

**SEPTEMBER 2012**

**STATE COUNCIL SUMMARY  
MINUTES**



**WALGA**



## MINUTES OF MEETING

Meeting No. 5 of 2012 of the Western Australian Local Government Association State Council held at WALGA, 15 Altona St, West Perth on **4 July 2012** commencing at **4:05pm**

### 1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

#### 1.1 Attendance

Chairman	President of WALGA	Mayor Troy Pickard
	Deputy President of WALGA	President Cr Lynne Craigie
	Pilbara Country Zone	
Members	Avon-Midland Country Zone	Cr Lawrie Short
	Central Country Zone	Mayor Don Ennis
	Central Metropolitan Zone	Cr Ros Harley (Deputy) from 4.35pm
		Cr Libby Eustance (Deputy)
	East Metropolitan Zone	Cr Glenys Godfrey
		Cr Bob Emery (Deputy)
	Goldfields Esperance Country Zone	Mayor Ron Yuryevich AM RFD
	Gascoyne Country Zone	Cr Ross Winzer
	Great Eastern Country Zone	President Cr Eileen O'Connell
	Kimberley Country Zone	President Cr Elsia Archer (Deputy)
	Murchison Country Zone	President Cr Simon Broad
	North Metropolitan Zone	Cr Stuart MacKenzie (Deputy)
		Cr Geoff Amphlett JP
	Northern Country Zone	Cr Lou Parker (Deputy)
	Peel Country Zone	President Cr Wally Barrett
	South East Metropolitan Zone	Mayor Cr Henry Zelones JP
		Cr Julie Brown
	South Metropolitan Zone	Mayor Cr Carol Adams
		Cr Doug Thompson
		Cr Tony Romano
	South West Country Zone	President Cr John Gardiner
Ex-Officio	Local Government Managers Australia	Dr Shayne Silcox
Secretariat	Chief Executive Officer	Ms Ricky Burges
	EM Environment & Waste	Mr Mark Batty
	EM Governance & Strategy	Mr Tony Brown
	EM Marketing & Communications	Mr Zac Donovan
	EM Planning & Community Development	Ms Allison Hailes
	EM Infrastructure	Mr Ian Duncan
	EM Workplace Solutions	Mr John Phillips
	EM Corporate Business Solutions	Mr Nick Wood
	Manager Governance	Mr James McGovern
	EO Governance and Strategy	Ms Janet Done
	Finance Manager	Mrs Tina Mosscrop

#### 1.2 Apologies

Central Metropolitan Zone	Cr Janet Davidson
	Mayor Heather Henderson
East Metropolitan Zone	Cr Mick Wainwright
Great Southern Country Zone	President Cr Barry Webster
	President Cr Ken Clements
North Metropolitan Zone	Mayor Tracey Roberts
	Cr David Michael
Northern Country Zone	President Cr Karen Chappel
South Metropolitan Zone	Mayor Cr Carol Adams
The Right Hon Lord Mayor of Perth	Ms Lisa Scaffidi
Deputy CEO	Mr Wayne Scheggia



### 1.3 Announcements

There were no announcements made.

#### MEETING ASSESSMENT

I invite President Cr Eileen O'Connell to undertake a meeting assessment at the conclusion of the meeting.

## 2. MINUTES

**Moved:** Cr D Thompson  
**Seconded:** Cr L Short

**That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on 4 July 2012 be confirmed as a true and correct record of proceedings.**

**RESOLUTION 104.5/2012**

**CARRIED UNANIMOUSLY**

## 3. DECLARATIONS OF INTEREST

Pursuant to our Code of Conduct, State Councillors must declare to the Chairman any potential conflict of interest they have in a matter before State Council as soon as they become aware of it.

There were no declarations of interest received.

## 4. EMERGING ISSUES

Notification of emerging issues must be provided to the Chairman no later than 24 hours prior to the meeting.

There were no emerging issues for consideration.



## 5. **MATTERS FOR DECISION**

### 5.1 2012 Annual General Meeting Minutes (01-003-02-0003 WS)

#### WALGA RECOMMENDATION

That

1. AGM Motion 5.1, 5.3 and 6.2 be endorsed
2. AGM Motion 6.1 be noted;
3. AGM Motion 5.2 be amended and adopted as follows;

That:

A. WALGA reaffirm the requested State/Local Government *Communication and Consultation Protocol* to the State Government that suggests the following protocols;

- I. *New legislation and amendments, proposals and legal mandate that will have an impact on Local Government expenditure - Minimum of twelve (12) weeks consultation.*
- II. *Consultation for a minimum of eight weeks on proposed changes to Regulations or other compliance requirements that will have an impact on Local Government's responsibilities.*
- III. *Communication between both spheres of government relating to changes in operating procedure or practice which will have minimal impact requires advice prior to any action.*

B. WALGA again request the State Government to endorse the proposed protocol as part of the State Local Government Agreement.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	Meeting held prior to State Council Agenda release
Murchison Country Zone	No meeting held
North Metropolitan Zone	WALGA recommendation supported
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported



**Moved: President Cr W Barrett**  
**Seconded: Mayor D Ennis**

**That**

- 1. AGM Motion 5.1, 5.3 and 6.2 be endorsed**
- 2. AGM Motion 6.1 be noted;**
- 3. AGM Motion 5.2 be amended and adopted as follows;**

**That:**

**A. WALGA reaffirm the requested State/Local Government *Communication and Consultation Protocol* to the State Government that suggests the following protocols;**

- i. New legislation and amendments, proposals and legal mandate that will have an impact on Local Government expenditure - Minimum of twelve (12) weeks consultation.***
- ii. Consultation for a minimum of eight weeks on proposed changes to Regulations or other compliance requirements that will have an impact on Local Government's responsibilities.***
- iii. Communication between both spheres of government relating to changes in operating procedure or practice which will have minimal impact requires advice prior to any action.***

**B. WALGA again request the State Government to endorse the proposed protocol as part of the State Local Government Agreement.**

**RESOLUTION 105.5/2012**

**CARRIED UNANIMOUSLY**

Mayor Yuryevich left the meeting at 4.10pm and returned at 4.14pm



## 5.2 Metropolitan Local Government Review (05-034-01-0018 TL)

### WALGA RECOMMENDATION

That the following policy positions be reaffirmed:

1. The Association's commitment to structural reform of Local Government being voluntary, and
2. The Association's recommended transition process in relation to the Metropolitan Local Government Review process.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	Meeting held prior to State Council Agenda release
Murchison Country Zone	No meeting held
North Metropolitan Zone	WALGA recommendation supported
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

Moved: Mayor Cr H Zelones  
 Seconded: Cr J Brown

That the following policy positions be reaffirmed:

1. The Association's commitment to structural reform of Local Government being voluntary, and
2. The Association's recommended transition process in relation to the Metropolitan Local Government Review process.

**RESOLUTION 106.5/2012**

**CARRIED UNANIMOUSLY**



### 5.3 Grain Freight – Central Wheatbelt (05-006-02-0005 ID)

#### WALGA RECOMMENDATION

That:

1. WALGA supports the recommendation of the Standing Committee on Environment and Public Affairs Inquiry into Closure of Tier 3 Rail Lines in the Central Wheatbelt;
  - a. “that the Government keep the central wheatbelt Tier 3 rail lines open until the end of 2014 to enable CBH Group to demonstrate the business case for retention of these lines, provided this does not impact on the funded upgrades to and maintenance of local roads”; and
  - b. “that the Wheatbelt Development Commission undertake an economic review of the appropriate grain transport infrastructure for areas serviced by the central wheatbelt Tier 3 lines in conjunction with the demonstration of rail operations on these lines”.
2. The Association provides this support on condition that it does not impact on the funded upgrades to and maintenance of local roads; and
3. Retaining operation of central wheatbelt Tier 3 rail lines until at least the end of 2014 be referred to the Forum of Co-Chairs for consideration as part of the campaign to be run by the Association in the lead up to the 2013 State Election.

Avon Midland Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	Meeting held prior to State Council Agenda release
Murchison Country Zone	No meeting held
North Metropolitan Zone	WALGA recommendation supported
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

#### SOUTH METROPOLITAN ZONE

That the South Metropolitan Zone endorse the recommendation with an amendment to part 2 to read:

1. WALGA supports the recommendation of the Standing Committee on Environment and Public Affairs Inquiry into Closure of Tier 3 Rail Lines in the Central Wheatbelt;
  - a. “that the Government keep the central wheatbelt Tier 3 rail lines open until the end of 2014 to enable CBH Group to demonstrate the business case for retention of these lines, provided this does not impact on the funded upgrades to and maintenance of local roads” ;and
  - b. “that the Wheatbelt Development Commission undertake an economic review of the appropriate grain transport infrastructure for areas serviced by the central wheatbelt Tier 3 lines in conjunction with the demonstration of rail operations on these lines”.
2. That funded upgrades to and maintenance of local roads are not impacted; and



3. Retaining operation of central wheatbelt Tier 3 rail lines until at least the end of 2014 be referred to the Forum of Co-Chairs for consideration as part of the campaign to be run by the Association in the lead up to the 2013 State Election.

**SECRETARIAT COMMENT**

*This amendment has been incorporated into the composite recommendation.*

**CENTRAL COUNTRY ZONE**

That the Central Country Zone supports the WALGA recommendation with the additional comment that an economic review of the appropriate grain transport infrastructure for areas serviced by the central Wheatbelt proposed to be undertaken by the Wheatbelt Development Commission should identify, as part of the terms of reference, the funding required to both upgrade and maintain roads to heavy haulage standard.

**SECRETARIAT COMMENT**

*This request has been incorporated in the composite recommendations*

**GASCOYNE COUNTRY ZONE**

The Zone expresses its concern that, in the long-term, a greater proportion of State road funding is not diverted to fill the shortfall caused by the closure of Tier 3 railway lines.

**SECRETARIAT COMMENT**

*Noted.*

**AMENDED RECOMMENDATION**

**Moved: Mayor D Ennis**  
**Seconded: Cr D Thompson**

**That:**

1. **WALGA supports the recommendation of the Standing Committee on Environment and Public Affairs Inquiry into Closure of Tier 3 Rail Lines in the Central Wheatbelt;**
  - a. **“that the Government keep the central wheatbelt Tier 3 rail lines open until the end of 2014 to enable CBH Group to demonstrate the business case for retention of these lines, provided this does not impact on the funded upgrades to and maintenance of local roads”;**  
and
  - b. **“that the Wheatbelt Development Commission undertake an economic review of the appropriate grain transport infrastructure for areas serviced by the central wheatbelt Tier 3 lines in conjunction with the demonstration of rail operations on these lines”.**
2. **That funded upgrades to and maintenance of local roads to heavy haulage standards be supported; and**
3. **Retaining operation of central wheatbelt Tier 3 rail lines until at least the end of 2014 be referred to the Forum of Co-Chairs for consideration as part of the campaign to be run by the Association in the lead up to the 2013 State Election.**

**RESOLUTION 107.5/2012**

**CARRIED UNANIMOUSLY**



**5.4 Local Government Planning Improvement Program, Action Plan (05-047-02-0015 CG)**

**WALGA RECOMMENDATION**

**That the Local Government Planning Improvement Program, Action Plan be endorsed.**

<b>Avon Midland Country Zone</b>	WALGA recommendation supported
<b>Central Country Zone</b>	WALGA recommendation supported
<b>Central Metropolitan Zone</b>	WALGA recommendation supported
<b>East Metropolitan Zone</b>	WALGA recommendation supported
<b>Gascoyne Zone</b>	WALGA recommendation supported
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation supported
<b>Great Eastern Country Zone</b>	WALGA recommendation supported
<b>Great Southern Country Zone</b>	WALGA recommendation supported
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation supported
<b>Northern Country Zone</b>	WALGA recommendation supported
<b>Peel Zone</b>	WALGA recommendation supported
<b>Pilbara Zone</b>	WALGA recommendation supported
<b>South East Metropolitan Zone</b>	WALGA recommendation supported
<b>South Metropolitan Zone</b>	WALGA recommendation supported
<b>South West Country Zone</b>	WALGA recommendation supported

**Moved: Mayor Cr H Zelones**  
**Seconded: Cr L Parker**

**That the Local Government Planning Improvement Program, Action Plan be endorsed.**

**RESOLUTION 108.5/2012**

**CARRIED UNANIMOUSLY**



**5.5 WALGA Submission – Seven Proposals to Regulate and Amend the Aboriginal Heritage Act 1972 (05-032-01-001 EF)**

**WALGA RECOMMENDATION**

**That the Association's Submission on the Department of Indigenous Affairs' 'Seven Proposals to Regulate and Amend the *Aboriginal Heritage Act 1972*' be endorsed.**

<b>Avon Midland Country Zone</b>	WALGA recommendation supported
<b>Central Country Zone</b>	WALGA recommendation supported
<b>Central Metropolitan Zone</b>	WALGA recommendation supported
<b>East Metropolitan Zone</b>	WALGA recommendation supported
<b>Gascoyne Zone</b>	WALGA recommendation supported
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation supported
<b>Great Eastern Country Zone</b>	WALGA recommendation supported
<b>Great Southern Country Zone</b>	WALGA recommendation supported
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation supported
<b>Northern Country Zone</b>	WALGA recommendation supported
<b>Peel Zone</b>	WALGA recommendation supported
<b>Pilbara Zone</b>	WALGA recommendation supported
<b>South East Metropolitan Zone</b>	WALGA recommendation supported
<b>South Metropolitan Zone</b>	WALGA recommendation supported
<b>South West Country Zone</b>	WALGA recommendation supported

**Moved: Cr J Brown**  
**Seconded: Cr G Godfrey**

**That the Association's Submission on the Department of Indigenous Affairs' 'Seven Proposals to Regulate and Amend the *Aboriginal Heritage Act 1972*' be endorsed.**

**RESOLUTION 109.5/2012**

**CARRIED UNANIMOUSLY**



**5.6 WALGA Submission – Western Australian Health Promotion Strategic Framework 2012-2016 (05-030-03-0008 EF)**

**WALGA RECOMMENDATION**

That the Association's submission on the Department of Health's Western Australian Health Promotion Strategic Framework 2012-2016 be endorsed.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	Meeting held prior to State Council Agenda release
Murchison Country Zone	No meeting held
North Metropolitan Zone	WALGA recommendation supported
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

**Moved: Mayor R Yuryevich**  
**Seconded: President Cr E O'Connor**

That the Association's submission on the Department of Health's Western Australian Health Promotion Strategic Framework 2012-2016 be endorsed.

**RESOLUTION 110.5/2012**

**CARRIED UNANIMOUSLY**



## 5.7 Bushfire Risk Identification and Mitigation Project – Building Protection Zones (05-024-01-0001 AH)

### WALGA RECOMMENDATION

That:

1. The phased introduction of Building Protection Zones (defendable spaces) in high bushfire risk areas, is supported in principle;
2. The State Government be advised that further development of the proposed Building Protection Zone policy and implementation process must occur in partnership with Local Government;
3. Local Governments in high risk areas be encouraged to review and if necessary, modify fuel loads around key Local Government infrastructure (eg evacuation centres) in preparation for the 2012/13 bushfire season; and
4. Where practicable, Local Governments encourage residents in high risk areas to modify fuel loads around buildings on private property, in line with the standards recommended by FESA, in preparation for the 2012/13 bushfire season.

<b>Avon Midland Country Zone</b>	WALGA recommendation supported
<b>Central Country Zone</b>	WALGA recommendation supported
<b>Central Metropolitan Zone</b>	WALGA recommendation supported
<b>East Metropolitan Zone</b>	WALGA recommendation supported – see comment below
<b>Gascoyne Zone</b>	WALGA recommendation supported
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation supported
<b>Great Eastern Country Zone</b>	WALGA recommendation supported
<b>Great Southern Country Zone</b>	WALGA recommendation supported
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	WALGA recommendation supported
<b>North Metropolitan Zone</b>	WALGA recommendation supported
<b>Northern Country Zone</b>	WALGA recommendation supported
<b>Peel Zone</b>	WALGA recommendation supported
<b>Pilbara Zone</b>	WALGA recommendation supported
<b>South East Metropolitan Zone</b>	WALGA recommendation noted
<b>South Metropolitan Zone</b>	WALGA recommendation supported

### **EAST METROPOLITAN ZONE**

Delete “Where practicable” from point 4 of the WALGA recommendation.

### **SECRETARIAT COMMENT**

*The “Where practicable” reference is to allow Local Governments to work out the most appropriate circumstance for their district.*

### **SOUTH EAST METROPOLITAN ZONE**

Concerns were expressed regarding the definition of ‘protection zones’ and ‘clearance zones’ particularly in relation to suburban blocks following the ‘Kelmescott fire’. It was felt by the members that the report and WALGA’s recommendation did not seem to meet the needs of all areas such as residential and high density and the State Councillor (Mayor Henry Zelones) indicated he would be seeking further clarification from the Association at the State Council meeting.

### **SOUTH WEST COUNTRY ZONE**

That the WALGA recommendation be amended with the inclusive of an additional point 5:

5. The review of the Native Vegetation Clearing Regulations exempt clearing for building protection zones from the requirement to obtain a permit.



**SECRETARIAT COMMENT**

*This issue is already provided as per below;*

*“In 2004, amendments were introduced to provisions for regulating the clearing of native vegetation. To clear native vegetation, requires the issue of a permit from the Department of Environment and Conservation (DEC), or an exemption must apply. It is an offence to clear native vegetation without the authority of a permit or an exemption.*

*An exemption is a clearing activity that does not require a permit. There are two types of exemptions.*

*The first type is found in Schedule 6 of the EP Act. These exemptions may be referred to as the Schedule 6 exemptions. There are exemptions under schedule 6 for clearing for the provision of firebreaks and fire mitigation.*

*The second type is found in the Environmental Protection (Clearing of Native Vegetation) Regulations 2004 (regulations). These may be referred to as exemptions under Regulations.*

*The exemptions under Regulations do not apply in environmentally sensitive areas (ESAs) declared under section 51B of the EP Act.”*

**Moved: Mayor Cr H Zelones**  
**Seconded: Cr D Wood**

**That:**

- 1. The phased introduction of Building Protection Zones (defendable spaces) in high bushfire risk areas, is supported in principle;**
- 2. The State Government be advised that further development of the proposed Building Protection Zone policy and implementation process must occur in partnership with Local Government;**
- 3. Local Governments in high risk areas be encouraged to review and if necessary, modify fuel loads around key Local Government infrastructure (eg evacuation centres) in preparation for the 2012/13 bushfire season; and**
- 4. Where practicable, Local Governments encourage residents in high risk areas to modify fuel loads around buildings on private property, in line with the standards recommended by FESA, in preparation for the 2012/13 bushfire season.**

**RESOLUTION 111.5/2012**

**CARRIED UNANIMOUSLY**

Mayor Yuryevich left the meeting at 4.33pm and returned at 4.37pm

Cr Ros Harley entered the meeting at 4.35pm



**5.8 Bushfire Risk Identification and Mitigation Project Team – Local Government Representative (05-024-01-0001 AH)**

**WALGA RECOMMENDATION**

That WALGA, on behalf of the sector, contribute appropriate staff resources to fulfill the role of Local Government representative(s) on the Bushfire Risk Identification and Mitigation Project Team, hosted under the auspices of the Department of Premier and Cabinet, for Phase II of the Bushfire Risk Identification and Mitigation Project.

<b>Avon Midland Country Zone</b>	WALGA recommendation supported
<b>Central Country Zone</b>	WALGA recommendation supported
<b>Central Metropolitan Zone</b>	WALGA recommendation supported
<b>East Metropolitan Zone</b>	WALGA recommendation supported
<b>Gascoyne Zone</b>	WALGA recommendation supported
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation supported
<b>Great Eastern Country Zone</b>	WALGA recommendation supported
<b>Great Southern Country Zone</b>	WALGA recommendation supported
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation supported
<b>Northern Country Zone</b>	WALGA recommendation supported
<b>Peel Zone</b>	WALGA recommendation supported
<b>Pilbara Zone</b>	WALGA recommendation supported
<b>South East Metropolitan Zone</b>	WALGA recommendation supported
<b>South Metropolitan Zone</b>	WALGA recommendation supported
<b>South West Country Zone</b>	WALGA recommendation supported

**Moved: Mayor D Ennis**  
**Seconded: Mayor Cr H Zelones**

That WALGA, on behalf of the sector, contribute appropriate staff resources to fulfil the role of Local Government representative(s) on the Bushfire Risk Identification and Mitigation Project Team, hosted under the auspices of the Department of Premier and Cabinet, for Phase II of the Bushfire Risk Identification and Mitigation Project.

**RESOLUTION 112.5/2012**

**CARRIED UNANIMOUSLY**



**5.9 Productivity Commission Barriers to Effective Climate Change Adaptation – Draft Report (05-028-01-0004 MB)**

**WALGA RECOMMENDATION**

**That the interim submission on the Productivity Commission’s Draft Report on Barriers to effective Climate Change Adaptation be endorsed.**

<b>Avon Midland Country Zone</b>	WALGA recommendation supported
<b>Central Country Zone</b>	WALGA recommendation supported
<b>Central Metropolitan Zone</b>	WALGA recommendation supported
<b>East Metropolitan Zone</b>	WALGA recommendation supported
<b>Gascoyne Zone</b>	WALGA recommendation supported
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation supported
<b>Great Eastern Country Zone</b>	WALGA recommendation supported
<b>Great Southern Country Zone</b>	WALGA recommendation supported
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation supported
<b>Northern Country Zone</b>	WALGA recommendation supported
<b>Peel Zone</b>	See Comment below
<b>Pilbara Zone</b>	WALGA recommendation supported
<b>South East Metropolitan Zone</b>	WALGA recommendation supported
<b>South Metropolitan Zone</b>	WALGA recommendation supported
<b>South West Country Zone</b>	WALGA recommendation supported

**Moved: Cr D Thompson**  
**Seconded: Cr L Eustance**

**That the interim submission on the Productivity Commission’s Draft Report on Barriers to effective Climate Change Adaptation be endorsed.**

**RESOLUTION 113.5/2012**

**CARRIED UNANIMOUSLY**



**MATTERS FOR CONSIDERATION BY STATE COUNCILLORS  
(UNDER SEPARATE COVER)**

**5.10 Selection Committee Minutes (01-006-03-0011 JD)**

Moved: President Cr L Craigie  
Seconded: Cr D Thompson

That:

1. The Minutes of the Selection Committee meeting held 28 August be noted;
2. Recommendations made under delegated authority to the Selection Committee Minutes dated 28 August 2012 be noted; and
3. Advisory recommendations from the Selection Committee Minutes dated 28 August 2012 be endorsed.

**RESOLUTION 114.5/2012**

**CARRIED UNANIMOUSLY**

**5.11 Use of the Association's Common Seal (01-004-07-0001 RB)**

Moved: President Cr E O'Connell  
Seconded: Mayor D Ennis

That the use of the Association's Common Seal for the following purposes be noted:

Document	Document Description	Signatory	State Council prior approval
Extension of Licence 15 & 17 Altona Street, West Perth	Extension of Licence	<ul style="list-style-type: none"> <li>• Jardine Lloyd Thompson</li> <li>• Mayor Troy Pickard</li> <li>• Ricky Burges</li> </ul>	No
Extension of Lease Whole levels 1 & 2, 17 Altona St and Part Level 1 and Unit 1, Level 3, 15 Altona Street, West Perth	Extension of Lease	<ul style="list-style-type: none"> <li>• Jardine Lloyd Thompson</li> <li>• Mayor Troy Pickard</li> <li>• Ricky Burges</li> </ul>	No

**RESOLUTION 115.5/2012**

**CARRIED UNANIMOUSLY**



**5.12 Proposal for the 2013 Regional Meeting of State Council (01-004-02-0002 JD)**

*By Tony Brown, Executive Manager Governance & Strategy*

**Moved: President Cr L Craigie**  
**Seconded: President Cr S Broad**

**That the annual Regional State Council meeting for 2013 be held Wednesday 1 to Friday 3 May in Karratha, with a regional forum to be held with Councils from the Pilbara and Kimberley Country Zones.**

**RESOLUTION 116.5/2012**

**CARRIED UNANIMOUSLY**



## **6. MATTERS FOR NOTING / INFORMATION**

### **6.1 Update on Implementation of the Building Act 2011 (05-045-02-0005 VJ)**

#### **WALGA RECOMMENDATION**

**That the recent actions regarding the implementation of the Building Act 2011 be noted.**

<b>Avon Midland Country Zone</b>	WALGA recommendation noted
<b>Central Country Zone</b>	WALGA recommendation noted
<b>Central Metropolitan Zone</b>	WALGA recommendation noted
<b>East Metropolitan Zone</b>	WALGA recommendation noted
<b>Gascoyne Zone</b>	WALGA recommendation noted
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation noted
<b>Great Eastern Country Zone</b>	WALGA recommendation noted
<b>Great Southern Country Zone</b>	WALGA recommendation noted
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation noted
<b>Northern Country Zone</b>	WALGA recommendation noted
<b>Peel Zone</b>	WALGA recommendation noted
<b>Pilbara Zone</b>	WALGA recommendation noted
<b>South East Metropolitan Zone</b>	WALGA recommendation noted
<b>South Metropolitan Zone</b>	WALGA recommendation noted
<b>South West Country Zone</b>	WALGA recommendation noted

**Moved: Cr J Brown**  
**Seconded: Mayor Cr H Zelones**

**That the recent actions regarding the implementation of the Building Act 2011 be noted.**

**RESOLUTION 117.5/2012**

**CARRIED UNANIMOUSLY**



<b>6.2 South West Native Title Settlement (05-043-04-0001 EF)</b>
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**WALGA RECOMMENDATION**

**That the developments in relation to the South West Native Title Settlement be noted.**

<b>Avon Midland Country Zone</b>	WALGA recommendation noted
<b>Central Country Zone</b>	WALGA recommendation noted
<b>Central Metropolitan Zone</b>	WALGA recommendation noted
<b>East Metropolitan Zone</b>	WALGA recommendation noted
<b>Gascoyne Zone</b>	WALGA recommendation noted
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation noted
<b>Great Eastern Country Zone</b>	WALGA recommendation noted
<b>Great Southern Country Zone</b>	WALGA recommendation noted
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation noted
<b>Northern Country Zone</b>	WALGA recommendation noted
<b>Peel Zone</b>	WALGA recommendation noted
<b>Pilbara Zone</b>	WALGA recommendation noted
<b>South East Metropolitan Zone</b>	WALGA recommendation noted
<b>South Metropolitan Zone</b>	WALGA recommendation noted
<b>South West Country Zone</b>	WALGA recommendation noted

**Moved: Cr J Brown**  
**Seconded: Mayor Cr H Zelones**

**That the developments in relation to the South West Native Title Settlement be noted.**

**RESOLUTION 118.5/2012**

**CARRIED UNANIMOUSLY**



<b>6.3 Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)</b>
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**WALGA RECOMMENDATION**

That the resolutions of the Municipal Waste Advisory Council meeting held 27 June 2012 be noted.

<b>Avon Midland Country Zone</b>	WALGA recommendation noted
<b>Central Country Zone</b>	WALGA recommendation noted
<b>Central Metropolitan Zone</b>	WALGA recommendation noted
<b>East Metropolitan Zone</b>	WALGA recommendation noted
<b>Gascoyne Zone</b>	WALGA recommendation noted
<b>Goldfields Esperance Country Zone</b>	WALGA recommendation noted
<b>Great Eastern Country Zone</b>	WALGA recommendation noted
<b>Great Southern Country Zone</b>	WALGA recommendation noted
<b>Kimberley Zone</b>	Meeting held prior to State Council Agenda release
<b>Murchison Country Zone</b>	No meeting held
<b>North Metropolitan Zone</b>	WALGA recommendation noted
<b>Northern Country Zone</b>	WALGA recommendation noted
<b>Peel Zone</b>	WALGA recommendation noted
<b>Pilbara Zone</b>	WALGA recommendation noted
<b>South East Metropolitan Zone</b>	WALGA recommendation noted
<b>South Metropolitan Zone</b>	WALGA recommendation noted
<b>South West Country Zone</b>	WALGA recommendation noted

**PEEL COUNTRY ZONE**

Mark Newman said the CEOs were concerned with the MWAC Recommendation 2 (pg 78 State Council Agenda), on the Draft Findings from the Metropolitan Local Government Review Panel, which recommends compulsory membership of the proposed metropolitan regional councils for the purposes of waste management treatment and disposal.

**SECRETARIAT COMMENT**

*The reasoning behind this is to ensure Councils' investment in the long term management of waste is secure.*

**Moved: Cr J Brown**  
**Seconded: Mayor Cr H Zelones**

That the resolutions of the Municipal Waste Advisory Council meeting held 27 June 2012 be noted.

**RESOLUTION 119.5/2012**

**CARRIED UNANIMOUSLY**



## **7. ORGANISATIONAL REPORTS**

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### **7.1 Key Activity Reports**

<b>7.1.1 Report on Key Activities, Environment and Waste (01-006-03-0017 MJB)</b>
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**Moved: Mayor R Yuryevich**  
**Seconded: Mayor D Ennis**

**That the Key Activities Report from the Environment and Waste Unit to the September 2012 State Council meeting be noted.**

**RESOLUTION 120.5/2012**

**CARRIED UNANIMOUSLY**

<b>7.1.2 Report on Key Activities, Governance and Strategy (01-006-03-0007 TB)</b>
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**Moved: Mayor R Yuryevich**  
**Seconded: Mayor D Ennis**

**That the Key Activities Report from the Governance and Strategy Unit to the September 2012 State Council meeting be noted.**

**RESOLUTION 121.5/2012**

**CARRIED UNANIMOUSLY**

<b>7.1.3. Report on Key Activities, Infrastructure (05-001-02-0003 ID)</b>
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**Moved: Mayor R Yuryevich**  
**Seconded: Mayor D Ennis**

**That the Key Activities Report from the Infrastructure Unit to the September 2012 State Council meeting be noted.**

**RESOLUTION 122.5/2012**

**CARRIED UNANIMOUSLY**

<b>7.1.4 Report on Key Activities, Planning and Community Development (01-006-03-0014 AH)</b>
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**Moved: Mayor R Yuryevich**  
**Seconded: Mayor D Ennis**

**That the Key Activities Report from the Planning and Community Development Unit to September 2012 State Council meeting be noted.**

**RESOLUTION 123.5/2012**

**CARRIED UNANIMOUSLY**

**7.2 Policy Forum Report (01-006-03-0007 TB)**

Moved: Cr R Harley  
Seconded: Cr L Short

That the report on the key activities of the Association's Policy Forums to the September 2012 State Council meeting be noted.

**RESOLUTION 124.5/2012**

**CARRIED UNANIMOUSLY**

**7.3 President's Report**

Moved: Mayor Cr H Zelones  
Seconded: President Cr W Barrett

That the President's Report for September 2012 be received.

**RESOLUTION 125.5/2012**

**CARRIED UNANIMOUSLY**

Cr Romano left the meeting at 5.29pm and returned at 5.35pm

**7.4 CEO's Report**

Moved: President Cr L Craigie  
Seconded: Mayor R Yuryevich

That the CEO's Report for September 2012 be received.

**RESOLUTION 126.5/2012**

**CARRIED UNANIMOUSLY**



## **8. ADDITIONAL ZONE RESOLUTIONS**

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**Moved:** Cr D Thompson  
**Seconded:** Mayor D Ennis

**That the additional Zone Resolutions from the September 2012 round of Zones meetings as follows be referred to the appropriate policy area for consideration.**

### **RESOLUTION 127.5/2012**

**CARRIED UNANIMOUSLY**

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#### **GREAT SOUTHERN ZONE**

##### ***European Wasps (Environmental MB)***

The Zone requested the issue of status of funding of Dept of Agriculture be raised, given their divesting of locusts and other pest control services.

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#### **GREAT EASTERN COUNTRY ZONE**

##### ***Local Government Amendment Bill (No. 2) 2012 (Governance TB)***

1. That the Great Eastern Country Zone write to the Premier expressing concern that the Local Government Amendment Bill (No 2) 2012;
  - a) will limit the role of the subsidiary to a service or activity rather than the more widely recognised and extensive local government "functions";
  - b) requires the Minister for Local Government to appoint the governing board to any subsidiary established; and
  - c) will necessitate an additional burden to local governments considering establishing a subsidiary through the requirement to undertake additional community consultation.
2. That the Great Eastern Country Zone also write to the, Leader of the National Party, the Minister for Local Government, the Leader of the Opposition, the Opposition Spokesperson on Local Government and all Members of Parliament expressing the Zone's concerns regarding the Local Government Amendment Bill (No 2) 2012; and
3. That the WA Local Government Association be advised of these actions.

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#### **GOLDFIELDS ESPERANCE COUNTRY ZONE**

##### ***Local Government Amendment Bill (No. 2) 2012 (Governance TB)***

1. That the Goldfields Esperance Country Zone write to the Premier expressing concern that the Local Government Amendment Bill (No 2) 2012;
  - a) will limit the role of the subsidiary to a service or activity rather than the more widely recognised and extensive local government "functions";
  - b) requires the Minister for Local Government to appoint the governing board to any subsidiary established; and
  - c) will necessitate an additional burden to local governments considering establishing a subsidiary through the requirement to undertake additional community consultation.
2. That the Great Eastern Country Zone also write to the, Leader of the National Party, the Minister for Local Government, the Leader of the Opposition, the Opposition Spokesperson on Local Government and all Members of Parliament expressing the Zone's concerns regarding the Local Government Amendment Bill (No 2) 2012; and
3. That the WA Local Government Association be advised of these actions.

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#### **NORTH METROPOLITAN ZONE**

##### ***LG Convention (Executive)***

That the North Metropolitan Zone members extend their thanks to WALGA CEO Ricky Burges and staff for the successful running of the Local Government Convention 2012.




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## CENTRAL METROPOLITAN ZONE

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### ***Development Assessment Panels Legislation and Regulations (Planning AH)***

1. That the Central Metropolitan Zone of WALGA ask the State Council that WALGA seek from the State Government a review of Part 11A of the Planning and Development Act 2005 and the Planning and Development (Development Assessment Panels) Regulations 2011 to resolve uncertainties with respect to responsibilities of Local Governments.
2. That individual Councils of the Central Metropolitan Zone submit their comments to WALGA.

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## SOUTH METROPOLITAN ZONE

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### ***Funding for State Government Contracted Community Services Provided by Local Government (Community AH)***

That WALGA formally contact the Premier advising him:

1. The adverse effect on service provision to the community by some Local Governments brought about by not considering Local Government as Not For Profit Organisations when distributing funding.
2. That Local Government should be awarded the same State Government funding as Not For Profit Organisations when they choose to tender for community services.
3. That Local Government be included in Component 11 funding arrangements.
4. The need for a Local Government representative on the Premier's Partnership Forum.

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## GASCOYNE COUNTRY ZONE

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### ***Gascoyne Regional Planning and Infrastructure Framework (Planning AH)***

The Gascoyne Zone requests liaison from WALGA in relation to this Framework.

### ***Street Lighting and Renewable Energy in Non-metropolitan Communities Resolution (Infrastructure ID)***

That the Gascoyne Country Zone requests WALGA to advocate for:

1. Local Governments to be able to determine street light on/off times;
2. Alternative costing arrangements for street lighting; and
3. Horizon to increase their renewable energy quotas.

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## SOUTH WEST ZONE

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### ***Bushfire Risk Identification and Mitigation Scheme (Planning AH)***

That WALGA be requested to raise with the State Government the potential fire protection conflict that is likely to occur with:

DEC requiring a greater retention of native vegetation corridors within residential areas; and

FESA potentially requiring that a fire management plan be prepared as a condition of subdivision and possibly imposing a 100 metre buffer around these areas where any dwellings will be protected to comply with the Australian Standards for Fire Protection (potential additional \$30-\$40k cost)

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## CENTRAL COUNTRY ZONE

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### ***Local Government Amendment Bill (No. 2) 2012 (Governance TB)***

That the Central Country Zone request the WA Local Government Association advocate on behalf of the local government sector to seek the following amendments to the Local Government Amendment Bill (No 2) 2012:

- a) delete proposed s3.69(2)(b) that requires the Minister for Local Government to approve the membership of the regional subsidiary governing board; and
- b) delete proposed s3.69(4)(b) that requires local governments proposing to form a regional subsidiary to consult with the community as it is considered that such consultation will have been undertaken as part of the strategic community planning process.



**9. MEETING ASSESSMENT**

President Cr Eileen O'Connell provided feedback as to the effectiveness of the meeting.

**10. DATE OF NEXT MEETING**

That the next meeting of the Western Australia Local Government Association State Council be held in the Boardroom at WALGA, 15 Altona Street West Perth, on Wednesday 5 December 2012 commencing 4pm.

**11. CLOSURE**

There being no further business the President declared the meeting closed at 5.52pm.