

# SHIRE OF SHARK BAY MINUTES

26 September 2018

## ORDINARY COUNCIL MEETING



SHARK BAY CLAMS / COCKLES



26 SEPTEMBER 2018



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## MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

The minutes of the Ordinary meeting of the Shark Bay Shire Council held in the Council Chamber at the Shark Bay Recreation Centre, Francis Street, Denham on 26 September 2018 commencing at 3.00 pm.

### TABLE OF CONTENTS

<b>1.0</b>	<b>Declaration of Opening</b> .....	<b>4</b>
<b>2.0</b>	<b>Record of Attendances / Apologies / Leave of Absence Granted</b> .....	<b>4</b>
<b>3.0</b>	<b>Response To Previous Public Questions On Notice</b> .....	<b>4</b>
<b>4.0</b>	<b>Public Question Time</b> .....	<b>4</b>
<b>5.0</b>	<b>Applications For Leave Of Absence</b> .....	<b>4</b>
<b>6.0</b>	<b>Petitions</b> .....	<b>4</b>
<b>7.0</b>	<b>Confirmation Of Minutes</b> .....	<b>5</b>
7.1	Confirmation of the Minutes of the Ordinary Council meeting held on 29 August 2018 .....	5
<b>8.0</b>	<b>Announcements By The Chair</b> .....	<b>5</b>
<b>16.0</b>	<b>Matters behind Closed doors</b> .....	<b>5</b>
16.1	Contract for Shark Bay Recreation Centre.....	5
<b>9.0</b>	<b>President’s Report</b> .....	<b>7</b>
<b>10.0</b>	<b>Councillors’ Reports</b> .....	<b>7</b>
<b>11.0</b>	<b>Administration Report</b> .....	<b>10</b>
11.1	Meeting Report – Western Australian Local Government Association State Conference Perth - August 2018 .....	10
11.2	Infringement # 0025 – Monkey Mia Carpark .....	13
11.3	Western Australian Local Government Association – Country Councillor Training...	18
11.4	Proposed Local Government Property Amendment Local Law 2018.....	24
<b>12.0</b>	<b>Finance Report</b> .....	<b>43</b>
12.1	Schedule of Accounts Paid to be Received .....	43
12.2	Financial Reports To 31 July 2018 .....	55
12.3	Financial Reports To 31 August 2018 .....	85
<b>13.0</b>	<b>Town Planning Report</b> .....	<b>115</b>
13.1	Proposed Signage (Association with the Denham Seaside Caravan Park – Monkey Mia Road (Road Reserve) / Near Stella Rowley Drive Intersection .....	115
13.2	Applications Seeking Retrospective Planning Approval for Pergola – Lot 2 (8B) Leeds Court, Denham .....	121
13.3	Proposed Retaining Walls – Lot 105 (9) Oakley Ridge, Denham.....	126
13.4	Management of Reserve 40381 Comprising of Lot 308 Spaven Way and Lot 500 Edward Street, Denham .....	133
13.5	Extension Of Exemption From Local Law ‘Activities On Thoroughfares and Trading in Thoroughfares and Public Places’ For Yadgalah Markets .....	143
<b>14.0</b>	<b>Motions of Which Previous Notice Has Been Given</b> .....	<b>147</b>
<b>15.0</b>	<b>Urgent Business Approved By The Person Presiding Or By Decision</b> .....	<b>147</b>
<b>16.0</b>	<b>Matters Behind Closed Doors</b> .....	<b>147</b>
16.1	Contract to Manage the Shark Bay Recreation Centre .....	147
<b>17.0</b>	<b>Date And Time Of Next Meeting</b> .....	<b>147</b>
<b>18.0</b>	<b>Closure of Meeting</b> .....	<b>147</b>

# MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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## **1.0 DECLARATION OF OPENING**

The President declared the Ordinary Council meeting open at 3:01 pm.

## **2.0 RECORD OF ATTENDANCES / APOLOGIES / LEAVE OF ABSENCE GRANTED**

### ATTENDANCES

Cr C Cowell	President
Cr K Laundry	Deputy President
Cr L Bellottie	
Cr J Burton	
Cr K Capewell	
Cr E Fenny	
Cr G Ridgley	

Mr P Anderson	Chief Executive Officer
Ms A Pears	Executive Manager Finance and Administration
Ms L Butterly	Executive Manager Community Development
Mr B Galvin	Works Manager
Mrs R Mettam	Executive Assistant

APOLOGIES: Nil

### VISITORS:

There was 15 Visitors from the community.

## **3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS ON NOTICE**

There are no previous public questions on notice.

## **4.0 PUBLIC QUESTION TIME**

The President opened public question time at 3:01pm and as there were no questions put forward, the President closed public question time at 3:02pm

## **5.0 APPLICATIONS FOR LEAVE OF ABSENCE**

There were no applications for leave of absence for the September 2018 Ordinary Council meeting.

## **6.0 PETITIONS**

There were no petitions presented to the Ordinary September 2018 Council meeting.

26 SEPTEMBER 2018

**7.0 CONFIRMATION OF MINUTES**

**7.1 CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 29 AUGUST 2018**

Moved Cr Bellottie  
Seconded Cr Fenny

**Council Resolution**

**That the minutes of the Ordinary Council meeting held on 29 August 2018, as circulated to all Councillors, be confirmed as a true and accurate record.**

**7/0 CARRIED**

**8.0 ANNOUNCEMENTS BY THE CHAIR**

The Shark Bay Community Resource Centre have requested to make a presentation to the Council. Ms Sharyn Burvill made a presentation to Council on behalf of the Shark Bay Community Resource Centre. Requesting that Council reconsider it's decision of the August Council Meeting regarding the management of the Recreation Centre.

Moved Cr Laundry  
Seconded Cr Bellottie

**Council Resolution**

**That Council bring forward the confidential item 16.1 Contract to Manage the Shark Bay Recreation Centre.**

**7/0 CARRIED**

**16.0 MATTERS BEHIND CLOSED DOORS**

Moved Cr Ridgley  
Seconded Cr Fenny

**Council Resolution**

**That the meeting be closed to members of the public in accordance with section 5.23(2) of the Local Government Act 1995 for Council to discuss matters of a confidential nature.**

**7/0 CARRIED**

**16.1 CONTRACT TO MANAGE THE SHARK BAY RECREATION CENTRE  
CM00038**

Author  
Executive Manager Community Development

Disclosure of Any Interest

Disclosure of Interest: Cr Burton

Nature of Interest: Financial Interest as employee of Shark Bay Community Resource Centre who is the current contract provider

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Cr Burton Left Council Chambers at 3:12pm  
Members of the gallery left Council Chambers at 3:12pm

Moved Cr Ridgley  
Seconded Cr Fenny

**Council Resolution**

**That Council consider the recommendation contained in the Report presented by the Executive Manager Community Development.**

**7/0 CARRIED**

Moved Cr Laundry  
Seconded Cr Ridgely

**Council Resolution**

**That Council rescind the decision made at the August 2018 Ordinary Council meeting 18.2 Contract to Manage the Shark Bay Recreation Centre**

**5/1 CARRIED BY ABSOLUTE MAJORITY**

Moved Cr Ridgley  
Seconded Cr Laundry

**Council Resolution**

**Council offer the Shark Bay Community Resource Centre a twelve month contract from January 2019 to January 2020 to deliver 800 hours of Shark Bay Recreation Centre activities over 50 weeks at a maximum cost to Council of \$60,000.**

**And**

**The Shire administration conduct a review into the sporting and recreation activity needs of the Shark Bay community and to better inform Council of future costs associated with this element of the social, health and community development needs.**

**5/1 CARRIED**

Moved Cr Ridgely  
Seconded Cr Fenny

**Council Resolution**

**That the meeting be reopened to the members of the public.**

**6/0 CARRIED**

Cr Burton returned to Council Chambers at 3:51pm  
Members of the Gallery returned to Council Chamber at 3.51 pm.

**At 3.52pm the President read aloud the Council decision that had been taken during the time the meeting was closed to the public in accordance with Council's Local Laws relating to Standing Orders clause 12.7(3)(a)(b)(c)(d)(e).**

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**9.0 PRESIDENT'S REPORT**  
GV00002

Council Committee Membership

Member	Audit Committee
Member	Western Australian Local Government Association Country Zone – Gascoyne Region
Member	Development Assessment Panel
Member (Chair)	Local Emergency Management Advisory Committee
Deputy Delegate	Gascoyne Regional Road Group
Deputy Delegate	The Aviation Community Consultation Group

Meeting Attendance

26 July 2018	Freycinet Festival – Community Consultation Workshop
27	NAIDOC celebrations – Yadgalah Aboriginal Corporation
31	Western Australian Local Government Association Mayors and Presidents Forum
6 – 7 Sept	Western Australian Local Government Association State Council Regional – Dongara
20 - 23	Freycinet Rendezvous Festival
26	September Council meeting

Signatures

Councillor	<i>Councillor Cowell</i>
Date of Report	19 September 2018

Moved	Cr Ridgley
Seconded	Cr Burton

**Council Resolution**

**That the President's activity report for September 2018 be received.**

**7/0 CARRIED**

**10.0 COUNCILLORS' REPORTS**

10.1 CR BURTON  
GV00018

Committee Membership

Member	Audit Committee
Member	Shark Bay Arts Council

Meeting Attendance

30 August 2018	Attended the Monkey Mia Jetty community workshop
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Signatures

Councillor	<i>Councillor Burton</i>
Date of Report	Report Date

26 SEPTEMBER 2018

Moved Cr Fenny  
Seconded Cr Ridgley

**Council Resolution**

**That Councillor Burton's September 2018 report on activities as Council representative be received.**

**7/0 CARRIED**

10.2 CR RIDGLEY  
GV00008

**Committee Membership**

Member Audit Committee  
Member Shark Bay Tourism Committee

**Meeting Attendance**

30 August 2018 Attended the Monkey Mia Jetty community workshop

**Signatures**

Councillor *Councillor Ridgley*  
Date of Report 14 September 2018

Moved Cr Burton  
Seconded Cr Bellottie

**Council Resolution**

**That Councillor Ridgley's September 2018 report on activities as Council representative be received.**

**7/0 CARRIED**

10.3 CR LAUNDRY  
GV00013

**Committee Membership**

Member Audit Committee  
Member Shark Bay Community Resource Centre Committee  
Member Shark Bay Bowling Club Inc Committee  
Proxy Member For Cr Cowell on the Development Assessment Panel

**Meeting Attendance**

30 August 2018 Attended the Monkey Mia Jetty community workshop  
18 September\_ Attended the Shark Bay Bowling Club meeting

**Signatures**

Councillor *Councillor Laundry*  
Date of Report 17 September 2018

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Moved Cr Bellottie  
Seconded Cr Ridgley

**Council Resolution**

**That Councillor Laundry's September 2018 report on activities as Council representative be received.**

**7/0 CARRIED**

10.4 CR BELLOTTIE  
GV00010

Nil report for the August 2018 Ordinary Council meeting.

10.5 CR FENNY  
GV00017

**Committee Membership**

Member	Audit Committee
Member	The Aviation Community Consultation Group
Proxy Member	for Cr Bellottie on Development Assessment Panel

**Meeting Attendance**

30 August 2018                      Attended the Monkey Mia Jetty community workshop

**Signatures**

Councillor	<i>Councillor Fenny</i>
Date of Report	14 September 2018

Moved Cr Burton  
Seconded Cr Bellottie

**Council Resolution**

**That Councillor Fenny's September 2018 report on activities as Council representative be received.**

**7/0 CARRIED**

10.6 CR CAPEWELL  
GV00005

Nil report for the August 2018 Ordinary Council meeting.

26 SEPTEMBER 2018

**11.0 ADMINISTRATION REPORT**

**11.1 MEETING REPORT – WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION STATE CONFERENCE PERTH - AUGUST 2018**  
GV00017

Author  
Cr E Fenny

Disclosure of Any Interest  
Nil

Moved            Cr Ridgley  
Seconded       Cr Laundry

**Council Resolution**

**That Council note the report from Councillor Fenny from the Western Australian Local Government Association State Conference - August 2018.**

**7/0 CARRIED**

Background

MEETING:            WESTERN AUSTRALIAN LOCAL GOVERNMENT CONFERENCE

MEETING DATE:     AUGUST 2018

COUNCILLOR:        CR FENNY

OTHER SHARK BAY COUNCILLORS/STAFF ATTENDING: CR BURTON AND MR P ANDERSON  
– CHIEF EXECUTIVE OFFICER

Local Government week is held annually for Councillors and Senior Council Staff.

Comment

I feel very privileged to have been given the opportunity to attend the 2018 WALGA State Conference and to represent the Shire of Shark Bay.

The Conference was an enlightening and engaging experience that highlighted the essential and expanding role that local governments play in the governance of our great state and lucky country. It was fascinating to learn about the challenges that all local governments are facing, both present and future, and how important effective governance and relevant strategic planning are in relation to maintaining a happy and healthy community. I believe this experience was invaluable and will improve my ability to be an effective servant of the Shark Bay Community.

I would like to extend a huge thank you to Rhonda Mettam and the rest of the girls in the office for their role in organizing the logistics of my attendance.

Thanks also to CEO Paul Anderson for being a fantastic mentor and for facilitating some interesting networking opportunities and also to Cr Burton for being a great compatriot for the duration of the Conference.

26 SEPTEMBER 2018

**Day 1 Wednesday 1 August 2018**

- WALGA Annual General Meeting

This was a great experience. To see the professionalism of the President Lynn Craigie and her staff on display and to observe some very robust debate from a number of councillors, CEOs and Presidents was fascinating.

- Presentations from David Templeman and Dr Mike Nahan

These emphasized the pivotal role that local governments play in regards to shaping effective State Government policy.

**Day 2, Thursday 2 August 2018**

Plenary speakers:

- **Anh Do**, gave a hilarious and emotional presentation that highlighted the enormous potential that we have inside us if we just have the courage to give ourselves permission to fail.
- **Geoff Raby**, gave an insightful presentation regarding the economic challenges facing Australia and emphasized the importance of Australia-China and Australia-US relations.
- **Mark McRindle**, gave an incredible presentation that illustrated the changing demographics of Australia's population and the relevance this has in regards to local government management.

**Field Trip to White Gum Valley Estate:**

I, along with 25 other councillors, travelled to White Gum Valley Estate in South Fremantle. This estate is an innovative development located in a residential area that showcases some amazing renewable energy technology. The estate, a combination of apartments, townhouses, maisonettes and single home sites, will house more than 150 people and is managed as a strata development. Some interesting take home points are as follows:

- The entire development is solar powered with battery storage as a back-up
- Tenants pay their utilities to the strata rather than a power company.
- Power and water bills are on average \$1,200.00pa lower than comparable residential housing.
- Energy technology is being developed to allow energy to be traded or sold to other areas of Perth.
- Rain water is collected from roofs and is filtered and stored in large holding tanks that service the development to reduce water costs.
- The buildings are constructed almost entirely of recyclable building materials.
- Gardens and communal parks use predominantly native vegetation to reduce watering costs.

I found this field trip to be fascinating and I believe that this technology could definitely be implemented in our town in both existing and future developments.

26 SEPTEMBER 2018

Plenary speaker:

**Billy Jordan**, gave an inspiring presentation regarding the potential of senior citizens and how changing our attitudes towards them can open a world full of possibility and opportunity.

**Day 3, Friday 3 August 2018**

Debate between Bob Carr, Jacqui Lambie, Natasha Stott-Despoja and mediated by Liam Bartlett.

I thoroughly enjoyed this entertaining yet robust debate which covered a variety of issues, from the GST carve up to the issue of mandatory local government training.

It was invaluable to hear from some of Australia's very well respected former politicians and hear both their optimism and concerns for our great country

**Presentation:**

Getting professional performance from non-professionals. Wallaroos Coach Dwayne Nestor.

A brilliant presentation highlighting the importance of purpose, self awareness, goal setting, self-development, mental toughness, purposeful preparation and leadership. There were some fantastic take home messages from this presentation that could be applied to the management of our community.

Overall, the WALGA conference provided a fantastic opportunity for me to learn and grow as a councillor and as a result I believe I am better equipped to deal with the challenges that working in local government presents.

Signatures

Councillor *Cr E Fenny*

Date of Report 14 September 2018

26 SEPTEMBER 2018

11.2 INFRINGEMENT # 0025 – MONKEY MIA CARPARK  
RC00003

AUTHOR

Executive Assistant

DISCLOSURE OF ANY INTEREST

Nil

Moved            Cr Ridgley  
Seconded       Cr Burton

**Council Resolution**

**That Council request the administration to withdraw infringement 0025 and advise Miss Sienna Raven that no further action will be taken in regard to this matter.**

**7/0 CARRIED**

BACKGROUND

On the 3 August 2018 Council's ranger issued infringement 0025 to a vehicle with registration CGG860A (WA) in the Monkey Mia Carpark.

The entrance to the carpark is clearly signposted (photo attached) indicating the carpark is for boat and trailer parking only.

However the sign also indicates no unattached trailers and does not discriminate in regard to vehicles without trailers, there is also no discrimination between commercial and private unattached trailers on the signage.

Pictures are included at the end of this report.

COMMENT

On the 27 August 2018, Miss Raven emailed the administration at the Shire regarding infringement number 0025 as per below:

*Hi there,*

*I have received this fine for parking in an area that was not in accordance with the sign, the sign says "commercial users only" and my car was used by the Shotover crew that day to get to and from work.*

*I ask that this fine be waived due to it being used as a commercial operators vehicle.*

*Cheers,  
Sienna Raven*

[info@wildsights.com.au](mailto:info@wildsights.com.au)

26 SEPTEMBER 2018

The commercial operators do not provide details of the vehicles they will be using for their operations to the ranger and there is no system of approvals to give commercial operators exclusive parking in the designated areas.

The commercial section was created as a courtesy only to commercial operators and parking by vehicles not being utilised for commercial purposes would be difficult to prosecute with the current signage.

There has and is now an increased incidence of vehicles without boat trailers parking in the boat ramp car park. This is due to a number of reasons including, but not limited to people fishing from the beach and boats and avoidance of Parks and Wildlife fees for entry into the adjoining reserve.

There are a number of ways the Council can address the ongoing issue of parking in the boat ramp carpark which will be contained in a report that will be presented to Council for consideration at a future meeting.

The Council could consider amending the signage in the first instance utilising section 3.1 (b) of the Local Law to indicate **authorised vehicles only parking**, and issue permits that must be displayed similar to what occurs when parking in disabled bays.

This would include parking in the area designated for commercial bays section, the Council would need to further consider what conditions would be imposed to qualify for an authorised vehicle only permit.

The recreational boat ramp parking area is also contained with Reserve 1686 and forms part of the deed with Parks and Wildlife. The management of this area of the reserve clarified when an agreement in regard to ongoing responsibilities and management of the area is finalised.

#### LEGAL IMPLICATIONS

The infringement has been issued in accordance with the Shire of Shark Bay Parking and Parking Facilities Local Law section 3.1(3) (b)

#### **3.1 Restrictions on Parking in Particular Areas**

- (3) A person shall not park a vehicle -
- (b) in a parking area, except in accordance with both the signs associated with the parking area and with this Local Law.

#### POLICY IMPLICATIONS

There are no policy implications relative to this report

#### FINANCIAL IMPLICATIONS

The modified penalty for the infringement is \$100.00

#### STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report

#### RISK MANAGEMENT

This is a low risk item to Council

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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VOTING REQUIREMENTS  
Simple Majority Required

SIGNATURES  
Chief Executive Officer

*P Anderson*

Date of Report

23 August 2018



MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018



26 SEPTEMBER 2018

 **Shire of Shark Bay**  
 65 Knight Terrace, Denham 6537  
 PO Box 126, Denham 6537  
 Ph: (08) 9948 1218 • Fax: (08) 9948 1237  
 Email: admin@sharkbay.wa.gov.au

SCHEDULE 2 - LOCAL GOVERNMENT ACT 1995 - FORM 3  
**PARKING AND PARKING FACILITIES  
 LOCAL LAW INFRINGEMENT NOTICE**

Serial No 0025  
 Date 03/09/2018

To (1) \_\_\_\_\_  
 of (2) \_\_\_\_\_  
 It is alleged that on 02/09/2018 at (3) 2:55 PM  
 at (4) 10001 The Denham Carpark (Denham) In respect of vehicle -  
 make Holden  
 model Commodore  
 registration CG-900A (WA)  
 was involved in the commission of the following offence - Parking in a  
holding area NOT in accordance with signs  
 contrary to Clause 31(1) of the Parking and Parking Facilities Local Law.  
 The modified penalty for the offence is \$ 100.00  
 If you do not wish to have a complaint of alleged offence heard and determined by a court, the amount of the modified penalty may be paid to an Authorised Person at  
 (5) SHIRE OF SHARK BAY OFFICE  
 within a period of 28 days after the giving of this notice.  
 Unless within 28 days after the being served with this notice -  
 (a) you pay the modified penalty, or  
 (b) you -  
 (i) inform the Chief Executive Officer or another Authorised Officer of the Local Government as to the identify and address of the person who was the driver or person in charge of the vehicle at the time the offence is alleged to have been committed, or  
 (ii) you satisfy the Chief Executive Officer that the vehicle had been stolen, or was being unlawfully used, at the time the offence is alleged to have been committed,  
 you will, in the absence of proof to the contrary, be deemed to have committed the above offence and court proceedings may be instituted against you.  
 If you take no action this infringement notice may be registered with the fines Enforcement Registry after which your driver's licence or any vehicle licence held by you may be suspended. If the matter is registered with the Registry additional costs will also be payable.  
 If the above address is not your current address, or if you change your address, it is important that you advise us immediately. Failure to do so may result in your driver's licence or any vehicle licence you hold being suspended without your knowledge.  
 (6) \_\_\_\_\_  
 (7) SHIRE ENGINEER

(1) Name of alleged offender or "the owner" (5) Place where modified penalty may be paid  
 (2) Address of alleged offender (6) Signature of Authorised Person  
 (3) Time of alleged offence (7) Name and title of Authorised person given notice  
 (4) Location of alleged offence

Other \_\_\_\_\_  
 Dist to sign: 2 DENHAM Sign type: \_\_\_\_\_ Side of Road: N S E W  
 Outside Adjacent/Opposite to: \_\_\_\_\_ Facing: N S E W L R  
 Rego Plate: Writing WHITE BLUE Background WHITE State WA  
 MAP

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

11.3 WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – COUNTRY COUNCILLOR TRAINING  
GV00001

AUTHOR

Executive Assistant

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Bellottie  
Seconded Cr Burton

**Council Resolution**

**That an amount of \$3600 be allocated to each individual Councillor in the 2018/2019 financial year to be utilised in accordance with Council Policy 1.6 Conference and Training Attendance.**

**7/0 CARRIED**

BACKGROUND

The Western Australian Local Government Association have worked with the Local Government for over 30 years bringing to the training a vast array of knowledge and experience. They are now presenting training in regional areas and also have e-training, which Council is registered for.

COMMENT

The Western Australian Local Government Association have put together training for country Councillors with the understanding of travel distances that impeded a Councillor to be able to access training in the metro area.

Currently training for the Gascoyne Region will be held in Exmouth on the 2 November 2018.

Training course currently available is:

Effective Community leadership in Exmouth on 2 November 2018.

Cr Laundry has requested permission to attend this training course.

Councillors who have previously attended this course are as follows:

Councillor	Location	Status	Date
Cr Laundry	Denham	Attended / Completed	23 March 2018
Cr Cowell	Denham	Cancelled	23 March 2018
Cr Cowell	Denham	Attended	27 April 2017
Cr Bellottie	Denham	Did Not Attend	23 March 2018
Cr Bellottie	Denham	Attended	27 April 2017
Cr Burton	Denham	Attended / Completed	23 March 2018
Cr Capewell	Denham	Cancelled	23 March 2018
Cr Capewell	Denham	Cancelled	27 April 2017

## MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Cr Fenny	Denham	Attended / Completed	23 March 2018
Cr Fenny	Denham	Did Not Attend	27 April 2017
Cr Ridgley	Denham	Did Not Attend	23 March 2018
Cr Ridgley	Denham	Attended	27 April 2017

### LEGAL IMPLICATIONS

There are no legal requirements in relation to this report.

### POLICY IMPLICATIONS

Council Policy 1.6 Conference and Training Attendance as adopted by Council at the Ordinary Council meeting held on the 29 November 2017. Copy attached at the end of this report.

### FINANCIAL IMPLICATIONS

The cost of training has been subsidised by the Western Australian Local Government Association at \$50.00 per Councillor per course.

Travel costs would be flight to Exmouth Friday morning and return in the afternoon at \$2,300, this cost is for a maximum of 5 passengers. Taxi Service of \$20.00 per person.

If Councillors are staying overnight then there would be the added cost of accommodation and meals approximately \$280 each.

The total budget for Elected Members Training in 2018/2019 is \$25,200. The Council has not allocated individual amounts for each Councillor in accordance with Council Policy.

### STRATEGIC IMPLICATIONS

Civic Leadership Objective

4.3.1 Continue to provide for Councillor training

### RISK MANAGEMENT

This is a low risk item to Council.

### VOTING REQUIREMENTS

Simple Majority Required

### SIGNATURES

Chief Executive Officer

*P Anderson*

Date of Report

3 September 2018

## **Policy 1.6 Conference & Training Attendance**

### INTRODUCTION

It is important that Councillor's, as part of their roles and responsibilities participate in professional development by attendance at conferences, seminars and development programs.

Such attendance assists them to be more informed and be better able to fulfil the duties of office.

26 SEPTEMBER 2018

The intention of this policy is to ensure that Councillors are given the opportunity to participate in professional development and are not financially disadvantaged.

#### OBJECTIVE

To provide the opportunity for Councillors to maintain skills and knowledge and participate in ongoing professional development relevant to their role as a representative of the Shire of Shark Bay.

#### DEFINITIONS

*Conferences and training* means conferences, seminars, congresses, forums, workshops, courses, deputations, information and training sessions and events held in Australia and related to the industry of local government.

#### POLICY STATEMENT

##### 1. Budget allocation

The council will on an annual basis allocate funding that it considers adequate for each individual Councillor to undertake professional development in accordance with this policy, excluding approvals in accordance with section 2 (a)

Any requests for professional development in excess of the annual individual Councillor allowance must be presented to the council for consideration.

Councillors will submit a report to council on their training outcomes and expenditure of their allocated training allowance on annual basis.

##### 2. Approval

Subject to the clause for overseas travel, Councillors may attend conferences and training following:

- (a) Approval by the Council through a resolution passed at a Council meeting for attendance at conferences, and all other events outside of Western Australia; and
- (b) Approval of the (president and CEO) for training, seminars, forums, workshops, courses, information and trainings sessions and events held within Western Australia.

Where the (president and CEO) cannot support a Councillor request, a report is to be prepared for the next Ordinary Council Meeting for a decision.

##### 3. Conferences and training that may be attended

The conferences and training to which this policy applies shall generally be limited to:

## MINUTES OF THE ORDINARY COUNCIL MEETING

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26 SEPTEMBER 2018

- Events organised by the Western Australian Local Government Association (WALGA), Australian Local Government Association (ALGA) and Australian Local Government's Women's Association (ALGWA);
  - Special 'one off' conferences called or sponsored by or for WALGA and/or Gascoyne zone of WALGA on important issues;
  - Annual conferences of the major professions in Local Government;
  - Conferences, seminars or training courses which advance the development of Councillor's in their roles; or
  - Any meetings or conferences of organisations or bodies on which a Councillor of the Council may be elected, or appointed to be a delegate or member by Council or WALGA.
4. Payment of conference and training costs

Conference and training expenses will only be paid or reimbursed when:

- The attendance is authorised by the (president and/or CEO), or by Council through a resolution passed at a Council meeting; and
- The attendance and expenses incurred comply with the requirements of this Policy.
- Due to exceptional circumstances, Council approves a reimbursement (though a resolution passed at a Council meeting) of conference and training expenses incurred that have not been approved by Council prior to attendance.

The following shall apply for Councillor's authorised and/or appointed as delegates under this policy to attend conferences or training.

### 5. Expenses

#### 5.1 Reimbursement

Costs of vehicle hire, taxi fares, parking and meal expenses which are reasonably required and incurred in attending conferences, will be reimbursed by the Council on provision of receipts and completion of a Shire claim form.

#### 5.2 Meals for others

Council will generally not meet the costs of meals or refreshments for other persons (other than partners). The main exception is where it is indicated on the claim form that the meal or refreshments provided is in response to a meal or refreshments previously received from that person or that person's local government.

## MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

### 5.3 Booking Arrangements

Registration, travel and accommodation for Councillor's will be arranged by the CEO's Executive Assistant. In general all costs including airfares, registration fees and accommodation will be paid direct and in advance by the Shire.

### 5.4 Registration

The Council will pay all normal registration costs for Councillor's charged by organisers, including those relating to official luncheons, dinners and tours or inspections which are relevant to the interests of Council.

### 5.5 Accommodation

The Council will pay reasonable double room or twin share accommodation costs for Councillors including the night before and/or after the conference where this is necessary because of travel and/or conference timetables.

Where available, accommodation shall normally be booked at the venue of the conference.

### 5.6 Travel

All reasonable travel costs for Councillor's to and from the conference location and venue will be met by the Council. Where appropriate, travel will be provided by air and will normally be at economy rates but may be upgraded to business class in recognition of any physical disability of the attendee.

Councillor's using private vehicles in accordance with this Policy may claim 'kilometre' allowance at the date of travel as per The Local Government Industry Award 2010 rates.

### 5.7 Accompanying Persons

The partners of Councillors are entitled to attend authorised conferences (as outlined in Policy Statement 2 of this Policy) as an accompanying person with Council meeting conference program and meal expenses where the conference is within Western Australia. Expenses in relation to partners' tours, sporting activities and other such activities shall be the responsibility of the Councillor.

Where a Councillor is accompanied at a conference outside Western Australia, all costs for or incurred by the accompanying person, including travel, meals, registration and/or participation in any conference program, are to be borne by the Councillor and not by the Council. The accompanying person's registration and any program fees will be paid by the Shire at the time of registration with the Councillor reimbursing the Shire when requested.

### 5.8 Reimbursement of Expenses

Councillors attending conference and training events are entitled to be reimbursed for 'normally accepted' living costs while travelling. Such costs would include but are not limited to:

## MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

- (a) Taxi fares to and from the airport and to and from the venue if the accommodation used is a substantial distance from the venue;
- (b) Meals for the Councillor;
- (c) Refreshments for the Councillor (to a maximum of \$50 per day); and
- (d) Vehicle hire, petrol and parking.

Expenses will generally be reimbursed from the time a Councillor leaves home to attend a conference or training to the time the Councillor returns home.

Should the Councillor extend a visit by leaving prior to the time necessary to arrive at the conference/training or returning after the time at which the Councillor could have returned following the conference/training, reimbursements will be paid for the:

- (a) days of the conference and training; and
- (b) the cost of travel from the airport directly to the accommodation to be used for the conference and training and also vice versa, from accommodation to the airport.

Where a Councillor attending an approved conference or training program requiring overnight accommodation elects to stay at private accommodation, Council will pay an allowance of \$100 per night to offset meals and other expenses. Councillors wishing to claim this allowance shall complete an Expenses Reimbursement form.

Where a Councillor attending an approved conference, training or development program incurs child care expenses, Council will reimburse these expenses to a maximum of \$80 per day on provision of receipts and an appropriate claim form.

Where Councillors attend conferences, seminars, or training and development, they shall be entitled to a daily allowance of \$25 for sundry expenses in addition to other expenses allowed under this policy. The daily allowance can be paid either prior to, or at the conclusion of attending conferences etc. as part of a reimbursement claim.

### 5.9 Attendance at Overseas Conferences

Attendance by a Councillor at any conference, seminar, congress, forum, workshop, course, meeting, deputation, information or training sessions, events etc. related to the industry of local government which are held overseas, must be authorised prior to departure by specific resolution of the Council and such resolution shall specify and detail the conditions of attendance.

## POLICY APPLICATION

The policy is applicable to all Councillors during their term of office at the Shire of Shark Bay.

26 SEPTEMBER 2018

11.4 PROPOSED LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2018  
LE00011

AUTHOR

CHIEF EXECUTIVE OFFICER

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Cr Ridgley

Nature of Interest: Financial Interest as works from Monkey Mia Jetty

Cr Ridgley Left Council Chambers 4:17pm

Moved Cr Bellottie

Seconded Cr Fenny

**Council Resolution**

**That a Councillor workshop be convened to further discuss and consider the community submissions and proposed amendments to the Draft Monkey Mia Jetties and Boat Ramp Local Law.**

**6/0 CARRIED**

Cr Ridgley returned to Council Chambers at 4:22pm

BACKGROUND

At the Ordinary Council meeting held on 28 February 2018, it was resolved to commence the process to amend the Shire of Shark Bay Local Government Property Local Law. The amendment is to repeal the whole of Part 7 – Monkey Mia Jetty, replace Part 7 with new provisions and update Schedule 1 Prescribed Offences.

The procedure for making local laws requires Council to advertise State-wide, advising of its intention to make a local law, and invite submissions to be made on the proposed local law for a six-week period. At the closure of the submission period, Council is to consider all submissions before making a local law.

A report was put to the Council at the June 2018 meeting and following representation by a community member the Council resolved the following:

***That Council lay the item on the table and a community / stakeholder's workshop be undertaken to enable further submissions to the local law.***

**6/0 CARRIED**

COMMENT

The community workshop was held on Thursday 30 August and was well attended with a diverse range of community, Councillors and Council staff.

There was discussion in regard to previous submissions and the wording of the local law, specifically the use of deemed in the law and the limitation on mooring as defined in obstruction of vessels at clause 7.5.

*There was also lengthy discussion requesting consideration of a variation to clause 7.5 obstruction by vessels requiring vessels approaching or departing the commercial jetty to contact vessels moored in the positions deemed to be obstructing at clause*

## MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

*7.5(2). In the event a vessel is contacted and does not move only then an offence would be considered to occur.*

The intent of this submission would appear to enable vessels to moor in any manner on the jetty and only move if a request is made from an approaching or departing vessel.

This proposal would require the Shire to investigate any complaint from a vessel that access to the jetty was denied and could require significant substantiation to support any punitive action that may be considered.

This may be problematic and give rise to a number of defences if an infringement was issued, including but not limited to unclear requests, requests not being received due to a number of issues with electronic equipment and vessels moored (in a manned deemed obstruction) to the jetty allowing access that they consider is sufficient which may conflict with the expectations of the vessel requesting access.

A clause of this nature would have to be clearly worded and consider requiring the moored vessel being requested to move to an area on the jetty that is not deemed obstruction in accordance with clause 7.5.

Given the degree of discussion at the community workshop and the new submissions received it may be advantageous for Council to conduct another Councillor workshop to further clarify the intent and purpose of the local law.

The Council can also fully consider the new submissions and outcomes of the workshop and consider incorporating amendments if any to the draft local law.

In the event the Council makes amendments that make the local law significantly different to what was originally proposed and advertised, there is a requirement to recommence the process including readvertising and inviting submissions.

The Council in considering the submissions and any amendments could also further consider the degree of resources that would be may be required to monitor and enforce its local laws.

### Attachments –

- Draft Shire of Shark Bay Local Government Property Amendments Local Law 2018
- Summary of submissions received
- Public submissions received in full

### LEGAL IMPLICATIONS

Amendment to the Shire of Shark Bay Local Government Property Local Law – Part 7 and Schedule of penalties

### POLICY IMPLICATIONS

There are no policy implications relative to this report.

### FINANCIAL IMPLICATIONS

Cost of giving local public notice of final adoption and publication of amendment in the Government Gazette the administration time must also be taken into consideration in the drafting and management of the Local Laws.

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

Addresses a number of risks identified in the use of the jetties and the area.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Chief Executive Officer

*P Anderson*

Date of Report

19 September 2018

26 SEPTEMBER 2018

Draft Local Law - **Amended Local Law following Advertising**

## **PART 7 - MONKEY MIA JETTIES AND BOAT RAMP**

### **Division 1 - Preliminary**

#### **7.1 Interpretation**

In this Part –

**boat ramp** means the place adjacent to Reserve 1686 where vehicles equipped with trailers launch and retrieve vessels;

**cargo** means bulk produce, such as grain, coal, oil or mineral ore and includes the catch of a fishing vessel;

**commercial jetty** means the western jetty, being a concrete and steel structure extending northwards for 55 metres, located adjacent to Reserve 1686, and includes the approaches to the jetty within 5 metres of built infrastructure;

**commercial vessel** means a vessel which is not used solely for pleasure or recreation and the use of which is in the course of any business or in connection with any commercial transaction, and includes any Government vessel other than one that belongs to an arm of the Defence Force;

**fish** means an aquatic organism of any species (whether alive or dead) and includes –

- (a) the eggs, spat, spawn, seeds, spores, fry, larva or other source of reproduction or offspring of an aquatic organism; and
- (b) a part only of an aquatic organism (including the shell or tail); and
- (c) live rock and live sand;

**fishing** or **fishing activity** means any of the following –

- (a) searching for fish;
- (b) attempting to take fish;
- (c) taking fish;
- (d) engaging in any other activity that can reasonably be expected to result in the taking of fish;

**fishing vessel** means a vessel used or intended to be used for catching fish for trading or manufacturing purposes;

**obstruct** means to slow, block or hinder the movement, progress or action of a vessel, vehicle or person

**moor** means to secure a vessel in place by cables or by lines, and if the context permits, includes a stationary vessel alongside a jetty, but not secured to the jetty, and positioned so as to restrict approach to or departure from the jetty;

**pleasure vessel** a vessel held wholly for the purpose of recreational or sporting activities and not for hire or reward;

**recreational jetty** means the eastern jetty located adjacent to Reserve 1686 and utilised for launching and retrieval of vessels, and includes the approaches to the jetty within 5 metres of built infrastructure;

26 SEPTEMBER 2018

**sign** includes any notice, mark, structure or device on which may be shown words, numbers, expressions, colours or symbols;

**vessel** means any kind of vessel used or capable of being used in navigation by water.

## 7.2 Application of this Part

This Part applies to the commercial jetty, the recreational jetty and the boat ramp located adjacent to Reserve 1686.

# Division 2 - Commercial jetty

## 7.3 When vessels may be moored

- (1) Without the prior written authorisation of the local government, a person must not moor a vessel to the commercial jetty unless –
  - (a) the vessel is not a commercial vessel, and –
    - (i) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
    - (ii) the vessel is moored for no longer than 30 minutes; and
    - (iii) a period of more than 30 minutes has passed since the vessel last departed the jetty;
  - (b) the vessel is a commercial vessel other than a fishing vessel, and –
    - (i) the person has made payment of berthing fees imposed in accordance with clause 7.4;
    - (ii) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
    - (iii) the vessel is moored for not more than two hours; and
    - (iv) a period of more than one hour has passed since the vessel last departed the jetty.
  - (c) the vessel is a fishing vessel, and –
    - (i) the person has made payment of berthing fees imposed in accordance with clause 7.4;
    - (ii) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
    - (iii) the vessel is not moored between the hours of 6.00pm on one day and 6.00am on the next day;
    - (iv) the vessel is not moored for more than two hours; and
    - (v) a period of more than one hour has passed since the vessel last departed the jetty.
- (2) A person must not moor a vessel to the commercial jetty if the local government has suspended that person from mooring a vessel to the commercial jetty under clause 7.24(1)

## 7.4 Berthing fees

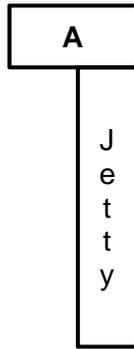
The local government may, in accordance with sections 6.16 to 6.19 of the Act, determine and impose fees for mooring at the commercial jetty.

## 7.5 Obstruction by vessels

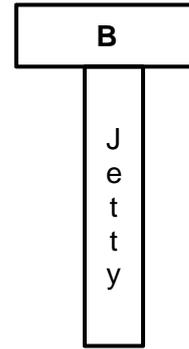
- (1) A person must not moor a vessel to the commercial jetty in such a manner as to obstruct a vessel approaching the commercial jetty and intending to moor to the jetty or a vessel which is departing from the commercial jetty.
- (2) Without limiting the effect of subclause (1), a vessel moored to the commercial jetty will be deemed to obstruct a vessel approaching the commercial jetty and intending to moor to the jetty or a vessel which is departing the commercial jetty if –
  - (a) when moored at the end of the commercial jetty, a portion of the vessel extends beyond the side of the jetty as shown by Vessels A – D in the diagrams below; or
  - (b) when moored to the side of the commercial jetty, a portion of the vessel extends beyond the end of the jetty as shown by Vessels E – H in the diagrams below.

26 SEPTEMBER 2018

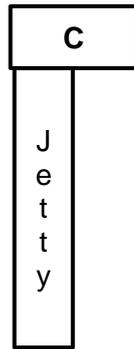
*Deemed obstruction  
by Vessel A to west  
side of jetty but not  
to east side of jetty*



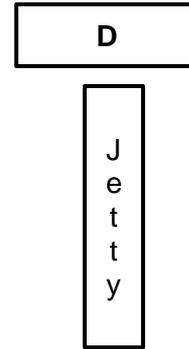
*Deemed obstruction  
by Vessel B to both  
sides of jetty*



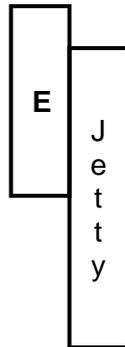
*Deemed obstruction  
by Vessel C to east  
side of jetty but not  
to west side of jetty*



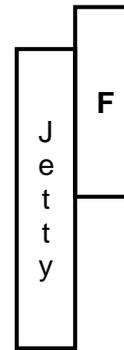
*Deemed obstruction  
by Vessel D to both  
sides of jetty*



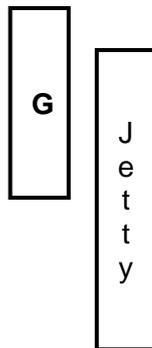
*Deemed obstruction  
by Vessel E to end  
of jetty but not to  
east side of jetty*



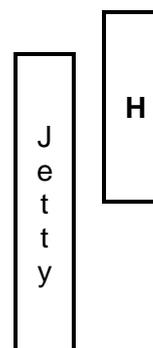
*Deemed obstruction  
by Vessel F to end  
of jetty but not to  
west side of jetty*



*Deemed obstruction  
by Vessel G to west  
side and end of jetty  
but not to east side  
of jetty*



*Deemed obstruction  
by Vessel H to east  
side and end of jetty  
but not to west side  
of jetty*



## 7.6 Vehicles on jetty

- (1) A person must not drive a vehicle of a gross vehicle mass exceeding ten tonnes on to the commercial jetty.

26 SEPTEMBER 2018

- (2) Only vehicles servicing vessels must be permitted on the commercial jetty immediately prior to and until completion of unloading and loading of vehicle with a maximum time of 30 minutes other than professional fishermen while loading or unloading.

### **7.7 Cargo**

- (1) A person in control of a vessel must not allow the vessel to be moored to the commercial jetty for the purpose of loading or discharging cargo or other goods –
- (a) until the cargo or other goods are ready to be loaded or discharged; and
  - (b) without the written authorisation of the Local Government –
    - (i) for longer than two hours; and
    - (ii) unless a period of more than one hour has passed since the vessel last departed the jetty.
- (2) A person in control of cargo or other goods intended for loading on to a boat must –
- (a) not allow the cargo to be stored or placed on the jetty unless and until the vessel is moored to the jetty; and
  - (b) load the cargo onto the boat as soon as practicable after the vessel is moored to the jetty.
- (3) Any person unloading cargo or other goods from a vessel on to the jetty must remove the cargo, or cause it to be removed from the jetty as soon as practicable.

### **7.8 Vessel moored is to be attended**

A vessel moored to the commercial jetty is to be attended at all times by a person licenced and authorised by the owner to operate the vessel.

## **Division 3 - Recreational jetty**

### **7.9 Use of recreational jetty**

Except with the prior written authorisation of the Local Government, use of the recreation jetty is limited to –

- (a) pleasure vessels;
- (b) launching and retrieving of vessels; or
- (c) a vessel in distress, and then only to effect the minimum repairs necessary to enable the boat to be moved elsewhere.

### **7.10 Vehicles on recreational jetty**

A person must not drive a vehicle on the recreational jetty.

## **Division 4 - Boat Ramp**

### **7.11 Obstruction**

The vehicle and boat trailer are permitted on the boat ramp for only such time as is required for the launching or retrieval of a vessel as quickly as practicable.

26 SEPTEMBER 2018

## **Division 5 - General**

### **7.12 Method of mooring vessel**

A person in control of a vessel must not moor the vessel to a jetty, or to any part of a jetty, except to such mooring piles, ring bolts or other fastenings as are provided.

### **7.13 No private fixtures**

- (1) A person must not affix any private fenders, structure or item to a jetty.
- (2) Where private fixtures have been attached, the Local Government may give notice requiring the removal of the private fixtures within a specified period.
- (3) Should the private fixtures not be removed within the required period, the local government may undertake the work and recover the cost as a debt.

### **7.14 Jetty may be closed**

When indicated by placement of appropriate warnings and relevant signage, unless the prior written authorisation of the Local Government has been obtained, a person must not moor, use or go on to any part of a jetty which is –

- (a) under construction or repair; or
- (b) closed.

### **7.15 Nuisance on jetties or beach access to jetties**

- (1) A person must not place any object, sign, cargo or item of any nature or behave in such a manner as to cause any obstruction or impede the free passage of other persons –
  - (a) on a jetty; or
  - (b) within 5 metres of the approach to the built infrastructure of a jetty.
- (2) A vehicle must not be parked in a manner that obstructs access to or from the jetty.

### **7.16 Authorised person may order removal of a vessel**

Notwithstanding anything to the contrary in this local law, a person must immediately remove a vessel moored to or standing alongside a jetty, upon being directed to do so by an authorised person.

### **7.17 Authorised person may direct removal of obstruction**

An authorised person may direct a person who, in the opinion of the authorised person is in charge of cargo or other goods, or item which remains on a jetty contrary to any provision of this Part or creates an obstruction in any way, to remove the goods or items from the jetty.

### **7.18 Bicycles on jetties**

A person must not ride or have a bicycle on a jetty.

### **7.19 Rubbish from jetty**

- (1) A person must not throw or cause to be thrown any glass, stone or other missile, or any filth, dirt, rubbish or other matter of a similar nature from a jetty.
- (2) A person must not deposit any commercial rubbish from charter boats or offal into any rubbish bin located on a jetty.

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26 SEPTEMBER 2018

**7.20 Liquor on boats**

A person must not sell alcoholic beverages from a boat while moored to, or alongside a jetty.

**7.21 Fishing from jetty**

Fishing from a jetty is prohibited.

**7.22 Swimming from a jetty**

Swimming, including diving, jumping and the like, from, under or within 5 metres of a jetty or vessel moored to the jetty, is prohibited.

**7.23 Explosives on jetties**

Except with the prior written authorisation of the Local Government, a person must not land, place or handle on a jetty any explosives as defined in regulation 8 of the *Dangerous Goods Safety (Explosives) Regulations 2007*.

**7.24 Penalties**

- (1) The local government may by notice in writing suspend a person from mooring a vessel to the commercial jetty where the person has been convicted, or has paid the modified penalty, within the last 12 months in respect of 2 or more offences under Part 7 of this local law.
- (2) The local government may by notice in writing cancel the suspension referred to in subclause (1) once a person has been convicted, or has paid the modified penalty, for only one offence under Part 7 of the local law within the last 12 months

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Submitter	Submitter Comment	Officer Comment
<p>Mr Greg Ridgley Perfect Nature Cruises / Monkey Mia Yacht Charters Pty Ltd PO Box 46 Denham WA 6537</p>	<p>I am happy with the current Local Law of the Monkey Mia Jetty with the exception of the following:</p> <ol style="list-style-type: none"> <li>1. Refuelling some people drain through a valve the fuel into their boats, this can take some time if the tide is high and the fuel does not flow fast. I propose that we allow 45 minutes for refuelling when the fuel is running through a valve to the boat, with no mechanical assistance.</li> <li>2. Also if conditions result in a vessel having to use the end of the jetty to load or unload that it can do so in the quickest possible time. This could come about when conditions are not favourable for one side of the jetty, a vessel is already berthed on the other, In some cases we arrive at the jetty and cannot get on a side so we berth on the end unload then go straight to the mooring.</li> </ol>	<p>1. clause 7.6(2) allows for a maximum time of 30 minutes for service vehicles other than professional fishermen while loading or unloading. Consideration could be given to increasing this time frame</p> <p>2. This could be a variation to the local law as a drop off and pick up section at the end of the jetty only and/or reduced time frame i.e. 15 minutes, while maintaining the obstruction provisions at clause 7.5(2). This proposal Would also require cooperation between vessel operators in the event that a vessel approaching or departing the jetty would be deemed to be obstructed by the vessel on the end of the jetty..</p>
<p>Mr Harvey Raven Monkey Mia Wildsights Raven Multihulls Pty Ltd PO Box 22 Denham WA 6537</p>	<ol style="list-style-type: none"> <li>1. Clause 7.3 the word “deem” to be deleted from all Clauses/Subclauses and be replace with the word “considered”.</li> <li>2. Clause 7.3(1)( c)(iii) To be deleted</li> <li>3. Clause 7.3(2) Clarify or delete: “No other activity on the vessel is permitted during this time”</li> </ol>	<p>1. Deemed has legal standing, considered would create ambiguity and uncertainty as to whom considered the matter and by what standard the vessel was considered to be obstructing</p> <p>2. clause is for fishing vessels only and restricts overnight mooring</p> <p>3. agree clause 7.3(2) is unenforceable with the current wording as soon as practicable as it is open to interpretation. The two hour time limit in other clauses would suffice</p>

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

	<p>4. Clause 7.5 Delete entirely and replace with:</p> <p>i. A vessel berthed as per the following diagrams (insert existing 7.5.2 Local Laws diagrams here) shall for the purposes of the Local Law be considered to be an obstruction to any other vessel requiring to berth at, or depart from the jetty.</p> <p>ii. Upon being asked to move by a vessel requiring to berth at, or depart from the jetty, an obstructing vessel shall move so that it is not obstructing as defined in the diagrams in Clause 1.</p> <p>iii. If a vessel intending to berth or depart does not request the obstructing vessel to move then the obstructing vessel will no longer be considered to be an obstruction to the vessel intending to berth or depart and there shall be no breach of the Local Law.</p> <p>iv. Upon the vessel that made the request for access having berthed or departed, the vessel which moved as requested is permitted to return to its original “obstructing” position subject to Clause 2.</p> <p>v. Although the permitted time period of 2 hours stipulated in Clause 7.3(b)(iii) has not elapsed since it berthed, a serviceable vessel that is not obstructing and not loading/unloading, shall, when requested, provide access to another vessel that has advised it would experience difficulty in safely using the jetty unless it gained access to the part of the jetty currently being occupied by the vessel not loading or unloading.</p> <p>vi. A vessel that fails to move when requested shall be in breach of the Local Law</p>	<p>4.</p> <p>i. 7.5(1) a catch all clause (obstruction provision) should be retained and make the ‘deemed obstruction’ provisions in addition to this requirement by inserting the words “without limiting the effect of subclause (1)” at the start of clause 7.5(2). The reason for retaining the catch all obstruction provision is to ensure that an obstruction which is not a deemed obstruction is still caught. Consistent with the councils proposed clause 7.5(2)</p> <p>ii. creates uncertainty as to what is obstruction and would create difficulty with enforcement as it is reliant upon an operators ascendance to a request.</p> <p>iii. conflicts with proposed clause I and creates ambiguity and uncertainty as to what is deemed obstruction</p> <p>iv. noted may conflict with existing clauses contained with section 7.3 regarding interpretation of departure from the jetty. If no vessel is approaching or departing there is no deemed obstruction</p> <p>v. further limitation on berthing time periods could alleviate this issue. this would require the creation of another offence that would need to be further clarified and would be difficult to enforce given the reliance on evidence of one operator against the other and sufficient evidence in regard to the safety concerns.</p> <p>vi. conflicts with deemed obstruction clauses in part 7.5(2) and would be difficult to enforce given the reliance on evidence of one vessel operator against the other.</p>
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MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

	<p>5. Clause 7.24(2) Clarify the meaning, or delete.</p>	<p>Consideration could be given to introduction of a failure to move when requested clause, if a vessel is moored in a manner deemed to be obstruction in accordance with clause 7.5(2) or vessel in distress.</p> <p>5.this clause allows for one offence every 12 months without possible suspension, deletion would provide for harsher penalties. Could be clarified to refer to either a calendar year or financial year i.e. the council may by notice in writing suspend a person from mooring a vessel to the commercial jetty where the person has been convicted or paid the modified penalty for two or more offences in a calendar(or financial ) year.</p> <p>The council could also consider deleting the clause and rely on clause 7.3 in regard to authorisation to use of the jetty.</p>
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New Submitter	Submitter Comment	Officer Comment
<p>Mr James Hewitt General Manager Strategy &amp; Development RAC Parks &amp; Resorts 832 Wellington Street WEST PERTH WA 6005</p>	<ul style="list-style-type: none"> <li>• No boats to have access to the western side of the jetty during morning dolphin interaction times.</li> <li>• Tour boats to have access to jetty ½ hour prior to scheduled wildlife /boat tours (This is for loading of the tour guests and time for their safety briefs).</li> <li>• Tour boats to operate at different times to allow for the above procedure. Boats then return to their moorings after they return from tours and the unloading of guests.</li> <li>• Servicing (Refuelling, stocking, repairs/maintenance) should be conducted in the afternoons to avoid the dolphin interaction experience and reduce risk to the dolphin particularly refuelling.</li> <li>• No Touting/soliciting on the jetty or beach area in front of jetty</li> <li>• Boats to be cleaned at their moorings.</li> <li>• Dolphin viewing to be encouraged from jetty</li> </ul>	<ul style="list-style-type: none"> <li>• Noted restricts commercial utilisation of the jetty. Would need to be defined by time restrictions ie 7am – 111 am as specific dolphin feed times can vary.</li> <li>• Could be considered sufficient time for loading and unloading of passengers for tours. Tour times would have to be clearly scheduled and enforced to regulate with a local law. Could consider reducing allowable time on the jetty.</li> <li>• The shire does not control tour boat times and would need to incorporate into a local law separate access times for authorised vessels may be problematic to implement given the impost on commercial activity,</li> </ul>

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

	<ul style="list-style-type: none"> <li>• Consideration be given to not stirring the mud during low tides and affected the dolphin interaction experience.</li> </ul>	<p>could raise issues regarding optimum times for conducting cruises .</p> <ul style="list-style-type: none"> <li>• Could be incorporated into local laws by consideration of variation to time frames from am to pm ie shorter periods in the morning longer in the afternoon, similar to clearways for traffic.</li> <li>• No Touting/soliciting on the jetty or beach area in front of jetty</li> <li>• Boats to be cleaned at their moorings.</li> <li>• Council has set aside an area for dolphin viewing from the jetty.ty</li> </ul> <p>Would need to be a restriction in local laws on access to/from jetty during dolphin feed times.</p>
<p>Mr Mark Smith Brockman Street Denham WA 6537</p>	<ol style="list-style-type: none"> <li>1. Remove the 6am to 6pm to allow for the unloading of fresh produce to meet market time frames and allow truck and couriers to pick up goods. Also to reduce the possible damage to fish during the heat of summer.</li> <li>2. Consider lighting the end of the Jetty. Maybe worth looking into Maritime Requirement for unmarked objects and collision regulation. Solar would be a good option.</li> <li>3. Introduce a Code of Conduct or a new section to the section 7.5 that allows vessel capable of entering and exiting the jetty when another vessel is deemed to be obstructing without the obstructing vessel being fined.</li> </ol>	<ol style="list-style-type: none"> <li>1. Could be considered for removal, however applicable only to produce and presents possible conflict with adjacent tourism operation.</li> <li>2. Not part of local laws and could be considered as part of budget process. There is no requirement under the Jetty Licence for the structure to be lit at night. I am also not aware of any specific legislation administered by Coastal Infrastructure that would require the Shire of Shark Bay to light the Monkey Mia Jetty during the hours of darkness, notwithstanding there may be good reason to do so for both safe navigation and public safety reasons.</li> <li>3. A code of conduct to be enforceable would have to be part of the local law, any voluntary code of conduct would rely on the individuals operators to comply and could be open to interpretation.</li> </ol>

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

	<p>4. 7.7 (3) allows the unloading of cargo beyond the 2 hour docking. Can it be worded differently to show this.</p>	<p>Proposed new section conflicts with draft section 7.5 .</p> <p>4. Agreed clause 7.3 allows when a vessel may be moored, but does not refer to cargo. Clause 7.7 could be amended to remove the restrictions imposed under clause 7.3.ie two hour limit</p> <p>However the wording as soon as practicable is subjective and could extend well beyond the two hour limit imposed by clause 7.3 and 7.7(1)(b)(ii)</p> <p>The interpretation of cargo does not include passengers.</p>
	<p>1. 7.6(2) vehicles on jetty request to extend the time limit from the maximum of 30 minutes while servicing vessels.</p> <p>2.clause 7.8 vessel moored is to be attended request to review this clause The two hour limit allowed for mooring creates an issue in maintaining attendance on the vessel</p>	<p>1. an extension to the time frame could be considered to allow for vehicles servicing vessels to remain on the jetty for longer than 30 minutes.</p> <p>2. a reduction of the mooring time limit may alleviate this issue. The clause could also be amended to be attended if the vessel is moored in a manner that is deemed obstruction (clause 7.5(2)).</p> <p>There may also be an issue with the requirement to attend the vessel and the proposal to introduce a failure to move clause, specifically the requirement in contacting the licensed and authorised operator of the vessel if the communications were located on the vessel and could expose operators to claims of failure to move due to lack of contact.</p>

MINUTES OF THE ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**From:** [gregridg@westnet.com.au](mailto:gregridg@westnet.com.au) <[gregridg@westnet.com.au](mailto:gregridg@westnet.com.au)>  
**Sent:** Thursday, 10 May 2018 11:30 AM  
**To:** Paul Anderson <[paul@sharkbay.wa.gov.au](mailto:paul@sharkbay.wa.gov.au)>  
**Subject:** jetty by law

Hi Paul

I am happy with the currant by law of the Monkey Mia Jetty.

There is a couple of things that could be done.

Refuelling some people drain through a valve the fuel into their boats, this can take some time if the tide is high and the fuel does not flow fast.

I prepose that we allow 45 minutes for refuelling when the fuel is running through a valve to the boat, with no mechanical assistance.

Also if conditions result in a vessel having to use the end of the jetty to load or unload that it can do so in the quickest possible time.

This could come about when conditions are not favourable for one side of the jetty, a vessel is already berthed on the other,

In some cases we arrive at the jetty and cannot get on a side so we berth on the end unload then go straight to the mooring.

Regards

Greg



Monkey Mia Yacht Charters Pty Ltd , PO Box 46, Denham WA 6537

**Local:** 1800 030 427 **International:** +61 (8) 9948 1446 **Email:**

[info@perfectnaturecruises.com.au](mailto:info@perfectnaturecruises.com.au)

[www.perfectnaturecruises.com.au](http://www.perfectnaturecruises.com.au)



26 SEPTEMBER 2018

**RECEIVED**

11 MAY 2018

SHIRE OF SHARK BAY



**MONKEY MIA  
WILDSIGHTS**

Cruises, Tours, Walks, Talks, Limo & Stars

10th May 2018.

Mr. Paul Anderson,  
CEO,  
Shark Bay Shire Council,  
Knight Terrace,  
Denham. WA 6537

**Monkey Mia Jetty proposed amendments to the Local Law**

Previous disagreement between Jetty users regarding access to the jetty resulted in Local Laws being rewritten to define Jetty access rules. **Since the introduction of the current local laws, over 2 years ago, there has been no conflict between the users with regard to jetty access because of the jetty users interpretation of the Local Laws.** The only issue that has arisen was not as a result of a complaint by any user, but by the Shire administration's effort to prosecute alleged breaches that all of the users agreed were non-existent.

The users' interpretation was subsequently tested in the local Magistrate's Court and found to have merit, in that the Shire's prosecution of our Company for the deemed Local Law breaches alleged by the Shire failed and we were acquitted.

After 2 years, it shows that the users' interpretation is working and has enabled harmonious and safe usage. It therefore doesn't warrant change, in fact the opposite is the case, it should be supported. The users' interpretation, previously advised to the Shire, is repeated here:

- Unless there is signage to the contrary, a boat may moor to the jetty wherever it wants whenever no other vessel is tied to the jetty.
- The by-laws provide diagrams of situations in which a vessel is considered to obstruct another vessel's access to the jetty.
- If requested by a vessel intending to use the jetty, a vessel tied to the jetty, and potentially obstructing the other vessel's access as described in the diagrams, shall move so as to no longer create an obstruction to the section of the jetty where access is requested.
- A vessel potentially obstructing shall not be considered to be obstructing unless it is asked to move and fails to do so.

The Shire's proposed amendments to the current local laws for the jetty are that if a vessel remains tied to the jetty in such a manner as is **deemed** to be obstructing and although not



2000 British Airways  
"Tourism for Tomorrow"  
Awards (UK):  
Highly Commended -  
Australia Special Award

2001 Responsible  
Tourism Showcase (USA):  
Honoured for Australia  
FACET Golden Guide Award  
Finalist 2006

Western Australia  
Tourism Awards -  
Ecotourism:  
Silver Medallist 2006  
Finalist 2001 Finalist 2000



26 SEPTEMBER 2018

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asked to move, it will be obstructing, even if the approaching vessel has previously instructed the “obstructing” vessel that it does not require the vessel to move (which was the crux of the Shire’s aforementioned prosecution).

This situation is made possible through the device of “deeming”, which, in legalese, creates a “legal fiction” or “false truth”. Effectively it is an untruth. Because of this devious “false truth” a person can be prosecuted for having done something they, in the real world, actually didn’t do. That is they can be prosecuted by the Shire for a “deemed obstruction” when in fact no fellow jetty user considered an actual obstruction to exist (as happened to us).

To avoid prosecution of a “deemed” obstruction will impose the unnecessary inconvenience of having to needlessly move vessels that are, in the real world, actually not obstructing, but by moving may create an actual and greater obstruction in the position to where moved.

It is doubted that the present jetty users understand the ramifications of the use of the word “deem” in the Local Law. The proposed Local Law with its “false truth” would be completely misunderstood by any lay person using the jetty. A visiting boat will be a sitting duck. One should not need a lawyer to interpret the Local Law or be sent to the Court for arbitration/definition of the Local Law.

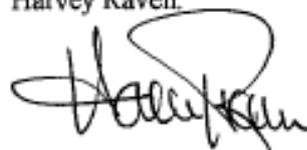
It is disappointing, that having taken the matter to court and having had a discussion with the CEO that the stakeholders be consulted before amending the Local Laws, that no consultation was done and, if alterations are to be made to the proposed Local Laws, that once again the Shire faces unnecessary procedure and expense. Especially since there are no grounds for introducing the deeming precedent, which will add unnecessary complication for jetty users.

The Local Law must speak clearly to everyone that reads it. It should say what is truthful and factual. Laws should be just, appropriate and equitable. It is neither just, appropriate nor equitable to apply the law, simply for the sake of being able to, when there has been no wrongdoing done to any person, except for the contravening of a law, which then permits the injustice of penalty to occur.

The purpose of the Local Law should be to acknowledge and confirm in plain, simple, everyday language, the basic maritime courtesy, that a vessel shall move, if asked by another vessel to provide reasonable access to, or egress from the jetty.

The following submission is intended to ensure that the Local Law contains no deeming provision and that it clearly states in simple terms the jetty users’ interpretation of the Local Laws presently in force. It is submitted in substitution of the relevant proposed Local Laws.

Thank you in advance for a positive response. Harvey Raven.



26 SEPTEMBER 2018

**From:** James Hewitt <[James.Hewitt@rac.com.au](mailto:James.Hewitt@rac.com.au)>  
**Sent:** Thursday, 30 August 2018 11:57 AM  
**To:** Paul Anderson <[paul@sharkbay.wa.gov.au](mailto:paul@sharkbay.wa.gov.au)>  
**Cc:** RAC Monkey Mia. Dolphin Resort <[manager@racmonkeymia.com.au](mailto:manager@racmonkeymia.com.au)>; Dean Massie <[Dean.Massie@rac.com.au](mailto:Dean.Massie@rac.com.au)>  
**Subject:** RE: Monkey Mia

Hi Paul

Further to your invitation to the workshop on the jetty local laws, RAC Parks & Resorts position on this matter relates to the visitor experience of the dolphin interaction. Protecting and enhancing this is the key outcome we would like to see achieved in the use of the jetty. Whilst it is not our role to determine the specific controls on the jetty, we believe the following points would assist in achieving this outcome without unduly compromising other activities the jetty services.

- No boats to have access to the western side of the jetty during morning dolphin interaction times.
- Tour boats to have access to jetty ½ hour prior to scheduled wildlife /boat tours ( This is for loading of the tour guests and time for their safety briefs).
- Tour boats to operate at different times to allow for the above procedure. Boats then return to their moorings after they return from tours and the unloading of guests.
- Servicing (Refuelling, stocking, repairs/maintenance) should be conducted in the afternoons to avoid the dolphin interaction experience and reduce risk to the dolphin particularly refuelling.
- No Touting/soliciting on the jetty or beach area in front of jetty
- Boats to be cleaned at their moorings.
- Dolphin viewing to be encouraged from jetty
- Consideration be given to not stirring the mud during low tides and affected the dolphin interaction experience.

Regards  
James



**James Hewitt**

General Manager Strategy & Development  
RAC Parks & Resorts

Royal Automobile Club of WA (Inc.)  
832 Wellington Street, West Perth, WA 6005  
T 08 9436 4765 M 0403 125 137  
E [james.hewitt@rac.com.au](mailto:james.hewitt@rac.com.au)

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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**From:** Mark Smith <[mark\\_smith\\_690@outlook.com](mailto:mark_smith_690@outlook.com)>  
**Sent:** Friday, 31 August 2018 10:10 AM  
**To:** Paul Anderson <[paul@sharkbay.wa.gov.au](mailto:paul@sharkbay.wa.gov.au)>  
**Subject:** Stakeholders Workshop Mark Smith 30 Aug 18

Hi Paul,

Thanks for last night's workshop, great to get a better understand of the commercial jetty use and laws.

Listed the items below as discussed and request, please let me know if I've missed anything.

1. Remove the 6am to 6pm to allow for the unload of fresh produce to meet market time frames and allow truck and couriers to pick up goods. Also to reduce the possible damage to fish during the heat of summer.
2. Consider lighting the end of the Jetty. Maybe worth looking into Maritime Requirement for unmarked objects and collusion regulation. Solar would be a good option.
3. Introduce a Code of Conduct or a new section to the section 7.5 that allows vessel capable of entering and exiting the jetty when another vessel is deemed to be obstructing without the obstructing vessel being fined.
4. 7.7 (3) allows the unloading of cargo beyond the 2 hour docking. Can it be worded differently to show this.

Cheers Mark Smith

26 SEPTEMBER 2018

**12.0 FINANCE REPORT**

**12.1 SCHEDULE OF ACCOUNTS PAID TO BE RECEIVED**  
CM00017

Author

Finance Officer / Accounts Payable

Disclosure of any Interest:

Nil

Moved            Cr Fenny  
Seconded       Cr Capewell

**Council Resolution**

**That the cheques and electronic payments as per the attached schedules of accounts for payment totalling \$567,705.60 be accepted.**

**7/0 CARRIED**

Comment

The schedules of accounts for payment covering -  
Municipal fund credit card direct debits for the month of August 2018 totalling \$6,703.67

Municipal fund account cheque number 26889 totalling \$9,265.15

Municipal fund direct debits to Council for the month of August 2018 totalling \$21,935.00

Municipal fund account electronic payment numbers MUNI 23719 to 23737, 23769 to 23850, 23852 to 23855 and 23859 to 23860 totalling \$318,313.91

Municipal fund account for August 2018 payroll totalling \$129,269.47

No Trust fund account cheque numbers were issued for August 2018

Trust fund Police Licensing for August 2018 transaction number 181902 totalling \$30,508.70 and

Trust fund account electronic payment numbers 23856 to 23858, 23861 and 23891 to 23919 totalling \$51,709.70

The schedule of accounts submitted to each member of Council on 21 September 2018 has been checked and are fully supported by vouchers and invoices. All vouchers and invoices have been duly certified as to the receipt of goods and services and the cost of goods and services received.

LEGAL IMPLICATIONS

Section 13.3 of the Local Government (Financial Management) Regulations 1996, requires that a list of payments be presented to Council on a monthly basis.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The payments listed have been disbursed throughout the month.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

These payments have been paid and are subject to internal checks and appraisals and therefore are considered a low risk to Council.

Voting Requirements

Simple Majority Required

Signature

Author

*A Pears*

Chief Executive Officer

*P Anderson*

Date of Report

18 September 2018

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**SHIRE OF SHARK BAY – CREDIT CARD PERIOD  
AUGUST 2018**

**CREDIT CARD TOTAL \$6,703.67**

**CEO**

DATE	NAME	DESCRIPTION	AMOUNT
30-July-18	Swan Taxis	Taxifare Airport to City Hotel – WALGA Conference	\$45.99
30-July-18	Hilton Parmelia Perth	Accommodation cancellation – C.Cowell – WALGA Conference PO 7646	\$295.00
31-July-18	Swan Taxis	Taxifare WALGA Conference	\$13.34
31-July-18	Swan Taxis	Taxifare WALGA Conference	\$6.93
31-July-18	Taxi Epay Australia	Taxifare WALGA Conference	\$24.47
3-August-18	Hilton Parmelia Perth	Accommodation E.Fenny – WALGA Conference PO 7646	\$905.38
3-August-18	Hilton Parmelia Perth	Accommodation and Meals P.Anderson – WALGA Conference PO 7646	\$1,440.29
3-August-18	Hudsons Coffee	Refreshments Councillors WALGA Conference	\$32.00
3-August-18	Ingogo	Taxifare City to Airport WALGA Conference	\$43.68
4-August-18	Hilton Parmelia Perth	Accommodation and meals J.Burton WALGA Conference PO 7646	\$1,224.09

**\$4,031.17**

**EMCD**

DATE	NAME	DESCRIPTION	AMOUNT
17-July-18	Winc Australia	SB Rendezvous Festival Stationery	\$47.40
17-July-18	Facebook	SB Rendezvous Festival promotion on Facebook	\$23.99
17-July-18		Foreign Transaction Fee for FB Promotion	\$0.71
17-July-18	Seton	Safety Vests for SB Rendezvous Festival	\$75.90
24-July-18	Bronson Safety	Cable protector and wand for SB Rendezvous Festival	\$331.56
30-July-18	Slimline Warehouse	Lockable box for donations – SBDC PO 7722	\$16.30
30-July-18	Paypal Ebay	GST on Styled Life purchases	45.39
30-July-18	Paypal Styled Life	SB Rendezvous Festival materials Brick Wall Curtain PO 7722	\$453.83
31-July-18	Slimline Warehouse	Postage for goods	\$35.05
31-July-18	REX	Airfare for E.Craig Tourism Conference PO 7717	\$410.78
1-August-18	Hotel IBIS Perth	Accommodation for E.Craig Tourism Conference PO 7718	\$296.00
8-August-18	Paypal Campingcent	Gazebo Marquee x 3 for SB Rendezvous Festival PO 7745	\$359.90
8-August-18	Paypal Xindaptyltd	French Berets for SB Rendezvous Festival	\$79.50
14-August-18	Camping Central Aus	Postage for Gazebo	\$80.00

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**\$2,256.31**

**EMFA**

<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
19-July-18	Adobe Photo Shop	Software for CDO Computer – PO 7688	\$343.07
19-July-18		Foreign Transaction Fee for Adobe	\$10.12
3-August-18	Shark Bay Bakery	Morning Tea – sendoff F.Bettesworth – PO 7738	\$63.00
			<b>\$416.19</b>

**SHIRE OF SHARK BAY – MUNI CHQ  
AUGUST 2018**

**CHEQUE # 26889**

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
26889	14/08/2018	WATER CORPORATION - OSBORNE PARK	WATER CHARGES	-9265.15
<b>TOTAL</b>				<b>\$9,265.15</b>

**SHIRE OF SHARK BAY – DIRECT DEBITS  
AUGUST 2018**

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
DD14561.1	05/08/2018	WA LOCAL GOV SUPERANNUATION PLAN PTY LTD	Payroll deductions	-3455.38
DD14561.2	05/08/2018	WESTPAC SECURITIES ADMINISTRATION LTD	Superannuation contributions	-208.08
DD14561.3	05/08/2018	MACQUARIE SUPER ACCUMULATOR	Payroll deductions	-422.66
DD14561.4	05/08/2018	PRIME SUPERANNUATION	Superannuation contributions	-248.69
DD14561.5	05/08/2018	AMP SUPERANNUATION	Payroll deductions	-415.01

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CHQ/EFT	DATE	NAME		DESCRIPTION	AMOUNT
DD14561.6	05/08/2018	AUSTRALIAN SUPERANNUATION	ETHICAL	Payroll deductions	-394.27
DD14561.7	05/08/2018	CBUS SUPER		Superannuation contributions	-208.09
DD14561.8	05/08/2018	SUN SUPERANNUATION		Payroll deductions	-373.46
DD14561.9	05/08/2018	REST		Superannuation contributions	-315.03
DD14572.1	19/08/2018	WA LOCAL GOV SUPERANNUATION PLAN		Payroll deductions	-3652.47
DD14572.2	19/08/2018	MACQUARIE SUPER ACCUMULATOR		Payroll deductions	-422.65
DD14572.3	19/08/2018	PRIME SUPERANNUATION		Superannuation contributions	-248.68
DD14572.4	19/08/2018	AMP SUPERANNUATION		Payroll deductions	-415.01
DD14572.5	19/08/2018	AUSTRALIAN SUPERANNUATION	ETHICAL	Payroll deductions	-394.27
DD14572.6	19/08/2018	CBUS SUPER		Superannuation contributions	-208.08
DD14572.7	19/08/2018	SUN SUPERANNUATION		Payroll deductions	-373.46
DD14572.8	19/08/2018	REST		Superannuation contributions	-42.32
DD14572.9	19/08/2018	MTAA SUPERANNUATION		Payroll deductions	-380.38
DD14561.10	05/08/2018	MERCER SUPER TRUST		Superannuation contributions	-768.32
DD14561.11	05/08/2018	MTAA SUPERANNUATION		Superannuation contributions	-380.38
DD14561.12	05/08/2018	BT SUPER FOR LIFE		Superannuation contributions	-1116.69
DD14561.13	05/08/2018	HOSTPLUS PTY LTD		Superannuation contributions	-1024.34
DD14561.14	05/08/2018	AUSTRALIAN SUPER		Superannuation contributions	-1314.11
DD14561.15	05/08/2018	GUILD SUPER		Superannuation contributions	-219.37
DD14561.16	05/08/2018	AMP SUPERLEADER		Superannuation contributions	-160.21
DD14561.17	05/08/2018	ESSENTIAL SUPER		Superannuation contributions	-277.92
DD14572.10	19/08/2018	BT SUPER FOR LIFE		Superannuation contributions	-1140.43
DD14572.11	19/08/2018	HOSTPLUS PTY LTD		Superannuation contributions	-1014.12
DD14572.12	19/08/2018	AUSTRALIAN SUPER		Superannuation contributions	-1349.07
DD14572.13	19/08/2018	GUILD SUPER		Superannuation contributions	-219.37
DD14572.14	19/08/2018	AMP SUPERLEADER		Superannuation contributions	-150.43
DD14572.15	19/08/2018	ESSENTIAL SUPER		Superannuation contributions	-414.17
DD14572.16	19/08/2018	WESTPAC SECURITIES ADMINISTRATION		Superannuation contributions	-208.08
<b>TOTAL</b>					<b>\$21,935.00</b>

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**SHIRE OF SHARK BAY – MUNI EFT  
AUGUST 2018  
EFT 23719-23737, 23769-23850, 23852-23855, 23859-23860**

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT23719	01/08/2018	REBECCA STANLEY	REIMBURSEMENT TOILET CISTERN - 80 DURLACHER ST	-77.00
EFT23720	01/08/2018	ATC MIDWEST APPRENTICE & TRAINEESHIP	TRAINEE WAGES - THOMAS MORONEY - WEEK BEGINNING 23 JUL 18	-112.73
EFT23721	01/08/2018	AUSTRALIAN WILDFLOWER SEEDS	SBDC MERCHANDISE	-318.00
EFT23722	01/08/2018	BLACKBOX CONTROL PTY LTD	12 X MONTHLY TRACKING FEE FOR GPS TRACKING UNIT IN RANGER VEHICLE	-396.00
EFT23723	01/08/2018	BATTERY MART	BATTERIES FOR LITTLE LAGOON BBQS	-283.80
EFT23724	01/08/2018	CONTROLLED IRRIGATION SUPPLIES AUSTRALIA	CLAMPS FOR PARKS AND GARDENS	-140.00
EFT23725	01/08/2018	ELGAS LIMITED	GAS BOTTLE FOR REFUSE SITE	-171.00
EFT23726	01/08/2018	TOLL IPEC PTY LTD	FREIGHT - PROFESSIONAL PC SUPPORT	-11.15
EFT23727	01/08/2018	INSTANT WEIGHING	P147 AND P163 TEST AND RECALIBRATE	-3025.00
EFT23728	01/08/2018	J & T FREIGHT	FREIGHT - ARTEIL	-278.70
EFT23729	01/08/2018	JOMAC SANDALWOOD	SBDC MERCHANDISE	-174.00
EFT23730	01/08/2018	LAVIDA TRADING	SBDC MERCHANDISE	-3393.50
EFT23731	01/08/2018	MISS BOLD DESIGN	SBDC MERCHANDISE	-575.25
EFT23732	01/08/2018	MIDWEST FIRE PROTECTION SERVICE	QUARTERLY SERVICE FIRE ALARM SYSTEM SBDC	-1065.24
EFT23733	01/08/2018	SHARK BAY CLEANING SERVICE	UNIT 6/34 HUGHES ST CLEAN 1/7/17 TO 11/6/18	-3787.85
EFT23734	01/08/2018	SCIENCE AND NATURE PTY LTD	SBDC MERCHANDISE	-775.48
EFT23735	01/08/2018	STATROLLS (SCRIBAL GROUP P/L)	SBDC STATIONERY	-192.50
EFT23736	01/08/2018	TOURISM COUNCIL	TOURISM COUNCIL WA ANNUAL CONFERENCE – EMMA CRAIG	-425.00
EFT23737	01/08/2018	TOWN PLANNING INNOVATIONS	SCHEME REVIEW JULY 2018	-14973.77
EFT23769	03/08/2018	AIR LIQUIDE	RENTAL OF CYLINDERS	-68.90
EFT23770	03/08/2018	BUNNINGS BUILDING SUPPLIES PTY LTD	WORKSHOP CONSUMABLES	-154.27
EFT23771	03/08/2018	BATAVIA MARINE & INDUSTRIAL	MAINTENANCE FOR PENSIONER UNITS & GALLA	-473.00

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT23772	03/08/2018	BLACKWOODS ATKINS	WORKSHOP CONSUMABLES	-499.01
EFT23773	03/08/2018	CONPLANT AUSTRALIA	PP124 SPRAYPAK	-72.60
EFT23774	03/08/2018	HITACHI CONSTRUCTION MACHINERY (AUST) PTY LTD	P156 FILTER SERVICE KIT	-978.16
EFT23775	03/08/2018	MCKELL FAMILY TRUST	MONTHLY-RUBBISH COLLECTION AND STREET SWEEPING	-11367.28
EFT23776	03/08/2018	WA RANGERS ASSOCIATION INC	RANGER UNIFORM	-53.35
EFT23777	03/08/2018	WELLARD CONTRACTING & PLANT HIRE SERVICE	EAGLE BLUFF ROAD SEMI SIDETIPPER HIRE	-4807.00
EFT23778	10/08/2018	STATE LIBRARY OF WA	DELIVERY OF BETTER BEGINNINGS PROGRAM 2018/19	-66.00
EFT23779	10/08/2018	REBECCA STANLEY	REIMBURSEMENT - RENDEZVOUS FESTIVAL	-42.00
EFT23781	10/08/2018	ATC MIDWEST APPRENTICE & TRAINEESHIP	TRAINEE THOMAS MORONEY WEEK BEGINNING 30 JUL 18	-112.73
EFT23782	10/08/2018	BOOLBARDIE COUNTRY CLUB	SHARK BAY RENDEZVOUS FESTIVAL GRANT	-4870.00
EFT23783	10/08/2018	BOOEASY AUSTRALIA PTY LTD	BOOKINGS COMMISSION JULY 2018	-1260.14
EFT23784	10/08/2018	BRIAN JOHN GALVIN	SALARY SACRIFICE REIMBURSEMENT - ELECTRICITY	-384.36
EFT23785	10/08/2018	BRIDGESTONE SERVICE CENTRE	TYRES FOR P171	-690.00
EFT23786	10/08/2018	DAVRIC AUSTRALIA PTY LTD	SBDC MERCHANDISE	-417.78
EFT23787	10/08/2018	CDH ELECTRICAL	INSURANCE CLAIM - REPLACEMENT OF 5KW INVERTER - 5 SPAVERN WAY	-3109.82
EFT23788	10/08/2018	REFUEL AUSTRALIA (formerly GERALDTON FUEL COMPANY)	DIESEL FUEL JULY 2018	-11632.52
EFT23789	10/08/2018	ATOM-GERALDTON INDUSTRIAL SUPPLIES	WORKSHOP CONSUMABLES	-20.43
EFT23790	10/08/2018	GERALDTON MOWER & REPAIRS SPECIALISTS	PP076 CARBY AND GASKET KIT	-162.60
EFT23791	10/08/2018	GREAT NORTHERN RURAL SERVICES	ROUNDUP FOR TOWN STREETS	-174.90
EFT23792	10/08/2018	HOSE MANIA	P151, P155, P146 & P174 ADAPTERS AND COUPLINGS	-595.11
EFT23793	10/08/2018	KICK SOLUTIONS	PVC BANNERS SB RENDEZVOUS FESTIVAL	-1511.00
EFT23794	10/08/2018	LINDA BUTTERLY	REIMBURSEMENT WATER – SB RENDEZVOUS FESTIVAL	-18.00
EFT23795	10/08/2018	LANDGATE (WA LAND INFORMATION AUTHORITY)	GROSS RENTAL VALUATIONS	-104.50

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT23796	10/08/2018	LOCAL GOVERNMENT	2018-19 MEMBERSHIP	-531.00
EFT23797	10/08/2018	PROFESSIONALS AUSTRALIA WA THE SECRETARY LOCAL HEALTH	ANALYTICAL SERVICES 2018-2019	-392.70
EFT23798	10/08/2018	AUTH ANALYTICAL COMM MCLEODS BARRISTERS AND	LEGAL COSTS - LOT 3 NORTH COASTAL HIGHWAY	-3462.74
EFT23799	10/08/2018	SOLICITORS DENHAM NATURETIME - 4WD	SBDC MERCHANDISE	-280.00
EFT23800	10/08/2018	TOURS/PHOTOGRAPHY TOURS PAUL GREGORY ANDERSON	REIMBURSEMENT FOR MEALS AT LOCAL GOVERNMENT WEEK	-89.00
EFT23801	10/08/2018	LYONS ENTERPRISES AUS PTY LTD	CAR HIRE JULY 2018 - MEDICAL STAFF TRANSFER	-776.42
EFT23802	10/08/2018	SHARK BAY COMMUNITY RESOURCE CENTRE	JULY MANAGEMENT OF REC CENTRE AND INSCRIPTION POSTS	-9444.50
EFT23803	10/08/2018	SHARK BAY CLEANING SERVICE	MONTHLY CLEANING SHIRE PREMISES	-21095.79
EFT23804	10/08/2018	THE SHARK BAY ENTERTAINERS	COMMUNITY GRANT - FREYCINET FESTIVAL	-5000.00
EFT23805	10/08/2018	ST JOHN AMBULANCE ASSOC. - SHARK BAY SUB CENTRE	FIRST AID KIT FOR SB RENDEZVOUS FESTIVAL	-44.15
EFT23806	10/08/2018	TELSTRA CORPORATION LTD	SMS MESSAGES TO PUBLIC	-379.23
EFT23807	10/08/2018	LAURA TOMLINSON	REIMBURSEMENT OF POLICE CLEARANCE	-54.30
EFT23808	10/08/2018	TPG TELECOM PTY LTD	AUGUST INTERNET CONNECTION SBDC	-108.90
EFT23809	10/08/2018	WA RESTORATION CO PTY LTD	INSURANCE CLAIM – DAMAGED RECORDS RESTORATION	-15113.95
EFT23810	15/08/2018	ASM ECLIPSE PTY LTD	SBDC MERCHANDISE	-3009.51
EFT23811	21/08/2018	REBECCA STANLEY	REIMBURSEMENT SB RENDEZVOUS FESTIVAL PRIZES	-107.80
EFT23812	21/08/2018	ASM ECLIPSE PTY LTD	SBDC MERCHANDISE	-522.83
EFT23813	21/08/2018	ASHDOWN INGRAM	P146 VOLTAGE REDUCER, PP059 COMPRESSOR	-564.85
EFT23814	21/08/2018	AUSTRALIA POST	JULY POSTAGE	-430.82
EFT23815	21/08/2018	ATC MIDWEST APPRENTICE & TRAINEESHIP	TRAINEE THOMAS MORONEY WAGES WEEK BEGINNING 6 AUG 2018	-112.73
EFT23816	21/08/2018	BOC LIMITED	EXCAVATOR DRY ICE 40L	-92.00
EFT23817	21/08/2018	BRIAN JOHN GALVIN	SALARY SACRIFICE REIMBURSEMENT WATER BILL	-273.91

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT23818	21/08/2018	BURTON TILING MAINTENANCE & RENOVATIONS	INSURANCE CLAIM - SUPPLY MATERIALS FOR FLOORING - PHARMACY	-5122.15
EFT23819	21/08/2018	BLACKWOODS ATKINS	WORKSHOP CONSUMABLES	-44.00
EFT23820	21/08/2018	DEPARTMENT OF BIODIVERSITY, CONSERVATION & ATTRACTIONS	SUPPLY PARK PASSES SBDC	-3527.92
EFT23821	21/08/2018	CORAL COAST PLUMBING	REPLACE HOT WATER SYSTEM PENSIONER UNIT	-1822.67
EFT23822	21/08/2018	DEPT OF FIRE & EMERGENCY SERVICES AUTHORITY	SBDC ANNUAL DBA MONITORING	-1821.06
EFT23823	21/08/2018	CDH ELECTRICAL	REPLACEMENT OF DAMAGED LIGHTS ON FORESHORE	-6194.10
EFT23824	21/08/2018	DENHAM IGA X-PRESS	JULY PURCHASES	-451.31
EFT23825	21/08/2018	EMU TRACKS	SBDC MERCHANDISE	-593.29
EFT23826	21/08/2018	SHARK BAY SUPERMARKET	JULY PURCHASES	-155.32
EFT23827	21/08/2018	FAR WEST ELECTRICAL	16A SUNTER PLACE ELECTRICAL MAINTENANCE	-1418.03
EFT23828	21/08/2018	HORIZON POWER	STREET LIGHTING JULY	-3387.81
EFT23829	21/08/2018	HORIZON POWER	DENHAM LIGHTING - OFFICE/HOUSES	-6362.57
EFT23830	21/08/2018	HUGGABLE TOYS	SBDC MERCHANDISE	-1197.35
EFT23831	21/08/2018	J & T FREIGHT	FREIGHT DEPOT	-95.40
EFT23832	21/08/2018	JASON SIGNMAKERS	SIGNS FOR RECYCLING CENTRE	-1520.20
EFT23833	21/08/2018	TRUE VALUE HARDWARE	JULY PURCHASES	-994.13
EFT23834	21/08/2018	MICHAEL STANLEY	REIMBURSEMENT CAMP MATERIALS – FRYING PAN	-29.00
EFT23835	21/08/2018	NAUTILUS DESIGN CO	SBDC MERCHANDISE	-655.00
EFT23836	21/08/2018	OCLC (UK) LTD	AMLIB ANNUAL MAINTENANCE LICENCE LIBRARY	-1976.54
EFT23837	21/08/2018	PEST-A-KILL	RODENT MONITORING AND BAITING – SHIRE BUILDINGS	-505.00
EFT23838	21/08/2018	PROFESSIONAL PC SUPPORT	SEPTEMBER BILLING FOR PPS AGENT AND ANTIVIRUS MANAGEMENT	-533.50
EFT23839	21/08/2018	BUCKINGHAM PEWTER	SBDC MERCHANDISE	-1028.50
EFT23840	21/08/2018	RAY WHITE REAL ESTATE SHARK BAY	SEPT RENT UNIT 6/34 HUGHES ST	-1191.66
EFT23841	21/08/2018	WINC AUSTRALIA PTY LIMITED	STATIONERY AND PRINTER SERVICING	-3515.93
EFT23842	21/08/2018	SHARK BAY CAFE	REFRESHMENTS SNAPPER TRAWLINE WORKSHOP	-577.50
EFT23843	21/08/2018	SHARK BAY CLEANING SERVICE	AUGUST CLEANING - SHIRE OF SHARK BAY PREMISES	-20587.04

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT23844	21/08/2018	SHARK BAY ARTS COUNCIL INC	ROUND 2 COMMUNITY ASSISTANCE GRANT - SHARK BAY RENDEZVOUS FESTIVAL	-5000.00
EFT23845	21/08/2018	SHARK BAY SPEEDWAY CLUB (INC)	ROUND 2 COMMUNITY ASSISTANCE GRANT – SHARK BAY RENDEZVOUS FESTIVAL	-5000.00
EFT23846	21/08/2018	SHARK BAY SKIPS	SB SKIP BIN PICK UP MAIN ROADS	-6401.00
EFT23847	21/08/2018	TELSTRA CORPORATION LTD	MOBILE PHONE CDO AND REFUSE	-50.00
EFT23848	21/08/2018	TRUCKLINE PARTS CENTRE	P151 CONSUMABLES	-1716.00
EFT23849	21/08/2018	TOTAL UNIFORMS	SHARK BAY OFFICE UNIFORM SHIRTS ADMIN	-474.32
EFT23850	21/08/2018	TOTALLY WORKWEAR	DEPOT STAFF UNIFORMS	-6189.86
EFT23852	21/08/2018	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	COUNCIL DELEGATES - CONVENTION FEES AUG 18	-5141.89
EFT23853	21/08/2018	HOLIDAY GUIDE PTY LTD	JULY BOOKEASY BOOKINGS	-291.90
EFT23854	21/08/2018	WATER TECHNOLOGY PTY LTD	DENHAM TOWNSITE COASTAL HAZARD RISK MANAGEMENT & ADAPTATION PLAN CONSULTING FEES	-12208.80
EFT23855	22/08/2018	VISIT MERCHANDISE	SBDC MERCHANDISE	-494.51
EFT23859	28/08/2018	LGIS INSURANCE BROKING	INSURANCES (PREVIOUSLY PAID BY CHEQUE – CANCELLED AND PAID BY EFT AS NOT RECEIVED IN MAIL)	-35469.09
EFT23860	28/08/2018	AUSTRALIAN TAXATION OFFICE	PAYROLL DEDUCTIONS	-38861.00
<b>TOTAL</b>				<b>\$318,313.91</b>

**SHIRE OF SHARK BAY – TRUST TRANSACTION  
AUGUST 2018  
TRUST POLICE LICENSING TRANSACTION # 181902**

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
181902	31/08/2018	COMMISSIONER OF POLICE	POLICE LICENSING AUGUST 2018	-30508.70
<b>TOTAL</b>				<b>\$30,508.70</b>

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

**SHIRE OF SHARK BAY – TRUST EFT  
AUGUST 2018**

**EFT 23856-23858, 23861, 23891-23919**

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT23856	27/08/2018	BEVERLEY ANNE WALTERS	CASUAL LIBRARY BOND REFUND	-50.00
EFT23857	27/08/2018	JOHN SHEPHERD	GYM CARD DEPOSIT REFUND	-20.00
EFT23858	27/08/2018	RON GORDON	GYM CARD DEPOSIT REFUND	-20.00
EFT23861	29/08/2018	BEV GAY	LIBRARY DEPOSIT REFUND	-50.00
EFT23891	31/08/2018	MAC ATTACK FISHING CHARTERS	BOOKEASY AUGUST 2018	-1253.75
EFT23892	31/08/2018	SHARK BAY AVIATION	BOOKEASY AUGUST 2018	-3872.00
EFT23893	31/08/2018	BLUE DOLPHIN CARAVAN PARK	BOOKEASY AUGUST 2018	-340.00
EFT23894	31/08/2018	BAY LODGE MIDWEST OASIS	BOOKEASY AUGUST 2018	-174.24
EFT23895	31/08/2018	BLUE LAGOON PEARLS	BOOKEASY AUGUST 2018	-145.35
EFT23896	31/08/2018	NINGALOO CORAL BAY	BOOKEASY AUGUST 2018	-344.25
EFT23897	31/08/2018	CORAL COAST HELICOPTER SERVICES	BOOKEASY AUGUST 2018	-2664.75
EFT23898	31/08/2018	HOWARD COCK	BOOKEASY AUGUST 2018	-195.80
EFT23899	31/08/2018	SHARK BAY COASTAL TOURS	BOOKEASY AUGUST 2018	-2864.40
EFT23900	31/08/2018	DENHAM SEASIDE CARAVAN PARK	BOOKEASY AUGUST 2018	-593.12
EFT23901	31/08/2018	HARTOG COTTAGES	BOOKEASY AUGUST 2018	-272.80
EFT23902	31/08/2018	HINCHY PUBLICATIONS	BOOKEASY AUGUST 2018	-66.48
EFT23903	31/08/2018	INTEGRITY COACH LINES (AUST) PTY LTD	BOOKEASY AUGUST 2018	-241.48
EFT23904	31/08/2018	KALBARRI SEAFRONT VILLAS	BOOKEASY AUGUST 2018	-148.75
EFT23905	31/08/2018	MONKEY MIA YACHT CHARTERS (ARISTOCAT)	BOOKEASY AUGUST 2018	-6853.44
EFT23906	31/08/2018	MONKEYMIA WILDSIGHTS	SHOTOVER AND WILDSIGHTS AUGUST 2018	-3383.60
EFT23907	31/08/2018	DENHAM NATURETIME - 4WD TOURS/PHOTOGRAPHY TOURS	BOOKEASY AUGUST 2018	-343.20
EFT23908	31/08/2018	WA OCEAN PARK PTY LTD	BOOKEASY AUGUST 2018	-13013.50

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT23909	31/08/2018	OCEANSIDE VILLAGE	BOOKEASY AUGUST 2018	-761.20
EFT23910	31/08/2018	PATRICA ANDREW	BOOKEASY AUGUST 2018	-288.00
EFT23911	31/08/2018	SHARK BAY SCENIC QUAD BIKE TOURS	BOOKEASY AUGUST 2018	-1785.00
EFT23912	31/08/2018	RAC TOURISM ASSETS P/L T/A MONKEY MIA DOLPHIN RESORT	BOOKEASY AUGUST 2018	-1605.20
EFT23913	31/08/2018	SHARK BAY HOTEL MOTEL	BOOKEASY AUGUST 2018	-280.50
EFT23914	31/08/2018	SHARK BAY CARAVAN PARK	BOOKEASY AUGUST 2018	-612.00
EFT23915	31/08/2018	SHARK BAY COTTAGES	BOOKEASY AUGUST 2018	-840.75
EFT23916	31/08/2018	SHIRE OF SHARK BAY	SBDC BOOKING COMMISSION AUGUST 2018	-7150.64
EFT23917	31/08/2018	JOHN MCDONALD -SUNSET VIEW ACCOMMODATION	BOOKEASY AUGUST 2018	-272.00
EFT23918	31/08/2018	TRADEWINDS SEAFRONT APARTMENTS	BOOKEASY AUGUST 2018	-695.20
EFT23919	31/08/2018	WICKED CAMPERS	BOOKEASY AUGUST 2018	-508.30
<b>TOTAL</b>				<b>\$51,709.70</b>

26 SEPTEMBER 2018

12.2 FINANCIAL REPORTS TO 31 JULY 2018  
CM00017

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Nil

Moved            Cr Laundry  
Seconded       Cr Burton

**Council Resolution**

**That the monthly financial report to 31 July 2018 as attached be received.**

**7/0 CARRIED**

Comment

As per the requirements of Section 6.4 of the *Local Government Act 1995* and Regulation 34 of the *Local Government Accounting (Financial Management) Regulations 1996*, the following monthly financial reports to 31 July 2018 are attached.

LEGAL IMPLICATIONS

Section 34 of the *Local Government (Financial Management) Regulations 1996*, requires a financial report to be submitted to Council on a monthly basis.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The financial report shows that the finances of the Shire are in line with its adopted budget.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

The financial report reports on the current financial status and this is currently viewed as a low risk to Council.

Voting Requirements

Simple Majority Required

Signature

Author  
Chief Executive Officer  
Date of Report

*A Pears*  
*P Anderson*  
20 September 2018

<b>SHIRE OF SHARK BAY</b>	
<b>MONTHLY FINANCIAL REPORT</b>	
<b>For the Period Ended 31 July 2018</b>	
<b>LOCAL GOVERNMENT ACT 1995</b>	
<b>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</b>	
<b><u>TABLE OF CONTENTS</u></b>	
Compilation Report	
Monthly Summary Information	
Statement of Financial Activity by Program	
Statement of Financial Activity By Nature or Type	
Statement of Capital Acquisitions and Capital Funding	
Note 1	Significant Accounting Policies
Note 2	Explanation of Material Variances
Note 3	Net Current Funding Position
Note 4	Cash and Investments
Note 6	Receivables
Note 7	Cash Backed Reserves
Note 8	Capital Disposals
Note 9	Rating Information
Note 10	Information on Borrowings
Note 11	Grants and Contributions
Note 12	Trust
Note 13	Capital Acquisitions

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY							
STATEMENT OF FINANCIAL ACTIVITY							
(Statutory Reporting Program)							
For the Period Ended 31 July 2018							
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
<b>Operating Revenues</b>		\$	\$	\$	\$	%	
Governance		58,800	108	0	(108)	(100.00%)	▼
General Purpose Funding - Rates	9	1,303,336	(20,084)	(20,084)	0	0.00%	▲
General Purpose Funding - Other		1,005,532	5,250	8,357	3,107	59.2%	▲
Law, Order and Public Safety		84,987	958	567	(391)	(41%)	▼
Health		1,550	130	785	655	503.69%	▲
Housing		102,610	8,526	16,319	7,793	91.4%	▲
Community Amenities		308,548	7,525	6,517	(1,008)	(13.40%)	▼
Recreation and Culture		235,476	20,743	36,233	15,490	74.7%	▲
Transport		470,644	69,254	197,579	128,325	185.3%	▲
Economic Services		796,087	140,003	132,508	(7,495)	(5.4%)	▼
Other Property and Services		35,000	2,917	1,159	(1,758)	(60.3%)	▼
<b>Total Operating Revenue</b>		<b>4,402,570</b>	<b>235,330</b>	<b>379,938</b>	<b>144,609</b>	<b>61.45%</b>	
<b>Operating Expense</b>							
Governance		(323,208)	(144,318)	(73,440)	70,879	(49.1%)	▲
General Purpose Funding		(122,234)	(10,287)	(9,422)	865	(8.4%)	▲
Law, Order and Public Safety		(385,432)	(75,674)	(26,736)	48,938	(64.7%)	▲
Health		(76,922)	(6,675)	(3,388)	3,287	(49.2%)	▲
Housing		(196,115)	(22,856)	(13,585)	9,271	(40.6%)	▲
Community Amenities		(748,751)	(56,616)	(50,458)	6,158	(10.9%)	▲
Recreation and Culture		(2,244,626)	(242,249)	(89,002)	153,247	(63.3%)	▲
Transport		(1,777,877)	(139,399)	(50,277)	89,121	(63.9%)	▲
Economic Services		(1,191,491)	(104,644)	(46,649)	57,994	(55.4%)	▲
Other Property and Services		(34,750)	(33,250)	(12,784)	20,466	(61.6%)	▲
<b>Total Operating Expenditure</b>		<b>(7,101,406)</b>	<b>(835,967)</b>	<b>(375,741)</b>	<b>460,226</b>	<b>(55.1%)</b>	
<b>Funding Balance Adjustments</b>							
Add back Depreciation		2,018,120	171,383	0	(171,383)		
Adjust (Profit)/Loss on Asset Disposal	8	112,389	0	0	0		
Adjust Provisions and Accruals		10,000	0	0	0		
<b>Net Cash from Operations</b>		<b>(558,327)</b>	<b>(429,254)</b>	<b>4,197</b>	<b>433,452</b>		
<b>Capital Revenues</b>							
Grants, Subsidies and Contributions	11	481,298	104,082	103,697	(385)	(0.4%)	▼
Proceeds from Disposal of Assets	8	288,636	0	0	0		
<b>Total Capital Revenues</b>		<b>769,934</b>	<b>104,082</b>	<b>103,697</b>	<b>(385)</b>	<b>(0.4%)</b>	
<b>Capital Expenses</b>							
Land Held for Resale							
Land and Buildings	13	(141,355)	(4,999)	0	4,999	100.00%	▲
Infrastructure - Roads	13	(555,227)	(29,615)	(59,283)	(29,668)	(100.2%)	▼
Infrastructure - Public Facilities	13	(804,066)	(4,066)	(65)	4,001	98.4%	▲
Infrastructure - Streetscapes	13	0	0	0	0	0.0%	▲
Infrastructure - Footpaths	13	(50,000)	(10,000)	(25,000)	(15,000)	(150.0%)	▼
Infrastructure - Drainage	13	0	0	0	0		▲
Plant and Equipment	13	(766,138)	(147,895)	(1,869)	146,026	98.7%	▲
Furniture and Equipment	13	(15,000)	(15,000)	0	15,000	0.0%	▲
<b>Total Capital Expenditure</b>		<b>(2,331,786)</b>	<b>(211,575)</b>	<b>(86,217)</b>	<b>125,358</b>	<b>59.2%</b>	
<b>Net Cash from Capital Activities</b>		<b>(1,561,852)</b>	<b>(107,493)</b>	<b>17,480</b>	<b>124,973</b>	<b>116.26%</b>	
<b>Financing</b>							
Proceeds from Loans		800,000	0	0	0		
Transfer from Reserves	7	680,745	0	0	0	0.0%	
Repayment of Debentures	10	(84,414)	(10,988)	(10,988)	(0)	(0.0%)	
Transfer to Reserves	7	(769,544)	0	0	0	0.0%	
Loans to Community Groups		0	0	0	0	0.0%	
<b>Net Cash from Financing Activities</b>		<b>626,787</b>	<b>(10,988)</b>	<b>(10,988)</b>	<b>(0)</b>	<b>(0.0%)</b>	
<b>Net Operations, Capital and Financing</b>		<b>(1,493,392)</b>	<b>(547,735)</b>	<b>10,689</b>	<b>558,424</b>	<b>101.95%</b>	<b>▲</b>
<b>Opening Funding Surplus(Deficit)</b>	3	<b>1,493,392</b>	<b>1,493,392</b>	<b>1,493,392</b>	<b>0</b>		
<b>Closing Funding Surplus(Deficit)</b>	3	<b>0</b>	<b>945,657</b>	<b>1,504,081</b>	<b>558,424</b>	<b>59.05%</b>	<b>▲</b>

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.

ORDINARY COUNCIL MEETING

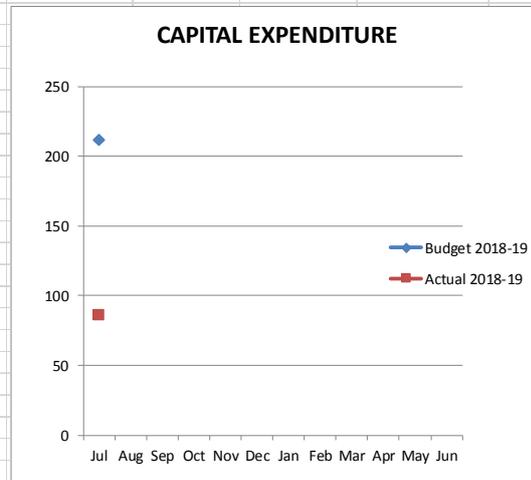
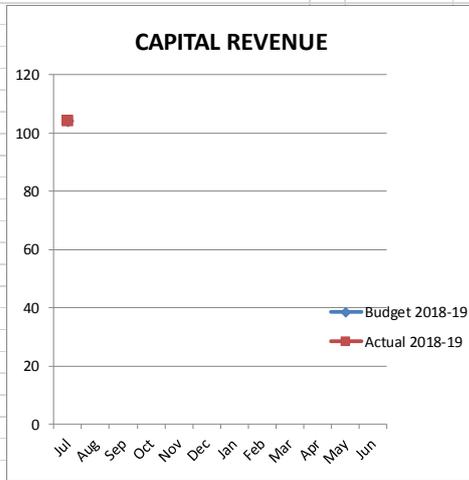
26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>				
<b>STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>(By Nature or Type)</b>				
<b>For the Period Ended 31 July 2018</b>				
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)
<b>Operating Revenues</b>				
Rates	9	\$ 1,303,336	\$ (20,084)	\$ (20,084)
Operating Grants, Subsidies and Contributions	11	1,411,893	65,254	197,254
Fees and Charges		1,462,040	176,843	193,046
Interest Earnings		49,155	3,764	8,355
Other Revenue		161,146	9,553	1,368
Profit on Disposal of Assets	8	15,000	0	0
<b>Total Operating Revenue</b>		<b>4,402,570</b>	<b>235,330</b>	<b>379,938</b>
<b>Operating Expense</b>				
Employee Costs		(2,243,191)	(197,010)	(132,817)
Materials and Contracts		(2,142,455)	(304,954)	(120,450)
Utility Charges		(190,175)	(17,810)	0
Depreciation on Non-Current Assets		(2,018,120)	(171,383)	6,971
Interest Expenses		(24,755)	(2,520)	(2,172)
Insurance Expenses		(156,026)	(92,367)	(93,241)
Other Expenditure		(199,295)	(49,924)	(34,031)
Loss on Disposal of Assets	8	(127,389)	0	0
<b>Total Operating Expenditure</b>		<b>(7,101,406)</b>	<b>(835,967)</b>	<b>(375,741)</b>
<b>Funding Balance Adjustments</b>				
Add back Depreciation		2,018,120	171,383	0
Adjust (Profit)/Loss on Asset Disposal	8	112,389	0	0
Adjust Provisions and Accruals		10,000	0	0
<b>Net Cash from Operations</b>		<b>(558,327)</b>	<b>(429,254)</b>	<b>4,197</b>
<b>Capital Revenues</b>				
Grants, Subsidies and Contributions	11	481,298	104,082	103,697
Proceeds from Disposal of Assets	8	288,636	0	0
<b>Total Capital Revenues</b>		<b>769,934</b>	<b>104,082</b>	<b>103,697</b>
<b>Capital Expenses</b>				
Land Held for Resale				
Land and Buildings	13	(141,355)	(4,999)	0
Infrastructure - Roads	13	(555,227)	(29,615)	(59,283)
Infrastructure - Public Facilities	13	(804,066)	(4,066)	(65)
Infrastructure - Streetscapes	13	0	0	0
Infrastructure - Footpaths	13	(50,000)	(10,000)	(25,000)
Infrastructure - Drainage	13	0	0	0
Plant and Equipment	13	(766,138)	(147,895)	(1,869)
Furniture and Equipment	13	(15,000)	(15,000)	0
<b>Total Capital Expenditure</b>		<b>(2,331,786)</b>	<b>(211,575)</b>	<b>(86,217)</b>
<b>Net Cash from Capital Activities</b>		<b>(1,561,852)</b>	<b>(107,493)</b>	<b>17,480</b>
<b>Financing</b>				
Proceeds from Loans		800,000	0	0
Transfer from Reserves	7	680,745	0	0
Repayment of Debentures	10	(84,414)	(10,988)	(10,988)
Transfer to Reserves	7	(769,544)	0	0
Loans to Community Groups		0	0	0
<b>Net Cash from Financing Activities</b>		<b>626,787</b>	<b>(10,988)</b>	<b>(10,988)</b>
<b>Net Operations, Capital and Financing</b>		<b>(1,493,392)</b>	<b>(547,735)</b>	<b>10,689</b>
<b>Opening Funding Surplus(Deficit)</b>	3	<b>1,493,392</b>	<b>1,493,392</b>	<b>1,493,392</b>
<b>Closing Funding Surplus(Deficit)</b>	3	<b>0</b>	<b>945,657</b>	<b>1,504,081</b>

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY								
STATEMENT OF CAPITAL ACQUISITIONS AND CAPITAL FUNDING								
For the Period Ended 31 July 2018								
Capital Acquisitions	Note	YTD Actual New /Upgrade (a)	YTD Actual (Renewal Expenditure) (b)	YTD Actual Total (c) = (a)+(b)	YTD Budget (d)	Amended Annual Budget	Variance (d) - (c)	
Land and Buildings	13	\$ 0	\$ 0	\$ 0	\$ 4,999	\$ 141,355	\$ 4,999	
Infrastructure Assets - Roads	13	0	59,283	59,283	29,615	555,227	(29,668)	
Infrastructure Assets - Public Facilities	13	65	0	65	4,066	804,066	4,001	
Infrastructure Assets - Footpaths	13	25,000	0	25,000	10,000	50,000	(15,000)	
Infrastructure Assets - Drainage	13	0	0	0	0	0	0	
Infrastructure Assets - Streetscapes	13	0	0	0	0	0	0	
Plant and Equipment	13	0	1,869	1,869	147,895	766,138	146,026	
Furniture and Equipment	13	0	0	0	15,000	15,000	15,000	
<b>Capital Expenditure Totals</b>		<b>25,065</b>	<b>61,152</b>	<b>86,217</b>	<b>211,575</b>	<b>2,331,786</b>	<b>125,358</b>	



ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>					
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>					
<b>For the Period Ended 31 July 2018</b>					
<b>1. SIGNIFICANT ACCOUNTING POLICIES</b>					
<b>(a) Basis of Preparation</b>					
This report has been prepared in accordance with applicable Australian Accounting Standards (as they apply to local government 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 budget 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.					
<b>The Local Government Reporting Entity</b>					
All Funds through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this budget.					
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 financial statements. A separate statement of those monies appears at Note 16 to this budget document.					
<b>(b) Rounding Off Figures</b>					
All figures shown in this report, other than a rate in the dollar, are rounded to the nearest dollar.					
<b>(c) Rates, Grants, Donations and Other Contributions</b>					
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.					
<b>(d) Goods and Services Tax (GST)</b>					
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.					
<b>(e) Superannuation</b>					
The Council contributes to a number of Superannuation Funds on behalf of employees.					
All funds to which the Council contributes are defined contribution plans.					

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2018					
<b>1.</b>	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
	<b>(f) Cash and Cash Equivalents</b>				
	Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks, 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 shown as short term borrowings in current liabilities in the statement of financial position.				
	<b>(g) Trade and Other Receivables</b>				
	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.				
	Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.				
	Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.				
	<b>(h) Inventories</b>				
	<b>General</b>				
	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.				
	<b>Land Held for Resale</b>				
	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.				
	<b>(i) Fixed Assets</b>				
	Each class of fixed assets within either property, plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.				
	<b>Mandatory Requirement to Revalue Non-Current Assets</b>				
	Effective from 1 July 2012, the Local Government (Financial Management) Regulations were amended and the measurement of non-current assets at Fair Value became mandatory.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2018					
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>					
<b>(j) Fixed Assets (Continued)</b>					
<b><i>Land Under Control</i></b>					
In accordance with Local Government (Financial Management) Regulation 16(a), the Council was required to include as an asset (by 30 June 2013), Crown Land operated by the local government as a golf course, showground, racecourse or other sporting or recreational facility of state or regional significance.					
Upon initial recognition, these assets were recorded at cost in accordance with AASB 116. They were then classified as Land and revalued along with other land in accordance with the other policies detailed in this Note.					
Whilst they were initially recorded at cost (being fair value at the date of acquisition (deemed cost) as per AASB 116) they were revalued along with other items of Land and Buildings at 30 June 2014.					
<b><i>Initial Recognition and Measurement between Mandatory Revaluation Dates</i></b>					
All assets are initially recognised at cost and subsequently revalued in accordance with the mandatory measurement framework detailed above.					
In relation to this initial measurement, 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 Council includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.					
Individual assets acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework detailed above, are carried at cost less accumulated depreciation as management believes this approximates fair value. They will be subject to subsequent revaluation of the next anniversary date in accordance with the mandatory measurement framework.					

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
1.	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>			
	<b>(j) Fixed Assets (Continued)</b>			
	<b>Revaluation</b>			
	Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss.			
	<b>Transitional Arrangement</b>			
	During the time it takes to transition the carrying value of non-current assets from the cost approach to the fair value approach, the Council may still be utilising both methods across differing asset classes.			
	Those assets carried at cost will be carried in accordance with the policy detailed in the <b>Initial Recognition</b> section as detailed above.			
	Those assets carried at fair value will be carried in accordance with the <b>Revaluation Methodology</b> section as detailed above.			
	<b>Land Under Roads</b>			
	In Western Australia, all land under roads is Crown land, the responsibility for managing which, is vested in the local government.			
	Effective as at 1 July 2008, Council elected not to recognise any value for land under roads acquired on or before 30 June 2008. This accords with the treatment available in Australian Accounting Standard AASB 1051 Land Under Roads and the fact Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.			
	In respect of land under roads acquired on or after 1 July 2008, as detailed above, Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.			
	Whilst such treatment is inconsistent with the requirements of AASB 1051, Local Government (Financial Management) Regulation 4(2) provides, in the event of such an inconsistency, the Local Government (Financial Management) Regulations prevail.			
	Consequently, any land under roads acquired on or after 1 July 2008 is not included as an asset of the Council.			
	<b>Depreciation</b>			
	The depreciable amount of all fixed assets including buildings but excluding freehold land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of the improvements.			

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(j) Fixed Assets (Continued)</b>				
Major depreciation periods used for each class of depreciable asset are:				
Buildings				10 to 50 years
Furniture and Equipment				5 to 10 years
Plant and Equipment				5 to 10 years
Heritage				25 to 100 years
Sealed Roads and Streets				
- Subgrade				Not Depreciated
- Pavement				80 to 100 years
- Seal	Bituminous Seals			15 to 22 years
	Asphalt Surfaces			30 years
Formed Roads (Unsealed)				
- Subgrade				Not Depreciated
- Pavement				18 years
Footpaths				40 to 80 years
Drainage Systems				
- Drains and Kerbs				20 to 60 years
- Culverts				60 years
- Pipes				80 years
- Pits				60 years
The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.				
An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.				
Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in profit or loss in the period which they arise.				
When revalued assets are sold, amounts included in the revaluation surplus relating to that asset are transferred to retained surplus.				
<b>Capitalisation Threshold</b>				
Expenditure on items of equipment under \$5,000 is not capitalised. Rather, it is recorded on an asset inventory listing.				
<b>(k) Fair Value of Assets and Liabilities</b>				
When performing a revaluation, the Council uses a mix of both independent and management valuations using the following as a guide:				
Fair Value is the price that Council would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
<b>1.</b>	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>			
	<b>(k) Fair Value of Assets and Liabilities (Continued)</b>			
	As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.			
	To the extent possible, market information is extracted from either the principal market for the asset (i.e. the market with the greatest volume and level of activity for the asset or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (ie the market that maximises the receipts from the sale of the asset after taking into account transaction costs and transport costs).			
	For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.			
	<b>Fair Value Hierarchy</b>			
	AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:			
	<b>Level 1</b>			
	Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.			
	<b>Level 2</b>			
	Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.			
	<b>Level 3</b>			
	Measurements based on unobservable inputs for the asset or liability.			
	The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.			
	<b>Valuation techniques</b>			
	The Council selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Council are consistent with one or more of the following valuation approaches:			
	<b>Market approach</b>			
	Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.			

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2018					
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>					
<b>(k) Fair Value of Assets and Liabilities (Continued)</b>					
<b>Income approach</b>					
Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.					
<b>Cost approach</b>					
Valuation techniques that reflect the current replacement cost of an asset at its current service capacity.					
Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Council gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability and considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.					
As detailed above, the mandatory measurement framework imposed by the Local Government (Financial Management) Regulations requires, as a minimum, all assets carried at a revalued amount to be revalued at least every 3 years.					
<b>(l) Financial Instruments</b>					
<b>Initial Recognition and Measurement</b>					
Financial assets and financial liabilities are recognised when the Council becomes a party to the contractual provisions to the instrument. For financial assets, this is equivalent to the date that the Council commits itself to either the purchase or sale of the asset (ie trade date accounting is adopted).					
Financial instruments are initially measured at fair value plus transaction costs, except where the instrument is classified 'at fair value through profit or loss', in which case transaction costs are expensed to profit or loss immediately.					
<b>Classification and Subsequent Measurement</b>					
Financial instruments are subsequently measured at fair value, amortised cost using the effective interest rate method, or cost.					
Amortised cost is calculated as:					
(a) the amount in which the financial asset or financial liability is measured at initial recognition;					
(b) less principal repayments and any reduction for impairment; and					
(c) plus or minus the cumulative amortisation of the difference, if any, between the amount initially recognised and the maturity amount calculated using the effective interest rate method.					

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(l) Financial Instruments (Continued)</b>				
<p>The effective interest method is used to allocate interest income or interest expense over the relevant period and is equivalent to the rate that discounts estimated future cash payments or receipts (including fees, transaction costs and other premiums or discounts) through the expected life (or when this cannot be reliably predicted, the contractual term) of the financial instrument to the net carrying amount of the financial asset or financial liability. Revisions to expected future net cash flows will necessitate an adjustment to the carrying value with a consequential recognition of an income or expense in profit or loss.</p>				
<i>(i) Financial assets at fair value through profit and loss</i>				
<p>Financial assets are classified at "fair value through profit or loss" when they are held for trading for the purpose of short term profit taking. Assets in this category are classified as current assets. Such assets are subsequently measured at fair value with changes in carrying amount being included in profit or loss.</p>				
<i>(ii) Loans and receivables</i>				
<p>Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market and are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.</p>				
<p>Loans and receivables are included in current assets where they are expected to mature within 12 months after the end of the reporting period.</p>				
<i>(iii) Held-to-maturity investments</i>				
<p>Held-to-maturity investments are non-derivative financial assets with fixed maturities and fixed or determinable payments that the Council's management has the positive intention and ability to hold to maturity. They are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.</p>				
<p>Held-to-maturity investments are included in current assets where they are expected to mature within 12 months after the end of the reporting period. All other investments are classified as non-current.</p>				
<i>(iv) Available-for-sale financial assets</i>				
<p>Available-for-sale financial assets are non-derivative financial assets that are either not suitable to be classified into other categories of financial assets due to their nature, or they are designated as such by management. They comprise investments in the equity of other entities where there is neither a fixed maturity nor fixed or determinable payments.</p>				
<p>They are subsequently measured at fair value with changes in such fair value (i.e. gains or losses) recognised in other comprehensive income (except for impairment losses). When the financial asset is derecognised, the cumulative gain or loss pertaining to that asset previously recognised in other comprehensive income is reclassified into profit or loss.</p>				
<p>Available-for-sale financial assets are included in current assets, where they are expected to be sold within 12 months after the end of the reporting period. All other available for sale financial assets are classified as non-current.</p>				
<i>(v) Financial liabilities</i>				
<p>Non-derivative financial liabilities (excl. financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in the profit or loss.</p>				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
<b>1.</b>	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>			
	<b>(l) Financial Instruments (Continued)</b>			
	<b><i>Impairment</i></b>			
	A financial asset is deemed to be impaired if, and only if, there is objective evidence of impairment as a result of one or more events (a "loss event") having occurred, which has an impact on the estimated future cash flows of the financial asset(s).			
	In the case of available-for-sale financial assets, a significant or prolonged decline in the market value of the instrument is considered a loss event. Impairment losses are recognised in profit or loss immediately. Also, any cumulative decline in fair value previously recognised in other comprehensive income is reclassified to profit or loss at this point.			
	In the case of financial assets carried at amortised cost, loss events may include: indications that the debtors or a group of debtors are experiencing significant financial difficulty, default or delinquency in interest or principal payments; indications that they will enter bankruptcy or other financial reorganisation; and changes in arrears or economic conditions that correlate with defaults.			
	For financial assets carried at amortised cost (including loans and receivables), a separate allowance account is used to reduce the carrying amount of financial assets impaired by credit losses. After having taken all possible measures of recovery, if management establishes that the carrying amount cannot be recovered by any means, at that point the written-off amounts are charged to the allowance account or the carrying amount of impaired financial assets is reduced directly if no impairment amount was previously recognised in the allowance account.			
	<b><i>Derecognition</i></b>			
	Financial assets are derecognised where the contractual rights for receipt of cash flows expire or the asset is transferred to another party, whereby the Council no longer has any significant continual involvement in the risks and benefits associated with the asset.			
	Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss.			
	<b>(m) Impairment of Assets</b>			
	In accordance with Australian Accounting Standards the Council's assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.			
	Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.			
	Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another standard (e.g. AASB 116) whereby any impairment loss of a revaluation decrease in accordance with that other standard.			

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>					
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>					
<b>For the Period Ended 31 July 2018</b>					
<b>1.</b>	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
	<b>(m) Impairment of Assets (Continued)</b>				
	For non-cash generating assets such as roads, drains, public buildings and the like, value in use is represented by the depreciated replacement cost of the asset.				
	<b>(n) Trade and Other Payables</b>				
	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.				
	<b>(o) Employee Benefits</b>				
	<b>Short-Term Employee Benefits</b>				
	Provision is made for the Council's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.				
	The Council's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position. The Council's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.				
	<b>Other Long-Term Employee Benefits</b>				
	Provision is made for employees' long service leave and annual leave entitlements not expected to be settled wholly within 12 months after the end of the annual reporting period in which the employees render the related service. Other long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations or service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.				
	The Council's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Council does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2018					
	<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
	<b>(p) Borrowing Costs</b>				
	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 until such time as the asset is substantially ready for its intended use or sale.				
	<b>(q) Provisions</b>				
	Provisions are recognised when the Council has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.				
	Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.				
	<b>(r) Current and Non-Current Classification</b>				
	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 the 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 sale where it is held as non-current based on the Council's intentions to release for sale.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

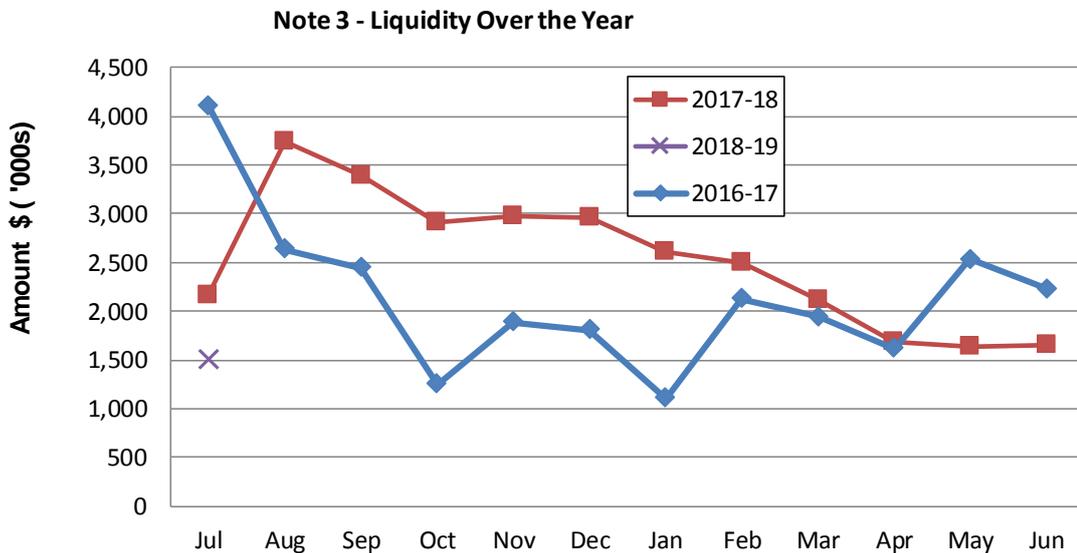
Shire of Shark Bay					
EXPLANATION OF MATERIAL VARIANCES					
For the Period Ended 31 July 2018					
Note 2: EXPLANATION OF MATERIAL VARIANCES					
Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
<b>Operating Revenues</b>	\$	%			
Governance	(108)	(100.0%)	▼	Permanent	No Reportable Variance
General Purpose Funding - Rates	0	0.0%	▲	Permanent	
General Purpose Funding - Other	3,107	59.2%	▲	Timing	No Reportable Variance
Law, Order and Public Safety	(391)	(40.8%)	▼	Timing	No Reportable Variance
Health	655	503.7%	▲	Permanent	No Reportable Variance
Housing	7,793	91.4%	▲	Timing	Pensioner Rent Received in Advance
					No Reportable Variance
Community Amenities	(1,008)	(13.4%)	▼	Permanent	
Recreation and Culture	15,490	74.7%	▲	Permanent	Increase in SBDC Sales and Entrance Fees \$16K
Transport	128,325	185.3%	▲	Timing	Useless Loop Road initial payment received earlier than budgeted \$132K
Economic Services	(7,495)	(5.4%)	▼	Timing	Variance due to MRWA Private Works budget timing
Other Property and Services	(1,758)	(60.3%)	▼	Permanent	Reduction in Refunds Income compared to Budget
<b>Operating Expense</b>					
Governance	70,879	(49.1%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
General Purpose Funding	865	(8.4%)	▲	Permanent	No reportable variance.
Law, Order and Public Safety	48,938	(64.7%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Health	3,287	(49.2%)	▲	Timing	No reportable variance.
Housing	9,271	(40.6%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Community Amenities	6,158	(10.9%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Recreation and Culture	153,247	(63.3%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised and overall underspend
Transport	89,121	(63.9%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised and overall underspend
Economic Services	57,994	(55.4%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Other Property and Services	20,466	(61.6%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
<b>Capital Revenues</b>					
Grants, Subsidies and Contributions	(385)	(0.4%)	▼	Timing	Ocean Park and Nanga Road RRG grants no longer receivable as Main Road contracted out the work enabling Eagle Bluff Road to be covered under this agreement for 17-18
Proceeds from Disposal of Assets	0	0.0%	▲	Timing	
<b>Capital Expenses</b>					
Land and Buildings	4,999	100.0%	▲	Timing	No Housing or Depot Building Projects have commenced
Infrastructure - Roads	(29,668)	(100.2%)	▼	Timing	Eagle Bluff Road commenced earlier than anticipated in budget
Infrastructure - Public Facilities	4,001	98.4%	▲	Timing	Refuse and Recycling Project close to finalisation
Infrastructure - Footpaths	(15,000)	0.0%	▼	Timing	Expenditure on Footpaths commenced earlier than anticipated in budget
Plant and Equipment	146,026	98.7%	▲	Timing	Capital Plant purchases have not commenced
<b>Financing</b>					
Loan Principal	(0)	(0.0%)	▼	Timing	No reportable variance.

Note: YTD budgets are an estimation at the time of preparing the annual budget.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>Note 3: NET CURRENT FUNDING POSITION</b>			Positive=Surplus (Negative=Deficit)	
	Note	31 July 2018	31 July 2017	
		\$	\$	
<b>Current Assets</b>				
Cash Unrestricted	4	1,230,986	2,236,987	
Cash Restricted	4	1,700,536	1,239,296	
Receivables - Rates	6	19,372	20,336	
Receivables -Other	6	505,815	141,340	
Interest / ATO Receivable		6,948	6,948	
Inventories		125,216	187,603	
		3,588,872	3,832,510	
<b>Less: Current Liabilities</b>				
Payables		(134,717)	(234,161)	
Provisions		(249,539)	(203,734)	
Royalties for Regions Funding		0		
		(384,256)	(437,895)	
Less: Cash Reserves	7	(1,700,536)	(1,239,296)	
<b>Net Current Funding Position</b>		<b>1,504,081</b>	<b>2,155,319</b>	



Comments - Net Current Funding Position

ORDINARY COUNCIL MEETING

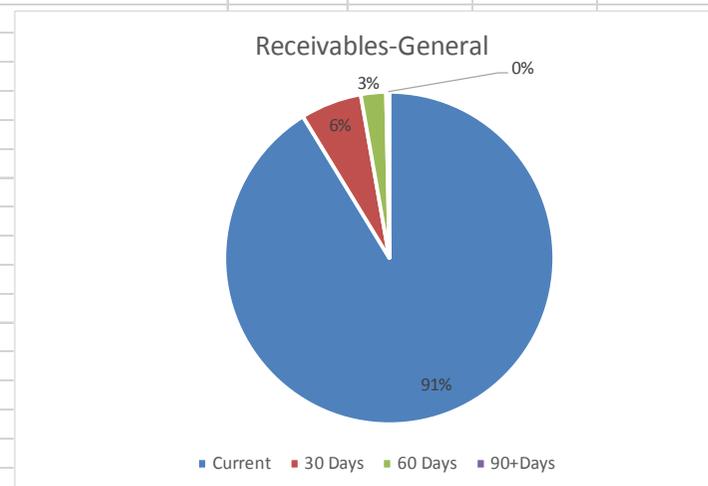
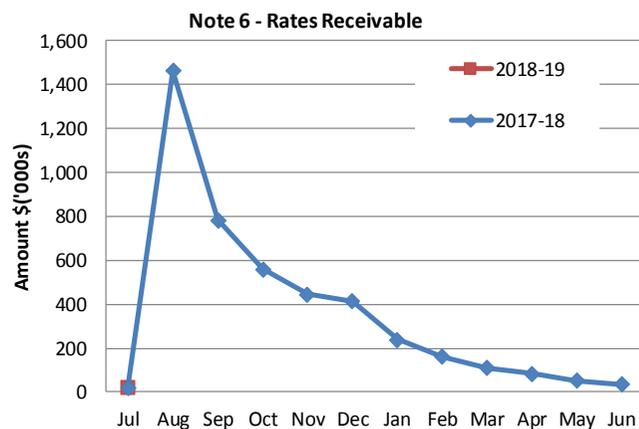
26 SEPTEMBER 2018

Shire of Shark Bay							
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY							
For the Period Ended 31 July 2018							
<b>Note 4: CASH AND INVESTMENTS</b>							
	Interest Rate	Unrestricted \$	Restricted \$	Trust \$	Total Amount \$	Institution	Maturity Date
(a) <b>Cash Deposits</b>							
Municipal Bank Account	0.10%	100,108			100,108	Bankwest	At Call
Reserve Bank Account	0.00%		490,536		490,536	Bankwest	At Call
Telenet Saver	1.10%	730,078			730,078	Bankwest	At Call
Trust Bank Account	0.00%			13,041	13,041	Bankwest	At Call
Cash On Hand		800			800		On Hand
(b) <b>Term Deposits</b>							
Municipal Investment	2.35%	400,000			400,000	Bankwest	
Reserve Investment	2.35%		1,210,000		1,210,000	Bankwest	10/08/2018
<b>Total</b>		1,230,986	1,700,536	13,041	2,944,562		
<b>Comments/Notes - Investments</b>							
Surplus funds invested for terms conducive to cashflow requirements. Although the Municipal Bank Account appears in overdraft, it is not.							
There is a timing issue on the update of the ledger compared to the actual transfer of funds from the Telenet Saver to cover the payments.							

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2018				
<b>Note 6: RECEIVABLES</b>				
<b>Receivables - Rates Receivable</b>	<b>31 July 2018</b>	<b>30 June 2017</b>	<b>Receivables - General</b>	<b>Current    30 Days    60 Days    90+Days</b>
	\$	\$		\$    \$    \$    \$
Opening Arrears Previous Years	36,581	25,814	Receivables - General	452,257    29,723    12,212    1,572
Levied this year	0	1,288,212	<b>Total Receivables General Outstanding</b>	<b>495,764</b>
Less Collections to date	(17,209)	(1,277,445)	<b>Amounts shown above include GST (where applicable)</b>	
Equals Current Outstanding	<b>19,372</b>	<b>36,581</b>		
<b>Net Rates Collectable</b>	<b>19,372</b>	<b>36,581</b>		
% Collected	47.04%	97.22%		



**Comments/Notes - Receivables Rates**

Rates collection is better than last year.

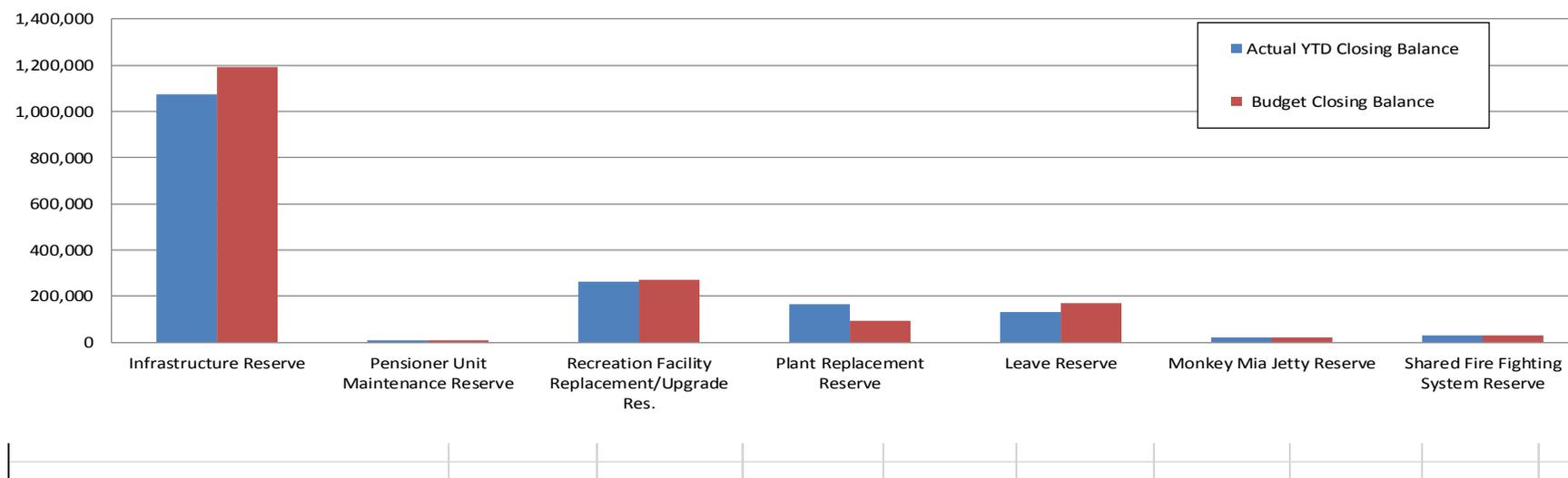
No major issues at this time - major debtor is Main Roads and Department of Parks and Wildlife.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay									
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY									
For the Period Ended 31 July 2018									
<u>Note 7: Cash Backed Reserve</u>									
2018-19									
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
Infrastructure Reserve	\$ 1,075,754	\$ 13,500	\$	\$ 218,577	\$	\$ (114,606)	\$	\$ 1,193,225	\$ 1,075,754
Pensioner Unit Maintenance Reserve	10,748	15		25,000		(25,000)		10,763	10,748
Recreation Facility Replacement/Upgrade Res.	264,546	6,250		0				270,796	264,546
Plant Replacement Reserve	165,608	1,100		468,227		(541,139)		93,796	165,608
Leave Reserve	133,402	2,000		33,900		0		169,302	133,402
Monkey Mia Jetty Reserve	21,586	400		0	0	0		21,986	21,586
Shared Fire Fighting System Reserve	28,891	575		0	0	0		29,466	28,891
	<b>1,700,535</b>	<b>23,840</b>	<b>0</b>	<b>745,704</b>	<b>0</b>	<b>(680,745)</b>	<b>0</b>	<b>1,789,334</b>	<b>1,700,535</b>

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



ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 July 2018								
Note 8 CAPITAL DISPOSALS								
Actual YTD Profit/(Loss) of Asset Disposal					Annual Budget			
					YTD 31 07 2018			
Cost	Accum Depr	Proceeds	Profit (Loss)		Annual Budget Profit/(Loss)	Actual Profit/(Loss)	Variance	
\$	\$	\$	\$		\$	\$	\$	
				<b>Plant and Equipment</b>				
				<b>Governance</b>				
MV176			0	CEO Vehicle	(10,111)	0	10,111	
MV170				EMFA Vehicle	9,000	0	(9,000)	
MV169				EMCD Vehicle	6,000	0	(6,000)	
	0	0	0		4,889	0	(4,889)	
				<b>Transport</b>				
MV172				Dual Cab Ute Works Manager	(8,262)		8,262	
MV171				Dual Cab Ute Town	(10,568)		10,568	
MV173				Dual Cab Ute Country	(11,046)		11,046	
MV142				Ride on Lawn Mower	1,025		(1,025)	
MV138				Town Loader	(65,885)		65,885	
MV111				Multi Tyred Rubber Roller	0		0	
MV134				Vibration Roller	(22,542)		22,542	
	0	0	0		(117,278)	0	117,278	
	0	0	0		(112,389)	0	112,389	
<b>Comments - Capital Disposal/Replacements</b>								

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay											
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY											
For the Period Ended 31 July 2018											
Rate in \$	Number of Properties	Rateable Value \$	Rate Revenue \$	Interim Rates \$	Back Rates \$	Total Revenue \$	2018/19 Budget Rate Revenue \$	2018/19 Budget Interim Rate \$	2018/19 Budget Back Rate \$	2018/19 Budget Total Revenue \$	
<b>Note 9: RATING INFORMATION</b>											
<b>Rate Type</b>											
<b>Differential General Rate</b>											
GRV Residential	0.098885	309	3,681,102			0	364,005			364,005	
GRV Commercial	0.101620	43	2,123,918			0	215,832			215,832	
GRV Vacant	0.098885	17	331,334			0	32,763			32,763	
GRV Rural Commercial	0.102773	5	304,200			0	31,264			31,264	
GRV Industrial/Residential	0.109426	45	619,128			0	67,749			67,749	
GRV Industrial/Residential Vacant	0.098885	2	17,100			0	1,691			1,691	
GRV Rural Resort	0.108482	2	1,112,800			0	120,719			120,719	
UV General	0.200085	7	1,150,738			0	230,245			230,245	
UV Pastoral	0.137028	11	617,360			0	84,596			84,596	
UV Mining	0.272901	1	6,990			0	1,908			1,908	
UV Exploration	0.262395	8	601,023			0	157,705			157,705	
<b>Sub-Totals</b>		450	10,565,693	0	0	0	1,308,477	0	0	1,308,477	
<b>Minimum Payment</b>											
GRV Residential	850.00	59	443,150			0	50,150			50,150	
GRV Commercial	850.00	17	93,832			0	14,450			14,450	
GRV Vacant	850.00	84	274,870			0	71,400			71,400	
GRV Rural Commercial	850.00	0	0			0	0			0	
GRV Industrial/Residential	850.00	3	19,760			0	2,550			2,550	
GRV Industrial/Residential Vacant	530.00	0	0			0	0			0	
GRV Rural Resort	850.00	0	0			0	0			0	
UV General	890.00	7	23,060			0	6,230			6,230	
UV Pastoral	890.00	0	0			0	0			0	
UV Mining	890.00	1	596			0	890			890	
UV Exploration	890.00	1	1,941			0	890			890	
<b>Sub-Totals</b>		172	857,209	0	0	0	146,560	0	0	146,560	
<b>Excess Rates 17/18 and 18/19 Impact</b>							(20,084)			(10,000)	
Concessions										(179,221)	
<b>Amount from General Rates</b>							<b>(20,084)</b>			<b>1,265,816</b>	
Specified Area Rates										37,520	
<b>Totals</b>							<b>(20,084)</b>			<b>1,303,336</b>	
<b>Comments - Rating Information</b>											

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 July 2018								
10. INFORMATION ON BORROWINGS								
(a) Debenture Repayments								
Particulars	Principal 1-Jul-18	New Loans	Principal Repayments		Principal Outstanding		Interest Repayments	
			2018/19 Actual \$	2018/19 Budget \$	2018/19 Actual \$	2018/19 Budget \$	2018/19 Actual \$	2018/19 Budget \$
Loan 57 Monkey Mia Bore	165,022	0	0	30,406	165,022	134,616	(1,857)	7,114
Loan 53 - Staff Housing	22,333	0	10,988	22,333	11,345	0	35	440
Loan 56 - Staff Housing	46,707	0	0	17,860	46,707	28,847	(350)	2,758
Loan - Town Oval Bore	0	800,000	0	13,815	0	786,185	0	14,440
	234,062	800,000	10,988	84,414	223,074	949,648	(2,172)	24,752

All debenture repayments are financed by general purpose revenue except Loan 57 which is funded through a Specified Area Rate.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 July 2018								
<b>Note 11: GRANTS AND CONTRIBUTIONS</b>								
Program/Details	Grant Provider	Approval	2018-19 Original Budget	Variations Additions (Deletions)	Operating	Capital	Recoup Status	
							Received/Invoiced	Not Received
		(Y/N)	\$	\$	\$	\$	\$	\$
<b>GENERAL PURPOSE FUNDING</b>								
Grants Commission - General	WALGGC	Y	719,551	0	719,551	0	0	719,551
Grants Commission - Roads	WALGGC	Y	215,001	0	215,001	0	0	215,001
<b>LAW, ORDER, PUBLIC SAFETY</b>								
FESA Grant - Operating Bush Fire Brigade	Dept. of Fire & Emergency Serv.	Y	6,248	0	6,248	0	0	6,248
Grant FESA - SES	Dept. of Fire & Emergency Serv.	Y	34,740	0	34,740	0	0	34,740
Coastal Hazard Risk Management & Adaption Plan	WA Planning Commission	Y	32,500	0	32,500	0	0	32,500
<b>RECREATION AND CULTURE</b>								
Upgrade Town Hall Stage	Shark Bay Entertainers Contribution	Y	3,500	0	0	3,500		3,500
Upgrade Town Hall Stage	Lotteries Commission	Y	45,855	0	0	45,855		45,855
<b>TRANSPORT</b>								
Road Preservation Grant	State Initiative - Main Roads WA	Y	65,254	0	65,254	0	65,254	0
Useless Loop Road - Mtce	Main Roads WA	Y	330,000	0	330,000	0	132,000	198,000
Contributions - Road Projects	Pipeline	Y	8,600	0	8,600	0	0	8,600
Roads To Recovery Grant - Cap	Roads to Recovery	Y	199,878	0	0	199,878	0	199,878
RRG Grants - Capital Projects	Regional Road Group	Y	232,065	0	0	232,065	85,322	146,743
CCTV - Depot	Dept. of Industry, Innovation & Science	Y				0	6,125	(6,125)
CCTV - Monkey Mia	Dept. of Industry, Innovation & Science	Y				0	6,125	(6,125)
<b>ECONOMIC SERVICES</b>								
		Y						
CCTV Foreshore	Dept. of Industry, Innovation & Science	Y		0	0	0	6,125	(6,125)
		Y						
		Y						
<b>TOTALS</b>			<b>1,893,192</b>	<b>0</b>	<b>1,411,894</b>	<b>481,298</b>	<b>300,951</b>	<b>1,592,241</b>
			Operating		1,411,894			197,254
			Non-operating		481,298			103,697
					1,893,192			300,951
<b>Comments - Operating and Non Operating Grants</b>								

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>Shire of Shark Bay</b>					
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>					
<b>For the Period Ended 31 July 2018</b>					
<b>Note 12: TRUST FUND</b>					
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 1 Jul 18	Amount Received	Amount Paid	Closing Balance 31-Jul-18	
	\$	\$	\$	\$	
CITF Levy	0	765	(765)	0	
Library Card Bond	50	50		100	
Bookeasy- Sales	0	64,848	(64,848)	0	
Kerb/Footpath Deposit	4,300			4,300	
Bond Key	2,300	240	(360)	2,180	
Hall Bond	0	275		275	
Police Licensing	2,063	31,635	(32,243)	1,455	
Election Deposit	0			0	
Marquee Deposit	0			0	
Building Licence Levy	0	524	(524)	0	
Road Reserve - Hughes Street	2,298			2,298	
Tour Sales	0			0	
Property Rental Bonds	1,820		(1,820)	0	
Rates Unidentified Deposit	210			210	
	<b>13,041</b>	<b>98,337</b>	<b>(100,560)</b>	<b>10,818</b>	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CAPITAL WORKS PROGRAM 2018/19								
Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Land and Buildings</b>								
<b>Housing</b>								
Staff housing Capital Works								
Staff Housing - 5 Spaven Way	1.2.4	CEO	(10,000)	(833)		833	0	
Staff Housing - 65 Brockman St	1.2.4	EMCD	(10,000)	(833)		833	0	
Staff Housing - 51 Durlacher St	1.2.4	EMFA	(10,000)	(833)		833	0	
Staff Housing - 80 Durlacher St	1.2.4	EMCD	(10,000)	(833)		833	0	
Pensioner Units Capital	3.7.1	EMCD	(25,000)			0	0	
<b>Housing Total</b>			<b>(65,000)</b>	<b>(3,332)</b>	<b>0</b>	<b>3,332</b>	<b>0</b>	
<b>Recreation and Culture</b>								
Denham Town Hall Stage Upgrade	3.7.1	EMCD	(56,355)		0	0	0	
<b>Recreation and Culture Total</b>			<b>(56,355)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Transport</b>								
Depot- New Ablution	3.7.1	WKM	(20,000)	(1,667)	0	1,667		
<b>Transport Total</b>			<b>(20,000)</b>	<b>(1,667)</b>	<b>0</b>	<b>1,667</b>	<b>0</b>	
<b>Land and Buildings Total</b>			<b>(141,355)</b>	<b>(4,999)</b>	<b>0</b>	<b>4,999</b>	<b>0</b>	
<b>Footpaths</b>								
<b>Transport</b>								
Footpath Construction-Denham Footpath Plan	3.7.1	WKM	(50,000)	(10,000)	(25,000)	(15,000)		
<b>Transport Total</b>			<b>(50,000)</b>	<b>(10,000)</b>	<b>(25,000)</b>	<b>(15,000)</b>	<b>0</b>	
<b>Footpaths Total</b>			<b>(50,000)</b>	<b>(10,000)</b>	<b>(25,000)</b>	<b>(15,000)</b>	<b>0</b>	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Furniture &amp; Office Equip.</b>								
<b>Governance</b>								
New IP Phone System	1.1.2	EMFA	(15,000)	(15,000)	0	15,000		
<b>Governance Total</b>			(15,000)	(15,000)	0	15,000	0	
<b>Furniture &amp; Office Equip. Total</b>			(15,000)	(15,000)	0	15,000	0	
<b>Plant , Equipment and Vehicles</b>								
<b>Governance</b>								
CEO Vehicle	1.1.2	CEO	(70,000)	(70,000)	0	70,000		
EMFA Vehicle	1.1.2	EMFA	(35,000)	(35,000)	0	35,000		
EMCD Vehicle	1.1.2	EMCD	(35,000)	(35,000)	0	35,000		
<b>Total Governance</b>			(140,000)	(140,000)	0	140,000	0	
<b>Transport</b>								
Major Plant Items	1.1.6	WKM	(20,000)	(1,667)		1,667	0	
Dual Cab Ute - Works Manager	1.1.6	WKM	(55,000)			0	0	
Dual Cab Ute - Town	1.1.6	WKM	(45,000)			0	0	
Excavator	1.1.6	WKM	(31,138)	(6,228)	(1,869)	4,359	1,869	
Multi Tyred Rubber Roller	1.1.6	WKM	(170,000)			0	0	
Town Loader	1.1.6	WKM	(195,000)			0	0	
Ride on Lawn Mower	1.1.6	WKM	(45,000)			0	0	
Dual Cab Ute - Country	1.1.6	WKM	(45,000)			0	0	
<b>Transport Total</b>			(606,138)	(7,895)	(1,869)	6,026	1,869	
<b>Denham Marine Facilities</b>								
Boat Jinker Brake System Upgrade	1.1.6	WKM	(20,000)			0	0	
<b>Denham Marine Facilities Total</b>			(20,000)	0	0	0	0	
<b>Plant , Equipment and Vehicles Total</b>			(766,138)	(147,895)	(1,869)	146,026	1,869	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Public Facilities</b>								
<b>Community Amenities</b>								
Refuse Tip and Recycling	2.4.2	WKM	(4,066)	(4,066)	(65)	4,001		
<b>Community Amenities Total</b>			<b>(4,066)</b>	<b>(4,066)</b>	<b>(65)</b>	<b>4,001</b>	<b>0</b>	
<b>Recreation And Culture</b>								
Town Oval Bore	3.2.2	WKM	(800,000)			0	0	
<b>Recreation And Culture Total</b>			<b>(800,000)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Public Facilities Total</b>			<b>(804,066)</b>	<b>(4,066)</b>	<b>(65)</b>	<b>4,001</b>	<b>0</b>	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Roads (Non Town)</b>								
<b>Transport</b>								
R2R Projects 18/19	1.1.6	WKM	(199,878)		0	0	0	
Useless Loop Road - RRG 18-19	1.1.6	WKM	(229,958)	(19,164)	0	19,164	0	
Eagle Bluff Road - RRG 17-18 C/F	1.1.6	WKM	(35,391)	(2,950)	(36,389)	(33,439)	36,389	
Eagle Bluff Road - RRG 18-19	1.1.6	WKM	(90,000)	(7,501)	(22,894)	(15,393)	22,894	
						0	0	
<b>Transport Total</b>			<b>(555,227)</b>	<b>(29,615)</b>	<b>(59,283)</b>	<b>(29,668)</b>	<b>59,283</b>	
<b>Roads (Non Town) Total</b>			<b>(555,227)</b>	<b>(29,615)</b>	<b>(59,283)</b>	<b>(29,668)</b>	<b>59,283</b>	
<b>Capital Expenditure Total</b>			<b>(2,331,786)</b>	<b>(211,575)</b>	<b>(86,217)</b>	125,358	61,152	

26 SEPTEMBER 2018

12.3 FINANCIAL REPORTS TO 31 AUGUST 2018  
CM00017

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Nil

Moved Cr Cowell

Seconded Cr Burton

**Council Resolution**

**That the monthly financial report to 31 August 2018 as attached be received.**

**7/0 CARRIED**

Comment

As per the requirements of Section 6.4 of the *Local Government Act 1995* and Regulation 34 of the *Local Government Accounting (Financial Management) Regulations 1996*, the following monthly financial reports to 31 August 2018 are attached.

LEGAL IMPLICATIONS

Section 34 of the *Local Government (Financial Management) Regulations 1996*, requires a financial report to be submitted to Council on a monthly basis.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The financial report shows that the finances of the Shire are in line with its adopted budget.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

The financial report reports on the current financial status and this is currently viewed as a low risk to Council.

Voting Requirements

Simple Majority Required

Signature

Author  
Chief Executive Officer  
Date of Report

*A Pears*  
*P Anderson*  
20 September 2018

<b>SHIRE OF SHARK BAY</b>	
<b>MONTHLY FINANCIAL REPORT</b>	
<b>For the Period Ended 31 August 2018</b>	
<b>LOCAL GOVERNMENT ACT 1995</b>	
<b>LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996</b>	
<b><u>TABLE OF CONTENTS</u></b>	
Compilation Report	
Monthly Summary Information	
Statement of Financial Activity by Program	
Statement of Financial Activity By Nature or Type	
Statement of Capital Acquisitions and Capital Funding	
Note 1	Significant Accounting Policies
Note 2	Explanation of Material Variances
Note 3	Net Current Funding Position
Note 4	Cash and Investments
Note 6	Receivables
Note 7	Cash Backed Reserves
Note 8	Capital Disposals
Note 9	Rating Information
Note 10	Information on Borrowings
Note 11	Grants and Contributions
Note 12	Trust
Note 13	Capital Acquisitions

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY							
STATEMENT OF FINANCIAL ACTIVITY							
(Statutory Reporting Program)							
For the Period Ended 31 August 2018							
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
<b>Operating Revenues</b>		\$	\$	\$	\$	%	
Governance		58,800	216	0	(216)	(100.00%)	▼
General Purpose Funding - Rates	9	1,303,336	1,293,252	1,382,393	89,141	6.89%	▲
General Purpose Funding - Other		1,005,532	244,132	249,293	5,161	2.1%	▲
Law, Order and Public Safety		84,987	1,916	4,036	2,120	111%	▲
Health		1,550	260	1,065	805	309.54%	▲
Housing		102,610	17,052	23,755	6,703	39.3%	▲
Community Amenities		308,548	217,798	234,351	16,553	7.60%	▲
Recreation and Culture		235,476	40,348	73,039	32,691	81.0%	▲
Transport		470,644	205,254	201,419	(3,835)	(1.9%)	▲
Economic Services		796,087	199,529	182,440	(17,089)	(8.6%)	▲
Other Property and Services		35,000	5,834	8,467	2,633	45.1%	▲
<b>Total Operating Revenue</b>		<b>4,402,570</b>	<b>2,225,591</b>	<b>2,360,258</b>	<b>134,668</b>	<b>6.05%</b>	
<b>Operating Expense</b>							
Governance		(323,208)	(154,607)	(77,888)	76,719	(49.6%)	▲
General Purpose Funding		(122,234)	(20,074)	(24,691)	(4,617)	23.0%	▼
Law, Order and Public Safety		(385,432)	(100,605)	(50,618)	49,986	(49.7%)	▲
Health		(76,922)	(12,966)	(8,498)	4,468	(34.5%)	▲
Housing		(196,115)	(37,046)	(26,522)	10,524	(28.4%)	▲
Community Amenities		(748,751)	(132,202)	(96,816)	35,386	(26.8%)	▲
Recreation and Culture		(2,244,626)	(418,482)	(211,406)	207,076	(49.5%)	▲
Transport		(1,777,877)	(280,160)	(147,740)	132,419	(47.3%)	▲
Economic Services		(1,191,491)	(300,227)	(112,863)	187,364	(62.4%)	▲
Other Property and Services		(34,750)	(26,129)	(14,626)	11,502	(44.0%)	▲
<b>Total Operating Expenditure</b>		<b>(7,101,406)</b>	<b>(1,482,496)</b>	<b>(771,669)</b>	<b>710,828</b>	<b>(47.9%)</b>	
			0				
<b>Funding Balance Adjustments</b>							
Add back Depreciation		2,018,120	342,766	0	(342,766)		
Adjust (Profit)/Loss on Asset Disposal	8	112,389	0	0	0		
Adjust Provisions and Accruals		10,000	0	0			
<b>Net Cash from Operations</b>		<b>(558,327)</b>	<b>1,085,860</b>	<b>1,588,589</b>	<b>502,729</b>		
<b>Capital Revenues</b>							
Grants, Subsidies and Contributions	11	481,298	153,437	149,552	(3,885)	(2.5%)	▼
Proceeds from Disposal of Assets	8	288,636	0	0	0		
<b>Total Capital Revenues</b>		<b>769,934</b>	<b>153,437</b>	<b>149,552</b>	<b>(3,885)</b>	<b>(2.5%)</b>	
<b>Capital Expenses</b>							
Land Held for Resale							
Land and Buildings	13	(141,355)	(66,353)	(1,164)	65,189	98.25%	▲
Infrastructure - Roads	13	(555,227)	(59,230)	(76,655)	(17,425)	(29.4%)	▼
Infrastructure - Public Facilities	13	(804,066)	(4,066)	(5,538)	(1,472)	(36.2%)	▼
Infrastructure - Streetscapes	13	0	0	0	0	0.0%	▲
Infrastructure - Footpaths	13	(50,000)	(20,000)	(25,000)	(5,000)	(25.0%)	▼
Infrastructure - Drainage	13	0	0	0	0		▲
Plant and Equipment	13	(766,138)	(15,790)	(2,233)	13,557	85.9%	▲
Furniture and Equipment	13	(15,000)	0	0	0	0.0%	▲
<b>Total Capital Expenditure</b>		<b>(2,331,786)</b>	<b>(165,439)</b>	<b>(110,591)</b>	<b>54,848</b>	<b>33.2%</b>	
<b>Net Cash from Capital Activities</b>		<b>(1,561,852)</b>	<b>(12,002)</b>	<b>38,961</b>	<b>50,963</b>	<b>424.62%</b>	
<b>Financing</b>							
Proceeds from Loans		800,000	0	0	0		
Transfer from Reserves	7	680,745	0	0	0	0.0%	
Repayment of Debentures	10	(84,414)	(10,988)	(10,988)	(0)	(0.0%)	
Transfer to Reserves	7	(769,544)	(3,194)	(3,194)	0	0.0%	
Loans to Community Groups		0	0	0	0	0.0%	
<b>Net Cash from Financing Activities</b>		<b>626,787</b>	<b>(14,182)</b>	<b>(14,182)</b>	<b>(0)</b>	<b>(0.0%)</b>	
<b>Net Operations, Capital and Financing</b>		<b>(1,493,392)</b>	<b>1,059,676</b>	<b>1,613,368</b>	<b>553,692</b>	<b>(52.25%)</b>	<b>▲</b>
<b>Opening Funding Surplus(Deficit)</b>	3	<b>1,493,392</b>	<b>1,493,392</b>	<b>1,493,392</b>	<b>0</b>		
<b>Closing Funding Surplus(Deficit)</b>	3	<b>0</b>	<b>2,553,068</b>	<b>3,106,760</b>	<b>553,692</b>	<b>21.69%</b>	<b>▲</b>

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.

ORDINARY COUNCIL MEETING

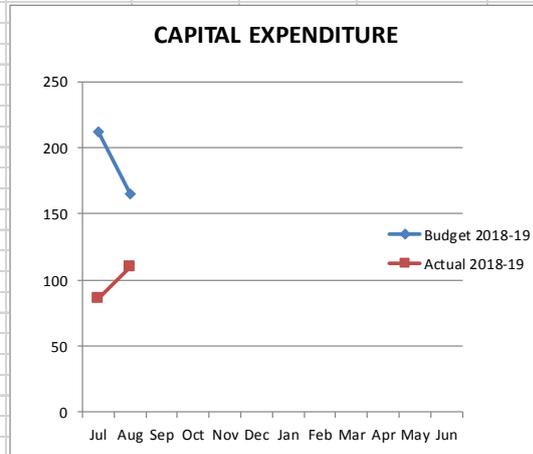
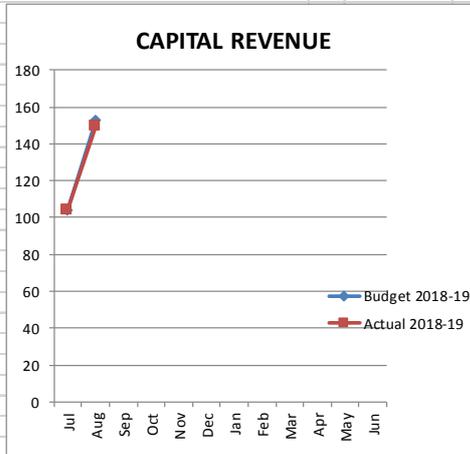
26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>				
<b>STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>(By Nature or Type)</b>				
<b>For the Period Ended 31 August 2018</b>				
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)
<b>Operating Revenues</b>				
Rates	9	1,303,336	1,293,252	1,382,393
Operating Grants, Subsidies and Contributions	11	1,411,893	430,892	435,392
Fees and Charges		1,462,040	474,819	507,213
Interest Earnings		49,155	7,522	12,387
Other Revenue		161,146	19,106	22,873
Profit on Disposal of Assets	8	15,000	0	0
<b>Total Operating Revenue</b>		<b>4,402,570</b>	<b>2,225,591</b>	<b>2,360,258</b>
<b>Operating Expense</b>				
Employee Costs		(2,243,191)	(360,333)	(313,038)
Materials and Contracts		(2,142,455)	(602,206)	(296,176)
Utility Charges		(190,175)	(32,296)	(11,527)
Depreciation on Non-Current Assets		(2,018,120)	(342,766)	0
Interest Expenses		(24,755)	2,520	2,172
Insurance Expenses		(156,026)	(92,367)	(93,241)
Other Expenditure		(199,295)	(55,049)	(59,859)
Loss on Disposal of Assets	8	(127,389)	0	0
<b>Total Operating Expenditure</b>		<b>(7,101,406)</b>	<b>(1,482,496)</b>	<b>(771,669)</b>
<b>Funding Balance Adjustments</b>				
Add back Depreciation		2,018,120	342,766	0
Adjust (Profit)/Loss on Asset Disposal	8	112,389	0	0
Adjust Provisions and Accruals		10,000	0	0
<b>Net Cash from Operations</b>		<b>(558,327)</b>	<b>1,085,860</b>	<b>1,588,589</b>
<b>Capital Revenues</b>				
Grants, Subsidies and Contributions	11	481,298	153,437	149,552
Proceeds from Disposal of Assets	8	288,636	0	0
<b>Total Capital Revenues</b>		<b>769,934</b>	<b>153,437</b>	<b>149,552</b>
<b>Capital Expenses</b>				
Land Held for Resale				
Land and Buildings	13	(141,355)	(66,353)	(1,164)
Infrastructure - Roads	13	(555,227)	(59,230)	(76,655)
Infrastructure - Public Facilities	13	(804,066)	(4,066)	(5,538)
Infrastructure - Streetscapes	13	0	0	0
Infrastructure - Footpaths	13	(50,000)	(20,000)	(25,000)
Infrastructure - Drainage	13	0	0	0
Plant and Equipment	13	(766,138)	(15,790)	(2,233)
Furniture and Equipment	13	(15,000)	0	0
<b>Total Capital Expenditure</b>		<b>(2,331,786)</b>	<b>(165,439)</b>	<b>(110,591)</b>
<b>Net Cash from Capital Activities</b>		<b>(1,561,852)</b>	<b>(12,002)</b>	<b>38,961</b>
<b>Financing</b>				
Proceeds from Loans		800,000	0	0
Transfer from Reserves	7	680,745	0	0
Repayment of Debentures	10	(84,414)	(10,988)	(10,988)
Transfer to Reserves	7	(769,544)	(3,194)	(3,194)
Loans to Community Groups		0	0	0
<b>Net Cash from Financing Activities</b>		<b>626,787</b>	<b>(14,182)</b>	<b>(14,182)</b>
<b>Net Operations, Capital and Financing</b>		<b>(1,493,392)</b>	<b>1,059,676</b>	<b>1,613,368</b>
<b>Opening Funding Surplus(Deficit)</b>	3	<b>1,493,392</b>	<b>1,493,392</b>	<b>1,493,392</b>
<b>Closing Funding Surplus(Deficit)</b>	3	<b>0</b>	<b>2,553,068</b>	<b>3,106,760</b>

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY								
STATEMENT OF CAPITAL ACQUISITIONS AND CAPITAL FUNDING								
For the Period Ended 31 August 2018								
Capital Acquisitions	Note	YTD Actual New /Upgrade (a)	YTD Actual (Renewal Expenditure) (b)	YTD Actual Total (c) = (a)+(b)	YTD Budget (d)	Amended Annual Budget	Variance (d) - (c)	
		\$	\$	\$	\$	\$	\$	
Land and Buildings	13	0	1,164	1,164	66,353	141,355	65,189	
Infrastructure Assets - Roads	13	0	76,655	76,655	59,230	555,227	(17,425)	
Infrastructure Assets - Public Facilities	13	5,538	0	5,538	4,066	804,066	(1,472)	
Infrastructure Assets - Footpaths	13	25,000	0	25,000	20,000	50,000	(5,000)	
Infrastructure Assets - Drainage	13	0	0	0	0	0	0	
Infrastructure Assets - Streetscapes	13	0	0	0	0	0	0	
Plant and Equipment	13	0	2,233	2,233	15,790	766,138	13,557	
Furniture and Equipment	13	0	0	0	0	15,000	0	
<b>Capital Expenditure Totals</b>		<b>30,538</b>	<b>80,052</b>	<b>110,591</b>	<b>165,439</b>	<b>2,331,786</b>	<b>54,848</b>	



ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>	
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>	
<b>For the Period Ended 31 August 2018</b>	
<b>1. SIGNIFICANT ACCOUNTING POLICIES</b>	
<b>(a) Basis of Preparation</b>	
	This report has been prepared in accordance with applicable Australian Accounting Standards (as they apply to local government 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 budget 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.
	<b>The Local Government Reporting Entity</b>
	All Funds through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this budget.
	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 financial statements. A separate statement of those monies appears at Note 16 to this budget document.
<b>(b) Rounding Off Figures</b>	
	All figures shown in this report, other than a rate in the dollar, are rounded to the nearest dollar.
<b>(c) Rates, Grants, Donations and Other Contributions</b>	
	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.
<b>(d) Goods and Services Tax (GST)</b>	
	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.
<b>(e) Superannuation</b>	
	The Council contributes to a number of Superannuation Funds on behalf of employees.
	All funds to which the Council contributes are defined contribution plans.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>				
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>For the Period Ended 31 August 2018</b>				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(f) Cash and Cash Equivalents</b>				
Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks, 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 shown as short term borrowings in current liabilities in the statement of financial position.				
<b>(g) Trade and Other Receivables</b>				
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.				
Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.				
Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.				
<b>(h) Inventories</b>				
<b>General</b>				
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.				
<b>Land Held for Resale</b>				
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.				
<b>(i) Fixed Assets</b>				
Each class of fixed assets within either property, plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.				
<b>Mandatory Requirement to Revalue Non-Current Assets</b>				
Effective from 1 July 2012, the Local Government (Financial Management) Regulations were amended and the measurement of non-current assets at Fair Value became mandatory.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>					
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>					
<b>For the Period Ended 31 August 2018</b>					
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>					
<b>(j) Fixed Assets (Continued)</b>					
<b><i>Land Under Control</i></b>					
In accordance with Local Government (Financial Management) Regulation 16(a), the Council was required to include as an asset (by 30 June 2013), Crown Land operated by the local government as a golf course, showground, racecourse or other sporting or recreational facility of state or regional significance.					
Upon initial recognition, these assets were recorded at cost in accordance with AASB 116. They were then classified as Land and revalued along with other land in accordance with the other policies detailed in this Note.					
Whilst they were initially recorded at cost (being fair value at the date of acquisition (deemed cost) as per AASB 116) they were revalued along with other items of Land and Buildings at 30 June 2014.					
<b><i>Initial Recognition and Measurement between Mandatory Revaluation Dates</i></b>					
All assets are initially recognised at cost and subsequently revalued in accordance with the mandatory measurement framework detailed above.					
In relation to this initial measurement, 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 Council includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.					
Individual assets acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework detailed above, are carried at cost less accumulated depreciation as management believes this approximates fair value. They will be subject to subsequent revaluation of the next anniversary date in accordance with the mandatory measurement framework.					

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>				
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>For the Period Ended 31 August 2018</b>				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(j) Fixed Assets (Continued)</b>				
<b>Revaluation</b>				
Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss.				
<b>Transitional Arrangement</b>				
During the time it takes to transition the carrying value of non-current assets from the cost approach to the fair value approach, the Council may still be utilising both methods across differing asset classes.				
Those assets carried at cost will be carried in accordance with the policy detailed in the <b>Initial Recognition</b> section as detailed above.				
Those assets carried at fair value will be carried in accordance with the <b>Revaluation Methodology</b> section as detailed above.				
<b>Land Under Roads</b>				
In Western Australia, all land under roads is Crown land, the responsibility for managing which, is vested in the local government.				
Effective as at 1 July 2008, Council elected not to recognise any value for land under roads acquired on or before 30 June 2008. This accords with the treatment available in Australian Accounting Standard AASB 1051 Land Under Roads and the fact Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.				
In respect of land under roads acquired on or after 1 July 2008, as detailed above, Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.				
Whilst such treatment is inconsistent with the requirements of AASB 1051, Local Government (Financial Management) Regulation 4(2) provides, in the event of such an inconsistency, the Local Government (Financial Management) Regulations prevail.				
Consequently, any land under roads acquired on or after 1 July 2008 is not included as an asset of the Council.				
<b>Depreciation</b>				
The depreciable amount of all fixed assets including buildings but excluding freehold land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of the improvements.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>			
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>			
<b>For the Period Ended 31 August 2018</b>			
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>			
<b>(j) Fixed Assets (Continued)</b>			
Major depreciation periods used for each class of depreciable asset are:			
Buildings			10 to 50 years
Furniture and Equipment			5 to 10 years
Plant and Equipment			5 to 10 years
Heritage			25 to 100 years
Sealed Roads and Streets			
- Subgrade			Not Depreciated
- Pavement			80 to 100 years
- Seal	Bituminous Seals		15 to 22 years
	Asphalt Surfaces		30 years
Formed Roads (Unsealed)			
- Subgrade			Not Depreciated
- Pavement			18 years
Footpaths			40 to 80 years
Drainage Systems			
- Drains and Kerbs			20 to 60 years
- Culverts			60 years
- Pipes			80 years
- Pits			60 years
The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.			
An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.			
Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in profit or loss in the period which they arise.			
When revalued assets are sold, amounts included in the revaluation surplus relating to that asset are transferred to retained surplus.			
<b>Capitalisation Threshold</b>			
Expenditure on items of equipment under \$5,000 is not capitalised. Rather, it is recorded on an asset inventory listing.			
<b>(k) Fair Value of Assets and Liabilities</b>			
When performing a revaluation, the Council uses a mix of both independent and management valuations using the following as a guide:			
Fair Value is the price that Council would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.			

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2018				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(k) Fair Value of Assets and Liabilities (Continued)</b>				
As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.				
To the extent possible, market information is extracted from either the principal market for the asset (i.e. the market with the greatest volume and level of activity for the asset or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (ie the market that maximises the receipts from the sale of the asset after taking into account transaction costs and transport costs).				
For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.				
<b>Fair Value Hierarchy</b>				
AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:				
<b>Level 1</b>				
Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.				
<b>Level 2</b>				
Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.				
<b>Level 3</b>				
Measurements based on unobservable inputs for the asset or liability.				
The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.				
<b>Valuation techniques</b>				
The Council selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Council are consistent with one or more of the following valuation approaches:				
<b>Market approach</b>				
Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>SHIRE OF SHARK BAY</b>				
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>For the Period Ended 31 August 2018</b>				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(k) Fair Value of Assets and Liabilities (Continued)</b>				
<b>Income approach</b>				
Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.				
<b>Cost approach</b>				
Valuation techniques that reflect the current replacement cost of an asset at its current service capacity.				
Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Council gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability and considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.				
As detailed above, the mandatory measurement framework imposed by the Local Government (Financial Management) Regulations requires, as a minimum, all assets carried at a revalued amount to be revalued at least every 3 years.				
<b>(l) Financial Instruments</b>				
<b>Initial Recognition and Measurement</b>				
Financial assets and financial liabilities are recognised when the Council becomes a party to the contractual provisions to the instrument. For financial assets, this is equivalent to the date that the Council commits itself to either the purchase or sale of the asset (ie trade date accounting is adopted).				
Financial instruments are initially measured at fair value plus transaction costs, except where the instrument is classified 'at fair value through profit or loss', in which case transaction costs are expensed to profit or loss immediately.				
<b>Classification and Subsequent Measurement</b>				
Financial instruments are subsequently measured at fair value, amortised cost using the effective interest rate method, or cost.				
Amortised cost is calculated as:				
(a) the amount in which the financial asset or financial liability is measured at initial recognition;				
(b) less principal repayments and any reduction for impairment; and				
(c) plus or minus the cumulative amortisation of the difference, if any, between the amount initially recognised and the maturity amount calculated using the effective interest rate method.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2018				
<b>1.</b>	<b>SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>			
	<b>(I) Financial Instruments (Continued)</b>			
	The effective interest method is used to allocate interest income or interest expense over the relevant period and is equivalent to the rate that discounts estimated future cash payments or receipts (including fees, transaction costs and other premiums or discounts) through the expected life (or when this cannot be reliably predicted, the contractual term) of the financial instrument to the net carrying amount of the financial asset or financial liability. Revisions to expected future net cash flows will necessitate an adjustment to the carrying value with a consequential recognition of an income or expense in profit or loss.			
	<i>(i) Financial assets at fair value through profit and loss</i>			
	Financial assets are classified at "fair value through profit or loss" when they are held for trading for the purpose of short term profit taking. Assets in this category are classified as current assets. Such assets are subsequently measured at fair value with changes in carrying amount being included in profit or loss.			
	<i>(ii) Loans and receivables</i>			
	Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market and are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.			
	Loans and receivables are included in current assets where they are expected to mature within 12 months after the end of the reporting period.			
	<i>(iii) Held-to-maturity investments</i>			
	Held-to-maturity investments are non-derivative financial assets with fixed maturities and fixed or determinable payments that the Council's management has the positive intention and ability to hold to maturity. They are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.			
	Held-to-maturity investments are included in current assets where they are expected to mature within 12 months after the end of the reporting period. All other investments are classified as non-current.			
	<i>(iv) Available-for-sale financial assets</i>			
	Available-for-sale financial assets are non-derivative financial assets that are either not suitable to be classified into other categories of financial assets due to their nature, or they are designated as such by management. They comprise investments in the equity of other entities where there is neither a fixed maturity nor fixed or determinable payments.			
	They are subsequently measured at fair value with changes in such fair value (i.e. gains or losses) recognised in other comprehensive income (except for impairment losses). When the financial asset is derecognised, the cumulative gain or loss pertaining to that asset previously recognised in other comprehensive income is reclassified into profit or loss.			
	Available-for-sale financial assets are included in current assets, where they are expected to be sold within 12 months after the end of the reporting period. All other available for sale financial assets are classified as non-current.			
	<i>(v) Financial liabilities</i>			
	Non-derivative financial liabilities (excl. financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in the profit or loss.			

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2018				
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>				
<b>(l) Financial Instruments (Continued)</b>				
<b><i>Impairment</i></b>				
A financial asset is deemed to be impaired if, and only if, there is objective evidence of impairment as a result of one or more events (a "loss event") having occurred, which has an impact on the estimated future cash flows of the financial asset(s).				
In the case of available-for-sale financial assets, a significant or prolonged decline in the market value of the instrument is considered a loss event. Impairment losses are recognised in profit or loss immediately. Also, any cumulative decline in fair value previously recognised in other comprehensive income is reclassified to profit or loss at this point.				
In the case of financial assets carried at amortised cost, loss events may include: indications that the debtors or a group of debtors are experiencing significant financial difficulty, default or delinquency in interest or principal payments; indications that they will enter bankruptcy or other financial reorganisation; and changes in arrears or economic conditions that correlate with defaults.				
For financial assets carried at amortised cost (including loans and receivables), a separate allowance account is used to reduce the carrying amount of financial assets impaired by credit losses. After having taken all possible measures of recovery, if management establishes that the carrying amount cannot be recovered by any means, at that point the written-off amounts are charged to the allowance account or the carrying amount of impaired financial assets is reduced directly if no impairment amount was previously recognised in the allowance account.				
<b><i>Derecognition</i></b>				
Financial assets are derecognised where the contractual rights for receipt of cash flows expire or the asset is transferred to another party, whereby the Council no longer has any significant continual involvement in the risks and benefits associated with the asset.				
Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss.				
<b>(m) Impairment of Assets</b>				
In accordance with Australian Accounting Standards the Council's assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.				
Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.				
Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another standard (e.g. AASB 116) whereby any impairment loss of a revaluation decrease in accordance with that other standard.				

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 August 2018					
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>					
<b>(m) Impairment of Assets (Continued)</b>					
For non-cash generating assets such as roads, drains, public buildings and the like, value in use is represented by the depreciated replacement cost of the asset.					
<b>(n) Trade and Other Payables</b>					
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.					
<b>(o) Employee Benefits</b>					
<b>Short-Term Employee Benefits</b>					
Provision is made for the Council's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.					
The Council's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position. The Council's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.					
<b>Other Long-Term Employee Benefits</b>					
Provision is made for employees' long service leave and annual leave entitlements not expected to be settled wholly within 12 months after the end of the annual reporting period in which the employees render the related service. Other long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations or service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.					
The Council's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Council does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.					

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SHIRE OF SHARK BAY						
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY						
For the Period Ended 31 August 2018						
<b>1. SIGNIFICANT ACCOUNTING POLICIES (Continued)</b>						
<b>(p) Borrowing Costs</b>						
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 until such time as the asset is substantially ready for its intended use or sale.						
<b>(q) Provisions</b>						
Provisions are recognised when the Council has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.						
Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.						
<b>(r) Current and Non-Current Classification</b>						
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 the 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 sale where it is held as non-current based on the Council's intentions to release for sale.						

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

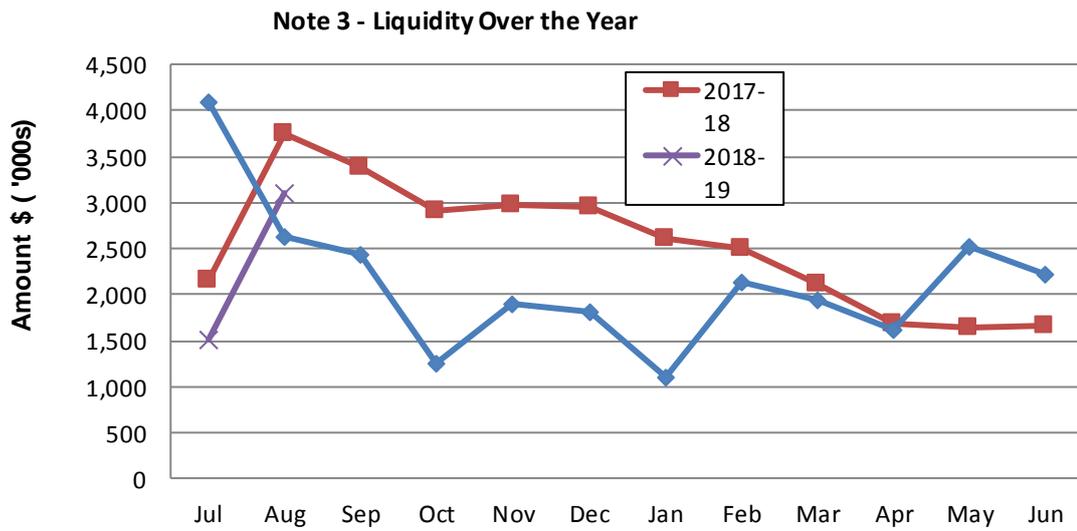
Shire of Shark Bay					
EXPLANATION OF MATERIAL VARIANCES					
For the Period Ended 31 August 2018					
Note 2: EXPLANATION OF MATERIAL VARIANCES					
Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
<b>Operating Revenues</b>	\$	%			
Governance	(216)	(100.0%)	▼	Permanent	No Reportable Variance
General Purpose Funding - Rates	89,141	6.9%	▲	Permanent	Various Concessions have not been applied for ie RAC, Yagalah and MRAC
General Purpose Funding - Other	5,161	2.1%	▲	Timing	No Reportable Variance
Law, Order and Public Safety	2,120	110.6%	▲	Timing	No Reportable Variance
Health	805	309.5%	▲	Permanent	No Reportable Variance
Housing	6,703	39.3%	▲	Timing	Pensioner and 16A Sunter Rent Received in Advance
Community Amenities	16,553	7.6%	▲	Permanent	Refuse Removal and increased Refuse Site Fees compared to Budget
Recreation and Culture	32,691	81.0%	▲	Permanent	Increase in SBDC Sales and Entrance Fees \$29K
Transport	(3,835)	(1.9%)	▲	Timing	No Reportable Variance
Economic Services	(17,089)	(8.6%)	▲	Timing	Variance due to MRWA Private Works budget timing
Other Property and Services	2,633	45.1%	▲	Timing	No Reportable Variance
<b>Operating Expense</b>					
Governance	76,719	(49.6%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
General Purpose Funding	(4,617)	23.0%	▼	Permanent	No reportable variance.
Law, Order and Public Safety	49,986	(49.7%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Health	4,468	(34.5%)	▲	Timing	No reportable variance.
Housing	10,524	(28.4%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Community Amenities	35,386	(26.8%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Recreation and Culture	207,076	(49.5%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised and overall underspend
Transport	132,419	(47.3%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised and overall underspend
Economic Services	187,364	(62.4%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
Other Property and Services	11,502	(44.0%)	▲	Timing	Depreciation not run until Audit 17/18 Finalised
<b>Capital Revenues</b>					
Grants, Subsidies and Contributions	(3,885)	(2.5%)	▼	Timing	No Reportable Variance
Proceeds from Disposal of Assets	0	0.0%	▲	Timing	No Reportable Variance
<b>Capital Expenses</b>					
Land and Buildings	65,189	98.2%	▲	Timing	No Housing or Depot Building Projects have commenced
Infrastructure - Roads	(17,425)	(29.4%)	▼	Timing	Eagle Bluff Road commenced earlier than anticipated in budget
Infrastructure - Public Facilities	(1,472)	(36.2%)	▼	Timing	Refuse and Recycling Project close to finalisation
Infrastructure - Footpaths	(5,000)	0.0%	▼	Timing	Expenditure on Footpaths commenced earlier than anticipated in budget
Plant and Equipment	13,557	85.9%	▲	Timing	Major Capital Plant purchases have not commenced
<b>Financing</b>					
Loan Principal	(0)	(0.0%)	▼	Timing	No reportable variance.

Note: YTD budgets are an estimation at the time of preparing the annual budget.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>Shire of Shark Bay</b>			
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>			
<b>For the Period Ended 31 August 2018</b>			
<b>Note 3: NET CURRENT FUNDING POSITION</b>			
		Positive=Surplus (Negative=Deficit)	
	Note	31 August 2018	31 August 2017
		\$	\$
<b>Current Assets</b>			
Cash Unrestricted	4	1,427,635	2,298,736
Cash Restricted	4	1,703,729	1,239,296
Receivables - Rates	6	1,668,054	1,461,684
Receivables -Other	6	288,368	295,039
Interest / ATO Receivable		9,562	6,948
Inventories		125,216	187,603
		<b>5,222,564</b>	<b>5,489,306</b>
<b>Less: Current Liabilities</b>			
Payables		(162,536)	(305,664)
Provisions		(249,539)	(203,734)
Royalties for Regions Funding		0	
		<b>(412,075)</b>	<b>(509,398)</b>
Less: Cash Reserves	7	(1,703,729)	(1,239,296)
<b>Net Current Funding Position</b>		<b>3,106,760</b>	<b>3,740,612</b>



**Comments - Net Current Funding Position**

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay							
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY							
For the Period Ended 31 August 2018							
<b>Note 4: CASH AND INVESTMENTS</b>							
	Interest Rate	Unrestricted \$	Restricted \$	Trust \$	Total Amount \$	Institution	Maturity Date
<b>(a) Cash Deposits</b>							
Municipal Bank Account	0.10%	296,064			296,064	Bankwest	At Call
Reserve Bank Account	0.00%		1,703,729		1,703,729	Bankwest	At Call
Telenet Saver	1.10%	730,771			730,771	Bankwest	At Call
Trust Bank Account	0.00%			13,216	13,216	Bankwest	At Call
Cash On Hand		800			800		On Hand
<b>(b) Term Deposits</b>							
Municipal Investment	2.35%	400,000			400,000	Bankwest	25/10/2018
Reserve Investment	2.35%				0	Bankwest	
<b>Total</b>		<b>1,427,635</b>	<b>1,703,729</b>	<b>13,216</b>	<b>3,144,580</b>		
<b>Comments/Notes - Investments</b>							
Surplus funds invested for terms conducive to cashflow requirements.							

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2018				
<b>Note 6: RECEIVABLES</b>				
<b>Receivables - Rates Receivable</b>	<b>31 August 2018</b>	<b>30 June 2017</b>	<b>Receivables - General</b>	<b>Current    30 Days    60 Days    90+Days</b>
	\$	\$		\$    \$    \$    \$
Opening Arrears Previous Years	36,578	25,814	Receivables - General	71,553    179,403    19,285    11,713
Levied this year	1,678,943	1,288,212	<b>Total Receivables General Outstanding</b>	<b>281,953</b>
Less Collections to date	(47,468)	(1,277,448)	<b>Amounts shown above include GST (where applicable)</b>	
Equals Current Outstanding	<b>1,668,054</b>	<b>36,578</b>		
<b>Net Rates Collectable</b>	<b>1,668,054</b>	<b>36,578</b>		
% Collected	2.77%	97.22%		

**Note 6 - Rates Receivable**

Month	2018-19 (Amount \$ '000s)	2017-18 (Amount \$ '000s)
Jul	50	50
Aug	1700	1450
Sep	800	800
Oct	550	550
Nov	450	450
Dec	420	420
Jan	250	250
Feb	180	180
Mar	120	120
Apr	100	100
May	80	80
Jun	50	50

**Receivables-General**

Category	Percentage
Current	64%
30 Days	25%
60 Days	7%
90+Days	4%

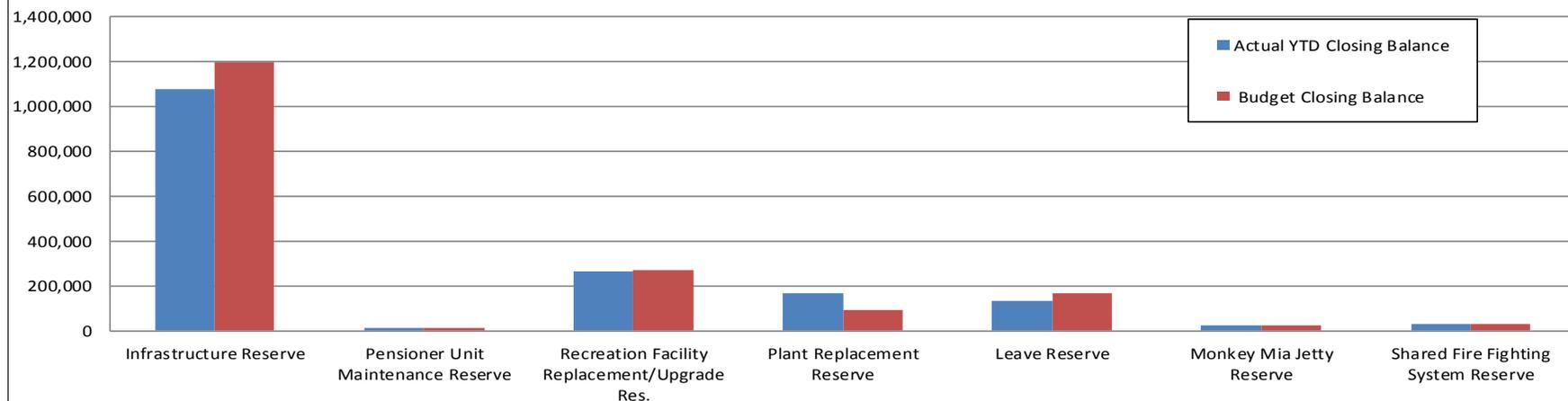
<b>Comments/Notes - Receivables Rates</b>	<b>Receivables-General</b>
Rates collection is better than last year.	No major issues at this time - major debtor is Main Roads and Department of Parks and Wildlife.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay									
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY									
For the Period Ended 31 August 2018									
<u>Note 7: Cash Backed Reserve</u>									
2018-19									
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
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Infrastructure Reserve	1,075,754	13,500	1,791	218,577		(114,606)		1,193,225	1,077,545
Pensioner Unit Maintenance Reserve	10,748	15	2	25,000		(25,000)		10,763	10,750
Recreation Facility Replacement/Upgrade Res.	264,546	6,250	827	0				270,796	265,373
Plant Replacement Reserve	165,608	1,100	172	468,227		(541,139)		93,796	165,780
Leave Reserve	133,402	2,000	269	33,900		0		169,302	133,671
Monkey Mia Jetty Reserve	21,586	400	57	0	0	0		21,986	21,643
Shared Fire Fighting System Reserve	28,891	575	76	0	0	0		29,466	28,967
	<b>1,700,535</b>	<b>23,840</b>	<b>3,194</b>	<b>745,704</b>	<b>0</b>	<b>(680,745)</b>	<b>0</b>	<b>1,789,334</b>	<b>1,703,729</b>

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



ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay							
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY							
For the Period Ended 31 August 2018							
Note 8 CAPITAL DISPOSALS							
Actual YTD Profit/(Loss) of Asset Disposal					Annual Budget		
Cost	Accum Depr	Proceeds	Profit (Loss)		YTD 31 08 2018		
\$	\$	\$	\$		Annual Budget Profit/(Loss)	Actual Profit/(Loss)	Variance
					\$	\$	\$
				<b>Plant and Equipment</b>			
				<b>Governance</b>			
			0	CEO Vehicle	(10,111)	0	10,111
				EMFA Vehicle	9,000	0	(9,000)
				EMCD Vehicle	6,000	0	(6,000)
0	0	0	0		4,889	0	(4,889)
				<b>Transport</b>			
				Dual Cab Ute Works Manager	(8,262)		8,262
				Dual Cab Ute Town	(10,568)		10,568
				Dual Cab Ute Country	(11,046)		11,046
				Ride on Lawn Mower	1,025		(1,025)
				Town Loader	(65,885)		65,885
				Multi Tyred Rubber Roller	0		0
				Vibration Roller	(22,542)		22,542
0	0	0	0		(117,278)	0	117,278
0	0	0	0		(112,389)	0	112,389
<b>Comments - Capital Disposal/Replacements</b>							

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay											
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY											
For the Period Ended 31 August 2018											
Rate in \$	Number of Properties	Rateable Value \$	Rate Revenue \$	Interim Rates \$	Back Rates \$	Total Revenue \$	2018/19 Budget Rate Revenue \$	2018/19 Budget Interim Rate \$	2018/19 Budget Back Rate \$	2018/19 Budget Total Revenue \$	
Note 9: RATING INFORMATION											
RATE TYPE											
<b>Differential General Rate</b>											
GRV Residential	0.098885	309	3,681,102	365,446		365,446	364,005			364,005	
GRV Commercial	0.101620	43	2,123,918	214,353		214,353	215,832			215,832	
GRV Vacant	0.098885	17	331,334	32,764		32,764	32,763			32,763	
GRV Rural Commercial	0.102773	5	304,200	31,264		31,264	31,264			31,264	
GRV Industrial/Residential	0.109426	45	619,128	67,749		67,749	67,749			67,749	
GRV Industrial/Residential Vaca	0.098885	2	17,100	1,691		1,691	1,691			1,691	
GRV Rural Resort	0.108482	2	1,112,800	120,719		120,719	120,719			120,719	
UV General	0.200085	7	1,150,738	238,613		238,613	230,245			230,245	
UV Pastoral	0.137028	11	617,360	84,596		84,596	84,596			84,596	
UV Mining	0.272901	1	6,990	1,969		1,969	1,908			1,908	
UV Exploration	0.262395	8	601,023	162,797		162,797	157,705			157,705	
<b>Sub-Totals</b>		450	10,565,693	1,321,960	0	0	1,321,960	1,308,477	0	0	1,308,477
<b>Minimum Payment</b>											
GRV Residential	850.00	59	443,150	51,000		51,000	50,150			50,150	
GRV Commercial	850.00	17	93,832	14,450		14,450	14,450			14,450	
GRV Vacant	850.00	84	274,870	70,550		70,550	71,400			71,400	
GRV Rural Commercial	850.00	0	0	0		0	0			0	
GRV Industrial/Residential	850.00	3	19,760	2,550		2,550	2,550			2,550	
GRV Industrial/Residential Vaca	530.00	0	0	0		0	0			0	
GRV Rural Resort	850.00	0	0	0		0	0			0	
UV General	890.00	7	23,060	6,230		6,230	6,230			6,230	
UV Pastoral	890.00	0	0	0		0	0			0	
UV Mining	890.00	1	596	890		890	890			890	
UV Exploration	890.00	1	1,941	890		890	890			890	
<b>Sub-Totals</b>		172	857,209	146,560	0	0	146,560	146,560	0	0	146,560
<b>Excess Rates 17/18 and 18/19 Impact</b>											
Concessions						(20,084)				(10,000)	
<b>Amount from General Rates</b>						(101,967)				(179,221)	
Specified Area Rates						<b>1,346,469</b>				<b>1,265,816</b>	
<b>Totals</b>						35,925				37,520	
						<b>1,382,393</b>				<b>1,303,336</b>	
<b>Comments - Rating Information</b>											

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 August 2018								
10. INFORMATION ON BORROWINGS								
(a) Debenture Repayments								
Particulars	Principal 1-Jul-17	New Loans	Principal Repayments		Principal Outstanding		Interest Repayments	
			2018/19 Actual	2018/19 Budget	2018/19 Actual	2018/19 Budget	2018/19 Actual	2018/19 Budget
			\$	\$	\$	\$	\$	\$
<b>Loan 57 Monkey Mia Bore</b>	165,022	0	0	30,406	165,022	134,616	(1,857)	7,114
<b>Loan 53 - Staff Housing</b>	22,333	0	10,988	22,333	11,345	0	35	440
<b>Loan 56 - Staff Housing</b>	46,707	0	0	17,860	46,707	28,847	(350)	2,758
<b>Loan - Town Oval Bore</b>	0	800,000	0	13,815	0	786,185	0	14,440
	234,062	800,000	10,988	84,414	223,074	949,648	(2,172)	24,752

All debenture repayments are financed by general purpose revenue except Loan 57 which is funded through a Specified Area Rate.

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 August 2018								
Note 11: GRANTS AND CONTRIBUTIONS								
Program/Details	Grant Provider	Approval	2018-19 Original Budget	Variations Additions (Deletions)	Operating	Capital	Recoup Status	
							Received/Invoiced	Not Received
		(Y/N)	\$	\$	\$	\$	\$	\$
<b>GENERAL PURPOSE FUNDING</b>								
Grants Commission - General	WALGGC	Y	719,551	0	719,551	0	179,888	539,663
Grants Commission - Roads	WALGGC	Y	215,001	0	215,001	0	53,750	161,251
<b>LAW, ORDER, PUBLIC SAFETY</b>								
FESA Grant - Operating Bush Fire Brigade	Dept. of Fire & Emergency Serv.	Y	6,248	0	6,248	0	0	6,248
Grant FESA - SES	Dept. of Fire & Emergency Serv.	Y	34,740	0	34,740	0	0	34,740
Coastal Hazard Risk Management & Adaption Plan	WA Planning Commission	Y	32,500	0	32,500	0	0	32,500
<b>RECREATION AND CULTURE</b>								
Upgrade Town Hall Stage	Shark Bay Entertainers Contribution	Y	3,500	0	0	3,500		3,500
Upgrade Town Hall Stage	Lotteries Commission	Y	45,855	0	0	45,855	45,855	0
<b>TRANSPORT</b>								
Road Preservation Grant	State Initiative - Main Roads WA	Y	65,254	0	65,254	0	65,254	0
Useless Loop Road - Mtce	Main Roads WA	Y	330,000	0	330,000	0	132,000	198,000
Contributions - Road Projects	Pipeline	Y	8,600	0	8,600	0	0	8,600
Roads To Recovery Grant - Cap	Roads to Recovery	Y	199,878	0	0	199,878	0	199,878
RRG Grants - Capital Projects	Regional Road Group	Y	232,065	0	0	232,065	85,322	146,743
CCTV - Depot	Dept. of Industry, Innovation & Science	Y				0	6,125	(6,125)
CCTV - Monkey Mia	Dept. of Industry, Innovation & Science	Y				0	6,125	(6,125)
<b>ECONOMIC SERVICES</b>								
Support for Local Road Safety Activities	WALGA	Y					1,500	(1,500)
CCTV Foreshore	Dept. of Industry, Innovation & Science	Y		0	0	0	6,125	(6,125)
Destination Shark Bay Brand Development	Shark Bay Tourism Association	Y					3,000	(3,000)
		Y						
<b>TOTALS</b>			<b>1,893,192</b>	<b>0</b>	<b>1,411,894</b>	<b>481,298</b>	<b>584,944</b>	<b>1,308,248</b>
			Operating		1,411,894		435,392	
			Non-operating		481,298		149,552	
					1,893,192		584,944	
<b>Comments - Operating and Non Operating Grants</b>								

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

<b>Shire of Shark Bay</b>				
<b>NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY</b>				
<b>For the Period Ended 31 August 2018</b>				
<b>Note 12: TRUST FUND</b>				
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 1 Jul 18	Amount Received	Amount Paid	Closing Balance 31-Aug-18
	\$	\$	\$	\$
CITF Levy	0	903	(765)	138
Library Card Bond	50	100	(100)	50
Bookeasy- Sales	0	116,463	(116,418)	45
Kerb/Footpath Deposit	4,300			4,300
Bond Key	2,300	360	(400)	2,260
Hall Bond	0	275		275
Police Licensing	2,063	64,178	(62,752)	3,489
Election Deposit	0			0
Marquee Deposit	0			0
Building Licence Levy	0	675	(524)	152
Road Reserve - Hughes Street	2,298			2,298
Tour Sales	0			0
Property Rental Bonds	1,820		(1,820)	0
Rates Unidentified Deposit	210			210
	<b>13,041</b>	<b>182,953</b>	<b>(182,778)</b>	<b>13,216</b>

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

CAPITAL WORKS PROGRAM 2018/19								
Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Land and Buildings</b>								
<b>Housing</b>								
Staff housing Capital Works								
Staff Housing - 5 Spaven Way	1.1.2	CEO	(10,000)	(1,666)		1,666	0	
Staff Housing - 65 Brockman St	1.1.2	EMCD	(10,000)	(1,666)		1,666	0	
Staff Housing - 51 Durlacher St	1.1.2	EMFA	(10,000)	(1,666)		1,666	0	
Staff Housing - 80 Durlacher St	1.1.2	EMCD	(10,000)	(1,666)		1,666	0	
Pensioner Units Capital	1.1.3	EMCD	(25,000)	0	(1,164)	(1,164)	1,164	
<b>Housing Total</b>			<b>(65,000)</b>	<b>(6,664)</b>	<b>(1,164)</b>	<b>5,500</b>	<b>1,164</b>	
<b>Recreation and Culture</b>								
Denham Town Hall Stage Upgrade	2.2.1	EMCD	(56,355)	(56,355)	0	56,355	0	
<b>Recreation and Culture Total</b>			<b>(56,355)</b>	<b>(56,355)</b>	<b>0</b>	<b>56,355</b>	<b>0</b>	
<b>Transport</b>								
Depot- New Ablution	2.2.1	WKM	(20,000)	(3,334)	0	3,334		
<b>Transport Total</b>			<b>(20,000)</b>	<b>(3,334)</b>	<b>0</b>	<b>3,334</b>	<b>0</b>	
<b>Land and Buildings Total</b>			<b>(141,355)</b>	<b>(66,353)</b>	<b>(1,164)</b>	<b>65,189</b>	<b>1,164</b>	
<b>Footpaths</b>								
<b>Transport</b>								
Footpath Construction-Denham Footpath Plan	1.1.2	WKM	(50,000)	(20,000)	(25,000)	(5,000)		
<b>Transport Total</b>			<b>(50,000)</b>	<b>(20,000)</b>	<b>(25,000)</b>	<b>(5,000)</b>	<b>0</b>	
<b>Footpaths Total</b>			<b>(50,000)</b>	<b>(20,000)</b>	<b>(25,000)</b>	<b>(5,000)</b>	<b>0</b>	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Furniture &amp; Office Equip.</b>								
<b>Governance</b>								
New IP Phone System	1.1.2	EMFA	(15,000)		0	0		
<b>Governance Total</b>			(15,000)	0	0	0	0	
<b>Furniture &amp; Office Equip. Total</b>			(15,000)	0	0	0	0	
<b>Plant , Equipment and Vehicles</b>								
<b>Governance</b>								
CEO Vehicle	1.1.2	CEO	(70,000)		0	0		
EMFA Vehicle	1.1.2	EMFA	(35,000)		0	0		
EMCD Vehicle	1.1.2	EMCD	(35,000)		0	0		
<b>Total Governance</b>			(140,000)	0	0	0	0	
<b>Transport</b>								
Major Plant Items	1.1.2	WKM	(20,000)	(3,334)		3,334	0	
Dual Cab Ute - Works Manager	1.1.2	WKM	(55,000)			0	0	
Dual Cab Ute - Town	1.1.2	WKM	(45,000)			0	0	
Excavator	1.1.2	WKM	(31,138)	(12,456)	(2,233)	10,223	2,233	
Multi Tyred Rubber Roller	1.1.2	WKM	(170,000)			0	0	
Town Loader	1.1.2	WKM	(195,000)			0	0	
Ride on Lawn Mower	1.1.2	WKM	(45,000)			0	0	
Dual Cab Ute - Country	1.1.2	WKM	(45,000)			0	0	
<b>Transport Total</b>			(606,138)	(15,790)	(2,233)	13,557	2,233	
<b>Denham Marine Facilities</b>								
Boat Jinker Brake System Upgrade	1.1.2	WKM	(20,000)			0	0	
<b>Denham Marine Facilities Total</b>			(20,000)	0	0	0	0	
<b>Plant , Equipment and Vehicles Total</b>			(766,138)	(15,790)	(2,233)	13,557	2,233	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Public Facilities</b>								
<b>Community Amenities</b>								
Refuse Tip and Recycling	2.1.1	WKM	(4,066)	(4,066)	(5,538)	(1,472)		
<b>Community Amenities Total</b>			<b>(4,066)</b>	<b>(4,066)</b>	<b>(5,538)</b>	<b>(1,472)</b>	<b>0</b>	
<b>Recreation And Culture</b>								
Town Oval Bore	2.2.1	WKM	(800,000)			0	0	
<b>Recreation And Culture Total</b>			<b>(800,000)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Public Facilities Total</b>			<b>(804,066)</b>	<b>(4,066)</b>	<b>(5,538)</b>	<b>(1,472)</b>	<b>0</b>	

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
<b>Roads (Non Town)</b>								
<b>Transport</b>								
R2R Projects 18/19	1.1.1	WKM	(199,878)		0	0	0	
Useless Loop Road - RRG 18-19	1.1.1	WKM	(229,958)	(38,328)	0	38,328	0	
Eagle Bluff Road - RRG 17-18 C/F	1.1.1	WKM	(35,391)	(5,900)	(36,389)	(30,489)	36,389	
Eagle Bluff Road - RRG 18-19	1.1.1	WKM	(90,000)	(15,002)	(40,266)	(25,264)	40,266	
						0	0	
<b>Transport Total</b>			<b>(555,227)</b>	<b>(59,230)</b>	<b>(76,655)</b>	<b>(17,425)</b>	<b>76,655</b>	
<b>Roads (Non Town) Total</b>			<b>(555,227)</b>	<b>(59,230)</b>	<b>(76,655)</b>	<b>(17,425)</b>	<b>76,655</b>	
<b>Capital Expenditure Total</b>			<b>(2,331,786)</b>	<b>(165,439)</b>	<b>(110,591)</b>	<b>54,848</b>	<b>80,052</b>	

**13.0 TOWN PLANNING REPORT**

**13.1 PROPOSED SIGNAGE (ASSOCIATION WITH THE DENHAM SEASIDE CARAVAN PARK – MONKEY MIA ROAD (ROAD RESERVE) / NEAR STELLA ROWLEY DRIVE INTERSECTION P1053, RD00006, RD00010 & RD00025**

AUTHOR

Liz Bushby – Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Moved            Cr Fenny  
Seconded       Cr Ridgley

**Council Resolution**

**That Council:**

- 1. Approve the application lodged by the Denham Seaside Caravan Park for signage within the Monkey Mia Road Reserve (near the Stella Rowley Drive intersection) subject to the following conditions and footnotes:**
  - (i) All development shall generally be in accordance with the approved plans.**
  - (ii) All signage shall be constructed and maintained to a good quality standard to the satisfaction of the Chief Executive Officer.**
  - (iii) If the development the subject of this approval is not substantially commenced within a period of 2 years, the approval shall lapse and be of no further effect.**

**Footnotes:**

- (a) A planning consent is not an approval to commence any works. A building permit may be required for the signs and it is recommended you liaise with the Shires Building Surveyor.**
- (b) This planning approval does not negate the need for the proponent to obtain separate approval from Main Roads Western Australia for signs within and adjacent to road reserve which is under their care and control.**

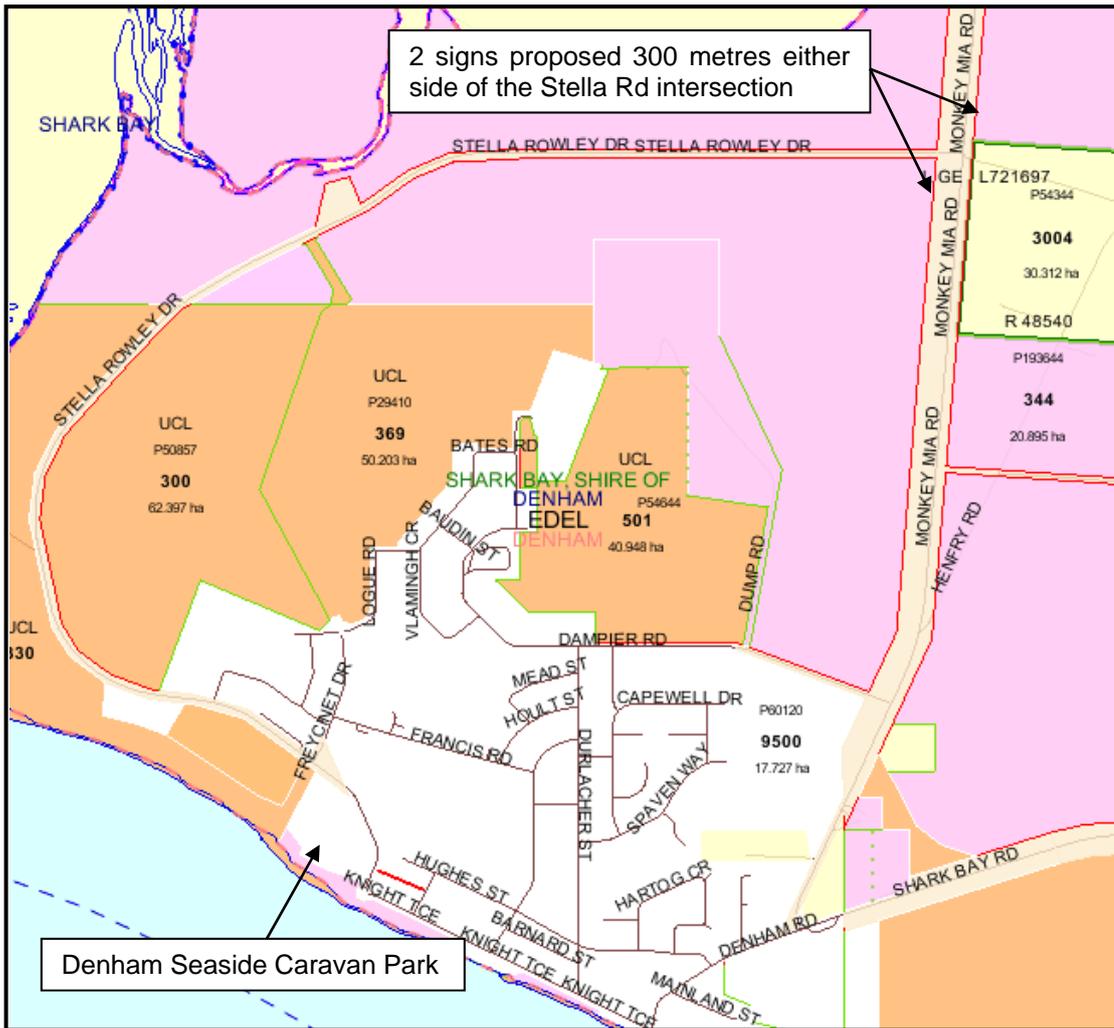
**5/2 CARRIED**

**BACKGROUND**

• **Location**

The Denham Seaside Caravan Park is located on Lots 309 and 310 Stella Rowley Drive near the intersection with Knight Terrace.

The operators are in the process of applying to Main Roads Western Australia for signs within the Monkey Mia road reserve, however need to lodge supporting information from the Shire.



Location Plan

• **Ownership**

The Monkey Mia Road Reserve falls under the jurisdiction of Main Roads Western Australia, and separate approval of the proposed signs from Main Roads is required.

Main Roads has signed a planning application form.

- **Zoning**

Monkey Mia Road is a local scheme reserve for 'major highways' under the Shire of Shark Bay Local Planning Scheme No 3, and is proposed to be reserved 'Primary Distributor Road' under the proposed Local Planning Scheme No 4.

Town Planning Innovations is of the understanding that Scheme 4 has been approved by the Minister for Planning, however the formal written approval had not been received at the time of writing this report.

It should be noted that Scheme 3 will be operative until the new Scheme No 4 is gazetted.

COMMENT

- **Description of Proposed Development**

A planning application has been lodged for two signs to be located approximately 300 metres to the north and south of the Stella Rowley Drive / Monkey Mia intersection.



The proposed location has been inspected by Main Roads Western Australia who have indicated 300 metres is an appropriate distance from the intersection.

26 SEPTEMBER 2018

Each sign will be double sided on poles with a sign face measuring 3 metres by 1.5 metres.



- ***Matters to be considered by Council***

In assessing the proposal Council can have regard for matters such as the compatibility of the development with its setting and the amenity of the locality including the character of the locality.

As outlined in the statutory section of this report Council can also have regard for the localities historic or landscape significance and traffic safety (although it is noted Main Roads Western Australia assesses traffic safety).

It is acknowledged that the location has low scale coastal vegetation so the signs will be highly visible, however Town Planning Innovations is of the view that the combination of height, scale and professional presentation of the signage is compatible with the locality and will not have any negative adverse visual impact.

The proposed signs are slimline, will provide some added interest to the streetscape and assist to guide tourists to the Denham Seaside Caravan Park and Denham townsite.

- ***World Heritage***

The land is within the Special Control Area under the Scheme applicable to the Shark Bay World Heritage Property.

The application has not been referred to the Shark Bay World Heritage Advisory Committee or the Department of Biodiversity, Conservation and Attractions (Parks and Wildlife Services) due to time constraints, and having regard that the road falls under Main Roads jurisdiction.

26 SEPTEMBER 2018

LEGAL IMPLICATIONS

*Planning and Development (Local Planning Schemes) Regulations 2015*

The *Planning and Development (Local Planning Schemes) Regulations 2015* were gazetted on 25 August 2015, and became effective on 19 October 2015.

The Regulations include 'Deemed Provisions' that automatically apply and override parts of the Shire of Shark Bay Local Planning Scheme No 3.

Regulation 67 outlines 'matters to be considered by Council' including and not limited to the aims and provisions of the Scheme, orderly and proper planning, any approved state policy, the compatibility of the development with its setting including to development on adjoining land, amenity, loading, access, traffic and any submissions received on a proposal.

*Shire of Shark Bay Local Planning Scheme No 3* – Clause 5.15.3 applies to advertising signs and states as follows:

*'5.15.3 Consideration of Applications Without limiting the generality of the matters which may be taken into account when making a decision upon an application for consent to erect, place or display an advertisement, the local government shall examine each such application in the light of the objectives of the Scheme and with particular reference to the character and amenity of the locality within which it is to be displayed including its historic or landscape significance and traffic safety, and the amenity of adjacent areas which may be affected.'*

The term 'advertisement' is defined in the Scheme as 'means any word, letter, model, sign, placard, board, notice, device or representation, whether illuminated or not, in the nature of, and employed wholly or partly for the purposes of, advertisement, announcement or direction, and includes any hoarding or similar structure used, or adapted for use, for the display of advertisements. The term includes any airborne device anchored to any land or building and any vehicle or trailer or other similar object placed or located so as to serve the purpose of advertising'.

POLICY IMPLICATIONS

There are no known policy implications associated with this matter.

FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Town Planning Innovations for general planning advice.

STRATEGIC IMPLICATIONS

There are no known strategic implications. In terms of potential for sign proliferation, Main Roads Policies require signs to be setback minimum distances from each other and distances vary for each speed limit zone.

RISK MANAGEMENT

There are no known risks associated with the proposed development.

VOTING REQUIREMENTS

Simple Majority Required

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

SIGNATURES

Author  
Chief Executive Officer  
Date of Report

*L Bushby*  
*P Anderson*  
14 September 2018



**Sign 1: South of Monkey Mia/Stella Rowley Drive intersection. Facing Northbound Traffic (towards Monkey Mia)**



**Sign 2: North of Monkey Mia/Stella Rowley Drive intersection. Facing Southbound Traffic (towards Denham)**

26 SEPTEMBER 2018

13.2 APPLICATIONS SEEKING RETROSPECTIVE PLANNING APPROVAL FOR PERGOLA – LOT 2 (8B) LEEDS COURT, DENHAM  
P4235

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Declaration of Interest: Cr Ridgley

Nature of Interest: Proximity Interest as lives in Leeds Court

Cr Ridgley left Council Chambers at 4:56pm

Moved            Cr Laundry  
Seconded       Cr Capewell

**Council Resolution**

**That Council:**

1. **Approve the application retrospectively for a pergola on Lot 2 (8B) Leeds Court, Denham subject to the following conditions:**
  - (i) **This is an approval for a pergola only. The structure shall remain unroofed at all times to the satisfaction of the Chief Executive Officer.**
  - (ii) **The plans lodged with this application shall form part of this planning approval. All development shall be in accordance with the approved plans (Drawing Number 01 of 1).**

**2/4 LOST**

Cr Ridgley returned to Council Chambers at 5:02pm

BACKGROUND

The lot is zoned 'Residential' under the Shire of Shark Bay Local Planning Scheme No 3 ('the Scheme').

The owners constructed a pergola on their vacant lot without obtaining any planning approval.

Pergolas are only exempt from the need for planning approval where they are ancillary to a single house as outlined in the deemed provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

The Shire wrote to the owners in May 2018 and requested that they either remove the structure or lodge a planning application. The owners agreed to lodge a planning application in July 2018.

A location plan is included overpage for ease of convenience.



Location Plan

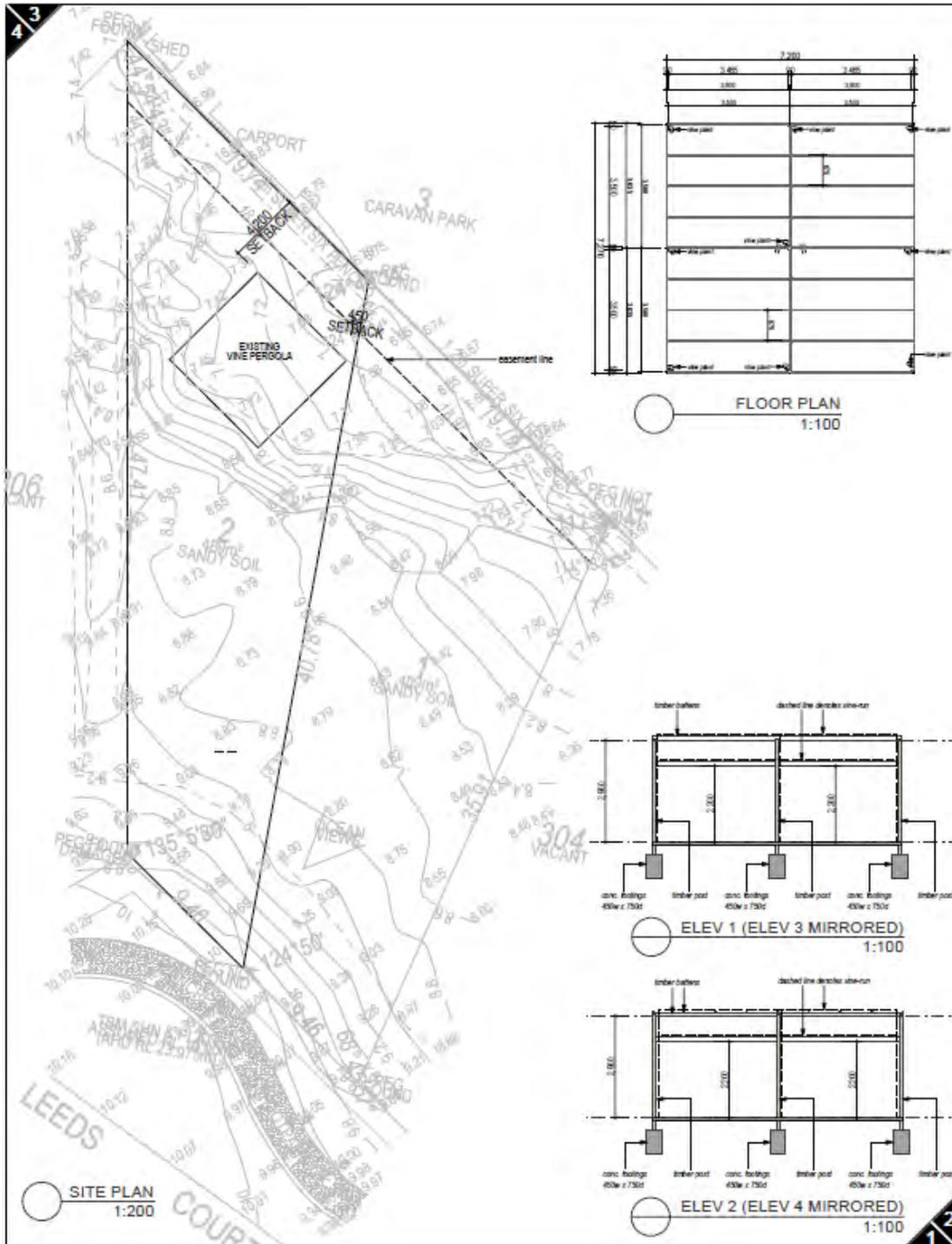
COMMENT

• **Proposed Development**

The application is for a pergola in the rear portion of Lot 2. The structure is constructed out of timber beams and has been semi-enclosed with brush fencing – refer photograph below.



The pergola measures 7.2 metres (width) by 7.2 metres (depth) with a height of 2.96 metres – site plan and elevations below.



The applicant has advised they propose to grow vines over the structure. Site inspections have revealed they are growing plants underneath the structure.

Council can impose a condition requiring the vines to be established and maintained.

- **Residential Design Codes ('the Codes')**

26 SEPTEMBER 2018

The Residential Design Codes set out site requirements for buildings, however the definition of a building '*excludes boundary fences, pergolas and swimming pools*'.

Town Planning Innovations is therefore of the view that the 'building' setbacks under the Codes do not actually apply to pergolas.

- **Visual Impact and Amenity**

Whilst the structure is visible from the street, Town Planning Innovations is of the view that it does not have any significant detrimental streetscape impact due to the distance of the structure from the front boundary, the open nature of the structure, and as it is lower than the street level.



View of structure from Leeds Court

Whilst the nature of the construction is relatively simple and basic, Town Planning Innovations is of the view that that in itself does not cause negative visual impact.

The structure is also visible from adjacent lots, however would be partially screened by any standard 1.8 metre high dividing fence. It is noted that the top portion of the structure is open so it does not have significant impact.

- **Consultation**

No consultation has been undertaken. Council has discretion to advertise the application for public comment prior to determination.

## ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

### LEGAL IMPLICATIONS

#### Planning and Development Act 2005 –

Under Section 252(1) the owner/ applicant has a right of review to the State Administrative Tribunal if aggrieved by any refusal or conditions imposed by Council.

#### Planning and Development (Local Planning Schemes) Regulations 2015 -

Clause 60, Part 7 requires development to have planning approval unless it is exempt under Clause 61.

Clause 61 only exempts pergolas where they are the same lot as a single house.

Clause 65, Part 9 states that '*the procedures relating to applications for development approval set out in Part 7, Part 9 and this Part apply, with any modifications necessary, to an application for development approval for development already commenced or carried out.*'

Regulation 67 outlines 'matters to be considered by Council' including and not limited to the aims and provisions of the Scheme, orderly and proper planning, any approved state policy, the compatibility of the development with its setting including to development on adjoining land, amenity, loading, access, traffic and any submissions received on a proposal.

#### Shire of Shark Bay Local Planning Scheme No 3 -

The most applicable provisions of the Shire of Shark Bay Local Planning Scheme No 3 ('the Scheme') are:

Clause 10.2 of the Scheme outlines matters to be considered by the local government including things such as the compatibility of a use or development with its setting, preservation of amenity, and relationship to development on adjacent land etc.

### POLICY IMPLICATIONS

There are no policy implications relative to this report.

### FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Liz Bushby of Town Planning Innovations for planning advice.

### STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

### RISK MANAGEMENT

This is a low risk item to Council.

### VOTING REQUIREMENTS

Simple Majority Required

### SIGNATURES

Author

*L Bushby*

Chief Executive Officer

*P Anderson*

Date of Report

15 August 2018

26 SEPTEMBER 2018

13.3 PROPOSED RETAINING WALLS – LOT 105 (9) OAKLEY RIDGE, DENHAM P4259

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Moved            Cr Capewell  
Seconded       Cr Ridgley

**Council Resolution**

**That Council:**

- 1. Note that the proposed retaining walls (above 500mm) are being advertised for public comment and the closing date for submissions is the 28 September 2018.**
- 2. Delegate authority to the Chief Executive Officer to determine the planning application for retaining walls on Lot 105 (9) Oakley Ridge, Denham (on completion of public advertising) in accordance with Clause 82(1), Schedule 2, Part 10 of the Planning and Development (Local Planning Schemes) Regulations 2015.**

**7/0 CARRIED BY ABSOLUTE MAJORITY**

BACKGROUND

All of the existing lots in Oakley Ridge are zoned 'Special Use' (No 3) under the Shire of Shark Bay Local Planning Scheme No 3 ('the Scheme'). Council has discretion to approve residential development in the Special Use Zone (No 3).

In accordance with Schedule 4 of the Scheme, development shall be in accordance with an approved Outline Development Plan. The approved Outline Development Plan includes tourist accommodation sites and some Residential R30 sites, however the majority of the lots have been created at an R12.5 density, including Lot 105.

Stage 1 of subdivision of this area created 18 residential lots which are generally 700m<sup>2</sup> in area. The subdivision created a new road, Oakley Ridge, connecting from Denham Road and was advertised under an estate name of 'Azure Waters'.

This application is for retaining walls on Lot 105 Oakley Ridge which is currently vacant land. Lot 106 to the north contains retaining walls and has been developed with a single house – refer photograph overpage. Lot 104 to the south is vacant.



Photograph of Lot 105 looking towards the existing retaining wall on Lot 106 to the north

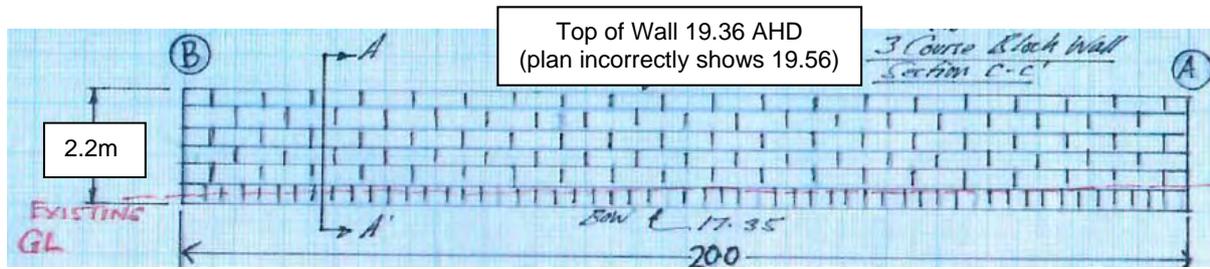
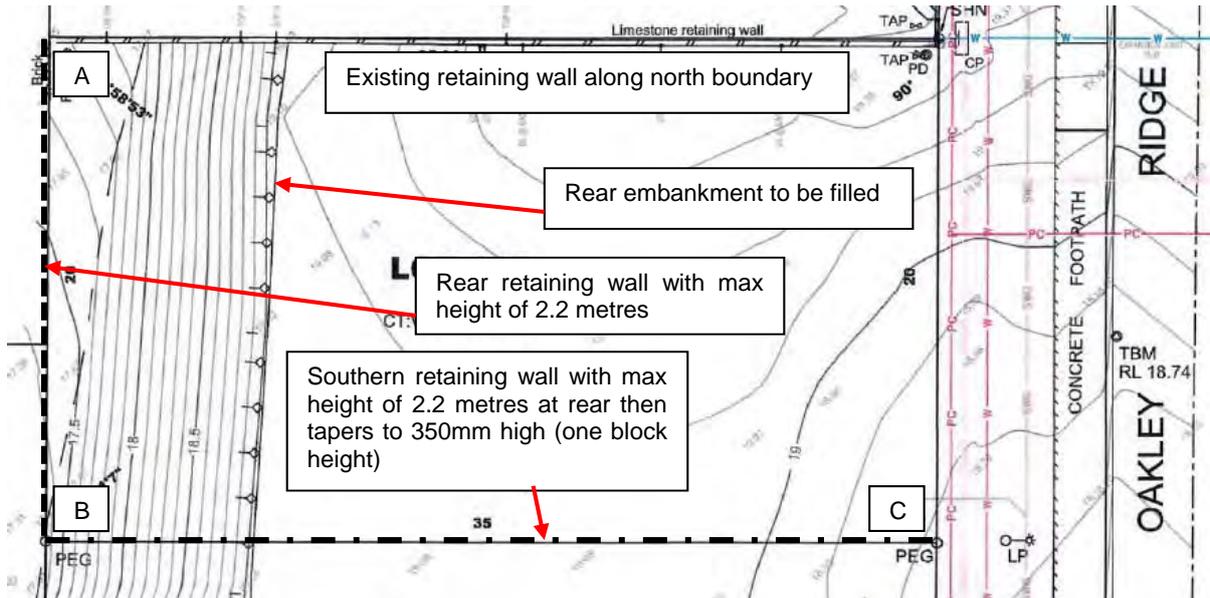
COMMENT

• ***Proposed Development***

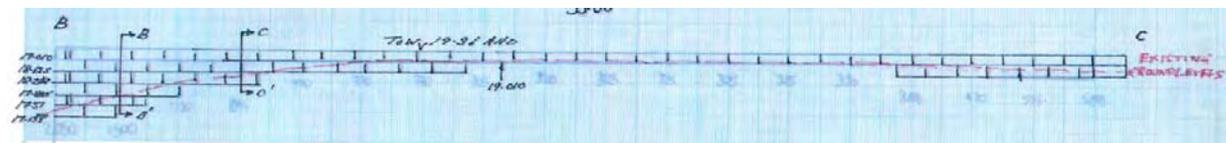
The applicant proposes:

- A rear retaining wall with a height of 2.2 metres above natural ground level. The rear portion of the lot is proposed to be filled to the same level of the front of the lot.
- A retaining wall on the south side boundary ranging from a maximum of 2.2 metres then tapering down to a reduced height towards the front of the lot.
- Filling the rear portion of the lot and utilising the existing retaining wall along the north boundary to retain part of the fill.

The rear portion of the lot is at a lower ground level than the front of the lot near Oakley Ridge, so the purpose of the application is to fill the rear part of the lot so the entire lot is one level – refer plans overpage.



Elevation of rear west retaining wall



Elevation of south retaining wall

It should be noted that the applicants plan has a typographical error as the rear wall sections show a 'top of wall height' of 19.36 Australian Height Datum (AHD), and the rear wall elevation incorrectly shows a 'top of wall height' of 19.56 Australian Height Datum.

The applicant has confirmed in writing that all 'top of wall' heights are 19.36 Australian Height Datum (AHD).

• **Residential Design Codes ('the Codes') – Retaining Walls assessment**

The Residential Design Codes have two separate options for the assessment of development including 'Deemed to Comply' criteria and 'Design Principles'.

Where an application proposes a variation to the 'Deemed to Comply' criteria of the Codes, then planning approval is required for the development, and a more detailed subjective assessment has to be made based on 'Design Principles' in the Codes.

The applicant is seeking approval under the following Design Principles:

Clause 5.3.8 P8	Officer Comment (Town Planning Innovations)
Retaining walls that result in land which can be effectively used for the benefit of residents and do not detrimentally affect adjoining properties and are designed, engineered and landscaped having regard for clauses 5.3.7 and 5.4.1.	The retaining walls will effectively result in the rear portion being brought to the same level of the majority of the rest of the lot, and make the land more useable.  Amenity will be re-assessed in the event that any neighbour objection is received.
Clause 5.3.8 P7.1 and P 7.2	
Development that considers and responds to natural features of the site and requires minimal excavation / fill.  Where excavation/fill is necessary, all finished levels respecting the natural ground level at the lot boundary of the site as viewed from the street.	Fill is proposed to the rear to achieve the same level as the remainder of the lot.  The existing ground level as viewed from Oakley Ridge will remain unchanged.
Clause 5.4.1- discussed in detail below.	

- **Residential Design Codes ('the Codes') – Privacy and Overlooking**

The 'deemed to comply' criteria under Clause C1.1 of the Codes requires any outdoor active habitable spaces that are more than 0.5m above natural ground level to be setback 7.5 metres.

The alternative Design Principle under Clause 5.4.1 outlines the principle to minimise direct overlooking of active habitable spaces and outdoor living areas of adjacent dwellings.

The lots to the rear are lower therefore there is potential for overlooking from the rear yard of Lot 105 to the west and to the rear corner of adjacent Lot 104 to the south. The potential for overlooking is exacerbated by the fact that any dividing fencing to the west is at the lower ground level.

Council has two options to deal with privacy being:

Option 1 – Require fencing or screening to be provided along the west and a portion of the south boundary to ensure compliance with the Codes which require screening; or

Option 2 – Allow the development to proceed without screening and re-examine privacy and overlooking when the owner applies for a future dwelling and ancillary outbuilding.

Pursuit of Option 1 would be technically correct. The difficulty with assessing overlooking at this stage, is that the location of the future dwelling, outbuilding and rear outdoor living / yard areas for Lot 105 are unknown.

It is noted that sightlines to the west are partially impeded by roofed areas and a large shed on adjacent lots, reducing the overall impact of overlooking to neighbours.



View of Lot 105 from Oakley Ridge



Any future outbuilding on Lot 105 may also act as a screen and interrupt sightlines.

Erection of a standard 1.8 metre high dividing fence above the retaining wall will effectively prevent overlooking and comply with the Codes, however the owner has no intention to erect any fencing at this stage.

26 SEPTEMBER 2018

Whilst a condition can be imposed to require fencing along a portion of the west and south boundary, it is recommended that future outdoor living areas and overlooking be re-examined when the owner applies for a future dwelling on the lot.

A footnote can be included on any approval (if granted) to state that:

*'Please be advised that privacy and overlooking will be examined as part of any future application for a dwelling for any outdoor living areas (rear yard) that are more than 500mm higher than the neighbour's lots at the rear.'*

*'Screening or new dividing fencing to interrupt sightlines may be required for future development to prevent overlooking from any active outdoor living areas on Lot 105 to active outdoor living areas on adjacent lots to the west and south.'*

Accordingly Option 2 is recommended.

- ***Relevant State Planning Guidelines and Policies – Bushfire Prone Areas***

The Western Australian Planning Commission has released new Guidelines for Planning in Bushfire Prone Areas ('the Guidelines') and State Planning Policy 3.7: Planning in Bushfire Prone Areas. These documents apply to all land identified as Bushfire Prone.

Mapping identifying Bushfire Prone Areas is available through the Department of Fire and Emergency Services website.

Lot 105 is within the Bushfire Prone Area however State Planning Policy 3.7 specifically excludes development applications for single houses on lots less than 1,100m<sup>2</sup> from requiring any further assessment.

Clause 5.4 of the guidelines recognises that planning can only play a limited role where lots less than 1,100m<sup>2</sup> have been created, and the appropriate construction standards are applied at Building Permit stage.

The fire requirements are not applicable to this retaining wall application.

- ***Consultation***

The application was referred to nearby and surrounding landowners for comment.

Advertising closed on the 28 September 2018 and at the time of writing this report no submissions had been received.

#### LEGAL IMPLICATIONS

##### *Planning and Development (Local Planning Schemes) Regulations 2015 -*

Clause 67 outlines 'matters to be considered by Council' including and not limited to the aims and provisions of the Scheme, orderly and proper planning, any approved state policy, the compatibility of the development with its setting including to

26 SEPTEMBER 2018

development on adjoining land, amenity, loading, access, traffic and any submissions received on a proposal.

Clause 82(2) requires an Absolute Majority for any delegated authority from the Council to the Chief Executive Officer.

Shire of Shark Bay Local Planning Scheme No 3 -

The most applicable provisions of the Shire of Shark Bay Local Planning Scheme No 3 ('the Scheme') are summarised below:

- Clause 5.3 of the Scheme requires development to conform with the Residential Design Codes.
- Clause 10.2 of the Scheme outlines matters to be considered by the local government including things such as the compatibility of a use or development with its setting, preservation of amenity, relationship to development on adjacent land etc. Importantly Clause 10.2 (c) requires Council to consider any approved statement of planning policy of the Commission (such as the Residential Design Codes).

POLICY IMPLICATIONS

There are no policy implications relative to this report.

FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Liz Bushby of Town Planning Innovations for planning advice.

STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

This is a low risk item to Council.

VOTING REQUIREMENTS

Absolute Majority Required

SIGNATURES

Author

*L Bushby*

Chief Executive Officer

*P Anderson*

Date of Report

19 September 2018

26 SEPTEMBER 2018

13.4 MANAGEMENT OF RESERVE 40381 COMPRISING OF LOT 308 SPAVEN WAY AND LOT 500 EDWARD STREET, DENHAM  
RES40381

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Declaration of Interest: Cr Cheryl Cowell

Nature of Interest: Proximity Interest as neighbouring property

Cr Cowell left Council Chambers at 5:07pm

Cr Laundry assumed the Chair

Moved Cr Capewell

Seconded Cr Fenny

**Council Resolution**

**That Council:**

- 1. Note that correspondence has been received by the Department of Planning, Lands and Heritage seeking advice on whether the Shire is willing to accept the management of Reserve 40381 comprising of Lot 308 Spaven Way and Lot 500 Edward Street Denham.**
- 2. Authorise the Chief Executive Officer to advise the Department of Planning, Lands and Heritage, that Council accepts the management of Reserve 40381 comprising of Lot 308 Spaven Way and Lot 500 Edwards Street, Denham.**

***Note: If Council nominates to pursue option 2 it is recommended that the Department of Planning, Lands and Heritage be requested to advise whether the purpose of the reserve can be expanded to be more flexible and include community purposes and Shire housing.***

**6/0 CARRIED**

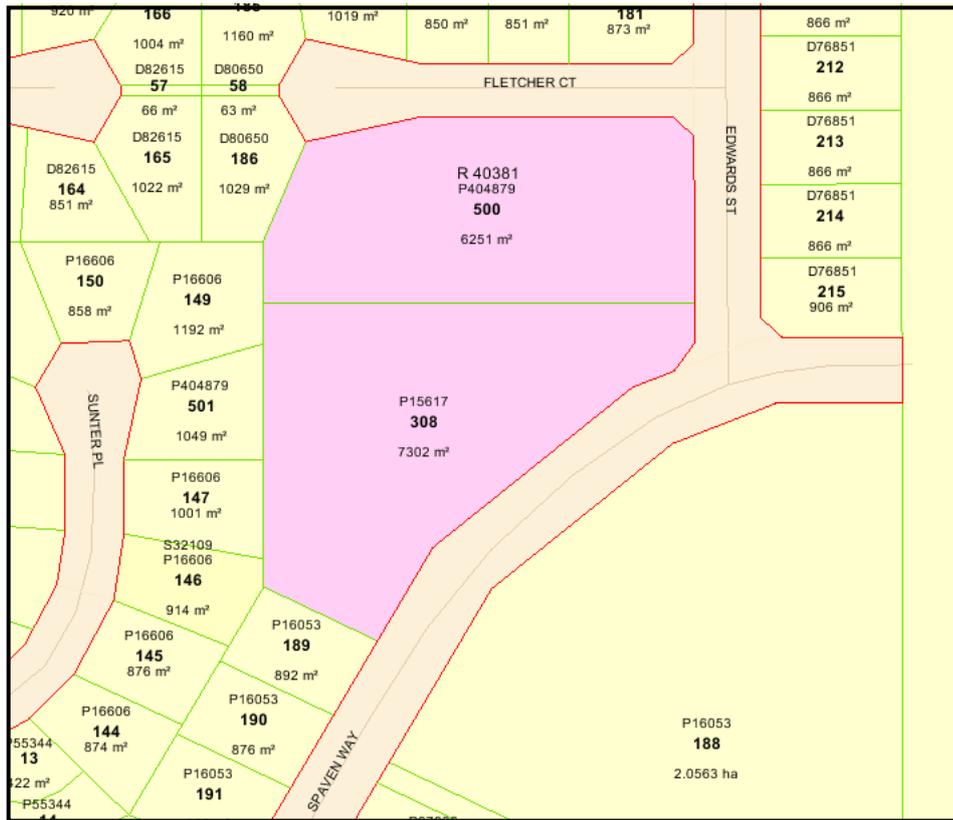
Cr Cowell returned to Council Chambers at 5:13pm

Cr Cowell resumed the Chair

BACKGROUND

• ***Location***

The lots are located near the intersection of Spaven Way, Edwards Street and Fletcher Court in Denham townsite – refer to plan overpage.



Location Plan

COMMENT

- *Correspondence from Department of Planning, Lands and Heritage*

Formal correspondence by the Department of Planning, Lands and Heritage has been received seeking advice on whether the Shire is willing to accept the management of Reserve 40381 comprising of Lot 308 Spaven Way and Lot 500 Edward Street Denham – Attachment 1.

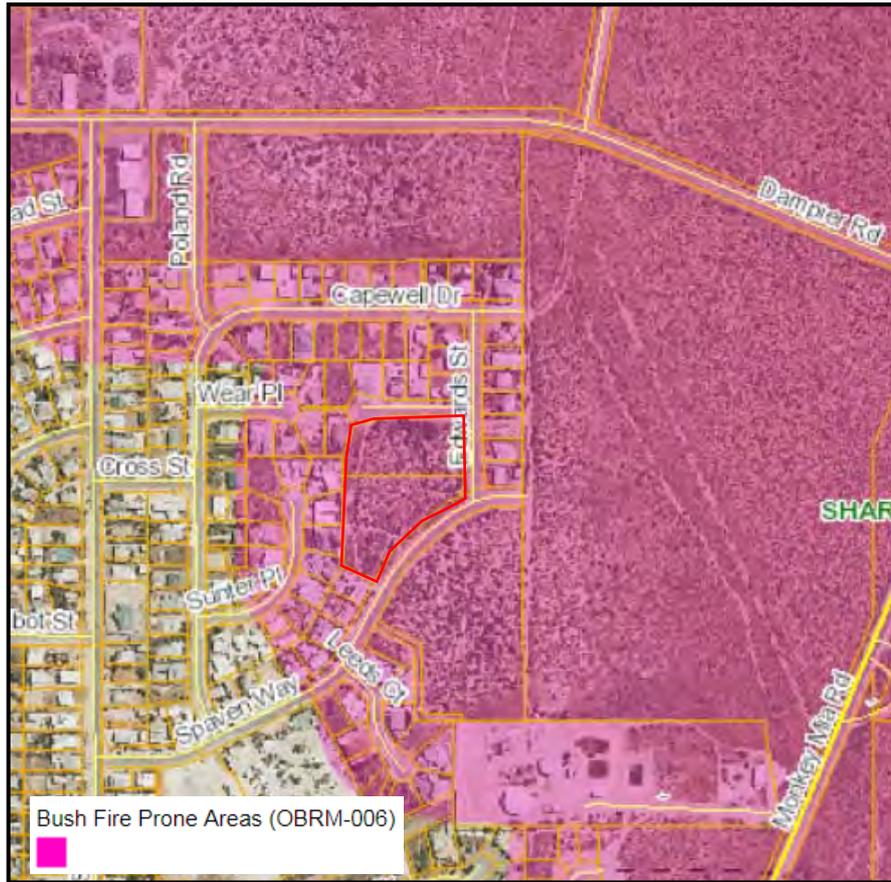
The land was ceded to the Crown under Section 152 of the Planning and Development Act 2005 for the purpose of Public Recreation as a result of freehold subdivision.

It is a standard requirement for 10% of the gross subdividable area to be ceded either as land or as cash-in lieu for the land, for any subdivision that creates 5 or more lots.

- *Bushfire mapping*

The subject land is within a bushfire prone area. These areas identify bushfire risk taking into account vegetation within 150 metres.

Town Planning Innovations is of the view that bushfire risk is likely to remain until land to the north of Capewell Drive, south of Spaven Way and to the immediate east are cleared and developed. There may be opportunity to reduce bushfire risk if the Shire maintains or develops Lots 308 and 500.



Source: Department of Fire and Emergency services

- *Options available to Council*

It is recommended that Council consider the following options:

Option 1: Resolve not to accept the management of the subject land

If the Shire accepts management of the land then there will be ongoing costs associated with maintenance, with potential for increased community expectation that the land will be developed for the benefit of local residents.

Council may not wish to be responsible for ongoing costs, and prefer instead to concentrate funds into existing high quality recreation facilities.

Option 2: Resolve to accept the management of the subject land

Potential benefits for Option 2 are that the Shire would be able to control how the land is managed, reduce bushfire risk through maintenance or development and the land may be beneficial in the longer term to cater for future community needs.

If Council nominates to pursue Option 2 it is recommended that the Department of Planning, Lands and Heritage be requested to advise whether the purpose of the reserve can be expanded to be more flexible and include community purposes and Shire housing.

26 SEPTEMBER 2018

LEGAL IMPLICATIONS

Shire of Shark Bay Local Planning Scheme No 3 and 4 –

The subject lots are reserved ‘Parks and Recreation’ under the Shire of Shark Bay Local Planning Scheme No 3.

The Western Australian Planning Commission has advised the Shire on the 18 September 2018 that the Minister for Planning has approved the Shire of Shire of Shark bay Local Planning Scheme No 4.

It should be noted that Scheme 3 will be operative until the new Scheme No 4 is published in the Government Gazette.

The subject lots are reserved ‘Public Open Space’ under the Shire of Shark Bay Local Planning Scheme No 4.

Scheme 4 contains objectives for Public Open Space reserves as follows:

- (i) To set aside areas for public open space, particularly those established under the *Planning and Development Act 2005* s.152.
- (ii) To provide for a range of active and passive recreation uses such as recreation buildings and courts and associated car parking and drainage.
- (iii) Accommodate a wide range of development including and not limited to buildings, structures, landscaping, amenities, carparks, caravan parks, campsites, or other activities for the general enjoyment, relaxation, exercise, play or entertainment of the local community, visitors, tourists and the general public.

POLICY IMPLICATIONS

There are no known policy implications associated with this matter.

FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Town Planning Innovations for general planning advice.

STRATEGIC IMPLICATIONS

There are no known strategic implications. There is potential the land could be developed to cater for future community needs.

RISK MANAGEMENT

There are no known risks associated with the proposed development.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author  
Chief Executive Officer  
Date of Report

*L Bushby*  
*P Anderson*  
19 September 2018

26 SEPTEMBER 2018



Department of **Planning,  
Lands and Heritage**

**RECEIVED**

11 SEP 2018

SHIRE OF SHARK BAY

**Land Use Management**

File: 02391-1987 Job 181996  
Enquiries: Jeanne Baker Ph: 6552 4590  
Fax: 6552 4417  
Email: Jeanne.baker@dplh.wa.gov.au

5 September 2018

Chief Executive Officer  
Shire of Shark Bay  
PO BOX 126  
DENHAM WA 6537

Dear Sir/Madam

**LOT 308 ON PLAN 15617 AND LOT 500 ON PLAN 404879, SHIRE OF SHARK BAY**

As a result of a freehold subdivision, the above lot 308 and lot 500 (print enclosed) was ceded to the Crown subject to section 152 of the Planning and Development Act 2005 for the purpose of Public Recreation.

Please advise whether Council is willing to accept the management of the proposed reserve.

Should you have any enquiries please contact me on any of the above details.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Jeanne Baker', written over a circular scribble.

**Jeanne Baker  
Assistant State Land Officer  
Case Delivery**



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LANDGATE USE ONLY. COPY OF ORIGINAL. NOT TO SCALE

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ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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REGISTER NUMBER	
308/P15617	
DUPLICATE EDITION	DATE DUPLICATE ISSUED
N/A	N/A

VOLUME LR3144 FOLIO 23

RECORD OF QUALIFIED CERTIFICATE  
OF  
CROWN LAND TITLE  
UNDER THE TRANSFER OF LAND ACT 1893  
AND THE LAND ADMINISTRATION ACT 1997  
NO DUPLICATE CREATED

The undermentioned land is Crown land in the name of the STATE OF WESTERN AUSTRALIA, subject to the interests and Status Orders shown in the first schedule which are in turn subject to the limitations, interests, encumbrances and notifications shown in the second schedule.

  
REGISTRAR OF TITLES 

LAND DESCRIPTION:

LOT 308 ON PLAN 15617

STATUS ORDER AND PRIMARY INTEREST HOLDER:  
(FIRST SCHEDULE)

STATUS ORDER/INTEREST: RESERVE WITHOUT MANAGEMENT ORDER

PRIMARY INTEREST HOLDER: STATE OF WESTERN AUSTRALIA

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:  
(SECOND SCHEDULE)

1. E503977 RESERVE 40381 FOR THE PURPOSE OF PUBLIC RECREATION REGISTERED 6/12/1990.

- Warning:
- (1) A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required. Lot as described in the land description may be a lot or location.
  - (2) The land and interests etc. shown hereon may be affected by interests etc. that can be, but are not, shown on the register.
  - (3) The interests etc. shown hereon may have a different priority than shown.

-----END OF CERTIFICATE OF CROWN LAND TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: P15617  
PREVIOUS TITLE: LR3092-851  
PROPERTY STREET ADDRESS: 23 SPAVEN WAY, DENHAM.  
LOCAL GOVERNMENT AUTHORITY: SHIRE OF SHARK BAY  
RESPONSIBLE AGENCY: DEPARTMENT OF PLANNING, LANDS AND HERITAGE (SLSD)

NOTE 1: K139379 CORRESPONDENCE FILE 02391-1987-01RO

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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REGISTER NUMBER <b>500/DP404879</b>	
DUPLICATE EDITION <b>N/A</b>	DATE DUPLICATE ISSUED <b>N/A</b>

VOLUME **LR3166** FOLIO **809**

**RECORD OF CERTIFICATE  
OF  
CROWN LAND TITLE  
UNDER THE TRANSFER OF LAND ACT 1893  
AND THE LAND ADMINISTRATION ACT 1997  
NO DUPLICATE CREATED**

The undermentioned land is Crown land in the name of the STATE OF WESTERN AUSTRALIA, subject to the interests and Status Orders shown in the first schedule which are in turn subject to the limitations, interests, encumbrances and notifications shown in the second schedule.

  
REGISTRAR OF TITLES 

**LAND DESCRIPTION:**

LOT 500 ON DEPOSITED PLAN 404879

**STATUS ORDER AND PRIMARY INTEREST HOLDER:  
(FIRST SCHEDULE)**

**STATUS ORDER/INTEREST:** RESERVE WITHOUT MANAGEMENT ORDER

**PRIMARY INTEREST HOLDER:** STATE OF WESTERN AUSTRALIA

**LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:  
(SECOND SCHEDULE)**

1. N265386 RESERVE 40381 FOR THE PURPOSE OF PUBLIC RECREATION REGISTERED 2/3/2016.

Warning: A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.  
Lot as described in the land description may be a lot or location.

-----END OF CERTIFICATE OF CROWN LAND TITLE-----

**STATEMENTS:**

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: DP404879  
PREVIOUS TITLE: LR3144-22  
PROPERTY STREET ADDRESS: 3 EDWARDS ST, DENHAM.  
LOCAL GOVERNMENT AUTHORITY: SHIRE OF SHARK BAY  
RESPONSIBLE AGENCY: DEPARTMENT OF PLANNING, LANDS AND HERITAGE (SLSD)

NOTE 1: K139379 CORRESPONDENCE FILE 02391-1987-01RO



SLIP LandInfo WA V3  
Q • Ells WA Geocoder  
-25.523 113.526 Degrees  
0 5 10m  
https://maps.lla.wa.gov.au/landinfo/landinfo.html  
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26 SEPTEMBER 2018

13.5 EXTENSION OF EXEMPTION FROM LOCAL LAW 'ACTIVITIES ON THOROUGHFARES AND TRADING IN THOROUGHFARES AND PUBLIC PLACES' FOR YADGALAH MARKETS RES33517

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Declaration of Interest: Cr Capewell

Nature of Interest: Financial Interest as Chairperson of Yadgalah Aboriginal Corporation

Declaration of Interest: Cr Bellottie

Nature of Interest: Financial Interest as member of the Yadgalah Aboriginal Corporation

This Item was laid on the table from the August 2018 Ordinary Council meeting due to lack of a quorum with Cr Capewell and Cr Bellottie declaring Financial Interest.

Cr Bellottie Left Council Chambers at 5:14pm  
Cr Capewell Left Council Chambers at 5:14pm

Moved            Cr Burton  
Seconded       Cr Cowell

**Council Resolution**  
**That Council:**

- 1. Resolve to grant an exemption to the Yadgalah Aboriginal Corporation Inc. and any associated stall holders and/or traders for payment of any fees or permits for the markets held on reserve 33517 for a period of 1 year in accordance with clause 6.7 (3) of part 6 division 1 of the local laws activities on thoroughfares and trading in thoroughfares and public places.**
- 2. Authorise the Chief Executive Officer to write to the Yadgalah Aboriginal Corporation Inc to provide advice of the Council decision.**

**5/0 CARRIED**

Cr Bellottie returned to Council Chambers at 5:16pm  
Cr Capewell returned to Council Chambers at 5:16pm

BACKGROUND

- *Relevant Council decision – October 2017*

Town Planning Innovations examined how the Shire processes and charges traders attending Shire organised events and local markets and referred a general report on the matter to the Ordinary Council Meeting held on the 25 October 2017.

The markets on Reserve 33517 managed by Yadgalah Aboriginal Corporation Inc were examined as part of the report.

Part of the October 2017 Council resolution included to:

2. *Resolve to adopt Recommendation 1: Option 1 outlined in this report to specifically exempt Yadgalah Aboriginal Corporation Inc and any associated stall holders and / or traders from payment of any fees or permits for the markets held on Reserve 33517 for a period of 10 months in accordance with Clause 6.7 (3) of Part 6, Division 1 of the Local Law 'Activities on Thoroughfares and Trading in Thoroughfares and Public Places'.*

*The matter can be reviewed in July / August 2018 along with the annual fees and charges.*

3. *Authorise the Chief Executive Officer to write to the Yadgalah Aboriginal Corporation Inc to provide advice of the Council decision, and seek a list of any food businesses associated with markets so the Shire Environmental Health Officer can liaise with stall holders or traders that may require a separate Temporary Food Stall Licence. '*

- *Relevant Council decision – February 2018*

Retrospective planning approval was granted by Council for the markets on Reserve 33517 at the Ordinary Meeting held on the 28 February 2018.

#### COMMENT

- ***Existing Exemption under the Local Laws***

In October 2017 it was identified that the Local Law 'Activities on Thoroughfares and Trading in Thoroughfares and Public Places' could technically apply to the Yadgalah markets as it could be construed as a public place as the definition includes 'any place which the public are allowed to use'.

In accordance with Clause 6.7 of the Local Law, Council supported granting an exemption to all stallholders at the Yadgalah Markets in October 2017. The exemption was for 10 months (until August 2018) and now requires review.

The Local Law differentiates between a 'charitable organisation' and a 'commercial participant'. Based on the definitions the Shire considered Yadgalah to be a 'charitable organisation'.

- ***Consideration of new Exemption under the Local Laws***

The purpose of this report is to provide Council with an opportunity to consider whether to extend the exemption and for what time period.

Options are discussed below for Council consideration:

**OPTION 1: PERMANENT EXEMPTION**

Council can grant a permanent exemption for Yadgalah Aboriginal Corporation Inc and any associated stall holders and / or traders from payment of any fees or permits for the markets held on Reserve 33517.

*Reason: Yadgalah Aboriginal Corporation Inc is a not for profit organisation and the market is held adjoining their normal place of business. The use is ancillary and assists to raise funds for their organisation.*

*The markets also provide a regular event that has potential to service the local community, visitors and tourists.*

The only disadvantage of Option 1 is that it would essentially bind all future Councillors to a decision made by the current Council. If there were any future problems with the markets it also means that no action could be taken to enforce the Local Laws.

**OPTION 2: LIMITED TIME PERIOD EXEMPTION (RECOMMENDED)**

Council can grant an exemption for a specified time period whether it be 1 year, 5 years, until the next election or any alternative time period deemed suitable by Council.

This would allow flexibility for the matter to be reviewed at some point in the future.

**OPTION 3: GRANT NO EXEMPTION**

Council can require all stallholders at the markets to apply for permits, with or without a reduced Permit fee.

Option 3 is not recommended having regard that Yadgalah Aboriginal Corporation Inc is a charitable organisation, and the markets provide local benefits.

Shire Administration are responsible for administering the Local Laws therefore it is essential that Council provide guidance on the preferred option.

**LEGAL IMPLICATIONS**

**Shire of Shark Bay Local Planning Scheme No 3 –**

Under Clause 3.2.1 of the Scheme a person must not use a reserve without first having obtained planning approval. The Yadgalah Markets operate with planning consent.

**Local Law - Activities in Thoroughfares and Public Places and Trading Local Law**

Under Part 6 Division 1 requires stallholders and traders to apply for a permit if they are proposing to trade in a public place. A public place includes any thoroughfare or place which the public are allowed to use whether or not the thoroughfare or place is on private property, and Local government property.

Under Clause 6.7(3) the Local Government may 'exempt a person or class of persons, whether or not in relation to a specified public place, from the requirements of this Division' (referring to Division 1 – Stall Holders and Traders).

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

Food Act 2008 – The majority of traders and stall holders involved in a food business require a ‘temporary food business licence’ from the Shire.

POLICY IMPLICATIONS

There are no policy implications relative to this report.

FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Town Planning Innovations for advice. Any decision to exempt the markets from Permits and fees under the Local Laws will have financial implications.

The Trading Permit application fees set by Council for 2017/2018 are:

<u>Local Government Property Local Law</u>		
1. Low risk impact -Readily assessable - No advertising	250.00	Per Year
2. Medium risk impact/moderate time assessable/With advertising/No objections received	750.00	Per Year
3. High risk impact/Difficult assessment/Community objection/With advertising/Monitoring Required	1500.00	Per Year
4. Other, as determined by Council		

There are also fees for mobile vendors, street traders and temporary businesses reflected in the annual 2017/2018 Fees and Charges:

<u>Mobile Vendors, Street Traders and Temporary Businesses</u>		
Per Day	51.10	Per Day
Per Week	255.10	Per Week
Per Month	969.20	Per Month
Festivals (Stall Holders)	10.00	Per Day
Temporary Food Business Licence	25.60	Per Annum
<small>(Subject to Reg.10 of the Food Regulations 2009, charitable and community groups may be exempt)</small>		

STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

Outlined in Option 1 of this report.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

*L Bushby*

Chief Executive Officer

*P Anderson*

Date of Report

2 August 2018

ORDINARY COUNCIL MEETING

26 SEPTEMBER 2018

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**13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

There were no motions of which previous notice have been given for this meeting.

**14.0 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION**

There was no urgent business for the September 2018 Ordinary Council meeting.

**15.0 MATTERS BEHIND CLOSED DOORS**

**15.1 CONTRACT TO MANAGE THE SHARK BAY RECREATION CENTRE  
CM00038**

This item was addressed after Item 8.0 of these minutes.

**16.0 DATE AND TIME OF NEXT MEETING**

The next Ordinary meeting of the Shark Bay Shire Council will be held on the 31 October 2018, commencing at 3.00 pm.

**17.0 CLOSURE OF MEETING**

As there was no further business the President closed the Ordinary Council meeting at 5:16pm