerely

A handwritten signature in black ink, appearing to be "Bob Baldwin", is written over a horizontal line. The signature is stylized with a large, looping initial "B".

Bob Baldwin



**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

**Donna Pumpa**

---

**From:** Gina Dombosch <gdombosch@wwf.org.au>  
**Sent:** Thursday, 19 February 2015 8:40 PM  
**Subject:** Bogan Shire Council Feedback Form

Customer Feedback Form

Name : \* Gina Dombosch  
Email : \* [gdombosch@wwf.org.au](mailto:gdombosch@wwf.org.au)  
Phone Number : 0419012062  
Address :  
How would you describe your query? Enquiry  
Details : \*

Hello Bogan Shire Council!

I wanted to follow up regarding Council's support of this year's Earth Hour. (I am the Council Outreach Coordinator so your point of contact).

As you know from prior years, there are so many ways Council can either host or help sponsor or promote local events including screening our 2015 documentary for the residents.

This year it is all about supporting Aussie food and farming! I am attaching our Top 10 Events Flyer and also another Council's mock up of our generic flyer that is perfect example of how Council can encourage participation in EH this year. We also created a restaurant flyer to encourage involvement by local restaurants and cafes (attached).

Our newly launched Earth Hour site <http://www.earthhour.org.au/home/> has Council posters for download and printing and a great Event Registration Tool is where organisations and individuals can register their Earth Hour event (big or small), get their own URL and RSVP's will be sent directly to the organiser. Tens of thousands of Australians logging onto the site in March will be able to search for events in their post code as well.

We also launched our Food Puns video this week – we are asking Councils to like it, share it and if you want me to send a Dropbox link for you to upload directly, I can do that. It's great!

<https://www.facebook.com/earthhoutraustralia?fref=photo>

We are also busy shooting this year's mini-documentary which will be approximately 20 minutes long (summary attached) and will be available for download a few days prior to Earth Hour on March 28th.

Our "Planet to Plate" cookbook which is one of the main features of our campaign this year will also be available for pre-sale on our website later this week (\$40 plus shipping) . Many councils and event holders are purchasing the for sale at their events. An A6 size excerpt from the cookbook is attached – we will be giving these away free at Earth Hour events hoping to spur people to purchase the full cookbook.

Also, if Council is participating in Earth Hour's "Lights Out" initiative, please send me the council logo (JPG low res) so we can include it on the Earth Hour (digital) Wall of participating organisations.

We will also have our Social Media pack ready shortly and are asking for assistance in promoting Earth Hour to their residents and to help promote local events.

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**



**MEDIA RELEASE**

18 February 2015

## **Emirates Melbourne Cup Tour ready to take shape**

*Tenders open for communities to host the 2015 Emirates Melbourne Cup Tour*

The Victoria Racing Club (VRC) is inviting towns and cities across Australia and New Zealand to nominate for the chance to play host to the 2015 Emirates Melbourne Cup.

The \$175,000, 18-carat gold Emirates Melbourne Cup trophy, affectionately known as the 'Loving Cup', will travel across Australia and New Zealand providing communities with the opportunity to experience first-hand the magic of 'the race that stops a nation'™.

Applications are open to community groups, councils and racing bodies in rural, regional and capital cities, with the VRC set to announce the host destinations for this sought-after sporting prize in June 2015.

Now in its 13<sup>th</sup> year, the Emirates Melbourne Cup Tour brings communities together in celebration of the iconic trophy's visit to each destination and the rich 154-year history of the Melbourne Cup.

Since it began, the Tour has travelled more than 416,000 kilometres, visited more than 300 regional, rural and metropolitan destinations and hundreds of thousands of people have had the chance to hold the treasured trophy.

After hosting the Cup in 2014, Lorne Lions Club President Stephen Hishon remarked, "The community of Lorne had an amazing time hosting the Cup and Tour party. It was an experience the whole town will never forget and for that, we thank you."

VRC Acting Chief Executive Julian Sullivan said it was important to celebrate the rich history associated with the country's most popular sporting event.

"Through the Tour we see people of all ages, from the smallest of towns to the big capital cities, embracing the opportunity to experience firsthand the trophy that has helped shape the cultural, sporting and social fabric of Australia, New Zealand and beyond.

"Each year we take the Emirates Melbourne Cup to people who would otherwise never have the chance to see it, at the same time raising money for important local causes, promoting tourism to the area and acknowledging local racing heroes and stories," Mr Sullivan said.

Once appointed, each destination will be supported by the VRC to plan and host a range of memorable community events during the Cup's visit.

Racing legends will accompany the Cup as Tour Ambassadors, including notable Melbourne Cup winning owners, jockeys, trainers, fashion identities and officials, sharing their personal stories of triumph and anecdotes from their illustrious careers.

The Tour will officially commence its journey in late July 2015, visiting more than 30 cities and towns across Australia and New Zealand, igniting excitement in the lead up to the four-day Melbourne Cup Carnival, before arriving at Flemington on Tuesday 3 November for the running of the 155th Emirates Melbourne Cup.

PROUD SUPPORTERS



Tenders are to be submitted at [melbournecupstour.com.au](http://melbournecupstour.com.au) by 5pm (AEST) Monday 13 April 2015.

Successful applicants will be announced week commencing 8 June 2015.

**[ENDS]**

For media enquiries, contact Verity Clough +61 3 8643 1602 / +61 417 385 068 [vclough@ppr.com.au](mailto:vclough@ppr.com.au)

Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015

KEVIN M. RYAN  
42 PARISHMAN AVE  
NYNGAN 2825  
12-3-2015

MR. DERRICK FRANEIS  
GENERAL MANAGER  
BOGAN SHIRE COUNCIL  
PO BOX 221  
NYNGAN 2825

DEAR DERRICK,

AS DISCUSSED WITH YOU RECENTLY I WILL  
SOON BE RETIRING FROM MY FRAMING BUSINESS HAVING  
SOLD IT TO A LOCAL PERSON.

AS I AM A JUSTICE OF THE PEACE I WOULD  
LIKE TO SET MYSELF UP IN AN OFFICE IN THE BUSINESS  
AREA TO GIVE ACCESS TO COMMUNITY MEMBERS REQUIRING  
THE SERVICES OF A J.P. THERE ARE ALSO A LOT OF PEOPLE  
REQUIRING HELP FILLING IN FORMS ETC PARTICULARLY THE  
ELDERLEY AND I WILL OFFER MY SERVICE TO THEM FREE  
OF CHARGE. OBVIOUSLY I WONT BE ABLE TO HELP IN ALL  
CASES BUT I MAY BE ABLE TO POINT THEM IN THE RIGHT  
DIRECTION.

I AM ASKING IF COUNCIL CAN ASSIST ME  
BY MAKING AVAILABLE A SMALL SPACE PREFERABLY  
IN THE TOWN HALL WHERE I COULD MAKE MYSELF AVAILABLE  
TO ANYONE REQUIRING ASSISTANCE AS A FREE COMMUNITY  
SERVICE.

THANK YOU FOR YOUR CONSIDERATION

YOURS FAITHFULLY  
Kevin Ryan

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

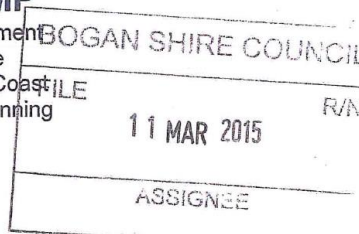


MD14/9141

Mr Derek Francis  
General Manager  
Bogan Shire Council  
PO Box 221  
NYNGAN NSW 2825

**Rob Stokes MP**

Minister for the Environment  
Minister for Heritage  
Minister for the Central Coast  
Assistant Minister for Planning



Dear Mr Francis

I refer to your email to the Treasurer, the Hon Andrew Constance MP, regarding a NSW container deposit scheme (CDS). Your correspondence was referred to me as this matter falls within my portfolio responsibilities.

The NSW Government recently announced that a CDS will commence in NSW by 1 July 2017. Reverse vending machines will be installed in communities across the state to incentivise people to return beverage containers for recycling. Such schemes have been successful in many jurisdictions around the world in reducing litter and increasing recycling. In turn, less beverage containers pollute parks, suburbs, beaches and waterways. A CDS can also support community organisations, including charities, schools, and sporting groups, to tackle litter and increase recycling in their local environment.

During 2015 and 2016, the NSW Government will work closely with the community, local councils, industry and an expert working group to design the technical features of the CDS. We are committed to ensuring that the scheme is environmentally effective and economically responsible. This will also allow sufficient time for councils, recycling and beverage companies, and community groups to adjust for the commencement of the scheme.

This reform will be part of the broader action being undertaken by the NSW Government to reduce litter generally, with the aim that NSW will have the lowest litter count per capita in Australia. Through the *Waste Less, Recycle More* initiative, \$20 million is being used over five years to revitalise anti-littering efforts across NSW, including new education and community awareness campaigns, new and upgraded litter infrastructure and targeted enforcement programs. Further details regarding the NSW Government's litter prevention initiatives can be found at [www.epa.nsw.gov.au/litter](http://www.epa.nsw.gov.au/litter).

If you have any further questions on these issues, Mr Rob Hogan, Manager, Waste Strategy and Innovation at the Environment Protection Authority, can be contacted on 9995 5734 or by email at [rob.hogan@epa.nsw.gov.au](mailto:rob.hogan@epa.nsw.gov.au).

Yours sincerely



05 MAR 2015

**Rob Stokes MP**  
**Minister for the Environment**

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**



**Office of the Hon Brad Hazzard MP**

Attorney General  
Minister for Justice

Clr Bill McAnally  
Orana Regional Organisation of Councils  
PO Box 115  
NARROMINE NSW 2821

IM14/36035  
FILE15/000084  
MATTER15/000115

Dear Clr McAnally

Thank you for your correspondence to the Attorney General, the Hon Brad Hazzard MP, about court services in rural NSW. The Attorney General has asked me to respond on his behalf and I apologise for the delay in responding.

I appreciate the concerns raised by the Orana Regional Organisation of Councils (OROC) regarding the potential impact of reduced court services in rural NSW communities.

The Department of Justice is considering conducting a trial where courthouse registries on some court circuits will operate on the days the court is sitting and by appointment on other days. This model reflects the demand for face-to-face services, which is highest on court sitting days, with relatively few enquiries on other days.

At this stage, the Department is conducting consultation and a review of the potential impacts of the proposed change.

Your colleagues may wish to note that in addition to attending a court registry, there are now alternative methods for the community to access local court services including:

- NSW Court Services Centre (CSC) - which operates a telephone service centre for fine payments and case enquiries,
- LawAccess NSW - that provides free legal information and advice by telephone and resources relating to common legal issues via the LawAccess NSW website,
- Online Registry – which provides online lodgement of court forms reducing the need to file manually at a court registry.

Please be assured that the Government remains committed to providing services and programs that support access to justice for the people of NSW.

Thank you again for taking the time to bring these concerns to the Attorney General's attention, and I trust the information provided is of assistance to you.

Yours sincerely



**The Hon David Clarke MLC**  
Parliamentary Secretary for Justice

5 MAR 2015

IN  
12.3.15

Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015



**The Hon Gladys Berejiklian MP**  
Minister for Transport

P114/00011

Mr David Blunt  
Clerk of the Parliaments  
Parliament House  
Macquarie Street  
SYDNEY NSW 2000

Dear Mr Blunt,

Please find attached the Government response to the Report of the Inquiry into Regional Aviation Services, by the Standing Committee on State Development, for tabling in the Legislative Council.

Yours faithfully,



**Gladys Berejiklian MP**  
Minister for Transport

5/3/2015

Received at 5 pm Thursday  
5 March 2015



**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

**PARLIAMENTARY INQUIRY INTO REGIONAL AVIATION  
Government response to recommendations**

	<b>Recommendation</b>	<b>Government Response</b>
<b>1</b>	That local communities, the mining industry, the Civil Aviation Safety Authority and the NSW Government discuss opportunities to pursue a more coordinated approach to the provision of air services that recognise the needs of local communities and the resources industry.	Supported in principle.  The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to seek an opportunity to discuss a more coordinated approach to the provision of air services.
<b>2</b>	That the NSW Government write to the Minister for Infrastructure and Regional Development, to encourage the expansion of the current Direction 93, made under subsection 95X of the <i>Competition and Consumer Act 2010</i> (Cth) to include pricing for other Sydney Airport services, including hangar space, airline office space, storage facilities, and other infrastructure used by regional airlines.	Supported in principle.  Direction 34 (price cap) and Declaration 93 (notification) made under subsection 95X of the <i>Competition and Consumer Act 2010</i> (Cth) are due to expire 30 June 2016.  The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to encourage the expansion of the Directions beyond 2016 to provide certainty to NSW's regional aviation industry.  The NSW Government will request the Minister consider whether competition and consumer protection would be further promoted by extending the scope of the current declaration to include other aviation services such as hangar space.
<b>3</b>	That the NSW Government write to the Minister for Infrastructure and Regional Development to encourage a review of the current slot allocation and movements cap systems in place at Sydney Airport, which should include eliminating the 15 minute movement cap and the removal of regional turboprop aircraft from the movements cap.	Supported.  The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to seek a review of the current restrictions on aircraft movements at Sydney Airport.  The NSW Government, in its Visitor Economy Industry Action Plan, supports increasing the hourly movement cap from 80 movements per regulated hour as currently allowed under the <i>Sydney Airport Demand Management Act 1997</i> (Cth) to 85 movements during peak periods.  The NSW Government also supports increasing movements in the curfew shoulder to the level allowed by the <i>Sydney Airport Curfew Act 1995</i> (Cth).

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

	<b>Recommendation</b>	<b>Government Response</b>
<b>4</b>	That the NSW Government write to the Minister for Infrastructure and Regional Development and request that the Federal Government consider the possibility of allocating a limited number of the reserved regional slots into Sydney Airport to specific regional communities.	<p>Supported in principle.</p> <p>The NSW Government, in its Visitor Economy Industry Action Plan, states that it does not support changes to protections for existing regional flights to Sydney Airport.</p> <p>The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to convey the Committee's recommendation that the Federal Government consider the possibility of allocating a limited number of the reserved regional slots into Sydney Airport to specific regional communities.</p>
<b>5</b>	That the NSW Government in its correspondence with the Minister for Infrastructure and Regional Development urge the Federal Government to amend the <i>Sydney Airport Demand Act 1997</i> to ensure the access of regional regular passenger transport services to Sydney Airport is preserved.	<p>Supported.</p> <p>The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to seek the preservation of current regional regular passenger transport services to Sydney Airport.</p> <p>The NSW Government, in its Visitor Economy Industry Action Plan, states that it does not support changes to protections for existing regional flights to Sydney Airport.</p>
<b>6</b>	That the NSW Government establish a roundtable of stakeholders, headed by the Minister for Regional Infrastructure and Services to develop an on-going funding arrangement for the continued maintenance of the network of essential airfields across the state.	<p>Supported in principle.</p> <p>The Regional Infrastructure and Services portfolio has a role in impartially assessing proposals seeking NSW Government funding to facilitate capital investments in regional infrastructure, and in assisting Infrastructure NSW with funding for regional tourism, including airports, through the \$110 million Regional Tourism Infrastructure Fund.</p> <p>Up to \$50 million is available through the Regional Tourism Infrastructure Fund for the development of regional airport infrastructure that services 30 eligible regional tourism destinations, with expressions of interest for funding open until 31 March 2015. All proposals are assessed on merit against clear criteria to demonstrate economic benefit for NSW.</p> <p>As other reforms are implemented, arrangements to establish a roundtable will be reviewed.</p>

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

	<b>Recommendation</b>	<b>Government Response</b>
<b>7</b>	That the NSW Government institute legislative change that will provide aerodromes with a similar exemption to that provided to other state infrastructure in relation to the removal or pruning of obtrusive native vegetation.	Noted.  The NSW Government recently appointed an Independent Biodiversity Legislation Review Panel to undertake a full review of the <i>Native Vegetation Act 2003</i> (NSW) and other related biodiversity legislation. The Government is currently considering the Review Panel's recommendations, including on how exemptions from biodiversity legislation should operate. The Government will consider the Committee's recommendations as part of its response to the Independent Biodiversity Legislation Review Panel's recommendations.
<b>8</b>	That the NSW Government write to the Minister for Transport and Infrastructure to note the concerns of regional airports that they are overburdened and overwhelmed by the frequent changes to civil aviation safety legislation and regulations. Furthermore, the committee recommends that the NSW Government urges the Minister to consider the impact of security and safety regulations on regional airports and encourage the adoption of a risk management approach. The Minister will also be asked to provide funding to support regulatory change that requires upgrades to be made to infrastructure.	Supported.  The NSW Government has an ambitious red tape reduction target and is committed to implementing measures that make it easier to do business in NSW as part of the NSW Economic Development Framework.  The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to note the concerns of regional airports about changes to civil aviation safety legislation and regulations, including consideration of a risk management approach and funding support for regulatory changes that require updates to infrastructure.
<b>9</b>	The committee recommends that the NSW Government work with industry and local government to develop a workable model, including regulation if necessary, that will facilitate the timely payment of airport fees to operators.	Noted.  Payment of fees by airlines to airport owners is most appropriately dealt with in the contractual arrangements between airport owners and airlines.

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

<b>Recommendation</b>	<b>Government Response</b>
<p><b>10</b></p> <p>That the NSW Government gives further consideration of the hub and spoke model as an option for the delivery of regional aviation services and takes into account the issues discussed in this report.</p>	<p>Supported.</p> <p>Transport plays a vital function in regional NSW, connecting communities with services, educational opportunities, jobs and recreational activities. Our regions rely on a well connected, efficient transport network to sustain community wellbeing and quality of life, and to support vital industries.</p> <p>The NSW Long Term Transport Master Plan sets the strategic direction for transport planning for the next 20 years, providing a framework for transport policy and investment decisions that respond to key transport challenges, including actions to provide essential access for communities in regional NSW.</p> <p>Enshrined as a key, overarching action in the NSW Long Term Transport Master Plan, Transport for NSW has committed itself to working towards connecting communities in regional NSW through improved travel links. This overarching action is then filtered down into the actions contained in each of the NSW Regional Transport Plans for the ten regions.</p> <p>Through the NSW Long Term Transport Master Plan and the Regional Transport Plans, a framework of integrated service delivery has been established. This promotes the idea of implementing a hub and spoke model for the provision of transport services.</p> <p>At the highest level, travel to and from a region via air and rail services would provide transit connections to and from key regional centres to capital cities. Key regional centres would act as the hub from which the next order of service provision, travel within the region, could be provided. Quality transport connections between major towns and regional hubs would then be provided through coaches, local bus services and private transport through park and ride facilities.</p> <p>Integration across transport modes would help allow for seamless connectivity between air services, rail services, bus services and connecting public and private transport services that provide regional communities with quality transport options.</p> <p>Transport for NSW will continue to work in partnership with other NSW agencies, the Australian Government, local government and transport providers on implementing the actions of the Regional Transport Plans and delivering transport improvements for regional NSW.</p> <p>It should be noted that the decision to commence a regional aviation service, including the operating model, ticketing, fares and booking arrangements, is a commercial decision for the airline.</p>

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

11	<b>Recommendation</b>	<b>Government Response</b>
	<p>That the NSW Government commences discussions with the Federal Government, industry, Regional Development Australia, local councils and communities to plan for the impacts on communities and infrastructure resulting from the introduction of larger fleet sizes.</p>	<p>Supported in principle.</p> <p>The NSW Government will write to the Federal Minister for Infrastructure and Regional Development to seek an opportunity to discuss a more coordinated approach to planning for the introduction of larger fleet sizes.</p> <p>The NSW Government, as supported in its Visitor Economy Industry Action Plan, is working with the Lord Howe Island Board to address future access to Lord Howe Island.</p> <p>The Regional Infrastructure and Services portfolio has a role in impartially assessing proposals seeking NSW Government funding to facilitate capital investments in regional infrastructure, and in assisting Infrastructure NSW with funding for regional tourism, including airports, through the \$110 million Regional Tourism Infrastructure Fund.</p> <p>Up to \$50 million is available through the Regional Tourism Infrastructure Fund for the development of regional airport infrastructure that services 30 eligible regional tourism destinations, with expressions of interest for funding open until 31 March 2015. All proposals are assessed on merit against clear criteria to demonstrate economic benefit for NSW.</p>

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

<b>Recommendation</b>	<b>Government Response</b>
<p><b>12</b></p> <p>That the NSW Government explicitly acknowledge that regular passenger transport services in regional New South Wales are an essential service.</p>	<p>Supported.</p> <p>Transport for NSW, through the NSW Long Term Transport Master Plan and the Regional Transport Plans, has already acknowledged the importance of regular passenger transport services in regional NSW and understands air travel is vital to the economies and communities of regional NSW.</p> <p>This is reinforced in eight Regional Transport Plans which identify that Transport for NSW will support ongoing access to Sydney Airport by supporting the maintenance of the 20 percent flight slots allocated to regional NSW services and will seek a greater allocation in the peak periods.</p> <p>The Regional Transport Plans also include a range of transport planning actions for passenger transport services. These include:</p> <ul style="list-style-type: none"> <li>• improving NSW TrainLink and coach services</li> <li>• improving regional bus services</li> <li>• integrating NSW TrainLink coach services with regional bus services</li> <li>• investigating flexible or demand responsive transport</li> <li>• ensuring adequate community transport services are provided</li> <li>• improving the integration of community transport services into the passenger transport system.</li> </ul> <p>These actions recognise the importance of connectivity for regional communities to key regional centres. Transport plays a vital function in regional NSW, connecting communities with services, educational opportunities, jobs and recreational activities. By improving the existing services and integrating modes, Transport for NSW will improve the connectivity and accessibility of travel by regional passenger transport services.</p>
<p><b>13</b></p> <p>That the NSW Government considers the role of the Australian Airports Association, Regional Development Australia, and representative bodies including regional organisations of councils could play in providing advice and support on grants funding and application processes.</p>	<p>Supported.</p> <p>The NSW Government strives for continuous improvement in grant application processes to enhance outcomes and reduce application costs. Some funding assessment panels already include industry and community representation.</p> <p>There are also existing opportunities for community and industry representative bodies to communicate their views to the NSW Government, and the NSW Government takes these views into account when establishing and reviewing grant funding and assessment application processes.</p>

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

	<b>Recommendation</b>	<b>Government Response</b>
14	That the NSW Government to continue to support aviation through grant programs and ensure that the application processes are uncomplicated and easy to follow.	<p>Supported.</p> <p>The NSW Government will continue to support regional aviation through the current Regional Industries Investment Fund and the new Regional Tourism Infrastructure Fund. These programs complement a suite of other NSW Government programs aimed at supporting regional economic development, including the Regional Relocation Grant and the Jobs Action Plan.</p> <p>Up to \$50 million is available through the Regional Tourism Infrastructure Fund for the development of regional airport infrastructure that services 30 eligible regional tourism destinations. Expression of Interest Guidelines for regional airports are available online, to assist local councils and other airport owners with project submissions. Expressions of interest to Infrastructure NSW for funding are open until 31 March 2015. All proposals are assessed on merit against clear criteria to demonstrate economic benefit for NSW.</p> <p>The NSW Government will continue to provide business advisory, support and facilitation services to companies considering investing in, establishing or expanding a business, as a means of stimulating economic growth in the State.</p>
15	The current NSW Government assessment of air services in the Orana region be finalised promptly.	<p>Supported in principle.</p> <p>The investigation into opportunities to restore air services to the Orana Region is an action in the Orana Regional Action Plan and the Western NSW Regional Transport Plan.</p> <p>More than half of the population in the Western region (which encompasses Orana) lives in remote areas, which presents a unique transport challenge.</p> <p>Travel between smaller, dispersed populations and major centres across vast distances is difficult to serve by conventional public transport. No other region in NSW has lost its air service and is classified as remote. Air travel is important for the Western region as it provides access to services in major regional centres and capital cities.</p> <p>The Department of Premier and Cabinet, supported by Transport for NSW, has led the feasibility study into expanding commercial air services to remote communities in western NSW, including Lightning Ridge, Walgett, Brewarrina and Bourke.</p>

**Precis of Correspondence to the Ordinary Meeting  
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	<b>Recommendation</b>	<b>Government Response</b>
<b>16</b>	That the NSW Government undertake studies similar to the Orana regional assessment, in other regional and remote communities that are without air services.	Supported in principle, subject to the outcomes of the assessment of air services in the Orana region.  Transport for NSW, through the NSW Long Term Transport Master Plan and the Regional Transport Plans, acknowledges the importance of regular passenger transport services in regional NSW and understands air travel is vital to the economies and communities of regional NSW.  Transport for NSW supports an integrated approach to transport planning and supports in principle undertaking similar studies in other regional and remote communities without air services. However, such studies need to consider the entire transport task and take into account all modes of transport in the region.
<b>17</b>	That Transport for NSW consult with local councils who currently have a regulated air route to discuss if deregulation is preferable to regulation.	Supported.  Transport for NSW will consult with local councils prior to the commencement of the new <i>Passenger Transport Act 2014</i> (NSW) as it relates to air services.
<b>18</b>	That Transport for NSW consult with local government in a transparent and open way throughout the licence tender process and on the appointment of an airline, and continue to make improvements to consultation processes.	Supported.  Transport for NSW will continue to consult with local councils and communities as part of any future licensing process.
<b>19</b>	That Transport for NSW develop a guide for local government that clearly explains the department's role, and the responsibilities of council in relation to managing the relationship with the airline.	Supported.  Transport for NSW will develop a guide for local government and other relevant stakeholders.

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	<b>Recommendation</b>	<b>Government Response</b>
<b>20</b>	That regional air services be located within the portfolio responsibilities of the Minister for Regional Infrastructure and Services.	<p>Not supported.</p> <p>Transport for NSW has already established, through the NSW Long Term Transport Master Plan and the Regional Transport Plans, a framework for planning services to, between and within regional communities in NSW.</p> <p>Transport for NSW supports an integrated approach to transport planning. The right transport modes need to be determined for the right tasks. Improving access to transport requires the right balance and mix of transport options across regional NSW. Regional air services should not be separated out from the transport task, and therefore the responsibility of licensing for intra-state air services should remain with Transport for NSW to ensure an integrated planning approach is maintained.</p> <p>The Regional Infrastructure and Services portfolio plays a role in supporting regional aviation infrastructure in a similar way to its investment in infrastructure in other sectors. For example, the NSW Government has recently provided funding support for airport and runway upgrades in regional NSW through the Regional Tourism Infrastructure Fund.</p>
<b>21</b>	That the NSW Government establish a regional aviation taskforce under the direction of the Minister for Regional Infrastructure and Services, supported by a parliamentary secretary that takes into consideration the concerns raised by this report and the recommendations of the committee.	<p>Not supported.</p> <p>The NSW Government is committed to continuing to work with aviation and airport stakeholders to ensure continued access via air from Sydney Airport to the regions.</p> <p>Transport for NSW has already established, in the NSW Long Term Transport Master Plan and the Regional Transport Plans, a framework for planning services to, between and within regional communities in NSW.</p>



**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

The General Manager  
Bogan Shire Council  
PO Box 221  
**NYNGAN 2825**

Dear Derek

I would like to ask for the opportunity to include this report in the Business Paper for the Ordinary Meeting of Council to be held on 26<sup>th</sup> March 2015.

**Mayor and Councillors**

The purpose of this letter is to ask Council to consider allocating funds in the 2015/16 budget for the construction of a "Big Bogan" steel figure as a tourist attraction for Nyngan.

Graham McCleod of the Anglican Church suggestion to me some time ago that Nyngan would benefit from a "Big Bogan" sculpture as a tourist attraction so I have been considering various designs for its construction.

In determining how a "bogan" should be depicted, I have based my design on asking others for their description of a "bogan", the portrayal of "bogans" on television, and the definitions and images available on the internet.

The following article is from the ABC News website, posted on 19<sup>th</sup> June 2012

**'Bogan' makes it into Oxford dictionary**

**"The Australian bogan has made it into one of the English language's most hallowed bastions."**

"The Oxford English Dictionary has added "bogan" to its list of new words being added to the dictionary this month.

The dictionary, which was first published in 1895, says bogan is a "depreciative term for an unfashionable, uncouth, or unsophisticated person, especially of low social status".

Australia's Macquarie Dictionary already defines a bogan as a "person, generally from an outer suburb of a city or town and from a lower socio-economic background, viewed as uncultured."

The following article is from the Wikispaces.com website



This illustration was found on the front cover of *The Week* magazine which reports on current issues, events and politics which are of interest to the Australian population. The illustration depicts a middle aged male in front of a car holding beer, wearing a singlet and, in a general manner, embodying a certain, perceived culture within the population. Published in June 2012, this issue of the magazine featured an article about ‘bogans’ who were described as being “unfashionable, uncouth or unsophisticated people” (The Week, 2012, p.17) in the new definition of the term which appeared in the English Oxford Dictionary.

## Discussion

Although I do not like the way a “bogan” is depicted and I do not want Nyngan to be thought of as being a town full of “bogans”, it is a term that is widely used and well known in Australia and New Zealand. Where better in Australia could we have “**The Big Bogan**” than on the banks of the Bogan River, in Bogan Shire?

From my personal experience I have seen posts on social media where visitors have told their cyber network they are at the Bogan River or in Bogan Shire and they post pictures of our shire sign, logo, and Bogan Street name sign. I would prefer them to take a photo of a feature that hopefully creates a bit of interest and promotes Nyngan and the shire at the same time.

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

My proposal is for a 3.6m tall steel figure cut out of 5mm steel plate with a natural rusted surface. The internal lines will be welded to the surface in an alloy that does not rust, providing a feature that requires little maintenance. There will be two separate steel figures placed back to back on a 100mm wide steel frame. The esky in the drawing would be constructed as a three dimensional steel box fixed to the sculpture to allow tourists to sit on to have their photo taken.



**Precis of Correspondence to the Ordinary Meeting  
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I would like the sculpture to be related to Nyngan on the Bogan River, I have used the fishing theme and I would like to see it located on the eastern side of the Peter Sinclair Bridge opposite the Tritton Mine Village. In this location it would be on the highway, at the river, and visible from both directions.



I would also like to suggest it may be worth considering the placement of a plaque at the structure to provide some serious information on the name BOGAN. I think people who stop at a feature like this would also like to read a little local history on the river including the origin of the name "Bogan" as derived from Aboriginal / early European history.

I have estimated the construction and installation of the "Big Bogan" to be a total cost of \$8,000 and I am happy to do any part of the project that I am involved with outside of work in my own time.

Thank you for your time and consideration.

Graeme Bourke

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

BOGAN SHIRE COUNCIL	
FILE	R/N
30 JAN 2015	
ASSIGNEE	



**Health**  
Western NSW  
Local Health District

The Manager,  
Bogan Shire Council,  
PO Box 221,  
NYNGAN NSW 2825

Dear Sir,

Re: Application for Raw Water to Health Facility

Thank you for your letter dated 13th November, 2014 declining our application for a reduction in Sewage Discharge Factor for the facility.

At our January meeting it had been highlighted that we apply for Raw Water to be connected to the facility as is the case in other areas of the town. As you would be aware from previous correspondence that we have significant usage that does not go into the sewerage line and as such the use of raw water would be beneficial to both Council and the Hospital during summer months with less strain placed on our water resources.

The benefit of having raw water for watering of our grassed areas for both patients, residents and visitors of the community would be in-line with the current beautification currently undertaken by Council .

If further discussions on this request are required please do not hesitate to contact me on  
02 68351700

Yours Sincerely



Jenny Griffiths  
Health Service Manager  
28th January, 2015

Western NSW Local Health District  
ABN 50629556404  
Nyngan Health Service  
PO Box 96  
NYNGAN NSW 2825  
Ph (02) 68351 700  
Fax (02) 68322 015

**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

27<sup>th</sup> February 2015

Jenny Griffiths

Health Service Manager

Nyngan Health Service

PO

Box

96

**NYNGAN NSW 2825**

Dear Jenny

**Application for raw water to Nyngan Health Facility**

Thank you for your letter requesting Council to connect raw water to the Nyngan health facility. Unfortunately Council has no raw water infrastructure in the vicinity of your property.

Raw water is currently available at the Nyngan High School and St Joseph's school which is supplied by a pump at the river. The Nyngan Primary School and Frank Smith Oval also have a raw water supply that is pumped from the oval storm water storage hole. This water hole is topped up from the raw water rising main which runs adjacent to the oval on its way to the filtration plant in Bogan Street. This main also provides raw water to the showground and Cemetery.

Council is continually investigating the expansion of our raw water systems and is presently working on supplying it to Larkin Oval and O'Reilly Park but unfortunately have no infrastructure north of Bogan Street.

If you require any further information, please do not hesitate to contact the undersigned.

Yours faithfully

A handwritten signature in black ink, appearing to read "G. Bourke", written in a cursive style.

Graeme Bourke

Manager of Engineering Services

Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015



**The Hon Paul Toole MP**  
Minister for Local Government

Ref: 2015/678  
MIN: A411403  
Doc ID:

Clr Bill McAnally  
Chair  
Orana Regional Organisation of Councils  
PO Box 115  
NARROMINE NSW 2821

03 MAR 2015

Dear Clr McAnally

Thank you for your letter of 20 January 2015 regarding the issue of cost shifting in the OROC region. At the outset, I note the proactive contributions of your organisation and member councils to the Fit for the Future process and reforms. As Local Government Minister it is refreshing to see such an active and positive debate about the future of local government.

The NSW Government takes the issue of cost shifting seriously and has put in place a mechanism to address this. As you would be aware, the *Intergovernmental Agreement to Guide NSW State - Local Government Relations on Strategic Partnerships*, was entered into by the State Government and Local Government NSW (LGNSW) in April 2013. This Agreement reflects a commitment to work together to achieve strong communities through partnerships, and reflects a desire by both parties to work together in an open, collaborative and respectful manner.

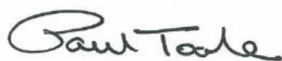
The Agreement contains a specific clause regarding cost shifting, which states "...where local government is asked or required by the State Government to provide a service or function to the people of NSW, any consequential financial impact is to be considered within the context of the capacity of local government". The Agreement is clear in its intention to address cost-shifting, not only through this specific clause, but also in the range of mechanisms available for consultation and collaboration between State and Local Governments.

The Independent Local Government Review Panel addressed the issue of cost shifting in some detail and believed that the significance of cost-shifting is overstated relative to other local government factors of concern.

The Fit for the Future program provides an opportunity for councils to assess their financial sustainability, among other things, and develop strategies to address this. I urge OROC to actively engage in the submission process to ensure they are best placed to deliver the services and infrastructure that communities need.

Thank you for raising these matters with me and I look forward to continued discussions with you and your member councils.

Yours sincerely



Paul Toole MP  
Minister

W  
17.3.15



**Precis of Correspondence to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

Col Wright  
Nyngan RSL Easter Challenge Committee  
24 Cannonbar Street  
NYNGAN NSW 2825

16<sup>th</sup> March 2015

Derek Francis  
General Manager  
Bogan Shire Council  
P.O. Box 221  
NYNGAN NSW 2825

Dear Derek,

We are formally requesting to use the Bogan Shire Council's Public Liability Insurance to cover all individuals at the Nyngan Showground Race Course facilities for the duration of our venue booking over the 2015 Easter long weekend; 2<sup>nd</sup>-5<sup>th</sup> April 2015 inclusive.

We would like all of our volunteers and supporters; both local and visitors to be safe and to be covered in case of any accident.

Confirmation of the above request would be very much appreciated.

Kind regards,

Col Wright



**Grants and Funding to the Ordinary Meeting  
of Bogan Shire Council held on 26 March 2015**

**GRANTS AND FUNDING**

**LG Weekly 07/15 – 20 February 2015**

**Grants of up to \$25,000 available for Shade Projects**

Applications for the Cancer Institute NSW Evidence to Practice Shade Provision Grants are now open.

