



**TWEED**  
SHIRE COUNCIL

**Mayor:** Cr K Milne

**Councillors:** P Allsop  
R Byrnes (Deputy Mayor)  
C Cherry  
R Cooper  
J Owen  
W Polglase

# Agenda

## **Ordinary Council Meeting Thursday 1 March 2018**

held at  
**Harvard Room, Tweed Heads Administration Building,  
Brett Street, Tweed Heads**  
commencing at the conclusion of the Planning Committee meeting which commences at 5.30pm.

# Principles for Local Government

The object of the principles for Tweed Shire Council, as set out in Section 8 of the Local Government Amendment (Governance and Planning) Bill 2016, is to provide guidance to enable council to carry out its functions in a way that facilitates a local community that is strong, healthy and prosperous.

## Guiding Principles for Tweed Shire Council

### (1) Exercise of functions generally

The following general principles apply to the exercise of functions by Tweed Shire Council:

- (a) Provide strong and effective representation, leadership, planning and decision-making.
- (b) Carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Work with others to secure appropriate services for local community needs.
- (h) Act fairly, ethically and without bias in the interests of the local community.
- (i) Be responsible employers and provide a consultative and supportive working environment for staff.

### (2) Decision-making

The following principles apply to decision-making by Tweed Shire Council (subject to any other applicable law):

- (a) Recognise diverse local community needs and interests.
- (b) Consider social justice principles.
- (c) Consider the long term and cumulative effects of actions on future generations.
- (d) Consider the principles of ecologically sustainable development.
- (e) Decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

### (3) Community participation

Council should actively engage with the local community, through the use of the integrated planning and reporting framework and other measures.

## Items for Consideration of Council:

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## CONFIRMATION OF PLANNING COMMITTEE MINUTES

### 1 [CONMIN] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 1 March 2018

**SUBMITTED BY:** Corporate Governance

mhm

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Making decisions with you  
*We're in this together*

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.4 Councillor and Civic Business - To provide assistance to Councillors and support for Council to operate within its legal framework.

**ROLE:** **Leader**

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#### SUMMARY OF REPORT:

The recommendations of the Ordinary Planning Committee Meeting held Thursday 1 March 2018 require their adoption by Council for the resolutions to be acted upon.

#### RECOMMENDATION:

**That the recommendations of the Ordinary Planning Committee Meeting held Thursday 1 March 2018 be adopted.**

**REPORT:**

As per Summary.

**COUNCIL IMPLICATIONS:**

**a. Policy:**

Code of Meeting Practice.

**b. Budget/Long Term Financial Plan:**

Not applicable.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

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## REPORTS THROUGH THE GENERAL MANAGER

### REPORTS FROM THE DIRECTOR ENGINEERING

#### 2 [E-CM] RFO2017191 Major Flood Repair Work/Various Bridge and Culvert Related Works - Bundle 2

**SUBMITTED BY:** Infrastructure Delivery

mhm

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People, places and moving around  
*Who we are and how we live*

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.3	Moving around
3.3.4	Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

**ROLE:** **Provider**

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#### SUMMARY OF REPORT:

The Request for Offer RFO2017191 Bundle 2 has now been called to engage a suitably qualified and experienced contractor from the open market for the restoration of selected flood damages to bridges, culverts and associated assets damaged during the March 2017 flood event.

Repair Works include:

- Abutment damage of bridge including scoured rock armouring, loss of timber sheeting, scouring around piles
- Culvert blocked by silts, vegetation or other washed debris
- Culvert pipe or headwall damaged
- Culvert washout or displacement within road
- Debris washed against bridge in watercourse or on deck/barriers/kerbs
- Bridge embankment damage including scoured wingwall batters
- Traffic guardrail damaged requiring replacement or repairs
- Kerb and gutter damaged including washed away, displaced, or broken
- Damage to formation and pavement of sealed road including scouring and washouts of sections.

The offer was uploaded on Tweed Shire Council's Tender site and advertised as per the requirements of the Local Government Regulation 2005 and was scheduled to close at 4:00pm NSW Local Time on 7 February 2018.

Once offers have been received on 7 February 2018, Council officers will undertake an assessment and provide an Addendum Report to Council to be included in the Agenda for the Council Meeting of 1 March 2018.

**RECOMMENDATION:**

**That Council considers a late report for RFO2017191 Major Flood Repair work/Various Bridge and Culvert Related Works - Bundle 2.**



**REPORT:**

As per summary.

**OPTIONS:**

Not applicable.

**CONCLUSION:**

Not applicable.

**COUNCIL IMPLICATIONS:**

**a. Policy:**

Procurement Policy v1.6

**b. Budget/Long Term Financial Plan:**

Not applicable.

**c. Legal:**

Not applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

Nil.

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### 3 [E-CM] RFO2018002 Major Flood Repair Work - Landslip Repairs Bundle 6

**SUBMITTED BY:** Infrastructure Delivery

mhm



People, places and moving around

*Who we are and how we live*

#### **LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

3	People, places and moving around
3.3	Moving around
3.3.4	Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

**ROLE:** **Provider**

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#### **SUMMARY OF REPORT:**

The Request for Offer RFO2018002 Bundle 6 has now been called to engage a suitably qualified and experienced contractor from the open market for selected flood damages to roads, stormwater and associated assets damaged during the March 2017 flood event.

Repair Works include:

- Embankment or formation damage including bottom side land slips
- Traffic guardrail damaged requiring replacement or repairs
- Guide posts or delineator markers damaged or lost
- Kerb and gutter damaged including washed away, displaced, or broken
- Scour damage to infill area between kerb and gutter and road cutting or verge
- Damage to formation and pavement of sealed road including scouring and washouts of sections

The offer was uploaded on Tweed Shire Council's Tender site and advertised as per the requirements of the Local Government Regulation 2005 and was scheduled to close at 4:00pm NSW Local Time on 14 February 2018.

Once offers have been received on 14 February 2018, Council officers will undertake an assessment and provide an Addendum Report to Council to be included in the Agenda for the Council Meeting of 1 March 2018.

**RECOMMENDATION:**

**That Council considers a late report for RFO2018002 Major Flood Repair Work - Landslip Repairs Bundle 6.**

**REPORT:**

As per summary.

**OPTIONS:**

Not. Applicable.

**CONCLUSION:**

Not Applicable.

**COUNCIL IMPLICATIONS:**

**a. Policy:**

Procurement Policy v1.6

**b. Budget/Long Term Financial Plan:**

Not Applicable.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

Nil.

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## REPORTS FROM THE EXECUTIVE MANAGER PEOPLE, COMMUNICATION AND GOVERNANCE

### 4 [PCG-CM] Councillor Induction and Professional Development Guidelines - Consultation Draft

SUBMITTED BY: Corporate Governance

mhm



Behind the scenes  
Providing support to make it happen

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Behind the scenes
- 4.1 Assurance
- 4.1.1 Governance - To provide assistance to Councillors and support for Council to operate within its legal framework.

ROLE: Collaborator Provider

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#### SUMMARY OF REPORT:

Amendments made to the *Local Government Act 1993* (the Act) by the *Local Government Amendment (Governance and Planning) Act 2016* in August 2016 saw the inclusion in the prescribed role of councillors under section 232 a responsibility “to make all reasonable efforts to acquire and maintain the skills necessary to perform the role of a councillor”. In support of this, the amendments allow regulations to be made for induction and other professional development for mayors and councillors.

The Office of Local Government (OLG) has prepared guidelines to assist councils to develop and deliver induction and ongoing professional development activities for their mayor and councillors in compliance with the proposed regulations. These will be issued under section 23A of the Act.

To aid in the establishment of these guidelines the Office of Local Government has issued a consultation draft of the proposed guidelines for comment prior to being finalised, with comments due by 16 March 2018.

#### RECOMMENDATION:

**That, on review, Council has no formal comment to make on the Councillor Induction and Professional Development Guidelines Consultation Draft, other than to advise the Office of Local Government that it is in the process of implementing the Local Government New South Wales Capability Framework in identifying councillor professional development requirements.**

## REPORT:

Amendments made to the *Local Government Act 1993* (the Act) by the *Local Government Amendment (Governance and Planning) Act 2016* in August 2016 saw the inclusion in the prescribed role of councillors under section 232 a responsibility “to make all reasonable efforts to acquire and maintain the skills necessary to perform the role of a councillor”. In support of this, the amendments allow regulations to be made for induction and other professional development for mayors and councillors.

The Office of Local Government (OLG) has prepared guidelines to assist councils to develop and deliver induction and ongoing professional development activities for their mayor and councillors in compliance with the proposed regulations. These will be issued under section 23A of the Act.

To aid in the establishment of these guidelines the Office of Local Government has issued a consultation draft of the proposed guidelines for comment prior to being finalised, with comments due by 16 March 2018.

Under the guidelines, councils’ induction and professional development programs are to consist of three elements:

*Pre-election candidate sessions* – these are to ensure prospective candidates are aware of what will be expected of them if elected (these are not mandatory but are encouraged)

*Induction program* – this aims to equip mayors and councillors with the information they need to perform their role effectively over the first few months and has a particular focus on building positive, collaborative relationships between councillors and with staff

*Professional development program* – this is to be developed in consultation with all councillors and delivered over the term of the council to build the skills, knowledge and personal attributes necessary to be an effective mayor or councillor.

The proposed Regulation will also contain the following:

- The general manager is to ensure an induction program is delivered for newly elected and returning councillors and a specialised supplementary induction program for the mayor within six months of their election.
- The general manager is to ensure an ongoing professional development program is delivered for the mayor and each councillor over the term of the council for the purposes of assisting them to acquire and maintain the knowledge and skills necessary to perform their roles.
- The content of the ongoing professional development program to be delivered to the mayor and councillors is to be determined in consultation with the mayor and each councillor and is to have regard to the specific knowledge and skills required by the mayor, each individual councillor and the governing body as a whole to perform their roles.

- Mayors and councillors must make all reasonable efforts to participate in the activities offered to them as part of an induction or ongoing professional development program.
- The general manager is to report to the first council meeting held following the completion of the delivery of the induction program identifying the activities offered to the mayor and each councillor as part of the induction program, and whether or not the mayor and each councillor participated in the activities offered to them.
- The general manager is to report to the first council meeting held following 30 June in each year identifying the ongoing professional development activities offered to the mayor and each councillor in the year to 30 June as part of the professional development program, and whether or not the mayor and each councillor participated in the activities offered to them under the program.
- The general manager is to ensure these reports are published on the council's website.
- The Chief Executive of the Office of Local Government may, at the request of a general manager, exempt the council from the requirement to publish details of induction and ongoing professional development activities offered to the mayor or an individual councillor where he or she is satisfied that there are exceptional circumstances.

In reviewing the Consultation Draft it is worth noting that council has encouraged attendance at pre-election seminars that have traditionally been provided by Local Government NSW (LGNSW), but may not have necessarily been conducted within Tweed Shire.

Council has also provided a comprehensive, intensive induction program and continues to provide this type of awareness through the ongoing workshops presented by council staff, government agencies and consultants. The induction program is also available through the Councillor Portal as a reference point.

With reference to the requirement for each councillor “*to make all reasonable efforts to acquire and maintain the skills necessary to perform the role of a councillor*”, council has instigated a program through the utilisation of the LGNSW Capability Framework to identify the appropriate professional development requirements of the councillors and this will be tailored to the individual councillor.

#### **OPTIONS:**

That, on review, Council has no formal comment to make on the Councillor Induction and Professional Development Guidelines Consultation Draft, other than to advise the Office of Local Government that it is in the process of implementing the Local Government New South Wales Capability Framework in identifying councillor professional development requirements.

#### **CONCLUSION:**

That, on review, Council has no formal comment to make on the Councillor Induction and Professional Development Guidelines Consultation Draft, other than to advise the Office of Local Government that it is in the process of implementing the Local Government New

South Wales Capability Framework in identifying councillor professional development requirements.

**COUNCIL IMPLICATIONS:**

**a. Policy:**

Councillors - Payment of Expenses and Provision of Facilities for Mayor and Councillors v2.0.

Local Government Amendment (Governance and Planning) Act 2016.

**b. Budget/Long Term Financial Plan:**

As the Professional Development program for each councillor is developed there will be expenditure incurred, but adequate allowance is currently made in the existing councillor expenses budget to cover these costs.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

A councillor workshop was conducted on 8 February 2018 to discuss the Consultation Draft.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

Copies of the Councillor Induction and Professional Development Guidelines – Consultation Draft prepared by the Office of Local Government have been provided separately to the councillors.

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## 5 [PCG-CM] Model Code of Meeting Practice Consultation Draft

**SUBMITTED BY:** Corporate Governance

mhm



Behind the scenes  
*Providing support to make it happen*

### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 4 Behind the scenes
- 4.1 Assurance
- 4.1.1 Governance - To provide assistance to Councillors and support for Council to operate within its legal framework.

**ROLE:** **Collaborator** **Provider** **Advocate** **Leader**

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### SUMMARY OF REPORT:

Following amendments to the Local Government Act 1993 during 2016 the Office of Local Government have recently released a Consultation Draft of the Model Code of Meeting Practice. Comments on the document are due for submission to the Office of Local Government by 16 March 2018.

The Consultation draft contains both mandatory and non-mandatory provisions and council has been invited to comment on whether any of the non-mandatory provisions should be mandated.

### RECOMMENDATION:

**That the discussion points as highlighted within the report form the submission to the Office of Local Government on the Consultation Draft of the Model Code of Meeting Practice.**

## REPORT:

Following amendments to the Local Government Act 1993 during 2016 the Office of Local Government have recently released a Consultation Draft of the Model Code of Meeting Practice. Comments on the document are due for submission to the Office of Local Government by 16 March 2018.

The Consultation draft contains both mandatory and non-mandatory provisions and council has been invited to comment on whether any of the non-mandatory provisions should be mandated. The Office of Local Government has further advised that once finalised, council will be given a period of 6 months to adopt a code of meeting practice based on the Model Meeting Code.

Council previously made a submission in January 2017 on the Development of the Model Code of Meeting Practice and it is worth noting that a number of the submission points put forward by council have been encapsulated in the Consultation Draft. It should also be noted that council has had a Code of Meeting Practice in place since early 2000.

A councillor workshop was conducted on 8 February 2018 where the Consultation Draft was discussed and the following points are drawn from that discussion and should form the submission to the Office of Local Government:

**Part 3.13** concern was raised with limiting the number of Notices of Motion that a councillor can submit for consideration at a council meeting – currently council carries no restriction on the number.

**Parts 3.34 to 3.39 Pre – meeting briefing sessions** – council is of the view that this should be maintained as a non-mandatory part of the code as it provides an opportunity for councillors to gain a greater awareness of the matter and also to better prepare for the council meeting.

**Part 4.3 – Public Forums** – council already has a comprehensive section on Community Access within its current code and is concerned that part 4.3 restricts presenters to items on the business paper and should be open to items of interest and emerging topics, not just restricted to items on the business paper.

**Parts 5.18 to 5.21 – Webcasting of Meetings and Audio recording of meetings** – with the inclusion of these parts, council is advocating that all councillors and staff be afforded the equivalent of parliamentary privilege (similar to federal and state politicians) during debate at council meetings. It is noted by Council that the Minister for Local Government has previously stated that Parliamentary Privilege is an essential component for State Parliamentarians and therefore should be afforded to Local Government councillors.

**Part 17.10 Rescinding or altering council decisions** – the timeframe in this non-mandatory part should be legislated rather than being set by each council. If this timeframe was contained within the Regulation it would provide a definite and accepted timeframe that all parties are aware of. It would also aid in the timely actioning of the Resolutions made by council.

**Part 21 – Irregularities** – could also contain the following as a non-mandatory component:

## **WORKSHOPS**

### **1 Frequency**

- (a) Workshops will be conducted as required.
- (b) A programmed Councillor Only discussion session will conducted as required.

### **2 Request**

That a:

- (a) Workshop for Councillors be determined by way of a majority of Councillors indicating their desire via an email proposal and acceptance.
- (b) Record of all requests for workshops to be reported to Council indicating those for and against.

### **3 Limitations**

Council can hold a workshop, which is an informal gathering of councillors, council officers and invited participants to discuss issues, based on the provision of background information on the relevant issue.

A workshop shall not used to reach agreement and /or a (de-facto) decision made.

### **4 Conduct**

Workshops will not be held more than twenty-one (21) days before the matter the subject of same, is considered by Council.

### **5 Attendance**

Councillors, Council Officers and invited participants may attend workshops.

There is no obligation on Councillors to attend workshops.

### **6 Procedure**

The meeting procedures in the Act and the Regulation apply only to meetings of the council and its committees made up of councillors only. As workshops are not meetings of the council or its committees, the meeting procedures in the Act and the Regulation do not apply.

The workshop may be chaired by the Mayor and/or General Manager or another senior officer.

### **7 Workshop documents**

The non-disclosure provisions of Sections 664(1) and 664(2) of the Local Government Act 1993, apply to workshops, but as workshops cannot be closed under Section 10A of the Local Government Act 1993, the confidentiality provisions of Section 664(1A) and 664(1B) do not apply.

Section 664(1) states:

*A person must not disclose any information obtained in connection with the administration or execution of the Local Government Act unless that disclosure is made:*

- (a) with the consent of the person from whom the information was obtained, or*
- (b) in connection with the administration or execution of the Local Government Act*
- (c) for the purposes of any legal proceedings arising out of the Local Government Act or of any report of any such proceedings; or*
- (d) in accordance with a requirement imposed under the Ombudsman Act 1974 or the Freedom of Information Act 1989, or*
- (e) with other lawful excuse.*

Section 664(2) states:

*A person acting in the administration or execution of the Local Government Act 1993, must not use either directly or indirectly, information acquired by that person in that capacity, being information that is not generally known, for the purpose of gaining either directly or indirectly a financial advantage for the person, the person's spouse or de-facto partner or a relative of the person.*

*Any document produced in relation to a workshop would be a document of the council. This means that these documents could be inspected and copied in accordance with sections 12 to 12B of the Act or the provisions of the Freedom of Information Act 1989 subject to any exemptions or copyright restrictions. A person refused access to a document under the Freedom of Information Act 1989 can apply for a review of the determination by the NSW Administrative Decisions Tribunal.*

#### **OPTIONS:**

1. That the discussion points as highlighted within the report form the submission to the Office of Local Government on the Consultation Draft of the Model Code of Meeting Practice.
2. Council includes further discussion points in the submission to the Office of Local Government on the Consultation Draft of the Model Code of Meeting Practice.

#### **CONCLUSION:**

That the discussion points as highlighted within the report form the submission to the Office of Local Government on the Consultation Draft of the Model Code of Meeting Practice.

#### **COUNCIL IMPLICATIONS:**

##### **a. Policy:**

Code of Meeting Practice v2.6

Local Government Amendment (Governance and Planning) Act 2016.

##### **b. Budget/Long Term Financial Plan:**

Changes to the Code of Meeting Practice should not have any detrimental effect on the current budget.

**c. Legal:**

Not Applicable.

**d. Communication/Engagement:**

**Inform** - We will keep you informed.

A councillor workshop was conducted on 8 February 2018 to consider the Consultation Draft and copies of the document were provided to all councillors and made available on the Councillor portal.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

Nil.

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**CONFIDENTIAL ITEMS FOR CONSIDERATION**

**REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE**

**REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE**

**C1 [PR-CM] Unauthorised Forestry and Roadworks Lot 136 DP 755724  
Boormans Road, Tyalgum**

**REASON FOR CONFIDENTIALITY:**

This is subject to current legal investigations.

**Local Government Act**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

mhm

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**People, places and moving around**  
*Who we are and how we live*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

- 3 People, places and moving around
- 3.1 People
- 3.1.4 Compliance Services - To support a safe and healthy built and natural environment through the enforcement of local government rules and regulations.

**ROLE: Advocate**

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**C2 [PR-CM] Unauthorised Works within Crown Road Reserve, Zara Road, Limpinwood**

**REASON FOR CONFIDENTIALITY:**

This is subject to current legal investigations.

**Local Government Act**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

mhm

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People, places and moving around

*Who we are and how we live*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

- 3 People, places and moving around
- 3.1 People
- 3.1.4 Compliance Services - To support a safe and healthy built and natural environment through the enforcement of local government rules and regulations.

**ROLE: Advocate**

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**C3 [PR-CM] Unauthorised Works at Lot 1 DP783892, No.1110 Urliup Road, Urliup**

**REASON FOR CONFIDENTIALITY:**

This is subject to current legal investigations.

**Local Government Act**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

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People, places and moving around

*Who we are and how we live*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

- 3 People, places and moving around
- 3.1 People
- 3.1.4 Compliance Services - To support a safe and healthy built and natural environment through the enforcement of local government rules and regulations.

**ROLE:** Advocate

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## REPORTS FROM THE DIRECTOR COMMUNITY AND NATURAL RESOURCES IN COMMITTEE

### C4 [CNR-CM] Masterplan for the Stotts Creek Resource Recovery Centre

#### REASON FOR CONFIDENTIALITY:

Involves future plans that can impact contractor and ratepayer relationships.

#### Local Government Act

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

mhm

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Leaving a Legacy  
*Looking out for future generations*

#### LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.3 Utility Services
- 1.3.1 Rubbish and Recycling Services - To collect, recycle and dispose of residential and commercial waste, manage landfill sites and deliver community education so as to divert rubbish from landfill.

ROLE: **Provider**

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**C5 [CNR-CM] Stotts Creek Resource Recovery Centre Landfill Management Contract**

**REASON FOR CONFIDENTIALITY:**

This report deals with ongoing contractor relationships and the discussion of this report in open Council may prejudice these relationships.

**Local Government Act**

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret.

mhm

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**Leaving a Legacy**  
*Looking out for future generations*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

- 1 Leaving a Legacy
- 1.3 Utility Services
- 1.3.1 Rubbish and Recycling Services - To collect, recycle and dispose of residential and commercial waste, manage landfill sites and deliver community education so as to divert rubbish from landfill.

**ROLE: Provider**

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