



**AGENDA
ORDINARY MEETING
OF COUNCIL**

20 MARCH 2018

NOTICE OF MEETING

Please be advised that the next

Ordinary Meeting of Council

is to be held on

Tuesday, 20 March 2018

commencing at **6:30pm**

in the Council Chambers at 73 Austin Street, Cue WA



Rob Madson
Chief Executive Officer
16th March 2018

DISCLAIMER

The advice and information contained herein is given by and to the Council without liability or responsibility for its accuracy. Before placing any reliance on this advice or information, a written inquiry should be made to the Council giving entire reasons for seeking the advice or information and how it is proposed to be used.

Please note this agenda contains recommendations, which have not yet been adopted by Council.

**SHIRE OF CUE
DISCLOSURE OF FINANCIAL INTEREST AND INTERESTS AFFECTING IMPARTIALITY**

To: Chief Executive Officer

As required by section 5.65(1)(a) or 5.70 of the Local Government Act 1995 and Council's Code of Conduct, I hereby declare my interest in the following matter/s included on the Agenda paper for the Council meeting to be held on _____ (Date)

Item No.	Subject	Details of Interest	Type of Interest Impartial/Financial	*Extent of Interest

(see below)

* Extent of Interest only has to be declared if the Councillor also requests to remain present at a meeting, preside, or participate in discussions of the decision making process (see item 6 below). Employees must disclose extent of interest if the Council or Committee requires them to.

Name (Please Print)

Signature

Date

NB

1. This notice must be given to the Chief Executive Officer prior to the meeting or at the meeting immediately before the matter in which you have declared an interest is discussed, Section 5.65(1) (a) & (b).
2. It remains Councillors'/Employees' responsibility to make further declarations to the Council if a matter arises during the course of a meeting and no previous declarations have been made.
3. It is a Councillor's/Employee's responsibility to ensure the interest is brought to the attention of the Council/Committee when the Agenda item arises and to ensure that it is recorded in the minutes.
4. It remains the Councillor's responsibility to ensure that he/she does not vote on a matter in which a declaration has been made. The responsibility also includes the recording of particulars in the minutes to ensure they are correct when such minutes are confirmed.
5. It is recommended that when previewing Agenda, Councillors mark Agendas with items on which an interest is to be declared and complete the declaration form at the same time.
6. Councillors may be allowed to remain at meetings at which they have declared an interest and may also be allowed to preside (if applicable) and participate in discussions and the decision making process upon the declared matter subject to strict compliance with the enabling provisions of the Act and appropriately recorded resolutions of the Council. Where Councillors request consideration of such Council approval the affected Councillor must vacate the Council Chambers in the first instance whilst the Council discusses and decides upon the Councillor's application.

Remember: The responsibility to declare an interest rests with individual Councillors / Employees. If in any doubt seek legal opinion or, to be absolutely sure, make a declaration.

Office Use Only: Date/Initials

1. Particulars of declaration given to meeting _____
2. Particulars recorded in the minutes: _____
3. Signed by Chief Executive Officer _____

Local Government Act 1995 - SECT 5.23

Meetings generally open to the public

5.23. (1) Subject to subsection (2), the following are to be open to members of the public:

- (a) All Council meetings; and
- (b) All meetings of any committee to which a local government power or duty has been delegated.

(2) If a meeting is being held by a Council or by a committee referred to in subsection (1) (b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following --

- (a) A matter affecting an employee or employees;
- (b) The personal affairs of any person;
- (c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
- (d) Legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
- (e) A matter that if disclosed, would reveal:
 - (i) A trade secret;
 - (ii) Information that has a commercial value to a person; or
 - (iii) Information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
- (f) A matter that if disclosed, could be reasonably expected to:
 - (i) Impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
 - (ii) Endanger the security of the local government's property; or
 - (iii) Prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
- (g) Information which is the subject of a direction given under section 23 (1a) of the Parliamentary Commissioner Act 1971; and
- (h) Such other matters as may be prescribed.

(3) A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.

SHIRE OF CUE

REVOKING OR CHANGING DECISIONS MADE AT COUNCIL MEETINGS

Local Government (Administration) Regulations 1996 **(Regulation No.10)**

If a previous Council decision is to be changed then support for a revocation motion must be given by an **Absolute Majority** of Councillors (that is at least 4 Councillors) if a previous attempt to rescind has occurred within the past three months or, if no previous attempt has been made the support must be given by at least **1/3rd** of all Councillors (that is at least 4 Councillors).

Regulation 10(1a) also requires that the support for revocation must be in writing and signed by the required number of Councillors, including the Councillor who intends to move the revocation motion.

Any revocation motion must be carried by the kind of vote that put the motion into place in the first instance (that is, if carried originally by an Absolute Majority or Special Majority vote then the revocation motion must also be carried by that same kind of vote).

If the original motion was carried by a Simple Majority vote then any revocation motion must be carried by an Absolute Majority vote.

To the Presiding Member,

The following Councillors give notice of their support for the bringing forward to the Council meeting to be held on _____ of a motion for revocation of Council resolution number _____ as passed by the Council at its meeting held on _____

Councillor’s Names

Councillor’s Signature

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

SHIRE OF CUE
Ordinary Council Meeting
AGENDA

To be held in the Council Chambers, 73 Austin Street Cue on Tuesday 20 March 2018
commencing at 6:30pm

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1. DECLARATION OF OPENING

The Shire President welcomed those present and read the following disclaimer:

No responsibility whatsoever is implied or accepted by the Shire of Cue for any act, omission or statement or intimation occurring during this Meeting.

It is strongly advised that persons do not act on what is heard at this Meeting and should only rely on written confirmation of council's decision, which will be provided within fourteen (14) days of this Meeting.

Please be advised that in accordance with a Department of Local Government recommendation this Meeting is being electronically recorded with my permission.

PRESENT:

Councillor Ross Pigdon, Shire President

Councillor Les Price, Deputy Shire President

Councillor Ian Dennis

Councillor Ron Hogben

Councillor Leonie Fitzpatrick

Councillor Fred Spindler

Councillor Liz Houghton

STAFF:

Mr Rob Madson, Chief Executive Officer

Mr Richard Towell, Deputy Chief Executive Officer

Mrs Janelle Duncan, Coordinator Community Development

GALLERY:

2. APOLOGIES AND APPROVED LEAVE OF ABSENCE

3. DISCLOSURE OF MEMBERS' INTERESTS

4. PUBLIC QUESTION TIME

5. CONFIRMATION OF MINUTES

Council Decision:

MOVED:

SECONDED:

That the Minutes of the Ordinary Meeting of 20 February 2018 are confirmed as a true and correct record of the meeting.

CARRIED:

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. DEPUTATIONS

8. PETITIONS

9. ANNOUNCEMENTS WITHOUT DISCUSSION

10. REPORTS

10.1 ACCOUNTS & STATEMENTS OF ACCOUNTS

APPLICANT:	Shire of Cue
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	Richard Towell – Deputy Chief Executive Officer
DATE:	16 March 2018

Matters for Consideration:

To receive the List of Accounts Due & Submitted to Ordinary Council Meeting on Tuesday 20 March 2018 as attached – **see [Appendix 1](#)**

Comments:

The list of accounts is for the month of February 2018.

Background:

The local government under its delegated authority to the CEO to make payments from the municipal and trust funds is required to prepare a list of accounts each month showing each account paid and presented to Council at the next ordinary Council meeting. The list of accounts prepared and presented to Council must form part of the minutes of that meeting.

Statutory Environment:

Local Government (Financial Management Regulations) 1996 – Clause 13.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Nil

Officer’s Recommendation:

Voting requirement: Simple Majority

That Council endorse the payments for the period 1st February 2018 to 28th February 2018 as listed, which have been made in accordance with delegated authority per LGA 1995 S5.42.

<i>Municipal Fund Bank</i>	<i>EFTs</i>	<i>5827 – 5906</i>	<i>\$ 226,060.30</i>
<i>Direct Debit Fund Transfer</i>			<i>\$ 20,139.67</i>
<i>Payroll</i>			<i>\$ 85,082.94</i>
<i>BPAY</i>			<i>\$ 41,977.34</i>
<i>Cheques</i>			<i>\$ -</i>
<i>Total</i>			<i>\$ 373,260.25</i>

Council Decision:

Voting requirement: Simple Majority

MOVED:

SECONDED:

CARRIED:

APPENDIX 1

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
Direct Debit						
Direct Debit	02/02/2018	1 - CBA MERCHANT FEE	CBA MERCHANT FEE	- 63.35	1	FEE
Direct Debit	02/02/2018	1 - CBA MERCHANT FEE	CBA MERCHANT FEE	- 36.11	1	FEE
Direct Debit	15/02/2018	2 - BANK FEES	CBA MERCHANT FEE	- 37.03	1	FEE
Direct Debit	15/02/2018	2 - BANK FEES	BANK FEES	- 19.16	1	FEE
Direct Debit	15/02/2018	2 - BANK FEES	BANK FEES	- 25.68	1	FEE
Direct Debit	01/02/2018	Commonwealth Bank	Card Purchases for Jan 2018 - Purchase of Navigator Camera & SD Card for P1 - CEO Pajero (\$56.00), 2 x Bluetooth Speakers for Australia Day (\$158.00), Fuel for P1 - CEO Pajero 20/1/18 (\$131.01), Coffee Pods Plus Freight (\$114.00), Fuel for P1 - CEO Pajero 23/12/17 (\$144.96), Fuel for P1 - CEO Pajero 28/12/17 (\$72.78) & Blower Pump for 15 Allen St (\$350.00)	- 1,026.75	1	CSH
Direct Debit	05/02/2018	Caltex Australia Petroleum Pty Ltd	Fuel Card Purchases January 2018 (\$363.20)	- 363.20	1	CSH
Direct Debit	25/02/2018	Click Super	Superannuation Contributions	- 18,568.39	1	CSH
				- 20,139.67		
EFT						
EFT5827	07/02/2018	All Decor	Supply and Install Vinyl Flooring for Offices at Heydon Place Industrial Area (\$3,400.00)	- 3,400.00	1	CSH
EFT5828	07/02/2018	Brian Weir	Reimbursement for Purchase of Food for Camp at Tuckanarra 5/1/18 & 16/1/18 (\$191.70)	- 191.70	1	CSH
EFT5829	07/02/2018	Cue General Store	Fuel for P58 - Mower (\$32.48), P25 - Chainsaw (\$28.24), P50 - Quad Bike (\$26.07) & Sandwiches for Electors Meeting (\$40.00)	- 126.79	1	CSH
EFT5830	07/02/2018	Five Star	Billing for Konica Minolta C454e Black/Colour Meter Read January 2018 (\$366.53)	- 366.53	1	CSH
EFT5831	07/02/2018	Peter Groom Settlements	Professional Fees for Purchase of L9000 Heydon Place (\$647.60)	- 647.60	1	CSH
EFT5832	07/02/2018	Sun City Batteries	2 x Battery for Stair Chair (\$52.00) & 1 x Battery for Airport (\$280.00)	- 332.00	1	CSH
EFT5833	07/02/2018	Totally Workwear Geraldton	4 x Shirts for Admin Staff (\$266.04), Freight Expense for Delivery of Uniforms for Admin Staff (\$15.00)	- 281.04	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5834	07/02/2018	Tutt Bryant Equipment	Element Air Dryer for P73 - Multipac Roller (\$120.92)	- 120.92	1	CSH
EFT5835	07/02/2018	Western Independent Foods	Supply and Delivery of Refreshments for Australia Day 26/1/17 (\$259.85)	- 259.85	1	CSH
EFT5836	07/02/2018	GRAEME HOSKEN AUTOS	3,000km Service for P37 - Isuzu Dmax dual cab (\$441.21), 10,000km Service for P7 - Isuzu Dmax Space Cab (\$409.75) & 30,000km Service for P63 - Ford Ranger with Tipping Tray (\$409.20)	- 1,260.16	1	CSH
EFT5837	07/02/2018	Great Northern Rural Services	100 x Wire Connectors for Street Trees & Landscaping (\$139.34)	- 139.34	1	CSH
EFT5838	07/02/2018	JS Fibreglass	2 x Shower Cubicles, 2 x Toilet Suites & Accessories for Heydon Place (\$2,794.00), Freight Packaging for Shower Cubicles & Toilet Suites for Heydon Place (\$231.00)	- 3,025.00	1	CSH
EFT5839	07/02/2018	Onsite Rental Group Operations Pty Ltd	Hire of 1 x 12 kVA Generator from 1/1/18 - 31/1/18 for Beebyn - Karbar Rd (\$1,227.60)	- 1,227.60	1	CSH
EFT5840	07/02/2018	Skippers Truck Parts	Hella Rally 4000 pencil beam for P63 - Ford Ranger Tipping Tray (\$138.88)	- 138.88	1	CSH
EFT5841	07/02/2018	Statewide Bearings	3 x Fuel Filters for P78 - Nissan Prime Mover & P12 - Sign Truck (\$177.81)	- 177.81	1	CSH
EFT5842	07/02/2018	Toll Ipec Pty Ltd	Freight Expense for Delivery of Air Compressor & Dryer for P73 - Multi Tyre Roller (\$32.14), Filters for P78 - Prime Mover & P12 - Sign Truck (\$14.54) & Pencil Beam for P63 - Ford Ranger (\$11.24)	- 57.92	1	CSH
EFT5843	09/02/2018	Australia Post	Postage Supply for Period Ending 31/1/18 (\$103.95)	- 103.95	1	CSH
EFT5844	09/02/2018	Great Southern Fuel Supplies	Delivery of 14,998lts of Diesel to Shire Depot 4/1/18 (\$18,936.17)	- 18,936.17	1	CSH
EFT5845	09/02/2018	IT Vision	Implementation of Altus Enablement (\$1,100.00)	- 1,100.00	1	CSH
EFT5846	09/02/2018	Landgate	Land Enquiry Fees January 2018 (\$50.60), Mining Tenements Chargeable 6/12/17 - 11/1/18 (\$38.35)	- 88.95	1	CSH
EFT5847	09/02/2018	Professional Pc Support Pty Ltd	Labour for Maintenance on Server at Admin Building (\$175.00)	- 175.00	1	CSH
EFT5848	09/02/2018	Purcher - International Pty Ltd	2 x JCB Key for P57 - Multi Tyre Roller & P23 - Backhoe (\$35.64)	- 35.64	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5849	09/02/2018	RSM Australia Pty Ltd	Accounting Services for January 2018 (\$6,317.58)	- 6,317.58	1	CSH
EFT5850	09/02/2018	Toll Ipec Pty Ltd	Freight Expense for Delivery of 5 x Downlight Leads for Airport (\$24.34), Nuts, Bolts & Keys for machinery (\$14.54) Airhose for P57 - Multi Tyre Roller (\$11.24)	- 50.12	1	CSH
EFT5851	09/02/2018	WesTrac	1 x Elbow, 2 x Pins, 2 x Retainers & 2 x Tips for P51 Dozer (\$356.84)	- 356.84	1	CSH
EFT5852	09/02/2018	Wayfound	50% Completion of Artwork for Visitors Information Bay at Oasis Park (\$4,440.00)	- 4,400.00	1	CSH
EFT5853	15/02/2018	Main Roads WA	Refund for Overpayment of 17/18 Direct Grant (\$32,346.00)	- 32,346.00	1	CSH
EFT5854	20/02/2018	Bell & Co	Butter, Onions & Assorted Drinks For Australia Day (\$170.50), 10 x Cement 20kg to Repair Footpath on Marshall St (\$131.00), Dishwashing Liquid & 6 x 15lt Water for Depot (\$89.30) & Water & Soft Drinks for Members Refreshments (\$114.00)	- 504.80	1	CSH
EFT5855	20/02/2018	Brian Weir	Reimbursement for Purchase of Food for Camp at Tuckanarra 2/2/18 (\$297.86)	- 297.86	1	CSH
EFT5856	20/02/2018	Canine Control	Ranger Services for the Shire of Cue 9/2/18 (\$1,330.56), Source & Supply of Cat & Dog Registration Straps for Shire of Cue (\$239.58)	- 1,570.14	1	CSH
EFT5857	20/02/2018	Five Star	Billing for Konica Minolta C454e Black/Colour Meter Read February 2018 (\$78.32)	- 78.32	1	CSH
EFT5858	20/02/2018	Gordon David Fraser	Reimbursement for Payment of Electricity Bill Dated 5/2/18 (\$669.33)	- 669.33	1	CSH
EFT5859	20/02/2018	Joshua Oliveri	Electrical Repairs to P57 Roller, P76 Tractor, P24 Forklift, P45 Prime Mover, P7 Works Managers Ute, P64 Pressure Cleaner & P72 Prime Mover Daycab (\$3,600.00)	- 3,600.00	1	CSH
EFT5860	20/02/2018	Polaris Central	Purchase of Ranger ATV for Tourist Park (\$14,750.00)	- 14,750.00	1	CSH
EFT5861	20/02/2018	Toll Express	Freight Expense for Delivery of Power Protection Unit for Admin Building (\$86.73)	- 86.73	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5862	20/02/2018	Winc Australia Pty Ltd	Batteries, Dividers, Toilet Tissue, Milk, Sugar, Chux & Assorted Office Supplies for Admin Building (\$516.22)	- 516.22	1	CSH
EFT5863	20/02/2018	CS Legal	Legal Fees for Matter Number 022303/17315 (\$361.02)	- 361.02	1	CSH
EFT5864	20/02/2018	ELS - Essential Labour Solutions	Labour for Service of P51 - Dozer (\$660.00), Labour to Fit & Makeup Tyres for P48 - Float Trailer (\$396.00), Labour to Fit Tyres on P61 - Mack Prime Mover (\$396.00)	- 1,452.00	1	CSH
EFT5865	20/02/2018	Garry Taylor	Contractor for Grader Maintenance on Big Bell - Wyah Pool Rd 6/2/18 - 11/2/18 (\$2,497.50)	- 2,497.50	1	CSH
EFT5866	20/02/2018	Great Northern Rural Services	20 x Solenoid Valves for Parks (\$561.88)	- 561.88	1	CSH
EFT5867	20/02/2018	Truck Centre (WA) Pty Ltd	Fittings, Gaskets, Nuts & Seal Pipes to Repair P61 - Mack Prime Mover (\$3,135.48) & Hose, Fittings, Clips & Brackets to Repair P61 - Mack Prime Mover (\$1,749.32)	- 4,884.80	1	CSH
EFT5868	20/02/2018	Wellington Electrical	Replacement of Air Conditioner - 47 Marshall St (\$3,945.70), Labour for Electrical Repairs to Victoria St Park, Tennis Court & 10 Chesson St (\$1,380.12)	- 5,325.82	1	CSH
EFT5869	20/02/2018	A1 Plant Hire (WA) Pty Ltd	Dry hire of Bomag Drum Roller for Beebyn - Karbar Rd 31/10/17 - 30/11/17 (\$8,662.50), Dry hire of Bomag Drum Roller for Beebyn - Karbar Rd 1/12/17 - 22/12/17 (\$5,082.00), Dry hire of Bomag Drum Roller for Beebyn - Karbar Rd Jan 2018 (\$8,277.50)	- 22,022.00	1	CSH
EFT5870	20/02/2018	Communication Systems Geraldton	4 x Aerial, Lead & Plugs for Beebyn - Karbar Rd (\$545.60)	- 545.60	1	CSH
EFT5871	20/02/2018	Golden West Lubricants	40 x Grease Cartridge & 1 x Hydraulic Oil for Depot (\$785.27)	- 785.27	1	CSH
EFT5872	20/02/2018	Great Northern Rural Services	6 x Valve & 12 x Clamp for Landscaping & 12 x Clamp & 12 x Adaptor for Parks & Reserves (\$279.65), Credit for 100 x Wire Connectors Ordered Incorrectly for Landscaping (-\$207.90cr)	- 71.75	1	CSH
EFT5873	20/02/2018	Tutt Bryant Equipment	Air Hose for P57 - Multi Tyre Roller (\$161.78)	- 161.78	1	CSH
EFT5874	22/02/2018	Australian Taxation Office	December BAS payment (\$7,216.00) and January BAS payment (\$14,964.00)	- 22,180.00	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5875	22/02/2018	Bunnings Group Limited	Pliers, Wrench, Oxide, Liquid Nails, Screws, Extension Lead, Hose for Depot (\$460.82), Whirly Bird, Door Seal & Chlorine Tablets for Water Park (\$198.92), Roof Vent for Public Conveniences (\$65.55), Acetone for Fogger (\$20.90), Paint for Admin Building (\$468.46), Fertilizer & Hose Connectors for Parks (\$40.06) & Pump for Beebyn - Karbar (\$94.05)	- 1,348.76	1	CSH
EFT5876	22/02/2018	Courier Australia	Freight Expense for the Return of Controller for Water Park (\$24.34), Compressor for Multi Tyre Roller (\$17.72), Alternator for Hire Roller at Beebyn - Karbar (\$17.72) & Hose for Bomag Tyre Roller (\$11.24)	- 71.02	1	CSH
EFT5877	22/02/2018	Toll Ipec Pty Ltd	Freight Expense for Delivery of Gasket, Fan Belt & Clutch for P61 - Prime Mover (\$29.94), Bearings, Seals & Valves for P9 - Grader (\$13.44), Notebooks, Pencils, Toilet Tissue, Chux & Assorted Stationery for Admin (\$46.44) & Parts for Coodardy Station (\$16.50)	- 106.32	1	CSH
EFT5878	22/02/2018	Tutt Bryant Equipment	Air Compressor for P73 - Multi Tyre Roller Plus Freight & Core Charge (\$3,833.50), Refund for Core Charge - P73 Multi Tyre Roller (-\$825.00cr)	- 3,008.50	1	CSH
EFT5879	22/02/2018	WesTrac	Compressor, V-Belt, Element Plus Freight Expense for P51 - Dozer (\$1,057.21), Dryer for P51 - Dozer (\$147.41)	- 1,204.62	1	CSH
EFT5880	22/02/2018	Western Independent Foods	Freight Expense for Delivery of 12v Battery for Airport (\$15.40) & Battery for Stair Chair in Admin Building (\$15.40)	- 30.80	1	CSH
EFT5881	22/02/2018	Ian W Dennis	Ordinary Council Meeting 20/2/18 (\$236.00), Audit Meeting (\$118.00), ICT Allowance (\$290.00), ICT Allowance Jan 2018 (\$290.00)	- 934.00	1	CSH
EFT5882	22/02/2018	Mid West Sport Federation	Membership Subscription for 17/18 (\$50.00)	- 50.00	1	CSH
EFT5883	22/02/2018	Professional Pc Support Pty Ltd	Computing/Consultancy Backup Managed Services for March 2018 (\$1,826.00)	- 1,826.00	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5884	22/02/2018	RONALD PAUL CLIVE HOGBEN	Ordinary Council Meeting 20/2/18 (\$236.00), Audit Meeting (\$118.00), ICT Allowance (\$290.00), ICT Allowance Dec 17 (\$290.00), ICT Allowance Jan 18 (\$290.00)	- 1,224.00	1	CSH
EFT5885	22/02/2018	ROSS WILLIAM PIGDON	Presidents Allowance (\$900.00), ICT Allowance (\$290.00)	- 1,190.00	1	CSH
EFT5886	22/02/2018	Toll Ipec Pty Ltd	Freight Expense for Delivery of Batteries, Wooden Letter Sorter & Dividers for Admin Office (\$31.52), Air Hose for P57 - Multi Tyre Roller (\$11.24), V-Belt & Element for P51 - Dozer (\$11.24), Water Pump & Belt for P46 - Wheel Loader (\$18.94) & Seal Pipes, Nuts, Bolts, Hoses & Fittings for P61 - Prime Mover (\$45.34)	- 118.28	1	CSH
EFT5887	22/02/2018	Tom Cross	Reimbursement for Purchase of Food for Camp at Tuckanarra 10/1/18, 22/1/18, 4/2/18 & 5/2/18 (\$606.19)	- 606.19	1	CSH
EFT5888	22/02/2018	AV Truck Services Pty Ltd	1 x Electric Window Lift for P38 - Prime Mover & 1 x Air Hose for P72 - Prime Mover Daycab (\$767.53)	- 767.53	1	CSH
EFT5889	22/02/2018	CS Legal	Professional Fees for Matter Number 022121-17315 (\$942.92), Professional Fees for Shire of Cue - Debt Recovery (\$656.03)	- 1,598.95	1	CSH
EFT5890	22/02/2018	Fuelfix Pty Ltd	Cleaning Charges for Tank Returned on 2/2/18 (\$522.50), Hire of 1 x T4.5 Self Bunded Bare Tank for Beebyn - Karbar Rd 1/2/18 - 28/2/18 (\$440.00), Hire of 1 x T4.5 Self Bunded Bare Tank for Beebyn - Karbar Rd 1/2/18 - 2/2/18 (\$31.43), Credit for Tank Handed Back on 2/2/18 (-\$440.00cr)	- 553.93	1	CSH
EFT5891	22/02/2018	Great Northern Rural Services	Elbow Poly, Bush Poly & Brass Taps for Parks & Reserves (\$194.70)	- 194.70	1	CSH
EFT5892	22/02/2018	Toll Express	Freight Expense for Delivery of Elbows, Pins, Retainers & Tips for P51 - Dozer 25/1/18 (\$86.73)	- 86.73	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5893	22/02/2018	WesTrac	Bearings, Seal Kits & Valves for P9 - Grader (\$926.17) & Nuts, Bolts & Key for P51 - Dozer, Key for P70 - 12M Grader & P9 - Grader, Fuel Cap & Key for P34 - Bobcat (\$128.61)	- 1,054.78	1	CSH
EFT5894	26/02/2018	Bio Diverse Solutions	90% Progress Payment for Bushfire Consultancy Services - Shire of Cue (\$2,288.00)	- 2,288.00	1	CSH
EFT5895	26/02/2018	Neil Barnden	Contractor for Repairs & Maintenance to Various Shire Buildings 23/1/18 - 15/2/18 (\$7,469.00)	- 7,469.00	1	CSH
EFT5896	26/02/2018	Squires Resources	Hire of Contractor for Works on Beebyn - Karbar - Water Truck - 23/1/18 - 1/2/18 (\$17,704.50), Hire of Contractor for Works on Beebyn - Karbar - Grader 22/1/18 - 1/2/18 (\$11,523.60)	- 29,228.10	1	CSH
EFT5897	26/02/2018	Tudor House (WA) Pty Ltd	Shire of Cue, Australian & Aboriginal Flags for Admin Building (\$3,927.00)	- 3,927.00	1	CSH
EFT5898	27/02/2018	AIT Specialists Pty Ltd	Fuel Tax Credits for Period 1/1/18 - 31/1/18 (\$418.88)	- 418.88	1	CSH
EFT5899	27/02/2018	Elizabeth Houghton	Ordinary Council Meeting 20/2/18 (\$236.00), Audit Meeting (\$118.00), ICT Allowance (\$290.00), ICT Allowance Jan 18 (\$290.00)	- 934.00	1	CSH
EFT5900	27/02/2018	Environmental Health Australia (New South Wales) Incorporated	Food Safety Program - Subscription 1/7/17 - 30/6/18 (\$330.00)	- 330.00	1	CSH
EFT5901	27/02/2018	FREDERICK WILLIAM SPINDLER	Ordinary Council Meeting 20/2/18 (\$236.00), Audit Meeting (\$118.00), ICT Allowance (290.00), ICT Allowance Jan 18 (\$290.00)	- 934.00	1	CSH
EFT5902	27/02/2018	JANELLE DUNCAN	Reimbursement for Purchase of Hoses, Extension Leads & Assorted Materials for Tourist Park (\$620.50), Lollies for Town Christmas Party (\$12.75), Taxi Fare for WALGA Course in Perth 22/1/18 & 23/1/18 (\$146.60) & 3 x Nights Accommodation in Perth Central Caravan Park (\$117.00)	- 896.85	1	CSH
EFT5903	27/02/2018	Ocean Centre Hotel	2 x nights accommodaton for library training in Geraldton 20/02/18 - 22/02/18 (\$462.50)	- 462.50	1	CSH
EFT5904	27/02/2018	Richard Towell	Reimbursement for Purchase of Dash Cam & 2 x SD Cards for P2 - DCEO Pajero (\$127.95) & Fuses for Stair Chair in Admin Building (\$3.50)	- 131.45	1	CSH

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
EFT5905	27/02/2018	Wellington Electrical	Replacement of 8kw air conditioner following storm damage - 47 Marshall St 18/1/18 (will be reimbursed by insurance company (\$3,945.70))	- 3,945.70	1	CSH
EFT5906	28/02/2018	Clarkes Washing Machine Repairs	Replacement Hub, Seal Kit & Bearing for Washing Machine at Tourist Park (\$533.50)	- 533.50	1	CSH
				- 226,060.30		
BPAY						
BPAY	05/02/2018	Horizon Power	Electricity Supply for 31 Days from 1/1/18 - 31/1/18 - Street Lighting Cue (\$2,619.17)	- 2,619.17	1	CSH
BPAY	05/02/2018	TELSTRA CORPORATION LTD	Mobile Phone Usage & Charges for Shire of Cue - January 2018 (\$460.52)	- 460.52	1	CSH
BPAY	13/02/2018	Horizon Power	Electricity Supply for 62 Days from 2/12/17 - 1/2/18 - Shire of Cue (\$11,589.54)	- 11,589.54	1	CSH
BPAY	15/02/2018	WATER CORPORATION	Shire of Cue Water Usage & Charges for 56 Days from 1/1/18 - 28/2/18 (\$24,451.56)	- 24,451.56	1	CSH
BPAY	23/02/2018	WATER CORPORATION	Water Usage & Charges for 28 Days 17/1/18 - 14/2/18 - L637 Res Oval Wittenoom St (\$905.79)	- 905.79	1	CSH
BPAY	27/02/2018	TELSTRA CORPORATION LTD	Landline Phone Usage & Charges up to 12/2/18 - Shire of Cue (\$1,156.02)	- 1,156.02	1	CSH
BPAY	27/02/2018	Pivotel Satellite Pty Limited	Satellite Phone Charges for February 2018 (\$120.30)	- 120.30	1	CSH
BPAY	28/02/2018	TELSTRA CORPORATION LTD	Landline Phone Usage & Charges - Tourist Park up to 12/2/18 (\$77.26)	- 77.26	1	CSH
BPAY	11/02/2018	DHS Official Administered Receipts CSA Account	Child Support Payroll deductions	- 298.59	1	CSH
BPAY	25/02/2018	DHS Official Administered Receipts CSA Account	Child Support Payroll deductions	- 298.59	1	CSH
				- 41,977.34		

List of Accounts Paid February 2018

	Date	Name	Description	Amount	Bank	Type
Payroll						
Payroll	14/02/2018	Payroll Direct Debit of Net Pays	Payroll Direct Debit of Net Pays	- 42,025.02	1	PAY
Payroll	28/02/2018	Payroll Direct Debit of Net Pays	Payroll Direct Debit of Net Pays	- 43,057.92	1	PAY
				- 85,082.94		
			TOTAL PAYMENTS	- 373,260.25		
			Total Direct Debits	- 20,139.67		
			Total EFTs	- 226,060.30		
			Total BPAY	- 41,977.34		
			Total Cheque	-		
			Total Payroll	- 85,082.94		
			TOTAL PAYMENTS	- 373,260.25		

10.2 FINANCIAL STATEMENT

APPLICANT:	Shire of Cue
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	Richard Towell – Deputy Chief Executive Officer
DATE:	16 March 2018

Matters for consideration:

The Statement of Financial Activity for the period ended 28th February 2018 including the following reports:

- Statement of Financial Activity
- Significant Accounting Policies
- Graphical Representation – Source Statement of Financial Activity
- Net Current Funding Position
- Cash and Investments
- Major Variances
- Budget Amendments
- Receivables
- Grants and Contributions
- Cash Backed Reserve
- Capital Disposals and Acquisitions
- Trust Fund

see [Appendix 2](#)

Comments:

The Statement of Financial Activity is for the month of February 2018.

Background:

Under the Local Government (Financial Management Regulations 1996), a monthly Statement of Financial Activity must be submitted to an Ordinary Council meeting within 2 months after the end of the month to which the statement relates. The statement of financial activity is a complex document but presents a complete overview of the financial position of the local government at the end of each month. The Statement of Financial Activity for each month must be adopted by Council and form part of the minutes.

Statutory Environment:

Local Government (Financial Management Regulations) 1996 – Clause 14.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

RSM Bird Cameron Chartered Accountants

Officer's Recommendation:

Voting requirement: Simple Majority

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the periods ended February 2018.

Council Decision

Voting requirement: Simple Majority

MOVED:

SECONDED:

CARRIED

APPENDIX 2



SHIRE OF CUE

MONTHLY FINANCIAL REPORT

For the Period Ended 28 February 2018

LOCAL GOVERNMENT ACT 1995

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

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Note 11	Information on Borrowings
Note 12	Grants and Contributions
Note 13	Trust

RSM Australia Pty Ltd

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Compilation Report

To the Council

Shire of Cue

Scope

We have compiled the accompanying special purpose financial statements.

The specific purpose for which the special purpose financial report has been prepared is to provide information relating to the financial performance and financial position of the Shire that satisfies the information needs of the Council and the *Local Government Act 1995* and associated regulations.

The responsibility of the Shire

The Shire is solely responsible for the information contained in the special purpose financial report and have determined that the accounting policies used are consistent and are appropriate to satisfy the requirements of the Council and the *Local Government Act 1995* and associated regulations.

Our responsibility

On the basis of information provided by the Shire, we have compiled the accompanying special purpose financial statements in accordance with the significant accounting policies adopted as set out in Note 1 to the financial statements and APES 315: Compilation of Financial Information.

Our procedures use accounting expertise to collect, classify and summarise the financial information, which the Management provided, into a financial report. Our procedures do not include any verification or validation procedures. No audit or review has been performed and accordingly no assurance is expressed.

To the extent permitted by law, we do not accept liability for any loss or damage which any person, other than the Shire of Cue, may suffer arising from negligence on our part.

This report was prepared for the benefit of the Council of the Shire of Cue and the purpose identified above. We do not accept responsibility to any other person for the content of the report.



Signed at GERALDTON

Date 16th March 2018

RSM Australia Pty Ltd
Chartered Accountants

THE POWER OF BEING UNDERSTOOD
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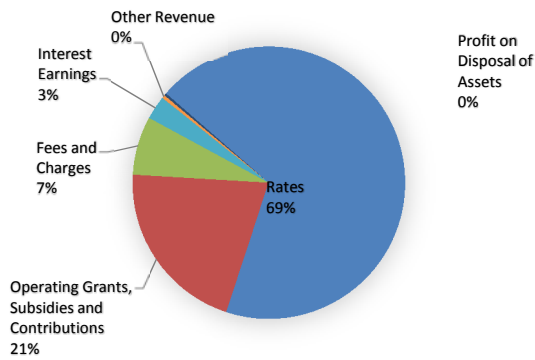
RSM Australia Pty Ltd is a member of the RSM network and trades as RSM. RSM is the trading name used by the members of the RSM network. Each member of the RSM network is an independent accounting and consulting firm which practices in its own right. The RSM network is not itself a separate legal entity in any jurisdiction.

RSM Australia Pty Ltd ACN 009 321 377 atf Birdanco Practice Trust ABN 65 319 382 479 trading as RSM

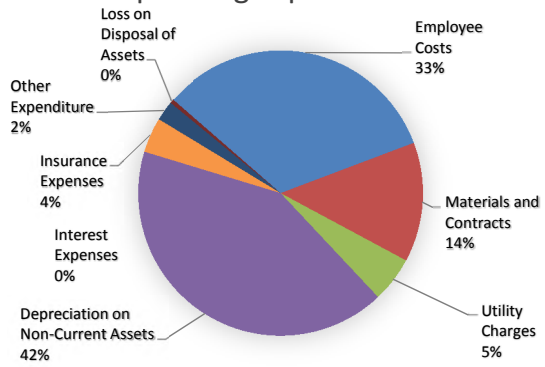
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**Shire of Cue
Information Summary
For the Period Ended 28 February 2018**

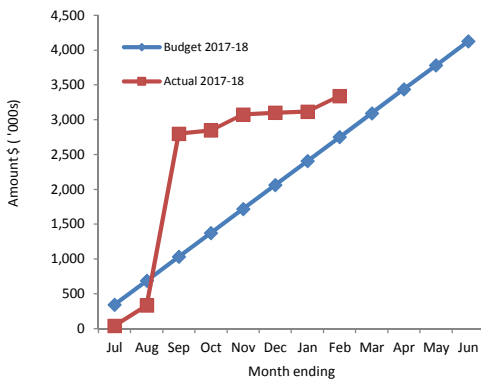
Operating Revenue



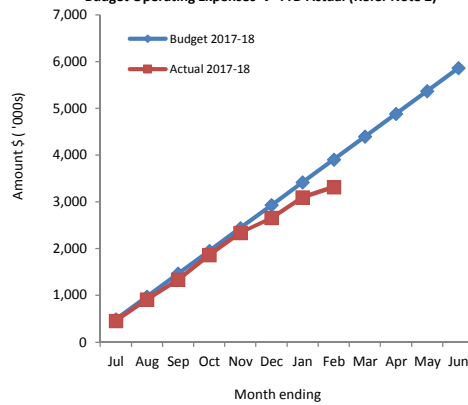
Operating Expenditure



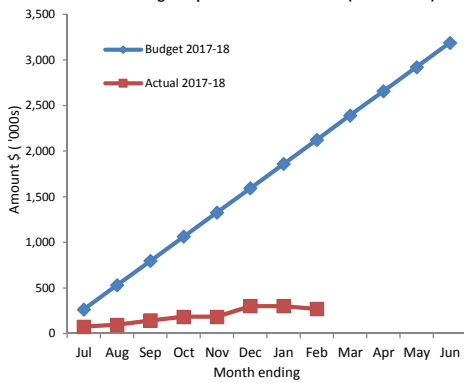
Budget Operating Revenues -v- Actual (Refer Note 2)



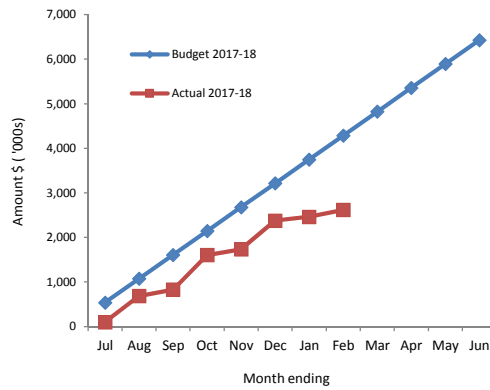
Budget Operating Expenses -v- YTD Actual (Refer Note 2)



Budget Capital Revenue -v- Actual (Refer Note 2)



Budget Capital Expenses -v- Actual (Refer Note 2)



This information is to be read in conjunction with the accompanying Financial Statements and Notes.

SHIRE OF CUE
STATEMENT OF FINANCIAL ACTIVITY
(Statutory Reporting Program)
For the Period Ended 28 February 2018

	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
Opening Funding Surplus(Deficit)	3	\$ 2,961,957	\$ 2,961,957	\$ 2,961,957	\$ 0	0.00%	
Revenue from operating activities							
Governance		0	0	0	0		
General Purpose Funding - Rates	10	2,298,336	2,298,336	2,296,099	(2,237)	(0.10%)	
General Purpose Funding - Other		979,346	652,897	713,803	60,906	9.33%	
Law, Order and Public Safety		7,000	4,667	3,688	(979)	(20.97%)	
Health		500	333	432	99	29.60%	
Education and Welfare		0	0	0	0		
Housing		15,540	10,360	9,946	(414)	(4.00%)	
Community Amenities		66,000	44,000	60,772	16,772	38.12%	
Recreation and Culture		18,100	12,067	3,725	(8,342)	(69.13%)	
Transport		368,500	245,667	10,980	(234,687)	(95.53%)	▼
Economic Services		277,700	185,133	130,669	(54,464)	(29.42%)	▼
Other Property and Services		157,300	104,867	112,642	7,775	7.41%	
		4,188,322	3,558,327	3,342,756			
Expenditure from operating activities							
Governance		(407,253)	(271,502)	(188,231)	83,271	30.67%	▲
General Purpose Funding		(219,570)	(146,380)	(116,154)	30,226	20.65%	▲
Law, Order and Public Safety		(71,930)	(47,953)	(40,767)	7,186	14.99%	▲
Health		(70,473)	(46,982)	(20,217)	26,765	56.97%	▲
Education and Welfare		(15,219)	(10,146)	(437)	9,709	95.69%	▲
Housing		(301,590)	(201,060)	(133,801)	67,259	33.45%	▲
Community Amenities		(336,131)	(224,087)	(173,075)	51,012	22.76%	▲
Recreation and Culture		(640,270)	(426,847)	(346,745)	80,102	18.77%	▲
Transport		(3,181,018)	(2,120,679)	(1,876,110)	244,569	11.53%	
Economic Services		(573,995)	(382,663)	(346,750)	35,913	9.39%	
Other Property and Services		(114,587)	(76,391)	(74,480)	1,911	2.50%	
		(5,932,036)	(3,954,691)	(3,316,767)			
Operating activities excluded from budget							
Add back Depreciation		2,299,700	1,533,133	1,382,804	(150,329)	(9.81%)	
Adjust (Profit)/Loss on Asset Disposal	8	0	0	5,518	5,518		
Adjust Movement Deferred Pensioner Rates		0	0	3,968	3,968		
Adjust Movement in Non-Current Staff Leave Provisions		0	0	0	0		
Amount attributable to operating activities		555,986	1,136,769	1,418,279			
Investing Activities							
Non-operating Grants, Subsidies and Contributions	12	2,809,996	1,873,331	138,761	(1,734,570)	(92.59%)	▼
Proceeds from Disposal of Assets	8	205,000	136,667	131,182	(5,485)	(4.01%)	
Land and Buildings	9	(2,274,342)	(1,516,228)	(1,273,265)	242,963	16.02%	▲
Plant and Equipment	9	(562,500)	(375,000)	(375,440)	(440)	(0.12%)	
Furniture and Equipment	9	(47,000)	(31,333)	(7,562)	23,771	75.87%	▲
Infrastructure Assets - Roads	9	(2,924,202)	(1,949,468)	(919,393)	1,030,075	52.84%	▲
Infrastructure Assets - Other	9	(675,000)	(450,000)	(40,390)	409,610	91.02%	▲
Amount attributable to investing activities		(3,468,048)	(2,312,032)	(2,346,107)			
Financing Activities							
Proceeds from New Debentures		0	0	0	0		
Proceeds from Advances		0	0	0	0		
Self-Supporting Loan Principal		0	0	0	0		
Transfer to Reserves	7	(299,895)	(199,930)	(64,787)	135,143	(67.60%)	
Advances to Community Groups		0	0	0	0		
Repayment of Debentures	11	0	0	0	0		
Transfer from Reserves	7	250,000	166,667	0	(166,667)	100.00%	
Amount attributable to financing activities		(49,895)	(33,263)	(64,787)			
Closing Funding Surplus(Deficit)	3	0	1,753,431	1,969,342			

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.
Refer to Note 2 for an explanation of the reasons for the variance.

This statement is to be read in conjunction with the accompanying Financial Statements and notes.

SHIRE OF CUE
STATEMENT OF FINANCIAL ACTIVITY
(By Nature or Type)
For the Period Ended 28 February 2018

	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
Opening Funding Surplus (Deficit)	3	\$ 2,961,957	\$ 2,961,957	\$ 2,961,957	\$ 0	% 0.00%	
Revenue from operating activities							
Rates	10	2,298,336	2,298,336	2,296,099	(2,237)	(0.10%)	
Operating Grants, Subsidies and Contributions	12	1,276,896	851,264	697,549	(153,715)	(18.06%)	▼
Fees and Charges		398,090	265,393	232,317	(33,076)	(12.46%)	▼
Interest Earnings		165,500	110,333	94,308	(16,025)	(14.52%)	
Other Revenue		49,500	33,000	12,716	(20,284)	(61.47%)	
Profit on Disposal of Assets	8	0	0	9,769	9,769		
		4,188,322	3,558,327	3,342,758			
Expenditure from operating activities							
Employee Costs		(2,037,593)	(1,358,395)	(1,090,362)	268,033	19.73%	▲
Materials and Contracts		(1,013,683)	(675,789)	(449,880)	225,909	33.43%	▲
Utility Charges		(243,200)	(162,133)	(171,504)	(9,371)	(5.78%)	
Depreciation on Non-Current Assets		(2,299,700)	(1,533,133)	(1,382,804)	150,329	9.81%	
Interest Expenses		0	0	0	0		
Insurance Expenses		(144,000)	(96,000)	(131,812)	(35,812)	(37.30%)	
Other Expenditure		(193,860)	(129,240)	(75,119)	54,121	41.88%	
Loss on Disposal of Assets	8	0	0	(15,287)	(15,287)		
		(5,932,036)	(3,954,691)	(3,316,768)			
Operating activities excluded from budget							
Add back Depreciation		2,299,700	1,533,133	1,382,804	(150,329)	(9.81%)	
Adjust (Profit)/Loss on Asset Disposal	8	0	0	5,518	5,518		
Adjust Movement Deferred Pensioner Rates		0	0	3,968	3,968		
Adjust Movement in Non-Current Staff Leave		0	0	0	0		
Provisions		0	0	0	0		
Amount attributable to operating activities		555,986	1,136,769	1,418,280			
Investing activities							
Grants, Subsidies and Contributions	12	2,809,996	1,873,331	138,761	(1,734,570)	(92.59%)	▼
Proceeds from Disposal of Assets	8	205,000	136,667	131,182	(5,485)	(4.01%)	
Land and Buildings	9	(2,274,342)	(1,516,228)	(1,273,265)	242,963	16.02%	▲
Plant and Equipment	9	(562,500)	(375,000)	(375,440)	(440)	(0.12%)	
Furniture and Equipment	9	(47,000)	(31,333)	(7,562)	23,771	75.87%	▲
Infrastructure Assets - Roads	9	(2,924,202)	(1,949,468)	(919,393)	1,030,075	52.84%	▲
Infrastructure Assets - Other	9	(675,000)	(450,000)	(40,390)	409,610	91.02%	▲
Amount attributable to investing activities		(3,468,048)	(2,312,032)	(2,346,107)			
Financing Activities							
Transfer from Reserves	7	250,000	166,667	0	(166,667)	(100.00%)	▼
Transfer to Reserves	7	(299,895)	(199,930)	(64,787)	135,143	67.60%	▲
Amount attributable to financing activities		(49,895)	(33,263)	(64,787)			
Closing Funding Surplus (Deficit)	3	0	1,753,431	1,969,343	215,912	12.31%	▲

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.
Refer to Note 2 for an explanation of the reasons for the variance.
This statement is to be read in conjunction with the accompanying Financial Statements and notes.

SHIRE OF CUE
STATEMENT OF CAPITAL ACQUISITIONS AND CAPITAL FUNDING
For the Period Ended 28 February 2018

Capital Acquisitions

	Note	YTD Actual New /Upgrade (a)	YTD Actual (Renewal Expenditure) (b)	Annual Budget	YTD Budget (d)	YTD Actual Total (c) = (a)+(b)	Variance (d) - (c)
		\$	\$	\$	\$	\$	\$
Land and Buildings	9	1,273,265	0	2,274,342	1,516,228	1,273,265	(1,001,077)
Plant and Equipment	9	0	375,440	562,500	375,000	375,440	(187,060)
Furniture and Equipment	9	7,562	0	47,000	31,333	7,562	(39,438)
Infrastructure Assets - Roads	9	201,955	717,438	2,924,202	1,949,468	919,393	(2,004,809)
Infrastructure Assets - Other	9	40,390	0	675,000	450,000	40,390	(634,610)
Capital Expenditure Totals		1,523,172	1,092,878	6,483,044	4,322,029	2,616,050	(3,866,994)

Capital acquisitions funded by:

Capital Grants and Contributions	2,809,996	1,873,331	138,761
Borrowings	-	-	-
Other (Disposals & C/Fwd)	205,000	136,667	131,183
Council contribution - Cash Backed Reserves			
Council contribution - operations	3,218,048	2,291,199	2,346,106
Capital Funding Total	6,483,044	4,322,029	2,616,050

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 1: Significant Accounting Policies

(a) Basis of Accounting

This statement comprises a special purpose financial report which has been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the Local Government Act 1995 and accompanying regulations. Material accounting policies which have been adopted in the preparation of this statement are presented below and have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the report has also been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

Critical Accounting Estimates

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses. The estimates and associated assumptions are based on historical experience and various other factors that are believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates.

(b) The Local Government Reporting Entity

All Funds through which the Council controls resources to carry on its functions have been included in this statement. In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between Funds) have been eliminated. All monies held in the Trust Fund are excluded from the statement, but a separate statement of those monies appears at Note 13.

(c) Rounding Off Figures

All figures shown in this statement are rounded to the nearest dollar.

(d) Rates, Grants, Donations and Other Contributions

Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions. Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.

(e) Goods and Services Tax

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO). Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position. Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.

(f) Cash and Cash Equivalents

Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks and other short term highly liquid investments that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts. Bank overdrafts are reported as short term borrowings in current liabilities in the statement of financial position.

(g) Trade and Other Receivables

Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 1: Significant Accounting Policies

(h) Inventories

General

Inventories are measured at the lower of cost and net realisable value. Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

Land Held for Resale

Land held for development and sale is valued at the lower of cost and net realisable value. Cost includes the cost of acquisition, development, borrowing costs and holding costs until completion of development. Finance costs and holding charges incurred after development is completed are expensed. Gains and losses are recognised in profit or loss at the time of signing an unconditional contract of sale if significant risks and rewards, and effective control over the land, are passed on to the buyer at this point. Land held for sale is classified as current except where it is held as non-current based on Council's intentions to release for sale.

(i) Fixed Assets

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead. Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.

(j) Depreciation of Non-Current Assets

All non-current assets having a limited useful life are systematically depreciated over their useful lives in a manner which reflects the consumption of the future economic benefits embodied in those assets.

Depreciation is recognised on a straight-line basis, using rates which are reviewed each reporting period.

Major depreciation rates and periods are:

Asset	Years
Buildings	30 to 50 years
Furniture and Equipment	4 to 10 years
Plant and Equipment	5 to 15 years
Sealed roads and streets	
formation	not depreciated
pavement	50 years
seal	
bituminous seals	20 years
asphalt surfaces	25 years
Gravel Roads	
formation	not depreciated
gravel sheet	12 years
Formed roads	
formation	not depreciated
pavement	50 years
Footpaths - slab	40 years
Sewerage Piping	100 years
Water Supply Piping and Drainage Systems	75 years

(k) Trade and Other Payables

Trade and other payables represent liabilities for goods and services provided to the Council prior to the end of the financial year that are unpaid and arise when the Council becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 1: Significant Accounting Policies

(l) Employee Benefits

The provisions for employee benefits relates to amounts expected to be paid for long service leave, annual leave, wages and salaries and are calculated as follows:

(i) Wages, Salaries, Annual Leave and Long Service Leave (Short-term Benefits)

The provision for employees' benefits to wages, salaries, annual leave and long service leave expected to be settled within 12 months represents the amount the Shire has a present obligation to pay resulting from employees services provided to balance date. The provision has been calculated at nominal amounts based on remuneration rates the Shire expects to pay and includes related on-costs.

(ii) Annual Leave and Long Service Leave (Long-term Benefits)

The liability for long service leave is recognised in the provision for employee benefits and measured as the present value of expected future payments to be made in respect of services provided by employees up to the reporting date using the project unit credit method. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service. Expected future payments are discounted using market yields at the reporting date on national government bonds with terms to maturity and currency that match as closely as possible, the estimated future cash outflows. Where the Shire does not have the unconditional right to defer settlement beyond 12 months, the liability is recognised as a current liability.

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs. After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are yield related are included as part of the carrying amount of the loans and borrowings.

Borrowings are classified as current liabilities unless the Council has an unconditional right to defer settlement of the liability for at least 12 months after the balance sheet date.

Borrowing Costs

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset.

(n) Provisions

Provisions are recognised when: The council has a present legal or constructive obligation as a result of past events; it is more likely than not that an outflow of resources will be required to settle the obligation; and the amount has been reliably estimated. Provisions are not recognised for future operating losses. Where there are a number of similar obligations, the likelihood that an outflow will be required in settlement is determined by considering the class of obligations as a whole. A provision is recognised even if the likelihood of an outflow with respect to any one of item included in the same class of obligations may be small.

(o) Current and Non-Current Classification

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for resale where it is held as non current based on Council's intentions to release for sale.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 1: Significant Accounting Policies

(p) Nature or Type Classifications

Rates

All rates levied under the Local Government Act 1995. Includes general, differential, specific area rates, minimum rates, interim rates, back rates, ex-gratia rates, less discounts offered. Exclude administration fees, interest on instalments, interest on arrears and service charges.

Operating Grants, Subsidies and Contributions

Refer to all amounts received as grants, subsidies and contributions that are not non-operating grants.

Non-Operating Grants, Subsidies and Contributions

Amounts received specifically for the acquisition, construction of new or the upgrading of non-current assets paid to a local government, irrespective of whether these amounts are received as capital grants, subsidies, contributions or donations.

Profit on Asset Disposal

Profit on the disposal of assets including gains on the disposal of long term investments. Losses are disclosed under the expenditure classifications.

Fees and Charges

Revenues (other than service charges) from the use of facilities and charges made for local government services, sewerage rates, rentals, hire charges, fee for service, photocopying charges, licences, sale of goods or information, fines, penalties and administration fees.

Service Charges

Service charges imposed under Division 6 of Part 6 of the Local Government Act 1995. Regulation 54 of the Local Government (Financial Management) Regulations 1996 identifies these as television and radio broadcasting, underground electricity and neighbourhood surveillance services. Exclude rubbish removal charges. Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Interest Earnings

Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Other Revenue / Income

Other revenue, which can not be classified under the above headings, includes dividends, discounts, rebates etc.

Employee Costs

All costs associate with the employment of person such as salaries, wages, allowances, benefits such as vehicle and housing, superannuation, employment expenses, removal expenses, relocation expenses, worker's compensation insurance, training costs, conferences, safety expenses, medical examinations, fringe benefit tax, etc.

Materials and Contracts

All expenditures on materials, supplies and contracts not classified under other headings. These include supply of goods and materials, legal expenses, consultancy, maintenance agreements, communication expenses, advertising expenses, membership, periodicals, publications, hire expenses, rental, leases, postage and freight etc. Local governments may wish to disclose more detail such as contract services, consultancy, information technology, rental or lease expenditures.

Utilities (Gas, Electricity, Water, etc.)

Expenditures made to the respective agencies for the provision of power, gas or water. Exclude expenditures incurred for the reinstatement of roadwork on behalf of these agencies.

Insurance

All insurance other than worker's compensation and health benefit insurance included as a cost of employment.

Loss on asset disposal

Loss on the disposal of fixed assets.

Depreciation on non-current assets

Depreciation expense raised on all classes of assets.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 1: Significant Accounting Policies

Interest expenses

Interest and other costs of finance paid, including costs of finance for loan debentures, overdraft accommodation and refinancing expenses.

Other expenditure

Statutory fees, taxes, provision for bad debts, member's fees or State taxes. Donations and subsidies made to community groups.

(r) Program Classifications (Function/Activity)

Council operations as disclosed in these financial statements encompass the following service orientated activities/programs.

GOVERNANCE

Administration and operation of facilities and services to members of Council. Other costs that relate to tasks of assisting elected members and ratepayers on matters which do not concern specific Council services.

GENERAL PURPOSE FUNDING

Rates, general purpose government grants and interest revenue.

LAW, ORDER, PUBLIC SAFETY

Supervision of various local laws, fire prevention, emergency services and animal control.

HEALTH

Food quality and water control. Environmental Health Officer. Doctor Service.

EDUCATION AND WELFARE

Assistance to Cue Primary School, Thoo Thoo Wandj, Senior Citizens and Playgroup. Involvement in work experience programmes.

HOUSING

Provision and maintenance of staff and rental housing.

COMMUNITY AMENITIES

Rubbish collection services, maintenance of refuse sites, administration of the town planning scheme, control and co-ordination of cemeteries, and maintenance of public conveniences.

RECREATION AND CULTURE

Maintenance of Shire hall, recreation centre, Stan Gurney Memorial Park and various reserves. Operation of library and internet services. Co-ordination of Australia Day activities.

TRANSPORT

Construction and maintenance of streets, roads, footpaths, drainage works, parking facilities, traffic signs and median strips. Control and maintenance of Cue Airport.

ECONOMIC SERVICES

The regulation and provision of tourism and the Historical Photographic Collection. Maintenance of the Shire-owned Caravan Park. Building and vermin control. Employment programme administered on behalf of the Department of Employment, Workplace Relations and Small Business.

OTHER PROPERTY AND SERVICES

Private works operation, plant repair and operation costs.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 2: Explanation of Material Variances

The material variance thresholds are adopted annually by Council as an indicator of whether the actual expenditure or revenue varies from the year to date budget materially.

The proposed material variance adopted by Council for the 2017/18 year is \$25,000 or 10% whichever is the greater.

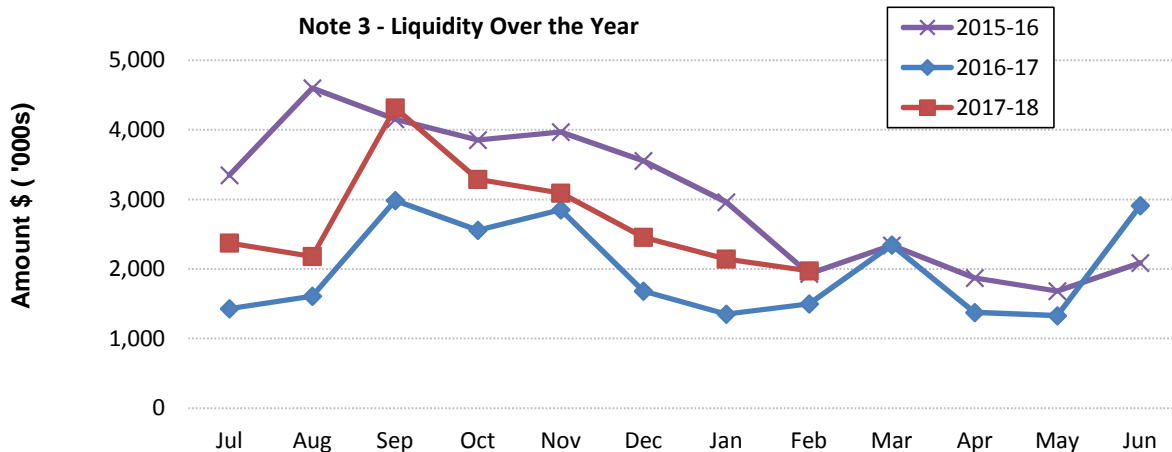
Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
Operating Revenues	\$	%			
General Purpose Funding - Other	60,906	9.33%		Timing	Timing of Grants Commission payments
Transport	(234,687)	(95.53%)	▼	Timing	Timing of road maintenance contribution
Economic Services	(54,464)	(29.42%)	▼	Timing	Timing of Tourist Park revenue, Commercial property rentals less than budgeted.
Other Property and Services	7,775	7.41%		Permanent	Motor vehicle registration refund and fuel sales to contractors.
Operating Expense					
Governance	83,271	30.67%	▲	Timing	Timing of expenditure
General Purpose Funding	30,226	20.65%	▲	Timing	Timing of expenditure
Law, Order and Public Safety	7,186	14.99%	▲	Timing	Timing of expenditure
Health	26,765	56.97%	▲	Timing	Timing of expenditure
Education and Welfare	9,709	95.69%	▲	Timing	Timing of expenditure
Housing	67,259	33.45%	▲	Timing	Timing of expenditure
Community Amenities	51,012	22.76%	▲	Timing	Timing of expenditure
Recreation and Culture	80,102	18.77%	▲	Timing	Timing of expenditure
Capital Revenues					
Grants, Subsidies and Contributions	(1,734,570)	(92.59%)	▼	Timing	Timing of flood damage reimbursements
Capital Expenses					
Land and Buildings	242,963	16.02%	▲	Timing	See note 9 (Timing of projects, Staff house, Caravan park house, Town Hall Landscaping.)
Furniture and Equipment	23,771	75.87%	▲	Timing	See note 9 (Timing of projects)
Infrastructure - Roads	1,030,075	52.84%	▲	Timing	See note 9 (Timing of Beringarra Rd and flood damage works)
Infrastructure - Other	409,610	91.02%	▲	Timing	See note 9 (Timing of projects)
Financing					
Transfer from Reserves	(166,667)	(100.00%)	▼	Timing	Timing of Transfers
Transfer to Reserves	135,143	67.60%	▲	Timing	Timing of Transfers
Nature & Type	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
Operating Revenues	\$	%			
Contributions	(153,715)	(18.06%)	▼	Timing	Timing of road maintenance contribution.
Fees and Charges	(33,076)	(12.46%)	▼	Timing	Timing of commercial property rentals and caravan park fees.
Operating Expense					
Employee Costs	268,033	19.73%	▲	Timing	Employee vacancies and staffing levels
Materials and Contracts	225,909	33.43%	▲	Timing	Timing of expenditure

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 3: Net Current Funding Position

Positive=Surplus (Negative=Deficit)

	Note	Current 28 Feb 2018	Last Years Closing 30 Jun 2017	This Time Last Year 28 Feb 2017
		\$	\$	\$
Current Assets				
Cash Unrestricted	4	1,125,639	2,195,183	1,153,682
Cash Restricted	4	6,136,558	6,178,218	5,988,435
Receivables - Rates	6	582,719	236,122	387,936
Receivables - Other	6	407,825	741,932	119,381
Interest / ATO Receivable / Trust		27,202	47,982	56,710
Provision for Doubtful Debts	6	(66,402)	(66,402)	(66,402)
Accrued Income		0	355,694	0
Inventories		51,009	19,037	36,459
		8,264,550	9,707,766	7,676,201
Less: Current Liabilities				
Sundry Creditors		(47,488)	(138,534)	(104,625)
GST Payable		642	(88,296)	(10,342)
Payroll Creditors		(27,401)	(26,607)	(16,857)
Deposits and Bonds		(10,193)	(7,160)	(12,276)
Accrued Expenses		0	(349,228)	0
		(84,440)	(609,826)	(144,100)
Total Payables				
Provisions		(74,213)	(64,212)	(46,990)
		(158,652)	(674,038)	(191,090)
Less: Cash Reserves	7	(6,136,559)	(6,071,771)	(5,988,434)
Less: Interest Accrued on Cash Reserves				
Net Current Funding Position		1,969,339	2,961,957	1,496,677



Comments - Net Current Funding Position

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 4: Cash and Investments

	Unrestricted	Restricted	Trust	Total Amount	Institution	Interest Rate	Maturity Date
	\$	\$	\$	\$			
(a) Cash Deposits							
Cash On Hand	970			970	N/A	0.00%	N/A
Cheque Account	78,298			78,298	CBA	0.15%	N/A
Business Online Saver	1,046,371			1,046,371	CBA	1.45%	N/A
Trust Account			2,080	2,080	CBA	0.15%	N/A
(b) Term Deposits							
Fixed Term Deposit		613,974		613,974	CBA	2.39%	12-Jun-18
Fixed Term Deposit		1,253,483		1,253,483	CBA	2.42%	25-Jun-18
Fixed Term Deposit		2,157,793		2,157,793	CBA	2.56%	25-Jun-18
Fixed Term Deposit		2,111,309		2,111,309	CBA	2.43%	27-Jun-18
Total	1,125,639	6,136,558	2,080	7,264,277			

Comments/Notes - Investments

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 5: Budget Amendments

Amendments to original budget since budget adoption. Surplus/(Deficit)

GL Code	Description	Council Resolution	Classification	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
				\$	\$	\$	\$
	Budget Adoption		Opening Surplus(Deficit)				0
	Adjustment to 1 July Opening Surplus	Budget Review	Opening Surplus(Deficit)		11,042		11,042
03103	Debt Collection and Legal Expenses	Budget Review	Operating Expenses			(6,500)	4,542
03112	Recoup of Debt Collection & Legal Fees	Budget Review	Operating Revenue		6,500		11,042
03204	Interest Received - Municipal	Budget Review	Operating Revenue		8,000		19,042
05103	Bushfire Training	Budget Review	Operating Expenses		15,000		34,042
05241	Dog Sterilisation/Registration/Microchip	Budget Review	Operating Expenses		2,000		36,042
09122	Income from Staff House - 23 Allen St	Budget Review	Operating Revenue			(1,640)	34,402
09124	Income from Staff House - 29 Robinson St	Budget Review	Operating Revenue			(2,140)	32,262
09125	Income from Staff House - 47 Marshall St	Budget Review	Operating Revenue			(840)	31,422
09126	Income from Staff House - 57 Marshall St	Budget Review	Operating Revenue			(1,840)	29,582
09127	Income from Staff House - 47 Dowley St	Budget Review	Operating Revenue			(900)	28,682
09134	Income from Staff House - 12 Chesson Street	Budget Review	Operating Revenue			(1,640)	27,042
10600	Town Planning Scheme Exp.	Budget Review	Operating Expenses			(5,500)	24,542
10604	Town Planning Consultant	Budget Review	Operating Expenses			(18,000)	6,542
10705	Maintenance - Cemetery	Budget Review	Operating Expenses			(15,000)	(8,458)
10711	Cemetery Fees	Budget Review	Operating Revenue		5,000		(3,458)
11321	Purchase Infrastructure - Oval Fencing	Budget Review	Capital Expenses		15,000		11,542
11609	Heritage Building - Post Office	Budget Review	Operating Expenses			(8,700)	2,842
11622	Heritage Building - Post Office Renovations	Budget Review	Capital Expenses			(110,000)	(107,158)
12126	Purchase Land & Buildings - Bishop's House Renovations	Budget Review	Capital Expenses		40,658		(66,500)
13244	Purchase Infrastructure Other - RV Site	Budget Review	Capital Expenses		50,000		(16,500)
14201	Sundry Income (No Gst)	Budget Review	Operating Revenue		46,000		29,500
14210	Workers Compensation Reimbursements	Budget Review	Operating Revenue		4,000		33,500
14501	Administration Building Maintenance	Budget Review	Operating Expenses			(60,000)	(26,500)
14517	Computing/Consultancy Expenses	Budget Review	Operating Expenses		3,500		(23,000)
14525	Bank Charges	Budget Review	Operating Expenses		8,500		(14,500)
14557	Synergy Annual Licence - IT Vision	Budget Review	Operating Expenses			(3,500)	(18,000)
14558	Consultancy Expenses	Budget Review	Operating Expenses		18,000		0
				0	236,200	(236,200)	

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 6: Receivables

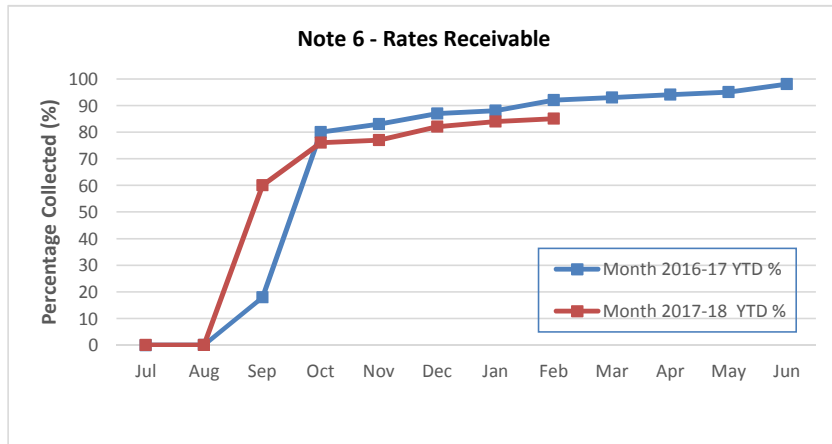
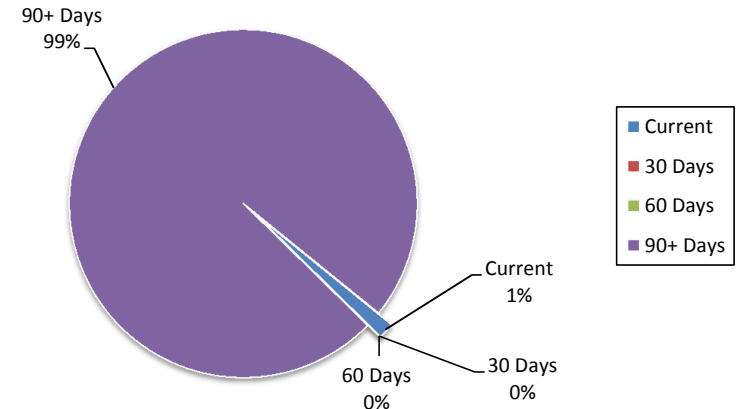
Receivables - Rates Receivable

	28 Feb 2018	30 June 2017
	\$	\$
Opening Arrears Previous Years	239,276	258,543
Provision for Bad Debts	66,402	66,402
Levied this year	2,353,368	2,209,290
Interest Outstanding	78,974	60,201
Legal Charge	44,341	52,802
Commercial Rubbish Charge	570	0
Domestic Rubbish Charge	2,398	514
ESL Penalty Interest	2,127	1,691
Pensioner Domestic Rubbish Fee	1,001	192
Emergency Levy	9,012	5,446
Less Collections to date	(2,214,750)	(2,415,805)
Equals Current Outstanding	582,719	239,276
Net Rates Collectable	582,719	239,276
% Collected	85%	98%

Receivables - General	Current	30 Days	60 Days	90+ Days	Total
	\$	\$	\$	\$	\$
Receivables - General	6,106	0	0	401,719	407,825
Total Receivables General Outstanding					407,825

Amounts shown above include GST (where applicable)

Note 6 - Accounts Receivable (non-rates)



Comments/Notes - Receivables Rates

Comments/Notes - Receivables General

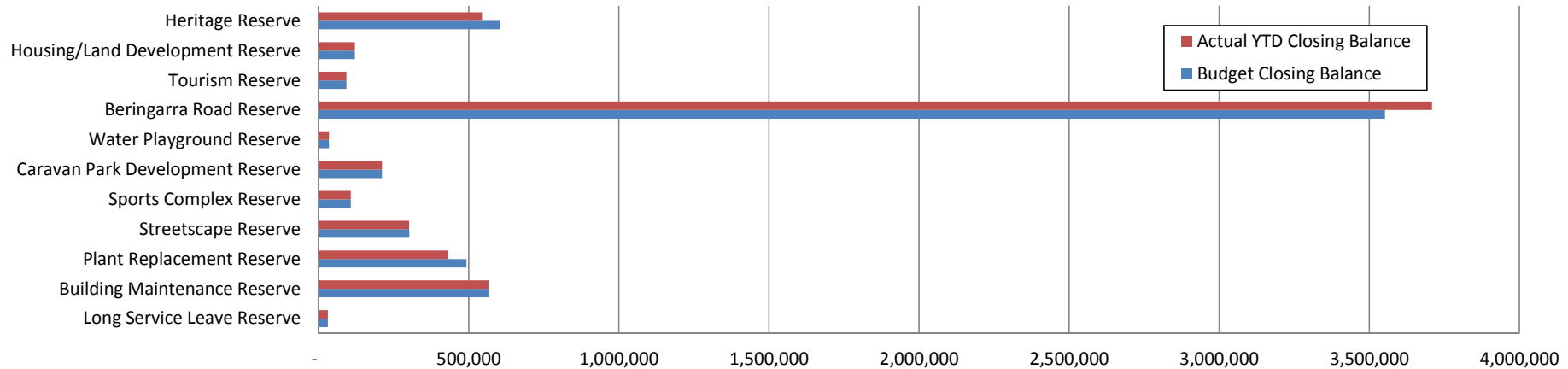
Debtor in 90+ days is Department of Infrastructure

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 7: Cash Backed Reserve

Name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
Long Service Leave Reserve	\$ 28,852	\$ 380	\$ 308	\$ 8	\$ -	\$ -	\$ -	\$ 29,240	\$ 29,159
Building Maintenance Reserve	559,356	7,370	5,968	147	-	-	-	566,873	565,324
Plant Replacement Reserve	425,363	5,604	4,539	60,112	-	-	-	491,080	429,902
Streetscape Reserve	296,971	3,913	3,169	78	-	-	-	300,962	300,140
Sports Complex Reserve	104,820	1,381	1,118	28	-	-	-	106,228	105,938
Caravan Park Development Reserve	207,608	2,735	2,215	55	-	-	-	210,398	209,824
Water Playground Reserve	32,994	435	352	9	-	-	-	33,438	33,346
Beringarra Road Reserve	3,669,370	48,347	39,153	968	-	(166,667)	-	3,552,018	3,708,523
Tourism Reserve	90,437	1,192	965	24	-	-	-	91,652	91,402
Housing/Land Development Reserve	118,569	1,562	1,265	31	-	-	-	120,162	119,834
Heritage Reserve	537,431	7,081	5,735	58,471	-	-	-	602,983	543,166
	6,071,771	80,000	64,787	119,930	-	(166,667)	-	6,105,035	6,136,559

Note 7 - Year To Date Reserve Balance to End of Year Estimate



SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018


Note 8: Disposal of Assets

Asset Number	Asset Description	YTD Actual				Budget			
		Net Book Value	Proceeds	Profit	(Loss)	Net Book Value	Proceeds	Profit	(Loss)
		\$	\$	\$	\$	\$	\$	\$	\$
	Plant & Equipment								
	P67 Toyota Prado (CEO)	39,314	43,636	4,323	-	45,000	45,000	-	-
	P68 Toyota Hilux (MCCS)	31,484	35,455	3,970	-	35,000	35,000	-	-
	P14 Isuzu 3Tonne Tip Truck CD 684	11,524	13,000	1,476	-	15,000	15,000	-	-
	P54 Ford Ranger 4WD	26,806	19,092	-	(7,714)	25,000	25,000	-	-
	P62 Ford Ranger Dual Cab 4WD	27,573	20,000	-	(7,573)	30,000	30,000	-	-
	P8 CAT Front End Loader 1993 CD 426	-	-	-	-	30,000	30,000	-	-
	P45 Iveco Prime Mover CD 788	-	-	-	-	25,000	25,000	-	-
		136,701	131,183	9,769	(15,287)	205,000	205,000	-	-

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 9: Capital Acquisitions

ion	Assets	Account	YTD Actual			Budget		
			New/Upgrade	Renewal	Total YTD	Annual Budget	YTD Budget	YTD Variance
			\$	\$	\$	\$	\$	\$

 Level of completion indicator, please see table at the end of this note for further detail.

Buildings								
Housing								
Staff Housing	09133	0	0	0	25,000	16,667	16,667	
Purchase of Existing Housing		0	0	0	220,000	146,667	146,667	
Housing Total		0	0	0	245,000	163,333	163,333	
Recreation And Culture								
Town Hall Upgrades	11102	0	0	0	25,000	16,667	16,667	
Town Hall Landscaping	11142	2,414	0	2,414	150,000	100,000	97,586	
Post Office Renovations	11622	961,282	0	961,282	990,000	660,000	(301,282)	
Pension Hut Renovations	11626	46,373	0	46,373	80,000	53,333	6,960	
Great Fingal Roofing	11641	0	0	0	25,000	16,667	16,667	
Recreation And Culture Total		1,010,069	0	1,010,069	1,270,000	846,667	(163,402)	
Transport								
Bishops House Renovations	12126	33,414	0	33,414	134,342	89,561	56,147	
Depot Fencing & Electric Gate	12124	0	0	0	0	0	0	
Transport Total		33,414	0	33,414	134,342	89,561	56,147	
Economic Services								
Heydon Place Industrial Development	13209	229,782	0	229,782	240,000	160,000	(69,782)	
Caravan Park House and Office Gen	13253	0	0	0	350,000	233,333	233,333	
Transport Total		229,782	0	229,782	590,000	393,333	163,551	
Other Property & Services								
Admin Building	14544	0	0	0	35,000	23,333	23,333	
Other Property & Services Total		0	0	0	35,000	23,333	23,333	
Land and Buildings Total		1,273,265	0	1,273,265	2,274,342	1,516,228	242,963	

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

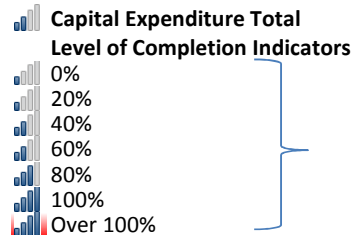
Note 9: Capital Acquisitions

ion	Assets	Account	YTD Actual			Budget		
			New/Upgrade	Renewal	Total YTD	Annual Budget	YTD Budget	YTD Variance
			\$	\$	\$	\$	\$	\$
	Plant & Equipment							
	Transport							
	P8 CAT Front End Loader 1993 CD 426	12302	0	0	0	80,000	53,333	53,333
	Nissan Prime Mover daycab 2002	12302	0	33,318	33,318	50,000	33,333	15
	Fuso Canter Crew Cab 2017	12302	0	64,750	64,750	80,000	53,333	(11,417)
	Other Equipment (Road broom attachment)	12302	0	7,500	7,500	7,000	4,667	(2,833)
	Mini Digger post hole attachment	12302	0	0	0	4,000	2,667	2,667
	Light Trailers	12302	0	0	0	5,000	3,333	3,333
	Small Plant	12302	0	0	0	5,000	3,333	3,333
	Filter press	12302	0	0	0	1,500	1,000	1,000
	Isuzu D-Max SX 4X4	12302	0	48,896	48,896	45,000	30,000	(18,896)
	Isuzu D-Max SX 4X4	12302	0	41,477	41,477	45,000	30,000	(11,477)
	Mitsubishi NX Pajero - Cool Silver	12302	0	54,295	54,295	60,000	40,000	(14,295)
	Mitsubishi NX Pajero - Warm White	12302	0	54,295	54,295	50,000	33,333	(20,962)
	Water Tanker & Dolly	12302	0	0	0	30,000	20,000	20,000
	Bobcat trailer	12302	0	6,500	6,500	0	0	(6,500)
	Polaris Central Ranger ATV	12302	0	13,409	13,409	0	0	(13,409)
	Town maintenance van	12302	0	0	0	35,000	23,333	23,333
	Caravan Park Golf Cart	12302	0	0	0	15,000	10,000	10,000
	Kubota M9540DHC Tractor 2017	12302	0	51,000	51,000	50,000	33,333	(17,667)
	Transport Total		0	375,440	375,440	562,500	375,000	(440)
	Plant & Equipment Total		0	375,440	375,440	562,500	375,000	(440)
	Furniture & Office Equip.							
	Housing							
	Staff Housing Furniture	09129	0	0	0	22,000	14,667	14,667
	Administration Furniture & Equipment	14514	7,562	0	7,562	25,000	16,667	9,105
	Housing Total		7,562	0	7,562	47,000	31,333	23,771
	Furniture & Office Equip. Total		7,562	0	7,562	47,000	31,333	23,771
	Roads							
	Transport							
	Roads MRWA Construction - RRG	12102	124,814	0	124,814	180,000	120,000	(4,814)
	Roads to Recovery Construction	12106	45,789	0	45,789	403,810	269,207	223,418
	Flood Damage Road Restoration	12113	0	717,438	717,438	1,730,642	1,153,761	436,323
	Marshall Str Intersection - Blackspot	12122	30,952	0	30,952	193,666	129,111	98,159
	Cue-Beringarra Road	12112	0	0	0	250,000	166,667	166,667
	Transport Total		201,555	717,438	918,993	2,758,118	1,838,745	919,752

SHIRE OF CUE
 NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
 For the Period Ended 28 February 2018

Note 9: Capital Acquisitions

ion	Assets	Account	YTD Actual			Budget		
			New/Upgrade	Renewal	Total YTD	Annual Budget	YTD Budget	YTD Variance
			\$	\$	\$	\$	\$	\$
	Footpaths							
	Footpath Construction - Regional Bicycle Network	12108	400	0	400	166,084	110,723	110,323
	Footpaths Total		400	0	400	166,084	110,723	110,323
	Infrastructure - Roads Total		201,955	717,438	919,393	2,924,202	1,949,468	1,030,075
	Other Infrastructure							
	Community Amenities							
	Waste Oil Shelter - Rubbish tip	10741	0	0	0	15,000	10,000	10,000
	Niche Wall		0	0	0	26,000	17,333	17,333
	Waste Site - Fencing and Improvements		0	0	0	25,000	16,667	16,667
	Toilets at Cemetery		0	0	0	90,000	60,000	60,000
	Community Amenities Total		0	0	0	156,000	104,000	104,000
	Recreation & Culture							
	Playground Equipment	11307	0	0	0	100,000	66,667	66,667
	Skate Park	11319	0	0	0	150,000	100,000	100,000
	Oval Fencing	11321	24,465	0	24,465	35,000	23,333	(1,132)
	Recreation & Culture Total		24,465	0	24,465	285,000	190,000	165,535
	Economic Services							
	Streetscape	13243	32	0	32	100,000	66,667	66,635
	Oasis Development	13244	0	0	0	50,000	33,333	33,333
	Oasis Visitor Parking Project	13245	4,640	0	4,640	44,000	29,333	24,693
	Caravan Park Borehole Water	13250	11,253	0	11,253	40,000	26,667	15,414
	Economic Services Total		15,925	0	15,925	234,000	156,000	140,075
	Infrastructure - Other Total		40,390	0	40,390	675,000	450,000	409,610
	Capital Expenditure Total		1,523,172	1,092,878	2,616,050	6,483,044	4,322,029	1,705,979



Percentage YTD Actual to Annual Budget
 Expenditure over budget highlighted in red.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 10: Rating Information

	Rate in	Number of Properties	Rateable Value	YTD Actual				Budget			
				Rate Revenue	Interim Rates	Back Rates	Total Revenue	Rate Revenue	Interim Rate	Back Rate	Total Revenue
RATE TYPE	\$		\$	\$	\$	\$	\$	\$	\$	\$	\$
Differential General Rate											
GRV Residential	0.1062	90	535,752	56,897	1,298	2,531	60,726	56,892	-	-	56,892
GRV Commercial	0.1062	5	299,208	31,776	-	-	31,776	31,785	-	-	31,785
GRV Vacant Land	0.1062	0	-	-	(902)	(1,235)	(2,137)	-	-	-	-
UV Mining	0.3160	296	6,509,869	2,057,119	(54,667)	2,429	2,004,880	2,039,610	-	-	2,039,610
UV Pastoral	0.0843	14	502,918	42,396	-	-	42,396	42,373	-	-	42,373
GRV M & T Workforce	0.3160	2	246,750	77,973	-	-	77,973	77,970	-	-	77,970
Sub-Totals		407	8,094,497	2,266,160	(54,271)	3,725	2,215,614	2,248,630	-	-	2,248,630
Minimum Payment	\$										
GRV Residential	451.00	49	116,724	21,648	-	-	21,648	22,099	-	-	22,099
GRV Commercial	451.00	0	-	-	-	-	-	-	-	-	-
GRV Vacant Land	451.00	41	8,528	18,942	-	-	18,942	18,491	-	-	18,491
UV Mining	451.00	119	83,536	54,120	-	-	54,120	53,669	-	-	53,669
UV Pastoral	451.00	4	10,400	1,804	-	-	1,804	1,804	-	-	1,804
GRV M & T Workforce	451.00	0	-	-	-	-	-	-	-	-	-
Sub-Totals		213	219,188	96,514	-	-	96,514	96,063	-	-	96,063
		620	8,313,685	2,362,674	(54,271)	3,725	2,312,128	2,344,693	-	-	2,344,693
Rates Written Off							(265)				(50,000)
Amount from General Rates							2,311,863				2,294,693
Ex-Gratia Rates							-				(6,357)
Back Rates							(15,324)				10,000
Specified Area Rates							-				-
Totals							2,296,539				2,298,336

Comments - Rating Information

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 11: Information on Borrowings

(a) Debenture Repayments

There were no borrowings during the reporting period.

(b) New Debentures

No new debentures were raised during the reporting period.

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 12: Grants and Contributions

Program/Details	Grant Provider	Type	Opening Balance (a)	Budget		YTD Budget	Annual Budget (d)	Post Variations (e)	Expected (d)+(e)	YTD Actual		Unspent Grant (a)+(b)+(c)
				Operating	Capital					Revenue	(Expended) (c)	
				\$	\$	\$	\$		\$	\$	\$	
General Purpose Funding												
General Commission Grants	Government of WA	Operating	-	607,732	-	405,155	607,732		607,732	472,547	(472,547)	-
Roads Commission Grants	Government of WA	Operating	-	187,664	-	125,109	187,664		187,664	145,271	(145,271)	-
Law, Order and Public Safety												
ESL Grant	FESA	Operating	-	4,000	-	2,667	4,000		4,000	2,353	(2,353)	-
Recreation and Culture												
Reimbursements Sundry		Operating	-	3,000	-	2,000	3,000		3,000	4,632	(4,632)	-
Water Park	Community Pool Revitalisation	Operating	-	10,000	-	6,667	10,000		10,000	-	-	-
Other Culture/Heritage	Heritage Commission	Operating	-	3,500	-	2,333	3,500		3,500	-	-	-
Post Office	Lottery West/MWDC/R4R	Non-operating	-	-	475,000	316,667	475,000		475,000	-	(961,282)	-
Transport												
Dual Use Pathways	Dept. of Transport	Non-operating	-	-	83,042	55,361	83,042		83,042	19,789	(400)	19,389
RRG - Cue Wondinong	RRG	Non-operating	-	-	120,000	80,000	120,000		120,000	48,000	-	48,000
MRWA Direct Grant	MRWA	Non-operating	-	-	44,238	29,492	44,238	-	44,238	43,926	(124,814)	-
Flood Damage Restoration	WANDRRA	Non-operating	-	-	1,587,442	1,058,295	1,587,442		1,587,442	-	(717,438)	-
BS - Marshall Street	MRWA	Non-operating	-	-	52,464	34,976	52,464		52,464	27,046	(30,952)	-
Road Maintenance	Horizon Power	Operating	-	4,500	-	3,000	4,500		4,500	-	-	-
Roads to Recovery	Dept. of Transport	Non-operating	-	-	403,810	269,207	403,810		403,810	-	(45,789)	-
Wondinong Road Contribution for Haulage		Operating	-	360,000	-	240,000	360,000		360,000	-	-	-
Economic Services												
Oasis Development	NSRF	Non-operating	-	-	44,000	29,333	44,000	-	44,000	-	-	-
Other Property & Services												
Diesel Fuel Rebate		Operating	-	41,500	-	27,667	41,500	-	41,500	26,850	(26,850)	-
Sundry Income Admin		Operating	-	55,000	-	36,667	55,000	-	55,000	45,896	(45,896)	-
TOTALS			-	1,276,896	2,809,996	2,724,595	4,086,892	-	4,086,892	836,310	(2,578,624)	67,389

SUMMARY

Operating	Operating Grants, Subsidies and Contributions	-	1,276,896	-	851,264	1,276,896	-	1,276,896	697,549	(697,549)	-
Operating - Tied	Tied - Operating Grants, Subsidies and Contributions	-	-	-	-	-	-	-	-	-	-
Non-operating	Non-operating Grants, Subsidies and Contributions	-	-	2,809,996	1,873,331	2,809,996	-	2,809,996	138,761	(1,881,075)	67,389

SHIRE OF CUE
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 28 February 2018

Note 13: Trust Fund

Funds held at balance date over which the Shire has no control and which are not included in this statement are as follows:

Description	Opening Balance 01 Aug 2017	Amount Received	Amount Paid	Closing Balance 28 Feb 2018
Cue LCDC	\$ 2,080	\$ 0	\$ 0	\$ 2,080
	2,080	0	0	2,080

10.3 TOWN PLANNING SCHEME AMENDMENT 1

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Rob Madson –Chief Executive Officer
DATE: 15th March 2018

Matters for Consideration:

Final approval of Amendment 1 to Town Planning Scheme No 2

Background:

Council resolved on 17 October 2017, pursuant to Section 75 of the Planning & Development Act 2005, to amend Local Planning Scheme No. 2 as follows:

- 1-Realign the Heydon Place road reserve, within the General Industry Zone and on Public Open Space Reserve on the northwest of Cue Townsite.
- 2-Rezone those portions of Heydon Place which have been constructed on land zoned General Industry to the Local Road Reserve.
- 3-Rezone a portion of the General Industry zone required to realign the future extension of Heydon Place, from General Industry Zone to Local Road Reserve.
- 4-Rezone a portion of abutting Reserve No. 7273 from Public Open Space Reserve to Local Road Reserve for the extension of Heydon Place.
- 5- Rezone the portions of Local Road Reserve which have been included within existing lots fronting Heydon Place; from Local Road Reserve to General Industry Zone.
- 6-Amend the Scheme Maps accordingly.
7. Pursuant to Section 35 (2) (a) of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015, the proposed Amendment is a *Standard* Local Planning Scheme Amendment as defined in Sec. 34 of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015.
8. Pursuant to Sec. 35 (2) (b) of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015, Amendment No.1 meets criteria for a *Standard* Amendment; as it is made consistent with Sec. 34 (a) General Industry zone objectives; consistent with Sec. 34 (b) Shire of Cue Local Planning Strategy; consistent with Sec. 34 (e) having minimal impact on land in the scheme area that is not the subject of the amendment; and consistent with Sec. 34 (f) does not result in any significant environmental, social, economic or governance impacts on land in the scheme area.

Comments:

In accordance with legislative requirements, the proposed amendment was advised to affected landholders, government departments and others and advertised to the public, inviting submissions.

A report addressing the submissions received, titled “*Planning & Development Act 2005 Shire of Cue Local Planning Scheme No.2 Amendment No. 1 Report on Final Approval Schedule of Submissions*”, is attached at [Appendix 3](#).

Statutory Environment:

PLANNING AND DEVELOPMENT ACT 2005 - SECT 75

75 . Amending scheme

A local government may amend a local planning scheme with reference to any land within its district, or with reference to land within its district and other land within any adjacent district, by an amendment —

- (a) prepared by the local government, approved by the Minister and published in the Gazette ; or*
- (b) proposed by all or any of the owners of any land in the scheme area, adopted, with or without modifications, by the local government, approved by the Minister and published in the Gazette .*

LOCAL GOVERNMENT ACT 1995 - SECT 9.49A

9.49A Execution of documents

- (1) A document is duly executed by a local government if —*
 - (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or*
 - (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.*
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.*
- (3) The common seal of the local government is to be affixed to a document in the presence of —*
 - (a) the mayor or president; and*

(b) the Chief Executive Officer or a senior employee authorised by the Chief Executive Officer, each of whom is to sign the document to attest that the common seal was so affixed.

Policy Implications:

Nil

Financial Implications:

The cost of advertising and preparing amended scheme documents and maps has not been established but is likely to be in the order of several thousand dollars.

Strategic Implications:

Shire of Cue Strategic Community Plan 2017 to 2027

Outcome 3.1 Community infrastructure that meets the needs of our Residents
3.1.3 Provide, maintain and improve community infrastructure

Consultation:

Joe O’Keefe – Consultant Planner

Officer’s Recommendation:

Voting requirement: Absolute Majority

That Council:

1. support amendment 1 to Town Planning Scheme No2 with a proposed modification to address issues raised in submissions by Landcorp and the Water Corporation in relation to the alignment of Heydon place;
2. authorise the Shire President and Chief Executive Officer to sign and apply the common seal to the amendment documents; and
3. endorse the recommendations contained in the report titled “*Planning & Development Act 2005 Shire of Cue Local Planning Scheme No.2 Amendment No. 1 Report on Final Approval Schedule of Submissions*”.

Council Decision

Voting requirement: Absolute Majority

MOVED:

SECONDED:

CARRIED

APPENDIX 3

Planning & Development Act 2005 Shire of Cue Local Planning Scheme No.2

Amendment No. 1

Report on Final Approval

Schedule of Submissions

Statutory Background

Council resolved on 17 October 2017, pursuant to Section 75 of the Planning & Development Act 2005, to amend Local Planning Scheme No. 2 as follows:

1-Realign the Heydon Place road reserve, within the General Industry Zone and on Public Open Space Reserve on the northwest of Cue Townsite.

2-Rezone those portions of Heydon Place which have been constructed on land zoned General Industry to the Local Road Reserve.

3-Rezone a portion of the General Industry zone required to realign the future extension of Heydon Place, from General Industry Zone to Local Road Reserve.

4-Rezone a portion of abutting Reserve No. 7273 from Public Open Space Reserve to Local Road Reserve for the extension of Heydon Place.

5- Rezone the portions of Local Road Reserve which have been included within existing lots fronting Heydon Place; from Local Road Reserve to General Industry Zone.

6-Amend the Scheme Maps accordingly.

7. Pursuant to Section 35 (2) (a) of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015, the proposed Amendment is a *Standard* Local Planning Scheme Amendment as defined in Sec. 34 of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015.

8. Pursuant to Sec. 35 (2) (b) of the WA Planning & Development Act (Local Planning Scheme) Regulations 2015, Amendment No.1 meets criteria for a *Standard* Amendment; as it is made consistent with Sec. 34 (a) General Industry zone objectives; consistent with Sec. 34 (b) Shire of Cue Local Planning Strategy; consistent with Sec. 34 (e) having minimal impact on land in the scheme area that is not the subject of the amendment; and consistent with Sec. 34 (f) does not result in any significant environmental, social, economic or governance impacts on land in the scheme area.

Statutory Implementation: Advertising and public exhibition

The standard Amendment was sent (via email on 18 October 2017, and *notices* on 19 October) to the EPA as required by the Planning & Development Act 2005 and the Local Planning Scheme Regulations 2015. **“Simplified process for standard amendments to local planning schemes flowchart”**, attached, confirms that this occurs concurrently with the 42 day advertising and exhibition period. *The EPA response is attached.*

The standard Amendment was advertised for 42 days (from 20 October 2017 to 1 December 2017) as required by *Local Planning Scheme Regulations 2015, Section 47 (1) – (4)*.

(1) *notices* were prepared listing **Council Resolutions 1 – 8**, where the Amendment Report could be inspected, and the closing date for submissions/input.

(2) (a) *notices* were published in the *Geraldton Guardian* of Friday October 20 2017.

(2) (b) *displayed a copy of the notices in the offices of the local government for the period for making submissions set out in the notices*; together with Amendment Report and Scheme Maps.

(2) (c) sent a copy to *each public authority that the local government considers is likely to be affected by the amendment*; *Notices* and Amendment Report sent on 18 and 19 October 2017 via email, to the following fourteen Referral Agencies:

Department of Water and Environment Protection: Contaminated Sites; Perth

Department of Fire & Emergency Services; Perth

Main Roads WA; Geraldton

Department of Mines, Industry Regulations, and Safety; Perth (re-sent on 30/10/17)

WA Local Government Association; Perth

Western Power; Perth

Lands Section-Department Planning, Lands & Heritage; Perth

-Notices and Amendment Report on 19 October 2017 via post, to:

Water Corporation; Leederville (Water Corp. requested posted document)

-Notices and Amendment Report on 20 October 2017 via email, to:

Horizon Energy; Carnarvon

Department of Health; Perth

Department of Water & Environment Protection: Floodplain Management; Geraldton

Department of Primary Industry & Regional Development; Geraldton & Perth

-Notices and Amendment Report on 23 October 2017 via post, to:

Telstra; Perth (*No email address available)

-*Notices and Amendment Report* on 25 October 2017 via email, to:

Department of Jobs, Tourism, Science & Innovation; Perth. (Whilst responsible for *Landcorp*, separate submissions were expected from the Department, and the trading entity.)

(2) (d) published copies of *notices* on Council's website for the duration of the advertising and exhibition period.

(2) (e) *advertise the scheme as directed by the Commission and in any other way the local government considers appropriate.*

No directions were received from the WA Planning Commission.

Two traditional public participation strategies were followed which were standard procedure under the previous *Town Planning & Development Act 1928 and Regulations 1967*:

Sign on site: Red sign (*notices* and Scheme Maps) on entry to the Zone from northwest near proposed junction of the Heydon Place extension and Cue-Beringarra Road erected. Weather and other adverse conditions meant it needed replacing on some occasions.

Landowner Letters: Full copies of the Amendment Report, with *notices*, posted 23 October to all landowners, (including *Landcorp*) within the Heydon Place General Industry Zone.

Scheme Amendment Maps: available from Cartography section of Dep't Planning Lands & Heritage on 30 October 2017. These were forwarded to the fourteen Referral Agencies by email. The Department of Jobs, Tourism, Science and Innovation is now responsible for the government trading entity *Landcorp*, Scheme Amendment Maps were sent via this Department to *Landcorp*.

Attachments: as referred to in **Schedule of Submissions**

One: **EXISTING SCHEME MAP:** [A legal part of Amendment No.1]

Two: **PROPOSED SCHEME AMENDMENT MAP:** [A legal part of Amendment No.1]

Three: **PLAN OF SURVEY-HEYDON PLACE, CUE: 'SITE PLAN'**

Feature Survey by Hille, Thompson & Delfos- November 2017

Four: **"Simplified process for standard amendments to local planning schemes flowchart"**
WAPC

Five: **Amendment No.1 "Notices"** circulated, advertised and posted.

Six: **Land Administration Act 1997: Section 56 –Three pages**

Seven: **Land Administration Regulations 1998: Section 8 – One page**

Eight: **Guidelines for Planning in Bushfire Prone Areas** (a joint DFES-DPLH production) p.66
Vehicular Access- Acceptable Solutions

Nine: **Guidelines for Planning in Bushfire Prone Areas** (a joint DFES-DPLH production) p.69
Vehicular Access- Explanatory Notes

Ten: **State Planning Policy 3.7 Planning in Bushfire Prone Areas** (WAPC)
p.5 Sec 6.11 Precautionary principle

Eleven: **Planning & Development Act 2005:** Section 177 Compensation

Twelve: **Planning & Development Act 2005:** Section 184 Betterment

Thirteen: **City Of Kalgoorlie-Boulder TPS No.2:** Three Scheme Maps

Fourteen: **City of Kwinana TPS No.2:** Two Scheme Maps

Fifteen: **Shire of Dardanup TPS No.3:** One Scheme Map

Sixteen: An extract from *planning.wa.gov.au website*, **Local Planning Schemes.**

Seventeen: **PROPOSED SCHEME AMENDMENT MAP: As amended following submissions**

Planning & Development Act 2005 Shire of Cue Local Planning Scheme No.2

Amendment No. 1 Schedule of Submissions - [All are attached in full.]

As required by Local Planning Scheme Regulations 2015, Section 49 (2):

A Local government must acknowledge in writing the receipt of each submission received by it.

Acknowledgements with Council decisions on each point made in submissions are to be sent following Council consideration.

As required by Local Planning Scheme Regulations 2015, Section 50 (2) the local government (a): must consider all submissions in relation to the amendment.

Submission One: Department of Planning, Lands and Heritage; Perth

Assistant Manager, Case Management – Midwest and Gascoyne - Mr. Ken Buchan

Submission Two: Department of Fire & Emergency Services; Perth

Advisory Services- Hazard Planning and Response - Capability Command - Mr. Sandeep Shankar

Submission Three: Landcorp Perth

Senior Development Manager- Mr. Robert Fenn

Submission Four: Main Roads WA; Geraldton Office

Regional Manager, Midwest - Gascoyne Region – Mr. Bernie Miller

Submission Five: Water Corporation

Development Planner, Development Services – Mr Charles Sabato

Submission One: Department of Planning, Lands and Heritage; Perth

1.1 *My Comments are limited to my area of expertise which is LAA and Crown Land.*

There are no obvious issues or matters of concern.

Discussion: Both road dedication and Townsite boundary extension are straightforward processes.

Recommendation: Acknowledge timely advice and input.

1.2 *The Shire of Cue will need to comply with section 56 to allow for the dedication of the portion of Reserve 7273.*

Discussion: Lands Administration Act 1997 Sec. 56 *Dedication of land as road* requires reservation for use by the public, as proposed by Amendment No. 1; and a plan of survey (see Attachment Three). An application to the Minister for Lands in accordance with Land Administration Regulations 1998 – Sec. 8 is required. A Council resolution to request the Minister for Lands dedicate the portion of Crown land currently part of Reserve 7273 (as depicted, Attachment Three in light green on the Plan of Survey produced by *Hille, Thompson and Delfos* dated November 2017 as an extension of Heydon Place) and provide the Minister with submissions on Amendment No.1 to Local Planning Scheme No. 2 pertinent to Reserve 7273, and Councils decisions in relation to each point in each submission to satisfy *Land Administration Regulation* (8) (d); and all other information required by the Minister under Land Administration Act 1997 Sec. 56.

Recommendation: Acknowledge input and note the statutory procedures required. If Council were to proceed with road dedication at some future date, readvertising and consideration of submissions would be necessary then.

1.3 *Lands will seek an approval from Mines.*

Recommendation: Acknowledge input.

Submission Two: Department of Fire & Emergency Services; Perth

2.1 *I refer to your email dated 18 October 2017 and follow up telephone conversation on 20 October 2017 regarding the above local scheme amendment be undertaken by the Shire of Cue.*

Recommendation: Acknowledge timely advice and input.

2.2 *Given the scheme amendment seeks to rationalise access arrangements for the General Industry zone located north-west of the Cue town site, it is questionable whether the amendment should be assessed as an intensification of land use, and therefore trigger the application of Statement Of Planning Policy 3.7 Planning and Bushfire Protection.*

Discussion: This analysis by DFES, a fire agency as is Council under the Bush Fires Act 1949, is accurate. This critical issue was discussed with officers of the WAPC/ Department of Planning, Lands & Heritage who considered ('phone conversations between 19 September and 18

October 2017) that Amendment No.1 may trigger the need for *State Planning Policy 3.7 Planning in Bush Fire Prone Areas; Guidelines for Planning in Bushfire prone Areas, & Appendices "Bushfire Hazard Level Assessment"* by a fully accredited *Bushfire Planning Practitioner*. Amendment No.1 does not trigger this, Council's resolution and DFES submission concur. Heydon Place does not rate Low fire hazard level. All areas rated from Moderate up to Extreme fire hazard level do require "Bushfire Hazard Level Assessment" for multi-lot subdivisions such as Heydon Place. All fire prone area mapping available on State Government SLIP websites and DFES mapping confirms it does not rate Low. This begs the question as to how *Landcorp's* 19 lot subdivision did not trigger the requirement at the time the subdivision was approved. The WAPC policy which preceded SPP 3.7, and in force throughout the 2000's, *Planning for Better Bushfire Protection* contained a similar presumption against culs-de-sac. It contained similar explanatory diagrams as depicted in **Guidelines for Planning in Bushfire Prone Areas** (a joint DFES-DPLH production) p.66 Vehicular Access- Acceptable Solutions (Attachment Eight) and in **Guidelines for Planning in Bushfire Prone Areas** (a joint DFES-DPLH production) p.69 Vehicular Access- Explanatory Notes (Attachment Nine).

Recommendation: Uphold submission and acknowledge accurate advice from another Fire Agency. Request Minister for Planning upholds the submission when examining Final Approval, as it raises the question as to how the Heydon Place subdivision approval in 2015, a WAPC statutory planning process, could allow this to occur: a cul-de-sac non-compliant with State Planning Policy.

2.3 DFES recommends confirming this with the Department of Planning, Land and Heritage (DPLH)

Discussion: Department of Planning, Land and Heritage acts under delegated authority via the WA Planning Commission (WAPC) from the Minister for Planning. Subdivision decision queries cannot be asked of DPLH nor WAPC, as subdivision approval is a contract between subdivider and those authorities. The only avenue to query is via the Minister for Planning.

Recommendation: Uphold submission and acknowledge accurate advice from DFES, the statutory Fire Agency responsible for **Guidelines for Planning in Bushfire Prone Areas and Appendices** in the DFES-WAPC partnership. Request Minister for Planning upholds the submission and confirms that the 2015 subdivision approval did not comply with State Planning Policy, whereas Amendment No.1 remedies the situation to achieve compliance.

2.4 Notwithstanding the above, DFES is supportive of the proposal as in bushfire prone areas, a cul-de-sac subdivision is not favoured because they do not provide access in different directions for the general public or emergency services.

Discussion: This analysis by DFES, a fire agency as is Council under the Bush Fires Act 1949, is entirely consistent with *State Planning Policy 3.7 Planning in Bush Fire Prone Areas (WAPC); Guidelines for Planning in Bushfire prone Areas, & Appendices* (a joint DFES-DPLH production). The WAPC policy which preceded SPP 3.7, and in force throughout the 2000's, *Planning for Better Bushfire Protection* contained a similar presumption against culs-de-sac. Council's solution to remedy the access and egress problem, Amendment No.1, must be granted Final

Approval. The *State Planning Policy 3.7 Planning in Bush Fire Prone Areas Sec 6.11 Precautionary principle* (Attachment Ten) stipulates refusal for subdivision applications do not address SPP 3.7.

Recommendation: Uphold submission and request Minister for Planning to expedite Amendment No.1 progress to gazettal. Acknowledge the role of DFES in supporting applying State Planning Policy 3.7, which stipulates refusal of subdivision applications with long culs-de-sac in fire prone areas.

Submission Three: *Landcorp*; Perth

3.1 *On 25 October 2017, Landcorp received notification from the Shire of Cue that it had initiated Amendment No.1 to Local Planning Scheme No.2*

Discussion: Amendment documents were sent to all landowners by mail on 23 October 2017. Scheme Amendment Maps were sent to attention of *Landcorp* by email via Department of Jobs, Tourism, Science & Innovation on 25 October 2017.

Recommendation: Acknowledge timely advice and input.

3.2 *Landcorp is disappointed that it was not made aware of the actions of the Shire of Cue and has not been provided with the opportunity to comment on the amendment proposal before it was initiated.*

Discussion: An early draft of Amendment No.1 document was sent to Department of Planning, Lands and Heritage (DPLH) on 19 September 2017. In subsequent telephone discussions with Mr. Arran Sutherland of that Department on 26 September, Arran recommended a 'phone call to *Landcorp* to advise that a remedy for access and egress problems at Heydon Place were being investigated. To keep faith with DPLH as the department serving WAPC the assessing agency for the Minister, this was done. No phone calls to other landowners were recommended. A 'phone call was made to Mr. Robert Fenn at *Landcorp* on 27 September 2017, advising of this. He was advised that as soon as the Amendment was finalised for landowners and ratepayers to read it, would be forwarded to *Landcorp* and all other landowners. No other affected landowner or ratepayers were given 'phone call advice of the possible rezoning prior to its adoption. There is no statutory basis for a pre-consultation period with landowners in addition to the formal 42 day advertising period. Pre-consultation is often undertaken with those State Government Departments who may be *Referral* agencies, including the *Department of Jobs, Tourism, Science & Innovation*. Pre-consultation with an individual developer, whether private or public, is orthodox when they are a proponent who has approached Council to make a rezoning or Scheme Amendment on their behalf at their cost. This was not the case with Amendment No.1.

Recommendation: Advise Minister for Planning and Landcorp that a telephone call on 27 September, as requested by Department of Planning Lands & Heritage, was made to advise the developer Landcorp that a Scheme Amendment to rectify access and egress problems at Heydon Place was being considered. No other landowner was afforded such a call. Whilst Landcorp may be involved in early discussions with local governments who may be producing rezonings specifically in the commercial interests of Landcorp. That is not the case here. The Shire of Cue is acting in the interests of all landowners. It is orthodox planning practice to consult with ratepayers on an equal basis.

3.3 *Landcorp is the registered owner of Lot 596 Heydon Place. That land parcel is for sale, with a contract condition requiring the new owner to develop the lot for industrial purposes within three years of the date of transfer of the lot.*

Discussion: Estate Covenants as described by Landcorp do not override Local Planning Schemes. A potential purchaser would discover that Lot 596 is blighted by dual zoning, impacting on the development Potential requirement of the Covenant. Currently 5,820m², Landcorp's subdivision created Lot 596 with 3,820m² zoned General Industry, in two different sides of the lot, divided by an area of 2,000m² reserved as Local Road Reserve, through the middle. Planning blight will often discourage wary buyers. **Attachment Three** depicts Lot 596's dilemma. The solution provided by Amendment No.1 results in a Lot 596 of 4,465m², all zoned General Industry. Current frontage is 27 metres with no opportunity for truck parking in road reserve at front boundary. Proposed frontage is 62 metres with full length parking opportunity for trucks to park in road reserve, load or unload, and continue without turning.

Recommendation: Advise Minister for Planning and Landcorp of Discussion (above) addressing its submission.

3.4 *Landcorp is also the current registered owner of Lot 9000 Heydon Place and has previously agreed to transfer that lot back to the Shire of Cue to allow the Shire to undertake the future servicing and subdivision of additional industrial lots (stage 2 of the development).*

Discussion: Council may have agreed to accept Lot 9000 as part of the commercial agreement between the Shire and Landcorp, however the Lot 9000 is not suitable for subdivision, as it exists, being at the termination of a very long cul-de-sac. This must be fully considered once a recommended valuation of Lot 9000 is done before and after rezoning. The cul-de-sac access does not comply with State Planning Policy 3.7 and its **Guidelines for Planning in Bushfire Prone Areas and Appendices**. (As discussed in 2.2 above). Currently 12,337m², Landcorp's subdivision created Lot 9000 with 10,243m² zoned General Industry, on two different sides of the lot, divided by an area of 2,094m² reserved as Local Road Reserve, through the middle. Current frontage to a cul-de-sac head is a major servicing limitation. These impacts on the value of Lot 9000 can only be quantified by a recommended valuation. **Attachment Three** depicts Lot 9000's dilemma. The solution proposed by Amendment No.1, as it stands, resulted in a Lot 9000 of 12,361m², all zoned General Industry, and full road frontage on two sides, maximising development potential.

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) addressing the submission.

3.5 *Both land parcels are severely impacted on by Amendment 1.*

Discussion: This notifies of a possible claim for compensation from the ratepayer. The proposed decrease in size of Lot 596 was the result of a logical design solution to restore essential access and egress via the shortest possible route, consistent with what is depicted on Local Planning Scheme No.2 Maps, a through road.

The statutory measure of impact of rezoning is found in Planning & Development Act 2005. Sections 171-182 *Compensation and acquisition* (Sec. 177, of particular relevance, is **Attachment Eleven**) Section 184 *Betterment* is **Attachment Twelve**.

Although it may be prudent to consider this potential impact, it would have been within reason to continue with the proposed alignment of Heydon Place, had the submission by the Water Corporation not highlighted the location of significant water infrastructure, necessitating an alternative alignment.

Recommendation: Uphold submission and amend alignment of Heydon Place in amendment documents (See **Attachment seventeen**).

3.6 *Landcorp through the Regional Development Assistance Program.....(Please see attached Submission Three, Paragraph Three , first page)*

Discussion: Regional development is the central issue. To stymie growth of Cue's General Industry zone is inconsistent with the charter of the former *Industrial Lands Development Authority* and the current *Department of Jobs, Tourism, Science & Innovation*. A publicly funded developer is bound act in the free market as other private developers and not expect extra benefits.

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) addressing the submission.

3.7 *Landcorp supports the primary intention of Amendment No.1 to adjust the zoning upon lots adjacent to Heydon Place to reflect the cadastral boundaries of these lots, removing any uncertainty relating to the permissibility of any future development.*

Discussion: The Amendment Report states:

This Scheme Amendment is required to remedy two problems, lot access issues listed 1-3 below, which are urgent because of health & safety implications. The Scheme's road access design was not complied with by the subdivision approval. An informal cul-de-sac resulted. Accessibility to all lots is compromised as a result. The second problem are the consequences listed 4 -5 below.

General Industry Zone standards: lot access

1. *Heydon Place as constructed deviates from that approved design shown on Scheme Maps. The terminating road, which Heydon Place currently is, does not meet minimum fire access*

standards for road access a General Industry Zone, where the possibility of fire or other emergency requires at least two constructed exit/entry points. A constructed road also carries water mains essential for fire hydrants. The original plan endorsed by the Scheme, a through road, achieves this standard.

2. There is no road frontage to the portion of Shire of Cue's Lot 641 leased to a private company, with no access to essential services: electricity, water and telecommunications.

3. Lot 596, (the most northwesterly lot), currently remains unsold. It has limited road frontage of approximately 27 metres. Access to this lot can be improved by redesigning Heydon Place to increase its accessibility.

Lots with partial General Industry Zoning, partial designation as Local Road Reserve:

The second problem is both a development and a governance issue; this Scheme Amendment is required to ensure every part of each lot is zoned General Industry:

4. The planned Heydon Place road reserve is designated Local Road Reserve, under Local Planning Scheme No.2. When Lots 593, 594, 595, and 596 were created across zone boundaries, they were left with partial designation as Local Road Reserve. This compromises what can be approved at Development Application stage, and is an imposition on lot owners.

5. Valuation, and rating, cannot be accurately undertaken. The implications for the Local Government Act 1995 are apparent.

Support of *Landcorp* for points 4 and 5, to remedy planning blight on some Lots, is noted. The prime public interest purpose of the Amendment, relevant to all nineteen lots, is point 1 above. The developer does not acknowledge *State Planning Policy 3.7 Planning in Bush Fire Prone Areas (WAPC); Guidelines for Planning in Bushfire prone Areas, & Appendices* (a joint DFES-DPLH production). The WAPC policy which proceeded SPP 3.7, and in force throughout the 2000's, *Planning for Better Bushfire Protection* contained a similar presumption against culs-de-sac. Council's solution to remedy the access and egress problem, Amendment No.1, remedies this. *State Planning Policy 3.7 Planning in Bush Fire Prone Areas Sec 6.11 Precautionary principle* (Attachment Ten) stipulates refusal for subdivision applications do not address SPP 3.7.

.3.8 Fire Safety (Please see attached Submission Three, Paragraph One, second page)

Discussion: There is much more involved in assessing fire hazard than looking at aerial photographs of remnant vegetation, if that was the case no developer would have to comply with State Planning Policy 3.7. As DFES is quoted (above: **2.4**) *DFES is supportive of the proposal as in bushfire prone areas, a cul-de-sac subdivision is not favoured because they do not provide access in different directions for the general public or emergency services.* This analysis by DFES, a fire agency as is Council under the Bush Fires Act 1949, is entirely consistent with *State Planning Policy 3.7 Planning in Bush Fire Prone Areas (WAPC); Guidelines for Planning in Bushfire prone Areas, & Appendices* (a joint DFES-DPLH production). The WAPC policy which proceeded SPP 3.7, and in .force throughout the 2000's, *Planning for Better Bushfire Protection* contained a similar presumption against culs-de-sac. The developer

had the opportunity to undertake a “*Bushfire Hazard Level Assessment*” as required by the State Planning Policy and Guidelines by a fully accredited *Bushfire Planning Practitioner*, at subdivision stage in 2015. This was not undertaken.

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) addressing the submission.

3.9 *Servicing Lot 641* (Please see attached Submission Three, Paragraph Two, second page)

Discussion: Regional development has progressed since 2015 and demand for General Industry zoned land is buoyant. Criticism of Council, catering for the demand for larger lots by leasing part of Lot 641 for a significant local industry is contrary to the Regional development budget which funded *Landcorp*.

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) addressing the submission.

3.10 *Access to Lot 596* (Please see attached Submission Three, Paragraph Three , second page)

Discussion: Lot 596 issues are addressed in 3.3 (*above*)

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above in 3.3) addressing the submission.

3.11 *Impacts of dual zoning* (Please see attached Submission Three, Paragraph Four, second page)

Discussion:

The developer interprets the statement in the Shire of Cue Local Planning Strategy *Amend the Industrial Zone boundaries around RobinsonStreet/Heydon Place precinct to reflect the intended subdivision design by Landcorp* as an assurance that any design Landcorp decided upon would be subsequently included via Scheme Amendment into LPS No.2.

All planning documents must have **text and maps** to be entertained with assurance, the Strategy did not include any map of *Landcorp* intentions so cannot be considered a *carte blanche* assurance.

The Strategy was approved in early 2015, LPS No. 2 was gazetted in October 2015. There were up to ten months of assessment of the Strategy by the statutory section of WAPC, considering in depth which parts of the Strategy could be included for gazettal. *Landcorp’s* cul-de-sac did not pass assessment, not only against SPP 3.7, but also against WAPC **Industrial Subdivision** policy, which was included in full in the Amendment Report, but abridged here:

**POLICY NO. DC 4.1
INDUSTRIAL SUBDIVISION
CONTENTS:**

1. INTRODUCTION

1.1 This policy statement provides guidance on the matters considered by the Commission when determining applications for industrial subdivision throughout the State. These include such matters as the design and shape of industrial lots, road layout, servicing and open space requirements.

1.2 More detailed development control requirements – such as car parking, landscaping and the design and siting of industrial buildings - will be found in the Town Planning Scheme and policies of the relevant local authority.

2. POLICY OBJECTIVES

- To encourage the development of well designed industrial areas serving the full range of general and special industrial needs throughout the State.
- To provide for the safe and efficient movement of traffic to and from each site within the industrial area.
- To provide for infrastructure services and public open space consistent with the operational needs of industrial users and the workforce.
- To protect the amenity of adjacent land uses, where necessary, from the effects of industrial development.

3. POLICY MEASURES

3.1 ZONING

3.1.1 The land proposed to be subdivided must be appropriately zoned in the local authority's Town Planning Scheme and, where applicable, the Metropolitan Region Scheme.

3.1.2 When considering applications for subdivision of land for industrial purposes, the Commission will have regard to relevant provisions in the local authority's Town Planning Scheme.

3.5 ACCESS AND ROAD LAYOUT

3.5.4 To facilitate the movement of large and cumbersome vehicles, culs-de-sac and battleaxe lots should generally be avoided,

Heydon Place General Industry Zone cannot be a cul-de-sac and comply with this policy, which conflicts with all sections highlighted in red, above.

<p><u>Recommendation</u>: Advise Minister for Planning and <i>Landcorp</i> of <u>Discussion</u> (above) addressing the submission.</p>
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3.12 Assessment against Part 5 of the LPS Regulations 2015 (Please see attached Submission Three, Paragraph One , last page)

Discussion: Impact on Lot 596 is discussed in 3.3 (above). The imperative to obtain the shortest possible route through the Zone to provide access and egress, consistent with DC 4.1, with SPP 3.7, and the gazetted intent of the through road in Local Planning Scheme No. 2, does impact upon Lot 596. Valuation will discover whether it is a subject of compensation, or betterment. The only option other than *Standard* classification for the Amendment would be *Complex*...a classification for large scale structure plan rezonings, with a 90 day advertising and exhibition period. This is not supported on any level, least of all for the health and safety of all concerned...as recognized in DFES submission 2.4 (above).

“standard amendment” means any of the following amendments to a local planning scheme

- (a) an amendment relating to a zone or reserve that is consistent with the objectives identified in the scheme for that zone or reserve;*
- (b) an amendment that is consistent with a local planning strategy for the Scheme that has been endorsed by the Commission;*
- (c) an amendment to the scheme so that it is consistent with a region planning scheme that applies to the scheme area, other than an Amendment that is a basic amendment;*
- (d) an amendment to the scheme map that is consistent with a structure plan that has been approved under the scheme for land to which the amendment relates if the scheme does not currently include all the types that are outlined in the plan;*
- (e) an amendment that would have minimal impact on land in the scheme area that is not the subject of the amendment;*
- (f) an amendment that does not result in any significant environmental, social, economic or governance impacts on land in the Scheme area;*

any other amendment that is not a complex or basic amendment“

LPS Aim Of Scheme (c) requires: “provide **sufficient zoned land to support business growth** and diversification within the district to promote a resilient economy”

Attachment Sixteen from the planning.wa.gov.au/local-planning –schemes website summarises the primacy of Local Schemes in local planning.

WAPC Policy DC 4.1 sec 3.1.2 also reinforces this. It encapsulates the proper and orderly planning process, regard for the relevant provisions in Council’s Town Planning mechanisms, Local Planning Scheme No.2 and the related Strategy, to ensure that eventual development will be constructed according to plan. This is the stated Purpose of the Amendment as discussed in this Amendment Report.

<p><u>Recommendation:</u> Advise Minister for Planning and <i>Landcorp</i> of <u>Discussion</u> (above) addressing the submission.</p>
--

Additional Comments 1. (Please see attached Submission Three, last page)

Discussion: It is not claimed in the Amendment Report that Restricted Access Vehicles would “rely on Heydon Place”. The submission that RAV’s should at no time be able to enter Heydon Place is unrealistic – this is a regional General Industry Zone served mostly by these vehicles. The predominance of RAV’s in the Region must, at some future time, necessitate special permits for their entry into Heydon Place. This is impossible under the cul-de-sac design. It is a possibility for special permit consideration under the design proposed by Amendment No.1. As the Report states:

“Vehicular Traffic

The Shire of Cue is the local road transport authority under the *Local Government Act 1995*, with associated powers in relation to road transport set out in *the Local Government (Uniform Local Provisions) Regulations 1996*.

Local government is also recognised as the local road transport authority under the *Main Roads Act 1930*.

As of Right Vehicles as defined by the *Road Traffic – (Vehicles) -Act Regulations 2014*, include articulated vehicles up to 19m in length and rigid vehicles up to 12.5m in length. They can lawfully use Heydon Place.

Restricted Access Vehicles, (RAV’s) as defined by the *Road Traffic –(Vehicles) -Act Regulations 2014* are rigid vehicles over 12.5m in length and articulated vehicles over 19 m in length. They can lawfully use Great Northern Hwy/Austin St. and Cue-Berringarra Rd./Robinson St.

Whilst Heydon Place is a local government road, permits to enable RAV’s to use Heydon Place are at the discretion of the Commissioner of Main Roads. This power is delegated to *Main Roads W.A. Heavy Vehicles Services* section in Perth, with site assessments undertaken by *Main Roads W.A. Network Operations*, Geraldton.

M.R.W.A.’s publication “Guidelines for Approving RAV Access” clarifies responsibility:

2.2 Local Governments

Local Governments are key partners in the shared responsibility of safe and efficient RAV access within Western Australia and manage approximately 88 percent of West Australian roads. It is fundamental that Main Roads and Local Governments continue to build strong partnerships to ensure the best possible outcomes. Main Roads WA will ensure engagement with Local Government about RAV access on their roads.

M.R.W.A.’s publication “Guidelines for Approving RAV Access” clarifies risk.

Discussions with *Main Roads W.A. Network Operations* confirm Heydon Place, as currently constructed, does not meet the design criteria to permit *Restricted Access Vehicles* use.

Cargo carried by trucks includes highly flammable substances, including fuel, LNG, Ammonium Nitrate and other chemicals used in the mining industry. The climate is hot and dry for much of the year with seasonal strong winds. The risks of overturning or other accidental mishaps is minimised when an accepted robust road design - wide through roads in a grid or amended grid pattern - is employed.”

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) addressing the submission, and that as the funding was for regional development, it must be designed to accommodate, at least in certain circumstances, entry by the most common vehicles serving the Zone - Restricted Access Vehicles.

Additional Comments 2. (Please see attached Submission Three, last page)

Discussion: The minimalist frontage to Lot 9000 does not meet acceptable standards for a General Industry Zone. Attachments from three General Industry Zones in three local government authority areas show no such lots exists in major General Industry Zones.

Attachment Thirteen: **City Of Kalgoorlie-Boulder TPS No.2:** Three Scheme Maps

Attachment Fourteen : **City of Kwinana TPS No.2:** Two Scheme Maps

Attachment Fifteen: **Shire of Dardanup TPS No.3:** One Scheme Map

Recommendation: Advise Minister for Planning and *Landcorp* of Discussion (above) with Scheme Maps from Kalgoorlie-Boulder, Kwinana –Naval Base and Dardanup-Parklands Industrial Estate. None are served by culs-de-sac. All have robust grid pattern road networks.

Additional Comments 3. (Please see attached Submission Three, last page)

Discussion: The unnamed road has not been constructed, named nor maintained by Council and will be considered for rezoning at a future date. It will not be four way road intersection.) The Amendment Report states: *“The realignment is proposed to turn and proceed in a North Easterly direction to intersect with Cue-Beringarra Rd. This intersection will allow a 90 degree intersection of constructed roading, and associated drainage, of Heydon Place and Cue-Beringarra Rd, with improved lines of sight from that of the original planned intersection, as depicted on LPS No. 2.”*

Recommendation: Advise Landcorp and Minister as discussed above. Acknowledge timely advice and input.

Submission Four: Main Roads WA; Geraldton Office

Please see attached Submission Four, attached.

Discussion: Main Roads WA provides supportive advice.

Recommendation: Advise Landcorp and Minister as discussed above. Acknowledge timely advice and input.

Submission Five: Water Corporation

Water mains are located within the subject area as per the attached plan. The developer is required to fund the full cost of protecting, relocating or modifying any of the existing infrastructure and services which may be affected by the proposal.

Discussion: Confirmation of the presence of significant water infrastructure in the current cul-de-sac necessitates an alteration to the proposed amendment to incorporate the alignment

of Heydon Place to be moved from the Northern portion of lot 596 to the Southern portion of lot 9000 (note this lot is owned by the Shire).

Recommendation: Uphold submission and amend alignment of Heydon Place in amendment documents (See **Attachment seventeen**).

The Conclusion from Amendment No.1 is reiterated:

CONCLUSION

This standard Local Planning Scheme Amendment is made with the objective of redesigning the road layout within the General Industry Zone in the northwest section of Cue townsite. The design of the internal distributor road, Heydon Place, as depicted on the Scheme Map of Shire of Cue Local Planning Scheme No. 2 was altered by the subsequent approved subdivision of the subject land.

A further minor alteration to Heydon Place is proposed, as a consequence of the realignment of this road, to provide the best possible accessibility to all lots within the Zone.

The proposed design may provide opportunities for service provision to adjacent land identified in Council's Local Planning Strategy for future General Industry Zoning.

The proposal is regarded as entirely consistent with:

Shire of Cue Local Planning Scheme No. 2, the most relevant statutory planning document;
Shire of Cue Local Planning Strategy 2015, the most relevant strategic planning document;
Department of Planning, Lands & Heritage's "Industrial Subdivision" and "Planning for Better Bushfire Protection" policies, the most applicable W.A. town planning policies.

Request to Hon Minister for Planning

Council requests that this Scheme Amendment be processed as quickly as possible because it is minor in nature, and consistent with all statutory and strategic planning objectives.

Request to Department of Planning Lands & Heritage

The Department is requested to advise when an application for subdivision and amalgamation would best be submitted to run concurrently with the progress of this Scheme Amendment and avoid unnecessary delays.



Environmental Protection Authority

SHIRE OF CUE	
Received	19/12/17
Refer to	CEO
File No	
Dealt With	

Chief Executive Officer
Shire of Cue
PO Box 84
CUE WA 6640

Our Ref: CMS17256
Enquiries: Angela Coletti, 6364 7600
Email: Angela.Coletti@dwer.wa.gov.au

Received
Refer to
File
Dealt

Dear Sir/Madam

**DECISION UNDER SECTION 48A(1)(a)
Environmental Protection Act 1986**

SCHEME: Shire of Cue - Local Planning Scheme 2 - Amendment 1

LOCATION: Heydon Place Reserve 7273 and various lots fronting Heydon Place

RESPONSIBLE AUTHORITY: Shire of Cue

DECISION: Referral Examined, Preliminary Investigations and Inquiries Conducted. Scheme Amendment Not to be Assessed Under Part IV of EP Act. No Advice Given. (Not Appealable)

Thank you for referring the above scheme to the Environmental Protection Authority (EPA).

After consideration of the information provided by you, the EPA considers that the proposed scheme should not be assessed under Part IV Division 3 of the *Environmental Protection Act 1986* (EP Act) and that it is not necessary to provide any advice or recommendations.

Please note the following:

- For the purposes of Part IV of the EP Act, the scheme is defined as an assessed scheme. In relation to the implementation of the scheme, please note the requirements of Part IV Division 4 of the EP Act.

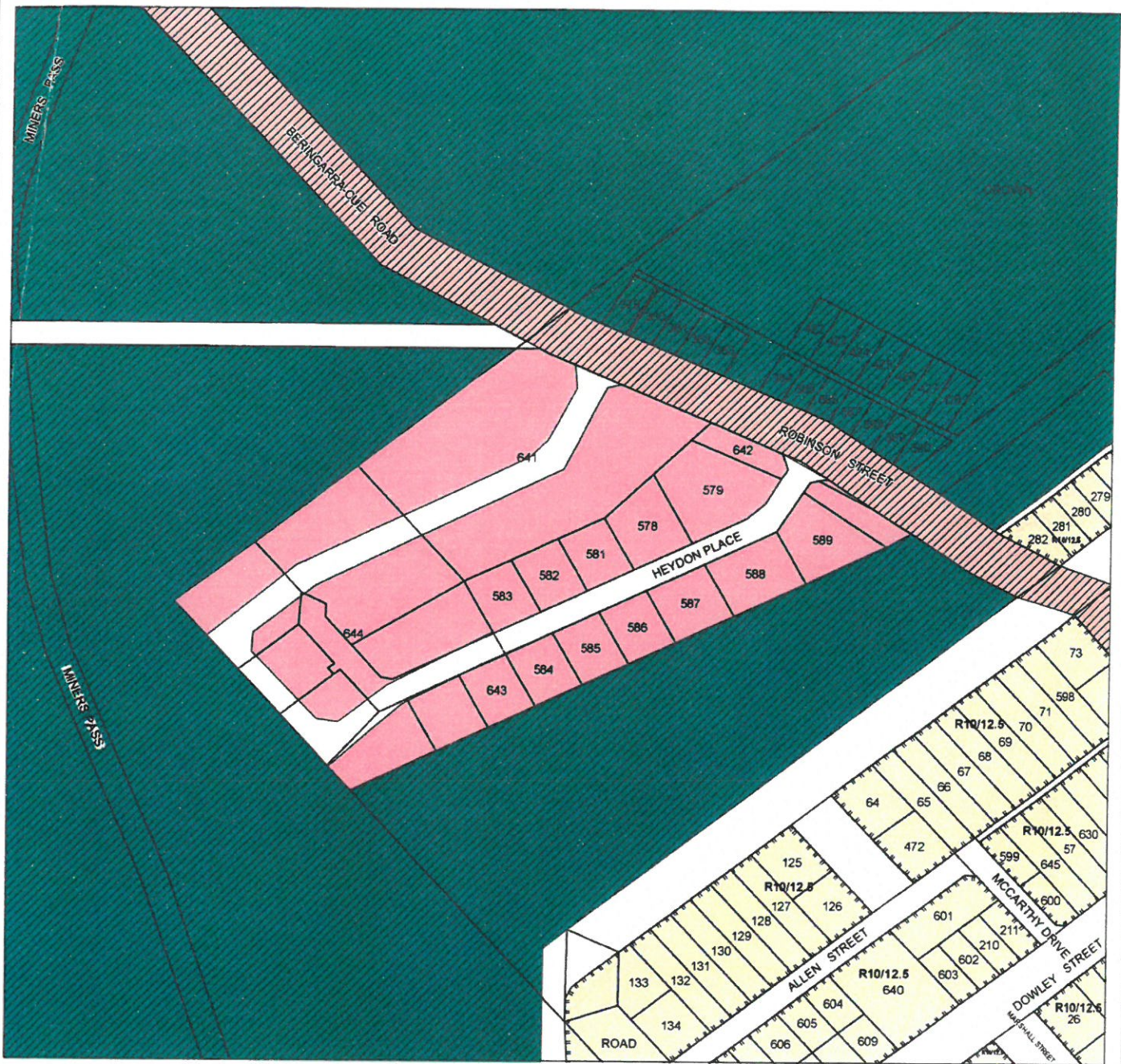
- There is no appeal right in respect of the EPA's decision to not assess the scheme.

Yours sincerely

A handwritten signature in black ink, appearing to be 'P. Seares', with a long horizontal stroke extending to the right.

Patrick Seares
Delegate of the Environmental Protection Authority
Executive Director EPA Strategic and Guidance

4 December 2017



EXISTING SCHEME MAP

Legend

- Cadastre with Lot number
- Local road
- Scheme boundary
- Public open space
- R Codes
- LPS Zones**
- General industry
- Residential
- LPS Reserves**
- Local distributor road



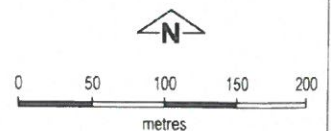
Department of Planning,
Lands and Heritage

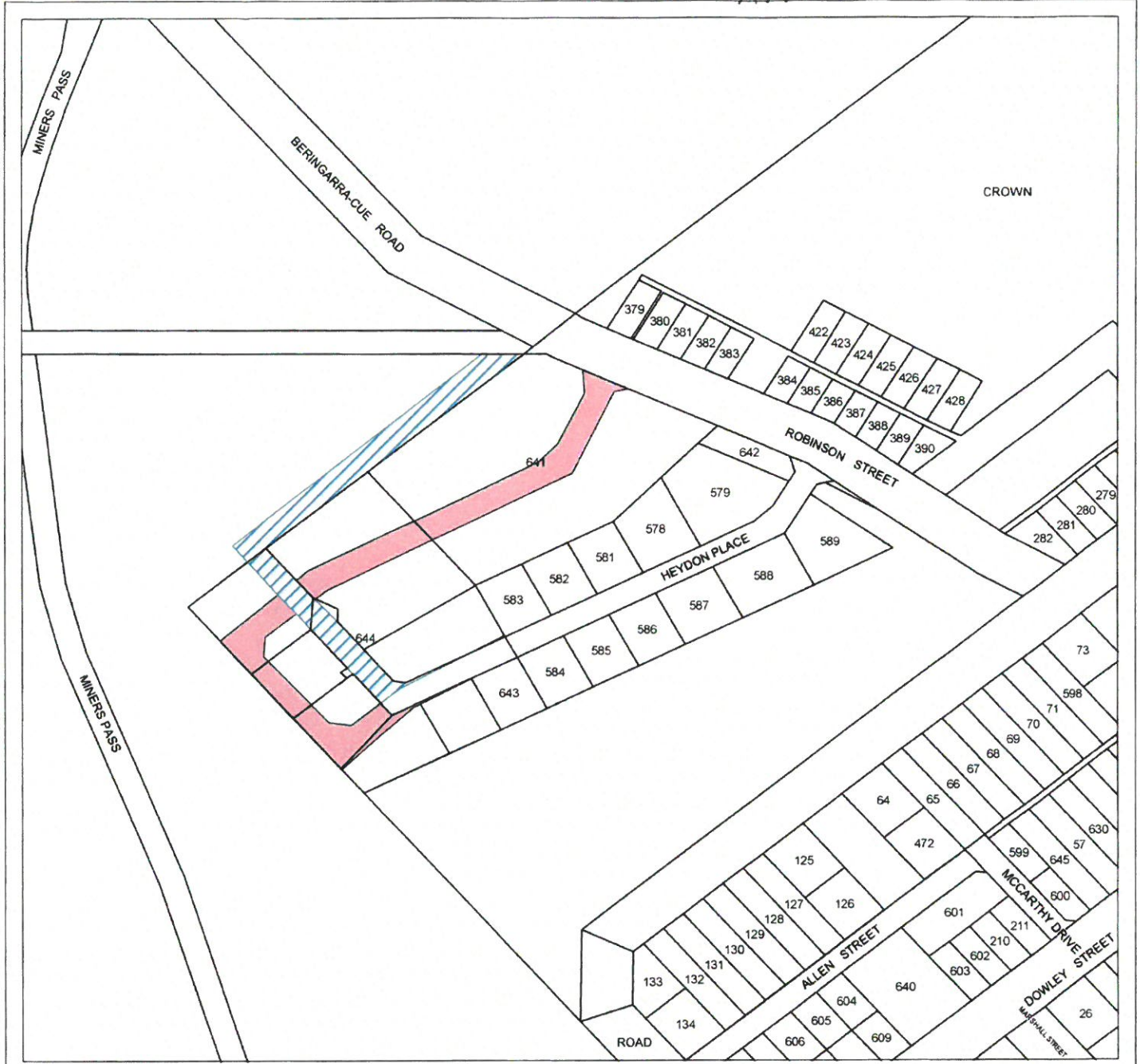
Shire of Cue

Local Planning Scheme No. 2

Amendment No. 1




Produced by Geospatial Research and Modelling,
Department of Planning, Lands and Heritage, Perth WA
Base Information supplied by Western Australian
Land Information Authority LI 862-2016-1





PROPOSED SCHEME AMENDMENT MAP

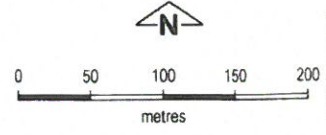
Legend

-  Cadastre with Lot number
- LPS Zones and Reserves Amendments**
-  General industry
-  Local road



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Department of Planning, Lands and Heritage, Perth WA
Base Information supplied by Western Australian
Land Information Authority LI 862-2016-1

Shire of Cue
Local Planning Scheme No. 2
Amendment No. 1





STEWART STREET

ROBINSON STREET

HEYDON PLACE

ROAD (UNMADE)

LOT NO: 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 422, 423, 424, 425, 426, 427, 428

LOT NO: 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 641, 642, 643

9000

7273

300

OVERHEAD POWER (SOURCED FROM DBYD)
TELSTRA (SOURCED FROM DBYD)
UNDERGROUND POWER (SOURCED FROM DBYD)
WATER (SOURCED FROM DBYD)
PROPOSED EXTENSION OF
HEYDON PLACE - 20m ROAD RESERVE
LAND FOR PROPOSED AMD No. 1 TO L.P.S. No. 1
REZONING TO "GENERAL INDUSTRY"
ROAD RESERVE TO BE CLOSED AND AMALGAMATED INTO LOT 9000

AREA CALCULATIONS

LOT NO	583	584	585	586	596	641
CURRENT LOT SIZE m ²	3273	3128	2858	3128	28987	12337
CURRENT ZONING AREA m ²	2997	1373	1956	3820	10243	24739
PROPOSED ZONING AREA m ²	3273	3128	2858	4585	12361	28987
CURRENT ZONED ROAD RESERVE AREA m ²	276	1755	1002	2000	2094	4248
PROPOSED ZONED ROAD RESERVE AREA m ²				1255	76	
PROPOSED LOT SIZE m ²	3273	3128	2858	4585	12361	28987

EXPLANATORY NOTE:
THE TITLE BOUNDARIES AS SHOWN HEREON WERE NOT MARKED AT THE TIME OF SURVEY AND HAVE BEEN DETERMINED BY DIGITAL CORRECTION ONLY AND NOT BY FIELD SURVEY.
SERVICES SHOWN HEREON HAVE BEEN PLOTTED FROM THE RECORDS OF RELEVANT AUTHORITIES WHERE AVAILABLE AND HAVE BEEN FIELD VERIFIED.
NO LIABILITY FOR REVISION, LEGAL ACTION OR CONSTRUCTION ON THE SITE. THE RELEVANT AUTHORITY SHOULD BE CONTACTED FOR POSSIBLE LOCATION OF UTILITIES, OVERHEADS, SERVICES AND SERVICES LOCATIONS OF ALL SERVICES.
ASIAL - PROJECT NO. LAM/14/01/SURV/27/18/17

SCALE 1: 2000
ALL DISTANCES IN METRES

CLIENT: SHIRE OF CUE
HEYDON PLACE CUE SITE PLAN
HEYDON PLACE, CUE - SHIRE OF CUE
SCALE: 1: 2000
SHEET: A3
DRAWN BY: 38417SP1-1-1

HTD
SURVEYORS & PLANNERS
HILLE, THOMPSON & DELFOS
PO Box 820, GERALDTON WA 6531
PHONE: (08) 9921 3111 FAX: (08) 9921 8072

SURVEYED BY	FD	27/10/17	AREA FILE	1531
DRAWN BY	SL	03/11/17	CONT. INTVAL	0.5 m
CHECKED BY	BC	14/11/17	V DATUM	AHD
APPROVED BY	SL	14/11/17	H DATUM	MC64M 250

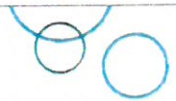
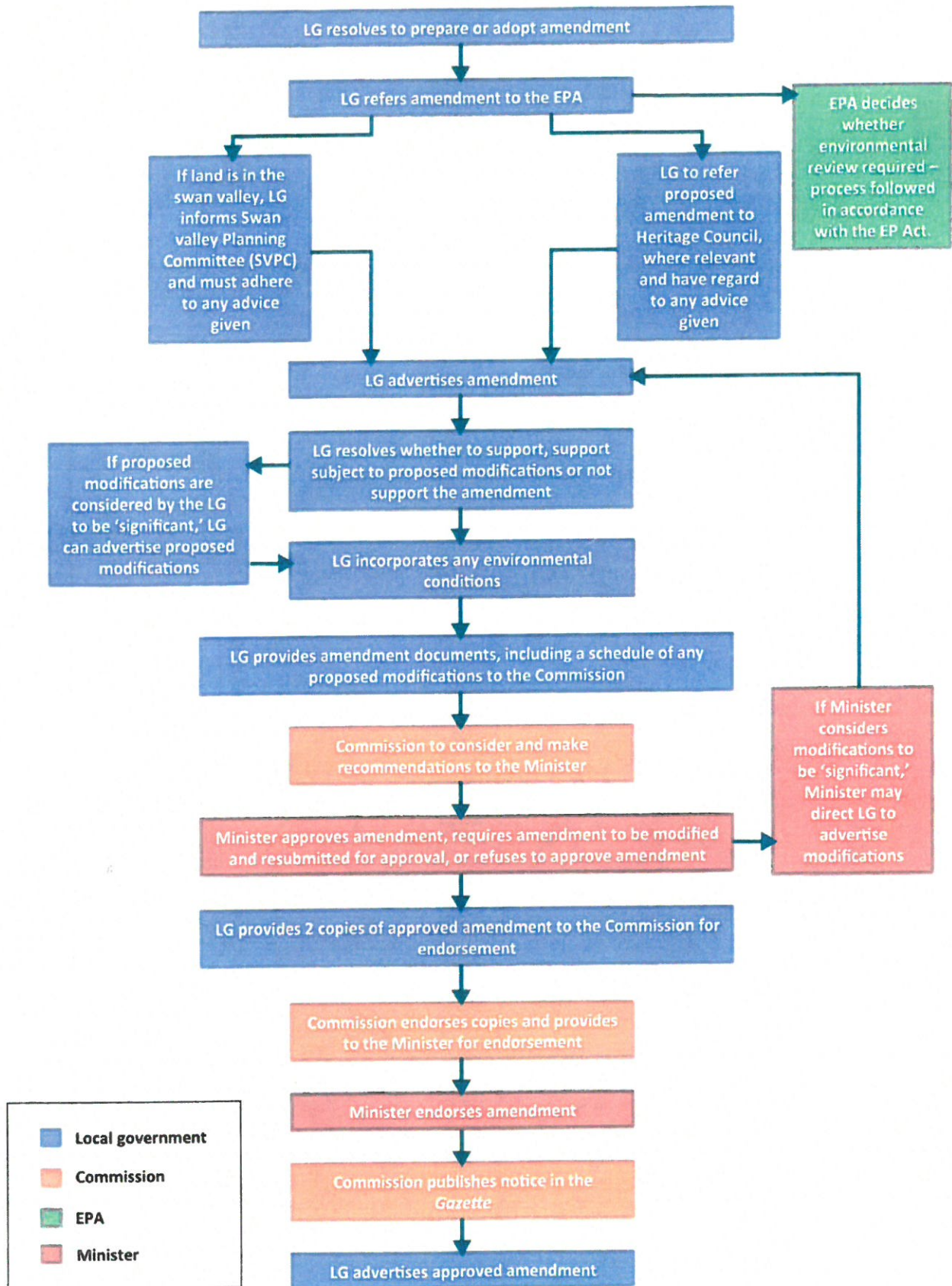
FIELD NO.

NO	DATE	DESCRIPTION
1	14/11/17	AREA DETAILS ADDED
0	03/11/17	ORIGINAL ISSUE

REVISIONS

00 40 80 120
ALL DISTANCES ARE IN METRES

Simplified process for standard amendments to local planning schemes flowchart



SHIRE OF CUE

Planning and Development Act 2005

**RESOLUTION TO ADOPT AN
AMENDMENT TO SHIRE OF CUE
LOCAL PLANNING
SCHEME NO.2
AMENDMENT NO.1**

Resolved the Shire of Cue pursuant to Section 75 of the *Planning and Development Act 2005* amend the above Local Planning Scheme by:

1. Realign the Heydon Place road reserve, within the General Industry Zone and on Public Open Space Reserve on the Northwest of Cue Townsite.
2. Rezone those portions of Heydon Place which have been constructed on land zoned General Industry to Local Road Reserve.
3. Rezone a portion of the General Industry zone required to realign the future extension of Heydon Place, from General Industry Zone to Local Road Reserve.
4. Rezone a portion of abutting Reserve No. 7273 from Public Open Space Reserve to Local Road Reserve for the extension of Heydon Place.
5. Rezone the portions of Local Road Reserve which have been included within existing lots fronting Heydon Place; from Local Road Reserve to General Industry Zone.
6. Amend the Scheme Maps accordingly.

The Amendment is standard under the provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015* for the following reason(s):

- Pursuant to Section 35 (2) (a) of the *WA Planning & Development Act (Local Planning Scheme) Regulations 2015*, the proposed Amendment is a Standard Local Planning Scheme Amendment as defined in Section 34 of the *WA Planning & Development Act (Local Planning Scheme) Regulations 2015*.
- Pursuant to Section 35 (2) (b) of the *WA Planning & Development Act (Local Planning Scheme) Regulations 2015*, Amendment No. 1 meets criteria for a Standard Amendment; as it is made consistent with Section 34 (a) General Industry Zone objectives; consistent with Section 34 (b) Shire of Cue Local Planning Strategy; consistent with Section 34 (e) having minimal impact on land in the scheme area that is not the subject of the amendment; and consistent with Section 34 (f) does not result in any significant environmental, social, economic or governance impacts on land in the scheme area.

Rob Madson
Chief Executive Officer

SHIRE OF CUE

Planning and Development Act 2005

**LOCAL PLANNING SCHEME
AMENDMENT AVAILABLE FOR
INSPECTION FOR INSPECTION
Local Planning Scheme No2
Amendment No1**

Notice is hereby given that the local government of the Shire of Cue has prepared the above-mentioned planning scheme amendment for the purposes of:

1. Realign the Heydon Place road reserve, within the General Industry Zone and on Public Open Space Reserve on the northwest of Cue Townsite.
2. Rezone those portions of Heydon Place which have been constructed on land zoned General Industry to the Local Road Reserve.
3. Rezone a portion of the General Industry zone required to realign the future extension of Heydon Place, from General Industry Zone to Local Road Reserve.
4. Rezone a portion of abutting Reserve No. 7273 from Public Open Space Reserve to Local Road Reserve for the extension of Heydon Place.
5. Rezone the portions of Local Road Reserve which have been included within existing lots fronting Heydon Place; from Local Road Reserve to General Industry Zone.
6. Amend the Scheme Maps accordingly.

Plans and documents setting out and explaining the scheme amendment have been deposited at Shire of Cue offices, Austin St, Cue, and will be open for inspection during office hours up to and including Friday December 1, 2017.

Submissions on the planning scheme amendment may be lodged in writing and should include the amendment number, the property affected and the details of the submission and lodged with the undersigned on or before Friday December 1, 2017.

Rob Madson
Chief Executive Officer

- (b) in the case of land under the operation of the TLA or the *Registration of Deeds Act 1856*, removed from that operation and so revested.
- (2) Subject to the *Main Roads Act 1930* and the *Public Works Act 1902*, the local government within the district of which a road is situated has the care, control and management of the road.
- (3) The operation of subsection (1) —
 - (a) suspends, until the relevant road is closed under section 58, any rights to mine for minerals within the meaning of the *Mining Act 1978* excepted from the acquisition of the land reserved, declared or dedicated as that road; but
 - (b) does not affect the functions of a local government in respect of a road of which it has the care, control and management.
- (4) If land comprising a private road is revested in the Crown under this section, a person with an interest in that land (including a person who has the benefit of an easement created under section 167A of the TLA) is not entitled to compensation because of that revesting.

[Section 55 amended by No. 59 of 2000 s. 15.]

56. Dedication of land as road

- (1) If in the district of a local government —
 - (a) land is reserved or acquired for use by the public, or is used by the public, as a road under the care, control and management of the local government; or
 - (b) in the case of land comprising a private road constructed and maintained to the satisfaction of the local government —
 - (i) the holder of the freehold in that land applies to the local government, requesting it to do so; or

(ii) those holders of the freehold in rateable land abutting the private road, the aggregate of the rateable value of whose land is greater than one half of the rateable value of all the rateable land abutting the private road, apply to the local government, requesting it to do so;

or

(c) land comprises a private road of which the public has had uninterrupted use for a period of not less than 10 years,

and that land is described in a plan of survey, sketch plan or document, the local government may request the Minister to dedicate that land as a road.

- (2) If a local government resolves to make a request under subsection (1), it must —
- (a) in accordance with the regulations prepare and deliver the request to the Minister; and
 - (b) provide the Minister with sufficient information in a plan of survey, sketch plan or document to describe the dimensions of the proposed road.
- (3) On receiving a request delivered to him or her under subsection (2), the Minister must consider the request and may then —
- (a) subject to subsection (5), by order grant the request; or
 - (b) direct the relevant local government to reconsider the request, having regard to such matters as he or she thinks fit to mention in that direction; or
 - (c) refuse the request.
- (4) On the Minister granting a request under subsection (3), the relevant local government is liable to indemnify the Minister against any claim for compensation (not being a claim for compensation in respect of land referred to in subsection (6)) in an amount equal to the amount of all costs and expenses

reasonably incurred by the Minister in considering and granting the request.

- (5) To be dedicated under subsection (3)(a), land must immediately before the time of dedication be —
- (a) unallocated Crown land or, in the case of a private road, alienated land; and
 - (b) designated in the relevant plan of survey, sketch plan or document as having the purpose of a road.
- (6) If land referred to in subsection (1)(b) or (c) is dedicated under subsection (3)(a), a person with an interest in that land (including a person who has the benefit of an easement created under section 167A of the TLA) is not entitled to compensation because of that dedication.

[Section 56 amended by No. 59 of 2000 s. 16.]

57. Leases in relation to roads

- (1) The Minister may —
- (a) grant a lease in respect of land above or below a road; or
 - (b) with the consent of the relevant local government, the Commissioner of Main Roads, or the Minister responsible for the administration of the *Public Works Act 1902*, as the case requires, grant a lease in respect of land comprising a road, if —
 - (i) there are structures above the road; or
 - (ii) the purpose of that lease is consistent with the use of the road by the public.
- (2) When a lease is granted under subsection (1)(b) in respect of land comprising a road and the road is closed under section 58 during the subsistence of the lease, the lease continues to subsist as an interest in Crown land until it terminates in accordance with law.

[Section 57 amended by No. 59 of 2000 s. 17.]

- (ii) The National Trust of Australia (W.A.) established under the *National Trust of Australia (W.A.) Act 1964*.

8. Local government request to dedicate land as a road (Act s. 56), requirements for

For the purposes of preparing and delivering under section 56(2)(a) of the Act a request to the Minister to dedicate land as a road, a local government must include with the request —

- (a) written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require; and
 - (b) if an application has been made to the local government under section 56(1)(b)(ii) of the Act, a copy of the application and details of the rateable value of all the rateable land relevant to the application; and
 - (c) if the request is made in respect of a private road referred to in section 56(1)(c) of the Act —
 - (i) written confirmation that the public has had uninterrupted use of the private road for a period of not less than 10 years; and
 - (ii) a description of the section or sections of the public who have had that use; and
 - (iii) a description of how the private road is constructed;
- and
- (d) copies of any submissions relating to the request that the local government has received, and the local government's comments on those submissions; and

- (e) any other information the local government considers relevant to the Minister's consideration of the request; and
- (f) written confirmation that the local government has complied with section 56(2) of the Act.

Attachment Eight

ELEMENT 3: VEHICULAR ACCESS

Intent: To ensure that the vehicular access serving a subdivision/development is available and safe during a bushfire event.

PERFORMANCE PRINCIPLE

The intent may be achieved where:

P3

The internal layout, design and construction of public and private vehicular access and egress in the subdivision/development allow emergency and other vehicles to move through it easily and safely at all times.

ACCEPTABLE SOLUTIONS

To achieve the intent, all applicable 'acceptable solutions' must be addressed.

A3.1 Two access routes

Two different vehicular access routes are provided, both of which connect to the public road network, provide safe access and egress to two different destinations and are available to all residents/the public at all times and under all weather conditions.

A3.2 Public road

A public road is to meet the requirements in Table 4, Column 1.

A3.3 Cul-de-sac (including a dead-end road)

A cul-de-sac and/or a dead end road should be avoided in bushfire prone areas. Where no alternative exists (i.e. the lot layout already exists and/or will need to be demonstrated by the proponent), the following requirements are to be achieved:

- Requirements in Table 4, Column 2;
- Maximum length: 200 metres (if public emergency access is provided between cul-de-sac heads maximum length can be increased to 600 metres provided no more than eight lots are serviced and the emergency access way is no more than 600 metres); and
- Turn-around area requirements, including a minimum 17.5 metre diameter head.

A3.4 Battle-axe

Battle-axe access leg should be avoided in bushfire prone areas. Where no alternative exists, (this will need to be demonstrated by the proponent) all of the following requirements are to be achieved:

- Requirements in Table 4, Column 3;
- Maximum length: 600 metres; and
- Minimum width: six metres.

Contents	1 Introduction	2 Policy framework overview	3 Bushfire prone areas	4 Assessing bushfire risk in the planning context	5 Applying SPP 3.7	6 Roles and responsibilities	Appendices
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ELEMENT 3: VEHICULAR ACCESS

EXPLANATORY NOTES

E3.2 Public road

Trafficable surface

Widths quoted for access routes refer to the width of the trafficable surface. A six metre trafficable surface does not necessarily mean paving width. It could, for example, include four metre wide paving one metre wide constructed road shoulders.

In special circumstances, where eight lots or less are being serviced, a public road with a minimum trafficable surface of four metres for a maximum distance of 90 metres may be provided subject to the approval of both the local government and Department of Fire and Emergency Services.

Public road design

All roads should allow for two-way traffic to allow conventional two-wheel drive vehicles and fire appliances to travel safely on them.

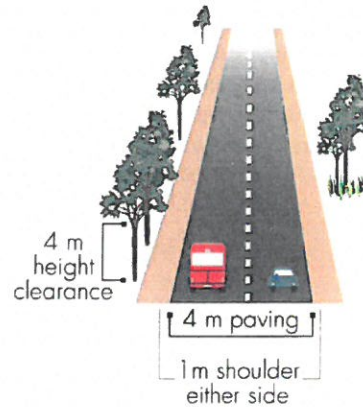


Figure 19: Minimum design requirements for a public road

E3.3 Cul-de-sac

In bushfire prone areas, a cul-de-sac subdivision layout is not favoured because they do not provide access in different directions for residents. In some instances it may be possible to provide an emergency access way between cul-de-sac heads to a maximum distance of 600 metres, so as to achieve two-way access. Such links must be provided as right of ways or public access easements in gross to ensure accessibility to the public and fire services during an emergency. A cul-de-sac in a bushfire prone area is to connect to a public road that allows for travel in two directions in order to address Acceptable Solution A3.1.

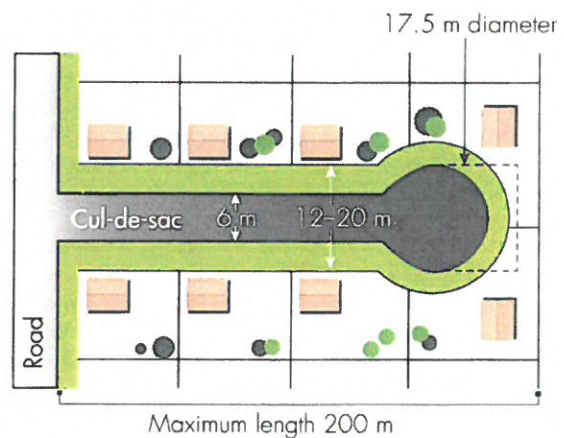


Figure 20: Minimum design requirements for a cul-de-sac

6.10 Bushfire conditions may be imposed

The decision-maker may impose detailed requirements, including modifications and/or conditions, on strategic planning proposals, subdivision and development applications to which this policy applies to address bushfire risk management implementation measures, as outlined in the Guidelines.

A 'notice on title' advising that the site is located in a bushfire prone area should be required as a condition of any subdivision or development approval. In addition, if a Bushfire Management Plan is required, a notification on title should also be required advising that the site is subject to a Bushfire Management Plan.

6.11 Precautionary principle

Where a landowner/proponent has not satisfactorily demonstrated that the relevant policy measures have been addressed, responsible decision-makers should¹ apply the precautionary principle to all strategic planning proposals, subdivision and development applications in designated bushfire prone areas. For example, if a landowner/proponent cannot satisfy the performance principles of the relevant policy measures through either the application of the acceptable solutions outlined in the Guidelines, or through the alternative solutions endorsed by the WAPC and State authority/relevant authority responsible for emergency services, the application may not be approved.

¹ In this context, "should" is to be read as a strong recommendation. In relation to strategic planning proposals, subdivisions and development applications, this policy also recognises that each site is to be assessed on merit and that the determination of an application may involve the use of discretion in planning decision-making to support innovative bushfire risk management solutions.

Planning and Development Act 2005

Part 11 Compensation and acquisition

Division 2 Compensation where land injuriously affected by planning scheme

s. 175

- (b) is or is not being used for any purpose authorised by a scheme; or
- (c) is or is not reasonably required for the purpose for which any building is being used,

the claimant or responsible authority may apply to the State Administrative Tribunal for determination of that question.

175. No compensation if scheme's provisions are, or could have been, in certain other laws

When land is alleged to be injuriously affected by reason of the making or amendment of a planning scheme, no compensation is payable in respect of the injurious affection if or so far as the relevant provisions of the planning scheme are —

- (a) also contained in any Act, or in any order having the force of an Act of Parliament, in operation in the area; or
- (b) such as would have been enforceable without compensation if they had been contained in local laws.

176. Questions as to injurious affection etc., how determined

- (1) A claimant or responsible authority may apply to the State Administrative Tribunal for determination of any question as to whether land is injuriously affected.
- (2) Any question as to the amount and manner of payment (whether by instalments or otherwise) of the sum which is to be paid as compensation under this Division is to be determined by arbitration under and in accordance with the *Commercial Arbitration Act 2012*, unless the parties agree on some other method of determination.

[Section 176 amended by No. 23 of 2012 s. 45.]

177. When compensation payable if land reserved

- (1) Subject to subsection (3), when under a planning scheme any land has been reserved for a public purpose, no compensation is payable by the responsible authority for injurious affection to

that land alleged to be due to or arising out of such reservation until —

- (a) the land is first sold following the date of the reservation; or
 - (b) the responsible authority —
 - (i) refuses an application made under the planning scheme for approval of development on the land; or
 - (ii) grants approval of development on the land subject to conditions that are unacceptable to the applicant.
- (2) Compensation for injurious affection to any land is payable only once under subsection (1) and is so payable —
- (a) under subsection (1)(a) to the person who was the owner of the land at the date of reservation referred to in subsection (1)(a); or
 - (b) under subsection (1)(b) to the person who was the owner of the land at the date of application referred to in subsection (1)(b),

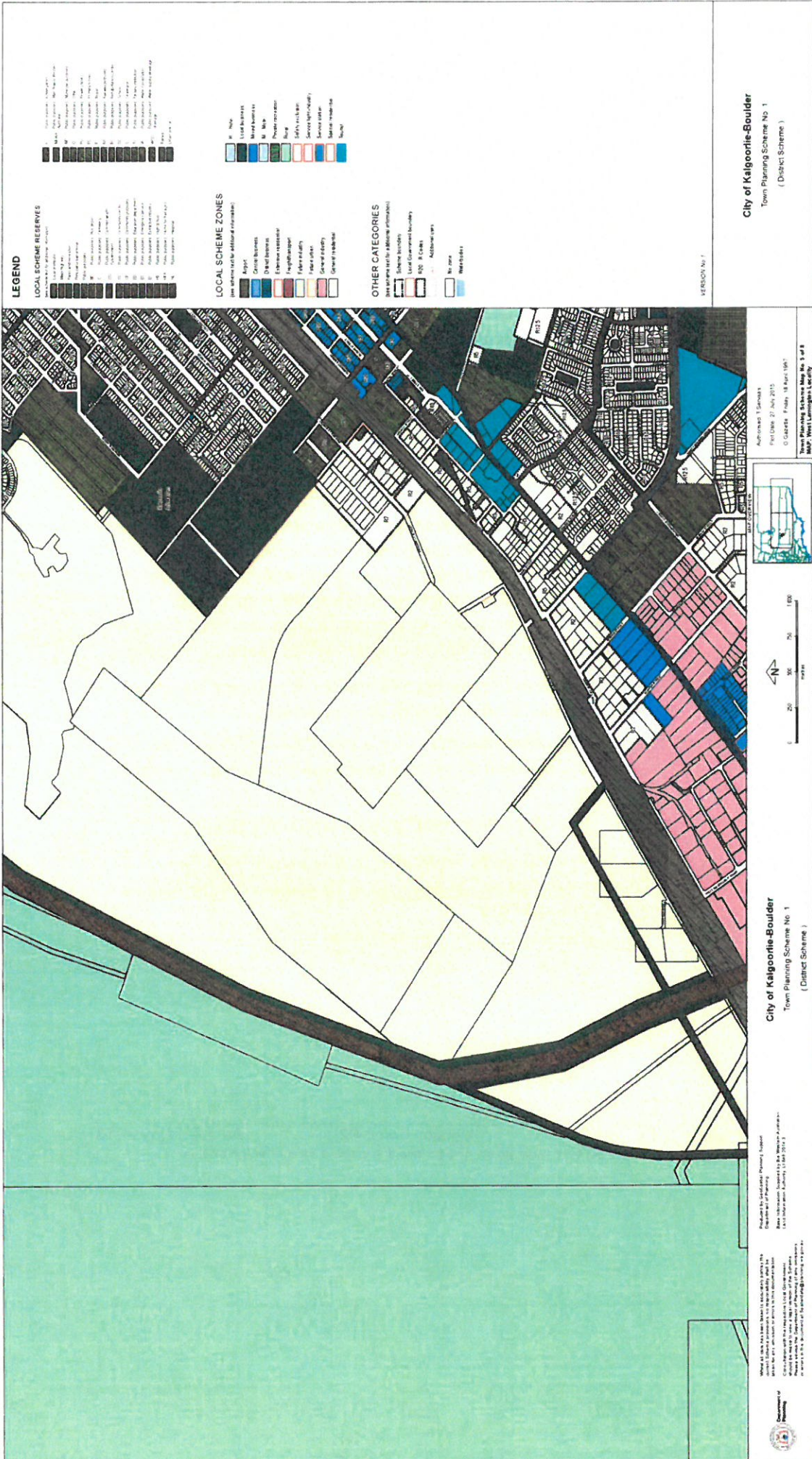
unless after the payment of that compensation further injurious affection to the land results from —

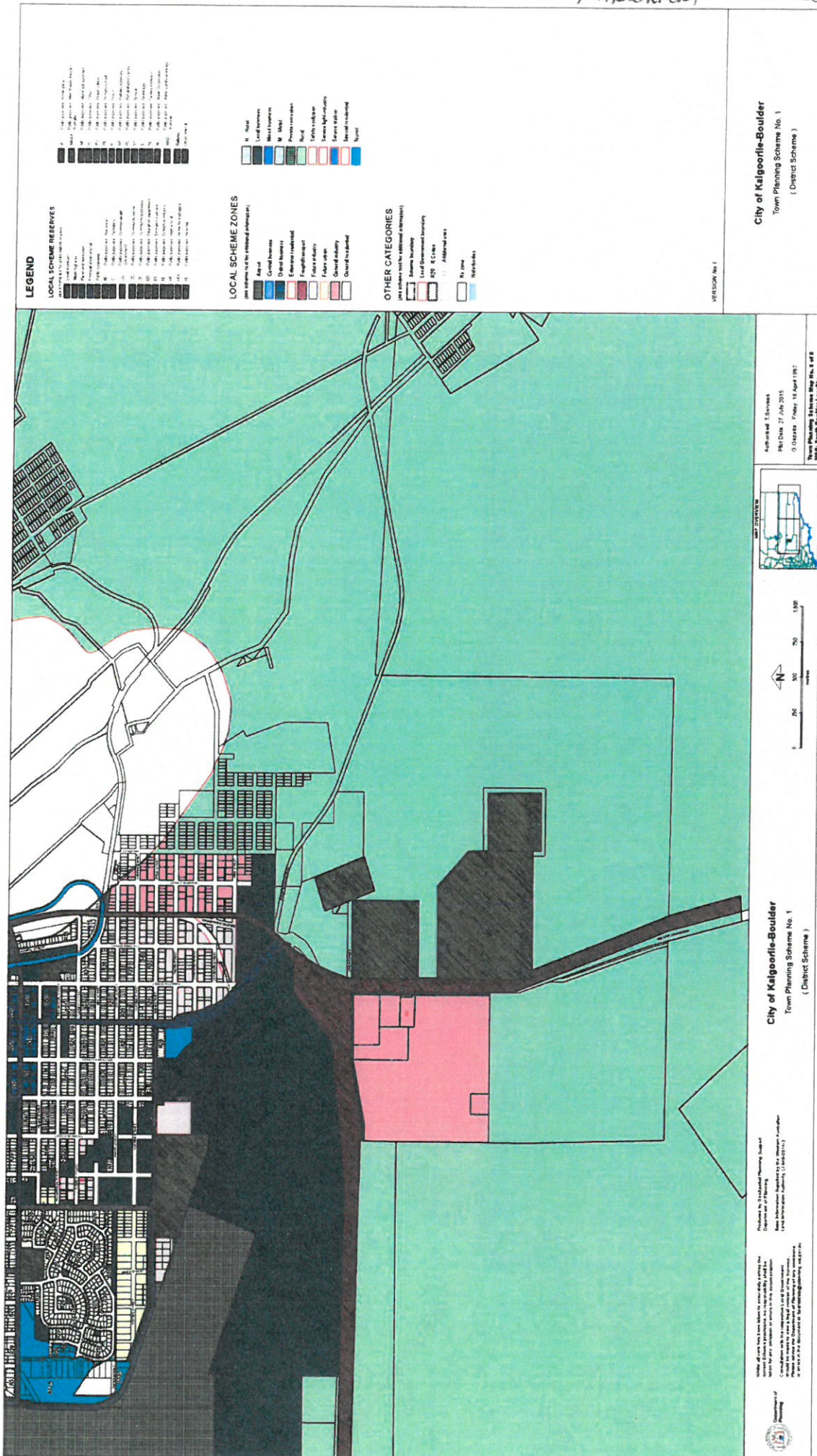
- (c) an alteration of the existing reservation of the land; or
 - (d) the imposition of another reservation of the land.
- (3) Before compensation is payable under subsection (1) —
- (a) when the land is sold, the person lawfully appointed under section 176 to determine the amount of the compensation is to be satisfied that —
 - (i) the owner of the land has sold the land at a lesser price than the owner might reasonably have expected to receive had there been no reservation of the land under the planning scheme; and

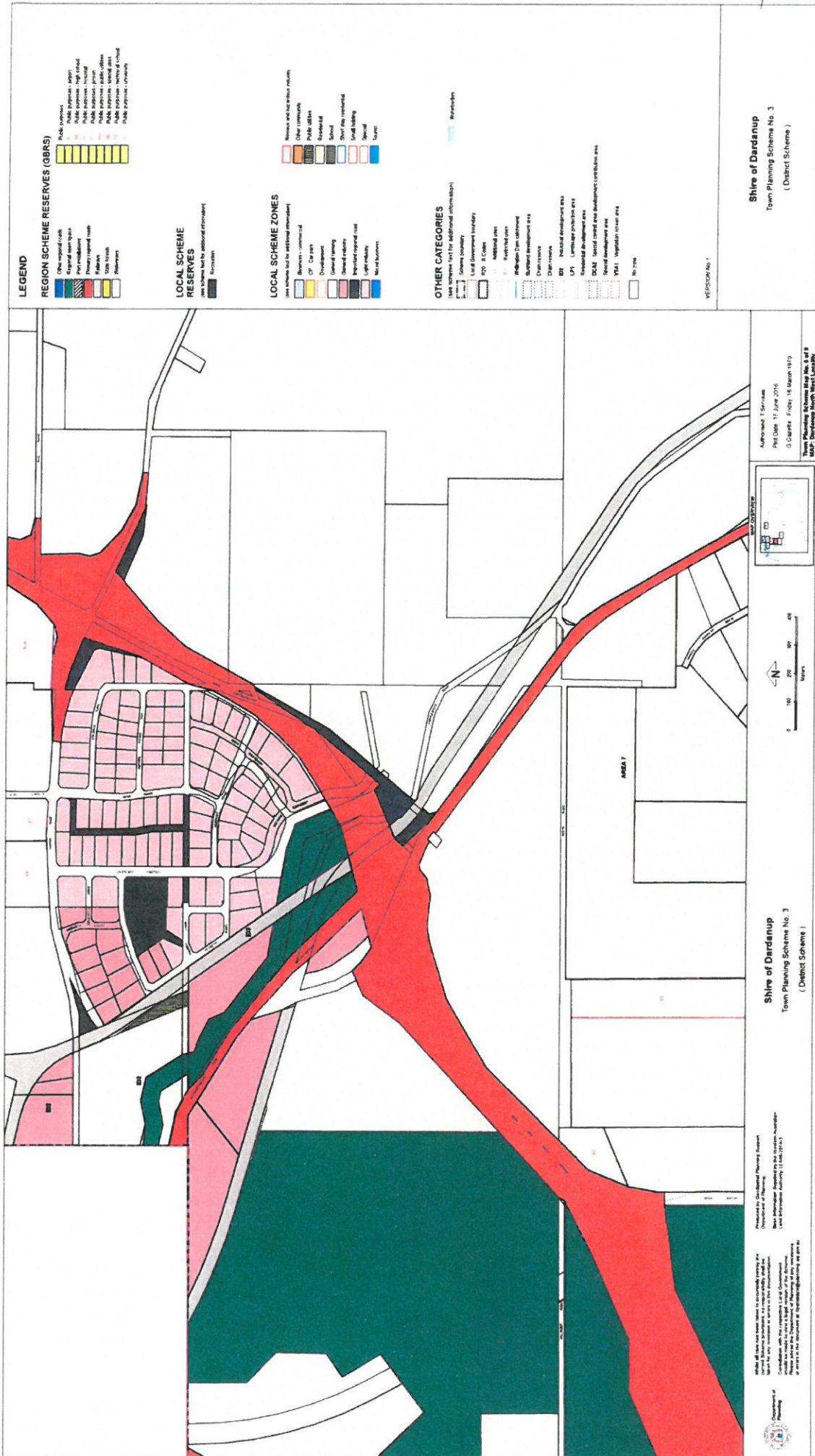
184. Betterment; compensation for expenses rendered abortive by amendment or repeal of scheme

- (1) If, by the expenditure of money by the responsible authority in the making and carrying out of a planning scheme, any land or property is within 12 months of the completion of the work, or of the section of the work affecting the land, as the case may be, increased in value, the responsible authority may recover from any person whose land or property is so increased in value, one half of the amount of that increase.
- (2) A claim by a responsible authority for the purposes of subsection (1) is to be made within the time, if any, limited by the planning scheme, not being less than 3 months after the date when notice of the approval of the scheme is first published.
- (3) If a planning scheme is amended or repealed by an order of the Minister under this Act any person who has incurred expenditure for the purpose of complying with the planning scheme is entitled to compensation from the responsible authority, in so far as any such expenditure is rendered abortive by reason of the amendment or repeal of the planning scheme.
- (4) A question as to the amount and manner of payment (whether by instalments or otherwise) of the sum which —
 - (a) the responsible authority is entitled to recover under this section from a person whose land is increased in value; or
 - (b) is to be paid as compensation under this section,
 is to be determined by arbitration in accordance with the *Commercial Arbitration Act 2012* or by some other method agreed by the parties.

[Section 184 amended by No. 23 of 2012 s. 45.]



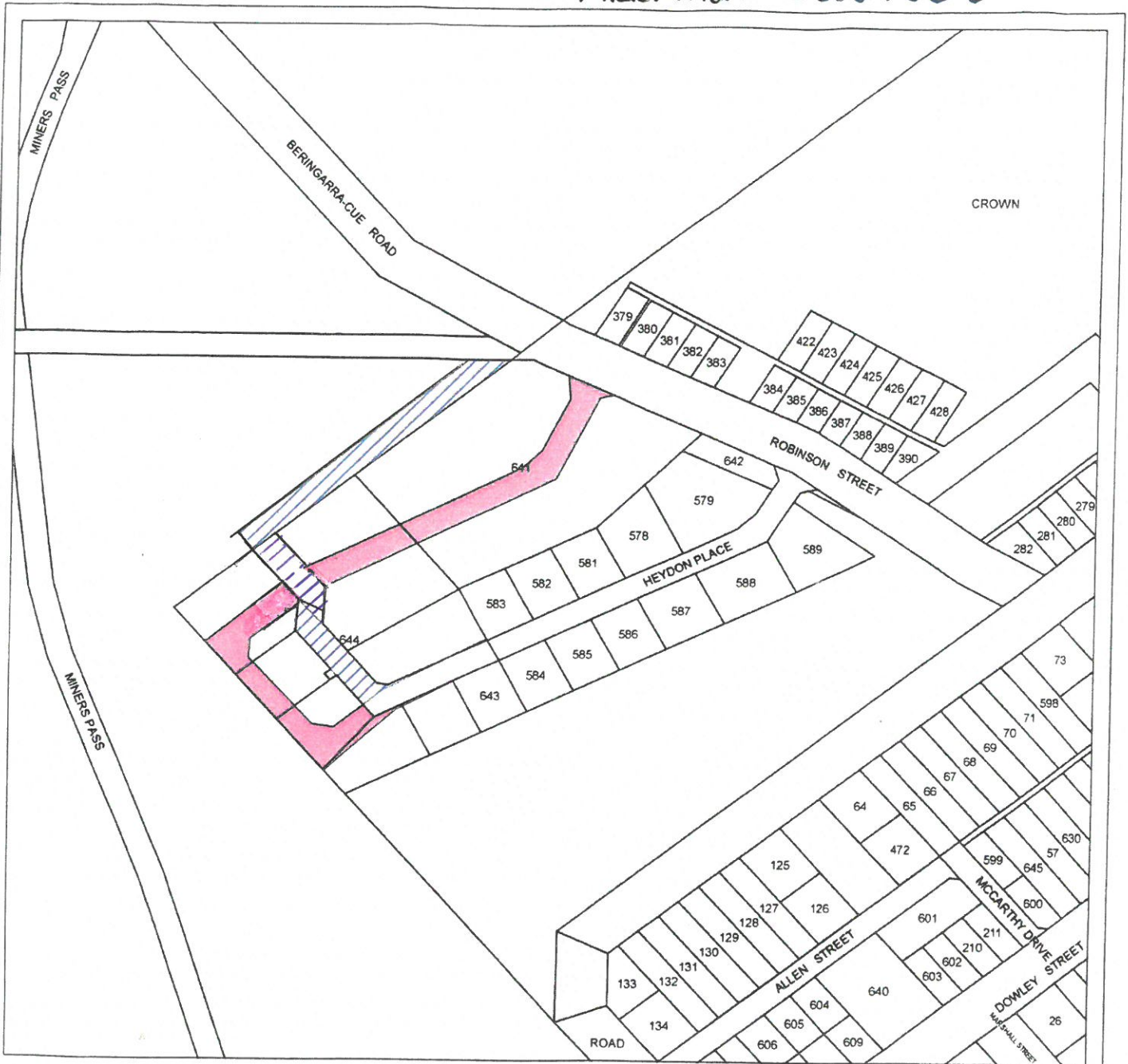




Attachment Sixteen




Local governments are responsible for planning their local communities by ensuring appropriate planning controls exist for land use and development. They do this by preparing local planning schemes and strategies.

Local planning schemes set out the way land is to be used and developed, classify areas for land use and include provisions to coordinate infrastructure and development within the local government area.



PROPOSED SCHEME AMENDMENT MAP

Legend

-  Cadastre with Lot number
- LPS Zones and Reserves Amendments**
-  General industry
-  Local road

SECOND DRAFT

INCORPORATING HEYDON PLACE
ALIGNMENT IN RESPONSE TO
SUBMISSIONS.



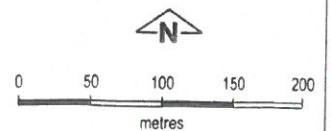
Department of Planning,
Lands and Heritage

Shire of Cue

Local Planning Scheme No. 2

Amendment No. 1

Produced by Geospatial Research and Modelling,
Department of Planning, Lands and Heritage, Perth WA
Base Information supplied by Western Australian
Land Information Authority LI 862-2016-1



From: Buchan, Ken <Ken.Buchan@lands.wa.gov.au>
Sent: Tuesday, 24 October 2017 11:36 AM
To: Joe O'Keefe
Cc: Gardiner, Camille
Subject: RE: Amendment No.1 to LPS No.2 & Lands Act

Good Morning Joe

Thank you for the opportunity to comment. Please note that my comments are limited to my area of expertise which is the LAA and Crown land stuff.

There are no obvious issues or matters of concern. The Shire of Cue (Shire) will need to comply with section 56 to allow for the dedication of the portion of Reserve 7273. Lands will seek an approval from Mines. With respect to the dedication of portions of freehold land, the Shire might consider using section 168 of the *Planning and Development Act 2005*.

Regards

Ken Buchan | Assistant Manager | Case Management - Mid West and Gascoyne
Level 2, 140 William Street, Perth WA 6000
(08) 6552 4600
ken.buchan@lands.wa.gov.au | www.dplh.wa.gov.au



**Department of Planning,
Lands and Heritage**



The department acknowledges the Aboriginal peoples of Western Australia as the traditional custodians of this land and we pay our respects to their Elders, past and present.

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From: Joe O'Keefe [mailto:Joe@cue.wa.gov.au]
Sent: Friday, 20 October 2017 12:23 PM
To: Buchan, Ken
Subject: Amendment No.1 to LPS No.2 & Lands Act

Hi Ken;

Please find attached:

**Proposed Amendment No. 1 to Local Planning Scheme No. 2
Extension of Heydon Place to restore Access and Egress**

Notices as required by P&D Act 2005-Local Planning Scheme Regulations 2015

This rezoning proposal (please refer last paragraph of Part Eight; Reduction In Size Public Open Space Reserve) involves rezoning of approximately

4,800 m2 of Reserve No. 7273, vested in Council for Recreation purposes, for an extension of Heydon Place.

Part Nine reflects discussions with you regarding extending Cue Townsite boundaries under Sec.26 of the Lands Administration Act 1997.

Any input you could provide on this proposal and the Land Administration Act 1997, and possibly the Lands Act 1933 Sec. 118D, would be appreciated.

The public input period is from Friday 20 October 2017, until Friday 1 December 2017.

Yours Faithfully,

Joe O'Keefe
Town & Regional Planner

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From: DFES Advisory Services <advice@dfes.wa.gov.au>
Sent: Monday, 6 November 2017 9:49 AM
To: Joe O'Keefe
Subject: Amendment No. 1 to Shire of Cue Local Planning Scheme No. 2 - General Industry Zone - Heydon Place, Cue - DFES Response

Our Ref: D03531

Dear Joe,

I refer to your email dated 18 October 2017 and follow up telephone conversation on 20 October 2017 regarding the above local scheme amendment being undertaken by the Shire of Cue.

Given the scheme amendment seeks to rationalise access arrangements for the 'General Industry' zone located north-west of the Cue town site, it is questionable whether the amendment should be assessed as an intensification of land use, and therefore trigger the application of *Statement of Planning Policy 3.7 Planning and Bushfire Prone Areas* (SPP 3.7). DFES recommends confirming this with the Department of Planning, Lands and Heritage (DPLH).

Notwithstanding the above, DFES is supportive of the proposal as in bushfire prone areas, a cul-de-sac subdivision layout is not favoured because they do not provide access in different directions for the general public or emergency services.

I trust this is to your assistance.

Should you require clarification of the matters raised, please do not hesitate to contact me on the undersigned.

Regards,

Sandeep Shankar

Land Use Planning Officer

Advisory Services | Hazard Planning and Response | Capability Command

Department of Fire and Emergency Services | 20 Southport Street, West Leederville 6007

E: advice@dfes.wa.gov.au P: 94821761 | W: www.dfes.wa.gov.au



Government of Western Australia
Department of Fire & Emergency Services





Our Ref: 1306424
Enquiries: Robert Fenn (9482 7471)
Date: 1 November 2017

Mr Rob Madson
Chief Executive Officer
Shire of Cue
PO Box 84
CUE WA 6640

Dear Rob

SUBMISSION - SHIRE OF CUE LOCAL PLANNING SCHEME 2, AMENDMENT 1

On the 25 October 2017, LandCorp received notification from the Shire of Cue that it had initiated Amendment 1 to the Shire of Cue Local Planning Scheme 2. LandCorp is disappointed that it was not made aware of the actions of the Shire of Cue and has not been provided with the opportunity to comment on the amendment proposal before it was initiated.

LandCorp is the registered owner of Lot 596 Heydon Place. That land parcel is currently for sale, with a contract condition requiring the new owner to develop the lot for industrial purposes within three years of the date of transfer of the lot. LandCorp is also the current registered owner of Lot 9000 Heydon Place and has previously agreed to transfer that lot back to the Shire of Cue to allow the Shire to undertake the future servicing and subdivision of additional industrial lots (stage 2 of the development). Both land parcels are severely impacted by Amendment 1.

LandCorp, through the Regional Development Assistance Program, was requested in April 2013 by the Shire of Cue to develop six (6) industrial lots fronting an extension of Heydon Place. From lodgment of that application, through to the completion of road works in June 2015, LandCorp worked closely with the Shire of Cue on the design and construction of the subdivision. LandCorp's RDAP developments are only undertaken in those regional towns where market failure exists; I can confirm that the development costs for the Heydon Place development were not recovered from land sales.

LandCorp wishes to question and qualify several statements made in the Scheme Amendment report.

Purpose of Proposed Amendment:

Clarify Development Permissibility: LandCorp supports the primary intention of Amendment 1 to adjust the zoning upon lots adjacent to Heydon Place to reflect the cadastral boundaries of the lots, removing any uncertainty relating to permissibility of any future development approvals.

Fire Safety: No justification has been provided by the Shire to demonstrate that the existing development does not meet “minimum fire access standards” under SPP3.7 or that the lots are subjected to an unacceptable Bushfire risk profile. As shown on the attached oblique aerial photograph, limited vegetation remains in close proximity to the existing industrial lots fronting Heydon Place. LandCorp contends that, based upon the alignments shown in Local Planning Schemes 1 and 2, or modified through Amendment 1 to Local Planning Scheme 2 (white dotted line), the future completion of the road network will have no bearing on the level of fire risk to developments on the existing Heydon Place lots. Simply identifying the lack of multiple road connections to the development, to manage evacuation during a possible wildfire, is misleading. It should be noted that fire hydrants were installed in Heydon Place, in accordance with Water Corporation, DFES and SPP3.7 guidelines, during the subdivision civil works to reduce any potential fire risk.

Servicing Lot 641: Lot 641 currently has legal road frontage to the Cue-Berringarra Road and services are capable of being provided to that lot from that road. The Shire, in the Scheme Amendment report (page 11), states that Council has leased the “southern half” of Lot 614 and in November 2016 granted Development Approval for the lessee to construct a “transport depot” and “fuel depot” upon the leased area. Scheme 2 proposes that future development of Lot 641 be undertaken to the north and south of a future internal road, which would have facilitated the resultant development areas gaining access to services in Cue-Berringarra Road or in the new road extension. Council’s decision to lease the eastern and western halves of the lot (an alternate configuration) has exacerbated the capacity to service the lease areas. That action now necessitates a major review of the local road network, to support a potential future subdivision of Lot 641, rather than manage the servicing anomaly within the lease documentation.

Access to Lot 596: Lot 596 currently has a 27m road frontage, but is effectively a square land parcel with 70m long boundaries, see Figure 4. The lot’s size and overall dimensions were deliberately selected to support the capacity for semi-trailers to enter and leave the lot in a forward gear. Providing Lot 596 with full road frontage to its north-eastern boundary will reduce the available land area within the lot to accommodate future buildings and vehicle movements. Also, LandCorp does not wish to incur additional financial losses associated with modifying this lot; LandCorp welcomes an offer from the Shire to purchase Lot 596 and for the Shire to then gain the requisite approvals to create an alternate land parcel, to modify the Heydon Place road pavement and to adjust existing services to accommodate the alternate road alignment.

Impacts of Dual Zoning: The subdivision of Lot 641 (WAPC 149276) was undertaken under the provisions of the Shire of Cue Local Planning Scheme 1, with WAPC approval issued in April 2014. The Shire of Cue Local Planning Scheme 2 was gazette on the 23 October 2015, after the cadastral boundaries for Heydon Place had been determined. The alignment for Heydon Place was not changed upon the introduction of Scheme 2 (although the Public Open Space reservation was removed from the development zone), as shown in Figures 1 attached. This would appear to have been an oversight and inconsistent with the Shire’s Local Planning Strategy (see recommendation on page 5 of the Scheme Amendment Report). Figure 2 demonstrates that the Shire has issued Development Approvals for Lots 594, 595 and 641 to allow the construction of buildings on those lots for industrial purposes, notwithstanding that the lots are the subject of a dual zoning. Is a future development on Lot 596 going to be the subject of an alternate assessment process?

Assessment Against Part 5 of Planning and Development (Local Planning Scheme) Regulations 2015 :

The Shire of Cue contends that Amendment 1 should be processed as if it is a “standard amendment” under Part 5 of the Regulations. Clauses 34(a), (d) and (f) of the Regulations clearly states that a standard amendment is “(a) an amendment relating to a zone or reserve that is consistent with the objectives identified in the Scheme for the zone or reserve”, “(d) an amendment that is consistent with a structure plan...or... a local development plan that has been approved under the Scheme for the land to which the amendment relates...” and “(f) an amendment that does not result in any significant ...economic... impacts on land in the scheme area.”

Adjusting the zone boundaries for the Heydon Place industrial estate to reflect the “as constructed” position (see Figure 4) would be consistent with the principles of a “standard amendment”. The proposal outlined in Amendment 1 seeks to reserve land held in freehold title (by a third party), it departs from the current local and strategic planning for the estate and it severely impacts upon the sale of Lot 596, see Figure 5. LandCorp contends that Amendment 1, as currently drafted, is not a “standard amendment”.

Additional Comments:

1. The existing pavement within Heydon Place was approved by the Shire of Cue and has not been constructed to accommodate Restricted Access Vehicles. The 16 lots fronting Heydon Place (see Figure 4) have insufficient width and depths to accommodate the safe movement of Restricted Access Vehicles within those lots. Any lot proposing to accommodate Restricted Access Vehicle access should be restricted to a Cue-Berringarra Road frontage within the zone and not rely upon Heydon Place.
2. The title to Lot 9000 will be transferred back to the Shire of Cue and provision can be made to extend Heydon Place in a northerly direction within that lot (requiring a review of the Local Development Plan and the mapping within Amendment 1 to be adjusted), without the new road impacting upon Lot 596.
3. Lot 9000 currently has frontage to a constructed portion of Heydon Place, also containing power, water and communications infrastructure.
4. The location of the proposed road intersection of Heydon Place (within Reserve 7273) with Cue-Berringarra Road is also at a location where an existing road reserve exists through Reserve 7273, an undesirable traffic management solution.

LandCorp does not support Amendment 1 proceeding as currently drafted.

Yours sincerely



Robert Fenn *RPIA (Fellow)*
Senior Development Manager



mainroads
WESTERN AUSTRALIA

Submission No 4

Enquiries: Isabel Huston on 08 9956 1238
Our Ref: 13/8665, D17#829939
Your Ref: N/A

2 November 2017

Rob Madson
Chief Executive Officer
Shire of Cue

By email: ceo@cue.wa.gov.au and Joe@cue.wa.gov.au

ATTENTION: Joe O'Keefe

Dear Mr Madson

Shire of Cue Local Planning Scheme No. 2 Amendment No. 1 – Realignment of Heydon Place to Provide Access & Egress

Thank you for consulting Main Roads on the proposed scheme amendment to realign Heydon Place road reserve within the General Industry zone and Public Open Space Reserve on Lot 300 (Reserve 7273) and Lot 593, 594, 595, 596 & 9000 Heydon Place, Cue.

The proposed scheme amendment is in relation to a local road reserve, which currently and in the future has no direct access onto Great Northern Highway. Therefore, it is considered unlikely that the proposed scheme amendment would have a detrimental impact on the level of service, amenity or safety of the Main Roads network. Accordingly, Main Roads has no objection.

In addition Main Roads provides the following advice to the Shire of Cue to consider:

- The section of Beringarra-Cue Road and Robinson Street connecting onto Heydon Place is currently approved for Restricted Access Vehicle (RAV) Network 7 access with conditions. If the Shire of Cue or a developer want to increase the RAV Network category for Heydon Place (which is currently approved for RAV Network 1 access only) they will need to initiate this action with Main Roads Heavy Vehicle Services (HVS). An assessment of the road and intersections will then be undertaken to determine the suitability for the particular type of vehicle and the safety of other road users is not compromised. Local Government support will also be required for the proposed level of access as part of the review. For details of the Main Roads RAV access process and HVS contacts please refer to the Main Roads website and follow the links: Home > Using Roads > Heavy Vehicles > RAV Network Access.

If you would like any further information please contact Isabel Huston on 9956 1238.

Yours sincerely,

Bernie Miller
Regional Manager
Mid West-Gascoyne Region

Main Roads Western Australia
Mid-West Gascoyne
Geraldton Office, Eastward Road, PO Box 165, Geraldton WA 6531
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138 138

Development Services 629 Newcastle Street Leederville WA 6007 PO Box 100 Leederville WA 6902 T (08) 9420 2099 F (08) 9420 3193



Your Ref: -
Our Ref: JT1 2013 02236 V02 - TPS350584
Enquiries: Charles Sabato
Direct Tel: 9420 2105
Fax: 9420 3193

SHIRE OF CUE
Received 20/11/17
Refer to CEO
File No.
Dealt With

14 November 2017

Shire Of Cue
PO BOX 84
CUE WA 6640

Attention of: Joe O'Keefe

Re: LPS No 2 - Amendment No 1 - Shire of Cue – General Industry Zone, Heydon Place

Thank you for your letter regarding the above Amendment. Water Corporation offers the following comments in regard to this proposal.

Water mains are located within the subject area as per the attached plan. The developer is required to fund the full cost of protecting, relocating or modifying any of the existing infrastructure and services which may be affected by the above proposal.

The information provided above is subject to review and may change. If the proposal has not proceeded within the next 6 months, the Water Corporation should be contacted to confirm if the information is still valid.

Should you have any queries or require further clarification on any of the above issues, please do not hesitate to contact the Enquiries Officer.

Charles Sabato
Development Planner
Development Services



The Water Corporation has taken due care in the preparation of data comprised on this map but accepts no responsibility for any inaccuracy of facility, cadastral or other information provided nor inappropriate use of this information. The user is reminded that, under no circumstances can the information hereafter displayed be copied, altered, modified or otherwise published in any form including the Internet without express permission from the Water Corporation. The Water Corporation is not responsible for any loss or damage, including financial, arising from the use of this map. The Water Corporation should be contacted on 13 95. Any inaccuracies found with information displayed on this map the Water Corporation should be contacted on (08) 9420 2069 or Email asset.registration@watercorporation.com.au

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11. MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

12. MOTIONS FOR CONSIDERATION AT THE NEXT MEETING

13. NEW BUSINESS OF AN URGENT NATURE

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

15. CLOSURE

The President thanked those present for attending the meeting and declared the meeting closed at :

To be confirmed at Ordinary Meeting on the 17 April 2018

Signed:.....

Presiding member at the Meeting at which time the Minutes were confirmed.