

# Minutes

## Ordinary Council Meeting

**Thursday 23 May 2024**  
At 5.30pm

Council Chambers, 39 Bannister Road, Boddington

A vibrant and connected community with excellent lifestyle and employment opportunities in a beautiful natural environment.

## DISCLAIMER

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In particular and with derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Boddington during the course of any meeting is not intended to be and is not taken as notice or approval from the Shire of Boddington. The Shire of Boddington warns that anyone who has an application lodged with the Shire of Boddington must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of that application and any conditions attaching to the decision made by the Shire of Boddington in respect of the application.

## CONTENTS

1.	DECLARATION OF OPENING .....	4
2.	ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE .....	4
3.	DISCLOSURES OF INTEREST .....	5
4.	PUBLIC QUESTION TIME .....	5
5.	PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS .....	5
6.	CONFIRMATION OF MINUTES.....	5
7.	ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION .....	5
8.	RECEPTION OF MINUTES AND RECOMMENDATIONS OF COMMITTEES .....	5
9.	REPORTS OF OFFICERS .....	5
9.1	DEVELOPMENT SERVICES .....	6
9.1.1	Draft Local Planning Policy No.1 Sea Containers .....	6
9.2	CHIEF EXECUTIVE OFFICER .....	16
9.2.1	Permanent Road Closure Request   South32 Worsley Alumina .....	16
9.2.2	Proposed Budget Amendment – Hotham Park CCTV .....	43
9.2.3	Aged Care Accommodation Project Incentive.....	48
9.3	CORPORATE SERVICES.....	53
9.3.1	Payment Listing .....	53
9.3.2	Financial Report.....	58
9.4	COMMUNITY AND ECONOMIC DEVELOPMENT .....	77
9.5	INFRASTRUCTURE SERVICES .....	78
10.	ELECTED MEMBERS’ MOTION OF WHICH PREVIOUS MOTION HAS BEEN GIVEN.....	79
11.	URGENT BUSINESS WITHOUT NOTICE WITH THE APPROVAL OF THE PRESIDENT OR MEETING.....	79
12.	CONFIDENTIAL ITEMS .....	79
12.1	Approval for Award of Tender RFT001-24 Boddington Mountain Bike Trail Detailed Design and Construction .....	79
13.	CLOSURE OF MEETING .....	81

## 1. **DECLARATION OF OPENING**

The Shire President, Garry Ventris declared the meeting open at 5.30pm.

I would like to begin by acknowledging the Traditional Owners of the land on which we meet today. I would also like to pay my respects to Elders past and present and emerging.

Councillors, to ensure clarity and effective communication during this Council Meeting, I kindly remind you to switch on your microphones when called upon to speak.

## 2. **ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

### 2.1 **Attendance**

Cr Garry Ventris	Shire President
Cr Eugene Smalberger	Deputy Shire President
Cr Lee Lewis	Councillor
Cr Andrew Ryley	Councillor
Cr Paul Carrotts	Councillor
Cr Johan Van Heerden	Councillor
Cr Hans Prandl	Councillor
Mrs Julie Burton	Chief Executive Officer
Mr James Wickens	Executive Manager Development Services
Mr Fabian Houbrechts	Executive Manager Infrastructure Services
Mrs Thalia Douglas	Executive Assistant (minutes)

### 2.2 **Apologies**

Nil

### 2.3 **Leave of Absence**

#### **Officer Recommendation and Council Decision**

#### **COUNCIL RESOLUTION: 68/24**

**Moved: Cr P Carrotts**

**Seconded: Cr J Van Heerden**

That Cr Andrew Ryley's request for a Leave of Absence from 20 July 2024 to 30 July 2024, be approved.

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

### 2.4 **Visitors**

2

**3. DISCLOSURES OF INTEREST**

Cr Lee Lewis declared Impartiality Interest in item 9.2.1. Son works for South32.

**4. PUBLIC QUESTION TIME**

Public question time is limited to a total of fifteen minutes of duration, except by consent of the person presiding. Each speaker is limited to three minutes duration to speak, except by consent of the person presiding.

**5. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Len Kosova (LK Advisory) for item 9.2.1 Permanent Road Closure Request | South32 Worsley Alumina.

**6. CONFIRMATION OF MINUTES**

**Officer Recommendation and Council Decision**

**COUNCIL RESOLUTION: 69/24**

**Moved: Cr L Lewis**

**Seconded: Cr H Prandl**

**That the minutes of the Ordinary Council Meeting held on Tuesday 23 April 2024 be confirmed as a true record of proceedings.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

**7. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION**

Nil

**8. RECEPTION OF MINUTES AND RECOMMENDATIONS OF COMMITTEES**

Nil

**9. REPORTS OF OFFICERS**

## 9.1 DEVELOPMENT SERVICES

### 9.1.1 Draft Local Planning Policy No.1 Sea Containers

File Reference:	2.064
Applicant:	Nil
Previous Item:	234/07 & 37/17
Author:	Executive Manager Development Services
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	9.1.1A Draft Local Planning Policy 1 Sea Containers 9.1.1B Current Local Planning Policy 1 Sea Containers

#### Summary

For Council to consider the adoption, for the purpose of advertising, draft amendments to Local Planning Policy No. 1 Sea Containers (Policy).

#### Background

In August 2007, Council adopted a local planning policy to regulate sea containers. An amended Policy was later adopted in March 2017. The Policy has assisted the Council and Shire administration in assessing and managing sea containers throughout the district.

Noting the above, the Shire administration considers it is timely for a review of the Policy. The review of the Policy has been undertaken with reference to the West Australian Local Government Association (WALGA) Model Local Planning Policy

#### Comment

The following policy modifications have been made;

- Restructure the policy to follow the WALGA model where relevant.
- Ensure all references to Local Planning Scheme No.2 are removed and replaced with references to Local Planning Scheme No.3.
- Greater flexibility regarding the requirement for a building permit where no modifications to the sea container are proposed and the use is only for storage.

#### Consultation

Clauses 4 and 5 of the Planning and Development (Local Planning Schemes) Regulations 2015, outline the procedure for making and amending local planning policies. As outlined, the Policy will need to be advertised for a period of at least 21 days. On cessation of this period, all submissions will be considered in the final modification of the revised Policy to be presented to Council.

#### Strategic Implications

Aspiration	Place
Outcome 7	Population growth through responsible development and affordable housing.
Objective 8	Attractive and welcoming street and community spaces.

#### Legislative Implications

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

Policy Implications

The amended Policy is aimed to improve procedural and governance aspects of the Shire's development control responsibilities for outbuildings.

Financial Implications

No change to applicable application fee is proposed.

Economic Implications

Nil

Social Implications

Nil

Environmental Considerations

Nil

Risk Considerations

Risk Statement and Consequence	Failure to review and amend the Local Planning Policy may not align with current community expectations in regard to sea containers.
Risk Rating (prior to treatment or control)	Moderate
Principal Risk Theme	Reputational
Risk Action Plan (controls or treatment proposed)	Nil

**Officer Recommendation and Council Decision**

**COUNCIL RESOLUTION: 70/24**

**Moved: Cr E Smalberger**

**Seconded: Cr H Prandl**

**That Council, pursuant to clauses 4 and 5 of the Deemed Provisions of the Planning and Development (Local Planning Schemes) Regulations 2015, endorse for the purpose of advertising, draft amendments to Local Planning Policy No 1 Sea Containers as provided as an attachment to this report, and seek public comment for a period of not less than 21 days.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

## Local Planning Policy

### No 1- Sea Containers

#### 1.0 Citation

This is a Local Planning Policy prepared under Schedule 2 of the Planning and Development (Local Planning Schemes) Regulations 2015. This Policy may be cited as Local Planning Policy 1 Sea Containers.

#### 2.0 Introduction

The purpose of this Policy is to outline the Council's development standards regarding the location and use of sea containers within the Shire.

#### 3.0 Objectives

It is the Council's objective to:

- a) Regulate the use of sea containers within the Shire of Boddington to ensure that they do not detract from the amenities of the area.
- b) Allow for temporary controlled use of sea containers for storage and during building construction.

#### 4.0 Applications subject of this policy

This Policy applies throughout the municipality.

For this Policy, a sea container is a metal transportable structure designed for the storage and transport of goods from one location to another by road and sea, but can be used generally in four (4) different ways:

- I. Road and sea transport: used by transport and shipping companies to transport and store goods or are temporarily used for storage on private or public property.
- II. Temporary storage of materials on a building site.
- III. Conversion to a building for personal or commercial storage on a property.
- IV. Conversion to a habitable building complying with Shire of Boddington Local Planning Scheme No.3 (LPS3), Building Code of Australia, *Public Health 2016*, and *Health (Miscellaneous Provisions) Act 1911* requirements.

A sea container is not deemed to be an outbuilding or minor structure exempted from Development Approval of the local government under the *Planning and Development (Local Planning Schemes) Regulations 2015*.

#### 5.0 Application Requirements

Other than proposals set out in sections 6.1 and 6.2 of the Policy, a Development Application is required to be submitted to the local government with associated development approval and in





some instances a Building Permit before sitting a sea container on a property.

The following details are to be submitted with the Development Application:

- a) A completed Application for Development Approval and payment of the required fee.
- b) A neatly drawn and scaled site plan showing the proposed location of the sea container and detailing setbacks to boundaries. The site plan should also include other buildings, access ways, vegetation and other key features on the property.
- c) The proposed size and use of the sea container and if approval is being sought for a temporary period (state period) or permanently.
- d) Evidence by photos that the sea container will be adequately screened from view and is not easily seen from nearby roads, other public places, or adjoining properties.
- e) If a sea container can be easily seen from nearby roads, other public places, or adjoining properties, then details of any upgrading and/or colour to be painted are to be provided.

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## 6.0 Policy Statement

### 6.1 Road and sea transport – temporary storage

No development approval or Building Permit is required for temporary storage of one (1) sea container on all lots in all zones, other than in the Industrial or Rural zones, for up to three (3) months. This is subject to the sea container not being located within the front boundary setback area or in areas designed for car parking or landscaping.

Multiple sea containers can be located on lots zoned Industrial and Rural for up to 3 months, without a requirement for development approval or a Building Permit, provided the sea containers are not located within the front boundary setback area, or in areas designated for car parking or landscaping. Subject to the intended use, such as a transport depot, the overall development may however require development approval.

Sea containers must be stored in neat rows (not stacked) and shall be screened by landscaping, fencing or other means acceptable to the local government, to ensure that storage areas are not exposed to view from nearby roads or other public places.

### 6.2 Temporary storage of materials on a building site

In all zones, a sea container may be placed on a property to store building materials while construction of an approved dwelling, approved commercial building, or other approved building is being carried out on the property, without requiring a development approval or a building permit. A sea container must not, however, be placed on the property prior to the issue of a Building Permit for the dwelling, approved commercial building or other approved building and the sea container must be removed immediately upon completion of construction or the expiry of the Building Permit.

### 6.3 Conversion to a building for personal or commercial storage

Proposals to permanently place a sea container on a property zoned Residential or Special Use (where the Structure Plan designates Residential) are generally discouraged as they can impact local amenity. Where a Development Application is received, to permanently place a sea container on a property zoned Residential Special Use (where the Structure Plan designates Residential), the local government will invite comments from neighbours, prior



to determining the Development Application.

The local government will consider Development Applications on their merits in other zones, including where the land is zoned Special Use where the Structure Plan designates Rural Residential or Rural Smallholding.

A Development Application proposing conversion to a building for personal or commercial storage on a property is required to address the following:

- a) The sea container is not being used for habitable purposes.
- b) The sea container is screened from public view and is not easily seen from nearby roads, other public places, or adjoining properties; and/or
- c) If the sea container will be easily seen from nearby roads, other public places, or adjoining properties, then the exterior of the sea container shall be in a state of good repair or shall be upgraded (i.e. painted to blend in with the surrounding development or landscape) within three (3) months of being placed on site.
- d) The sea container is not located within the front setback. The sea container is to be appropriately sited to address side and rear boundary setbacks as per LPS 3, be within an approved building envelope, or be located outside of building exclusion areas.
- e) The number of sea containers per property is at the discretion of the local government.

#### **6.4 Conversion to a building for habitation**

Sea containers shall not be used for habitable purposes unless they gain local government approval and comply with LPS 3, the *Building Code of Australia, Public Health Act 2016 and Health (Miscellaneous Provisions Act) 1911* as a habitable unit. The local government will have regard to other Local Planning policies as relevant.

An application to permanently or temporarily place a sea container on a property for habitation purposes shall not be supported unless the following criteria are met;

- a) The exterior of the sea container shall be in a state of good repair. Unless screened from nearby roads, other public places and adjoining properties, or suitably justified by the applicant, the local government will require the sea containers to be reclad and the dwelling to incorporate measures such as verandas to improve the visible appearance of the structure.
- b) Set back from the boundary as required by LPS 3, within an approved building envelope, or located outside of building exclusion areas.
- c) Comply with requirements of the Building Code of Australia, *Public Health Act 2016*, and the *Health (miscellaneous Provisions) Act 1911* requirements.

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#### **7.0 Approval Conditions**

Conditions of approval shall be applicable, as deemed necessary by the local government. The conditions may include:

- a) The exterior of the sea container shall be upgraded to blend with the surrounding



development or landscape in terms of colour and finish within three (3) months of being placed on site to the satisfaction of the local government.

- b) The sea container is permitted to be used for (insert use) only and shall not be used for habitable purposes, unless approved by the local government.
- c) This approval shall expire (insert date or insert if the development hereby permitted is not completed within 3 months). The sea container shall be removed from the subject site at the expiry of the approval or after the expiry of an extension of that time which may be provided by the local government.
- d) If the sea container falls into disrepair, or becomes unsightly, the local government will require its removal, with the cost to be met or reimbursed by the landowner.

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## 8.0 Building Permit

A Building permit is required if modifications to the sea container are proposed and or additional structures are being constructed such as a dome shelter or lean to.

If the sea container is simply placed on the land in accordance with this policy and used purely for storage, with no modifications then a building permit is not required.

<b>Policy Number / Name</b>	No.1 Sea Containers
<b>Adopted by Council</b>	7 August 2007
<b>Amended</b>	14 March 20217





## Shire of Boddington Local Planning Policy No. 1 - Sea Containers

### 1. Objectives

It is Council's objective to:

- a) Regulate the use of sea containers within the Shire of Boddington so as to ensure that they do not detract from the amenity of the area.
- b) Allow for temporary controlled use of sea containers for storage and during building construction.

### 2. Purpose

The purpose of this Policy is to outline Council's development standards in regard to the location and use of sea containers within the Shire.

The Policy does not address the placement of transportable dwellings, relocated dwellings, railway carriages, or transportable offices, or the type of building commonly referred to as "Dongas".

### 3. Interpretation

For the purpose of this Policy, a sea container is a metal transportable structure designed for the storage and transport of goods from one location to another by road and sea, but can be used generally in four (4) different ways:

- a) Road and sea transport: Used by transport and shipping companies to transport and store goods or are temporary used for storage on private or public property.
- b) Temporary storage of materials on a building site.
- c) Conversion to a building for personal or commercial storage on a property.
- d) Conversion to a habitable building complying with the *Shire of Boddington Local Planning Scheme No. 2 (LPS2)*, *Building Code of Australia*, *Public Health Act 2016* and *Health (Miscellaneous Provisions) Act 1911* requirements.

A sea container is not deemed to be an outbuilding or minor structure exempted from Development Approval of the local government under the *Planning and Development (Local Planning Schemes) Regulations 2015* or LPS2.

All other terms within this Policy shall have the same meaning given under the provisions of LPS2 or the "deemed provisions" in the *Planning and Development (Local Planning Schemes) Regulations 2015*.

### 4. Application

Other than proposals set out in sections 5.1 and 5.2 of this Policy, a Development Application is required to be submitted to the local government with associated development approval and a Building Permit gained prior to siting a sea container on a property.

The following details are to be submitted with the Development Application:

- a) A completed Application for Development Approval and payment of the required fee.
- b) A neatly drawn and scaled site plan showing the proposed location of the sea container and detailing setbacks to boundaries. The site plan should also include other buildings, access ways, vegetation and other key features on the property.
- c) The proposed size and use of the sea container and if approval is being sought for a temporary period (state time period) or on a permanent basis.
- d) Evidence by photos that the sea container will be adequately screened from view and is not easily seen from nearby roads, other public places, or adjoining properties.
- e) If a sea container can be easily seen from nearby roads, other public places, or adjoining properties, then details of any upgrading and/or colour to be painted are to be provided.

## 5. Assessment of Proposals

### 5.1 Road and sea transport - temporary storage

No development approval or Building Permit is required for temporary storage of one (1) sea container on a lot in all zones, other than in the Industrial or Rural zones, for up to three (3) months. This is subject to the sea container not being located within the front boundary setback area or in areas designated for car parking or landscaping.

Multiple sea containers can be located on lots zoned Industrial and Rural for up to 3 months, without a requirement for development approval or a Building Permit, provided the sea containers are not located within the front boundary setback area, or in areas designated for car parking or landscaping. Subject to the intended use, such as a transport depot, the overall development may however require development approval.

Sea containers must be stored in neat rows (not stacked) and shall be screened by landscaping, fencing or other means acceptable to the local government, to ensure that storage areas are not exposed to view from nearby roads or other public places.

### 5.2 Temporary storage of materials on a building site

In all zones, a sea container may be placed on a property to store building materials while construction of an approved dwelling, approved commercial building, or other approved building is being carried out on the property, without requiring development approval or a Building Permit. A sea container must not, however, be placed on the property prior to the issue of a Building Permit for the dwelling, approved commercial building or other approved building and the sea container must be removed immediately upon completion of construction or the expiry of the Building Permit.

### 5.3 Conversion to a building for personal or commercial storage

Proposals to permanently place a sea container on a property zoned Residential, Special Residential or Special Use (where the Structure Plan designates Residential and Special Residential) are generally discouraged as they can impact local amenity. Where a Development Application is received, to permanently place a sea container on a property zoned Residential, Special Residential or Special Use (where the Structure Plan designates Residential and Special Residential), the local government will invite comments from neighbours, prior to determining the Development Application.

The local government will consider Development Applications on their merits in other zones, including where the land is zoned Special Use where the Structure Plan designates Rural Residential or Rural Smallholding.

A Development Application proposing conversion to a building for personal or commercial storage on a property is required to address the following:

- a) The sea container not being used for habitable purposes.
- b) The sea container is screened from public view and is not easily seen from nearby roads, other public places, or adjoining properties; and/or
- c) If the sea container will be easily seen from nearby roads, other public places, or adjoining properties, then the exterior of the sea container shall be in a state of good repair or shall be upgraded (i.e. painted to blend in with the surrounding development or landscape) within three (3) months of being placed on site.
- d) The sea container is not located within the front setback. The sea container is to be appropriately sited to address side and rear boundary setbacks as per LPS2, be within an approved building envelope, or located outside of building exclusion areas.
- e) The number of sea container/s per property is at the direction of the local government.

#### 5.4 Conversion to a building for habitation

Sea containers shall not be used for habitable purposes, unless they gain local government approval and comply with LPS2, the *Building Code of Australia*, *Public Health Act 2016* and *Health (Miscellaneous Provisions) Act 1911* as a habitable unit. The local government will have regard to other Local Planning Policies as relevant.

An application to permanently or temporarily place a sea container on a property for habitation purposes shall not be supported, unless the following criteria are met:

- a) The exterior of the sea container shall be in a state of good repair. Unless screened from nearby roads, other public places and adjoining properties, or suitably justified by the applicant, the local government will require the sea containers to be re-clad and the dwelling to incorporate measures such as verandahs to improve the visible appearance of the structure.
- b) Set back from the boundary as required by LPS2, within an approved building envelope, or located outside of building exclusion areas.
- c) Comply with requirements of the *Building Code of Australia*, *Public Health Act 2016*, and *Health (Miscellaneous Provisions) Act 1911* requirements.

## **6. Approval Conditions**

Conditions of approval shall be applicable, as deemed necessary by the local government. The conditions may include:

- a) The exterior of the sea container shall be upgraded to blend with the surrounding development or landscape in terms of colour and finish within three (3) months of being placed on site to the satisfaction of the local government.
- b) The sea container is permitted to be used for (insert use) only and shall not be used for habitable purposes, unless approved by the local government.
- c) This approval shall expire (insert date or insert "if the development hereby permitted is not completed within 3 months"). The sea container shall be removed from the

subject site at the expiry of the approval or after the expiry of any extension of that time which may be provided by the local government.

- d) If the sea container falls into disrepair, or becomes unsightly, the local government will require its removal, with the cost to be met or reimbursed by the landowner.

## 7. Building Permit

A Building Permit is required, prior to the placement of the sea container on site, where proposed to be permanent or located long term (refer to sections 5.3 and 5.4 of this Policy). The Building Permit shall include certification from a professional engineer, as to the method of providing structural tie down.

No Building Permit is required for a temporary sea container as set out in sections 5.1 and 5.2 of this Policy. Proponents should however adopt a risk-based approach regarding securing tie down. As outlined in section 5.2 of this Policy, a Building Permit is required for the associated dwelling, commercial building, or other building.

Related Policies	<i>LPP 6 Development in Flood Affected Areas LPP 7 Outbuildings LPP 15 Buildings and Structures in and near Drainage Easements LPP 16 Residential Development and Design</i>
Related Procedures and Documents	<i>Planning and Development (Local Planning Schemes) Regulations 2015, Building Code of Australia</i>
Delegation Level	Chief Executive Officer, Principal Environmental Health Officer/Building Surveyor
Adopted	Originally adopted 8 August 2007 Revised policy granted final adoption on 14 March 2017.

## 9.2 CHIEF EXECUTIVE OFFICER

### 9.2.1 Permanent Road Closure Request | South32 Worsley Alumina

File Reference:	2.063
Applicant:	South32 Worsley Alumina
Previous Item:	Item 9.2.4 – January 2024 OCM
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	9.2.1A Council-approved Road Works Permit (25 May 2023) 9.2.1B South32 Worsley Alumina Letter dated 14 November 2023 9.2.1C Schedule of comments from State Government Agencies 9.2.1D South32 Worsley Alumina Letter dated 7 May 2024 9.2.1E Schedule of Submissions – Community

#### Summary

The purpose of this report is for Council to:

- Consider the results of public advertising of South32 Worsley Alumina’s (South32’s) request to convert three of the five ‘temporary’ Road Closures approved by Council on 25 May 2023 to ‘permanent’ Road Closures; and
- Decide whether to make a request to the Minister for Lands to ‘permanently’ close these three roads (Ashcroft Road, Morts Road, and Rogers Bend) under the *Land Administration Act 1997*.

#### Background

Council previously considered South32’s request for closure of Ashcroft Road, Stagbouer Trail, Morts Road, Siding Road, and Rogers Bend at its meetings on 23 March 2023, 20 April 2023, and 25 May 2023, with the following decision made at Council’s May 2023 meeting (Resolution 50/23):

*“That Council:*

1. *Approve the acceptance of the Community Investment Agreement, as contained in Attachment 9.2.1A being for \$2M to progress projects that are identified in the Council Plan with the following modifications:*
  - a. *Removal of Clause 4 in Appendix 1 – Community Investment Terms, in its entirety.*
  - b. *Amendment of Clause 5 in Appendix 1 – Community Investment Terms, to read as follows:*
    - i. *On termination of this agreement:*
      - a) *South32 will have no further liability for any funding or other form of contribution under this Agreement; and*
      - b) *The Recipient must not (without South32’s written consent) publish any material which makes reference to the Community Investment or South32’s involvement in the Community Investment or the termination of this Agreement.*
2. *Pursuant to Section 3.50(1a) of the Local Government Act 1995, approve the closure of those portions of Ashcroft Road, Stagbouer Trail, Rogers Bend, Morts Road and Siding Road, in Marradong and Boddington as depicted in Attachment 9.2.1C for the following durations:*



- a. *Ashcroft Road, from May 2023 up to and including 30 April 2038*
  - b. *Stagbouer Trail, from 1 December 2023 up to and including 31 December 2038*
  - c. *Morts Road, from May 2023 up to and including 31 December 2025*
  - d. *Rogers Bend, from May 2023 up to and including 31 December 2028*
  - e. *Siding Road, from 1 December 2023 up to and including 31 July 2038*
3. *Pursuant to the Local Government (Uniform Local Provisions) Regulations 1996 and the Shire of Boddington Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law, authorise the Chief Executive Officer to grant permission to South32 Worsley Alumina Pty Ltd, to conduct private works within the closed roads described in 2 above, in compliance with the Draft Permit included as Attachment 9.2.1B.”*

A copy of Council's approved Permit, as referenced in resolution 3, is included as Attachment 9.2.1A, and prescribes the conditions and requirements under which South32 must reconstruct and reinstate the closed roads. South32 has publicly and in writing confirmed its agreement to comply with the terms of this Permit.

In its letter of 14 November 2023 (copy included as Attachment 9.2.1B), South32 advised that it could not act on Council's approval to excavate and rebuild Ashcroft Road, Morts Road and Rogers Bend because doing so would be classed as 'mining operations', which can only occur in roads that have been 'permanently' closed under the *Land Administration Act 1997*, rather than 'temporarily' closed under the *Local Government Act 1995*. This was not realised until South32 attempted to act on Council's decision and sought advice from the Department of Planning, Lands and Heritage (DPLH); Department of Energy, Mines, Industry Regulation and Safety (DEMIRS); and Department of Jobs, Tourism, Science and Innovation (JTSI), who all confirmed that neither the *Mining Act* nor South32's *State Agreement* provide an exemption for this situation.

South32's current request to 'permanently' close Ashcroft Road, Morts Road and Rogers Bend was presented to the Council Concept Forum on Thursday 7 December 2023, and was subsequently considered by Council at its meeting on 18 January 2024, when the following decision was made (Resolution No. 13/24):

*“That Council:*

1. *Request the Chief Executive Officer seek written confirmation from the state government agencies for in-principle support to re-open the subject roads.*
2. *In accordance with section 58(3) of the Land Administration Act 1997 gives 35 days local public notice of its intent to request the Minister for Lands to permanently close Ashcroft Road, Morts Road, and Rogers Bend as marked in blue on the plan included as Attachment 9.2.4B.*
3. *Requires a further report to be presented to Council after closure of the public advertising period referred to in 1 above, for Council to consider any submissions received and decide whether to formally request the Minister for Lands to permanently close the subject roads in accordance with sections 58(1) and (2) of the Land Administration Act 1997.*
4. *Acknowledges South32 Worsley Alumina's commitment to continue complying with:*
  - a. *The Community Investment Agreement entered into with the Shire of Boddington pursuant to item 1 of Council's Resolution 50/23 from its meeting of 25 May 2023; and*
  - b. *The road closure durations approved by item 2 of Council's Resolution 50/23 from its meeting of 25 May 2023, regardless of whether those roads are permanently closed under section 58 of the Land Administration Act 1997; and*
  - c. *All terms and conditions of the Permit granted pursuant to item 3 of Council's Resolution 50/23 from its meeting of 25 May 2023 to conduct private works within the closed roads.*

Council's resolution 1 above has been satisfied, with DPLH and JTSI confirming their in-principle support to re-open the subject roads, and DEMIRS confirming it has no objection to the proposed closure, and based on the current information available, would not oppose the re-opening of those roads in future. The text from these agencies is attached at Attachment 9.2.1C. South32 has also provided a further letter (included as Attachment 9.2.1D) confirming its commitment to reconstruct the 'permanently' closed roads once mining operations have concluded at the end of the agreed closure periods, so that the roads can be re-dedicated and re-opened to the public.

In accordance with resolution 2 above, the proposed 'permanent' road closure was advertised for a minimum period of 37 days, by way of the following, closing on Friday 3 May 2024:

- Letters sent to relevant landowners and service/government agencies;
- Public Notice displayed on Shire Notice Boards;
- Notice published in *BoddNews* on 26 March 2024; and
- Notice published in *The West Australian* on 27 March 2024.

This report is now presented to Council in accordance with resolution 3, to consider the submissions received in response to the public advertising period.

#### Comment

The five 'temporary' road closures approved by Council on 25 May 2023 are already in effect (with the exception of Siding Road which is still open to the public) and those roads will remain closed for the duration approved by Council at that meeting.

South32 has requested the 'permanent' closure of Ashcroft Road, Morts Road and Rogers Bend to overcome a complication that exists between the *Land Administration Act 1997* (LAA) and the *Mining Act 1978* (MA) which is preventing South32 from acting on Council's decision on 25 May 2023 in respect to those roads.

The 'permanent' road closures are not intended to remain for perpetuity, as South32 will rebuild Ashcroft Road, Morts Road, and Rogers Bend to the standard already agreed by Council, so that the roads can be re-dedicated and reopened to the public once its mining activities have concluded.

The roads subject of this 'permanent' road closure request are shown in Figure 1 and are intended to be reopened to the public by the following dates:

Ashcroft Road – 1 May 2038  
Morts Road – 1 January 2026  
Rogers Bend – 1 January 2029

South32 is not seeking any change to the approved 'temporary' Road Closures of Stagbouer Trail or Siding Road, as those roads will only be used for haulage purposes and will not be mined.

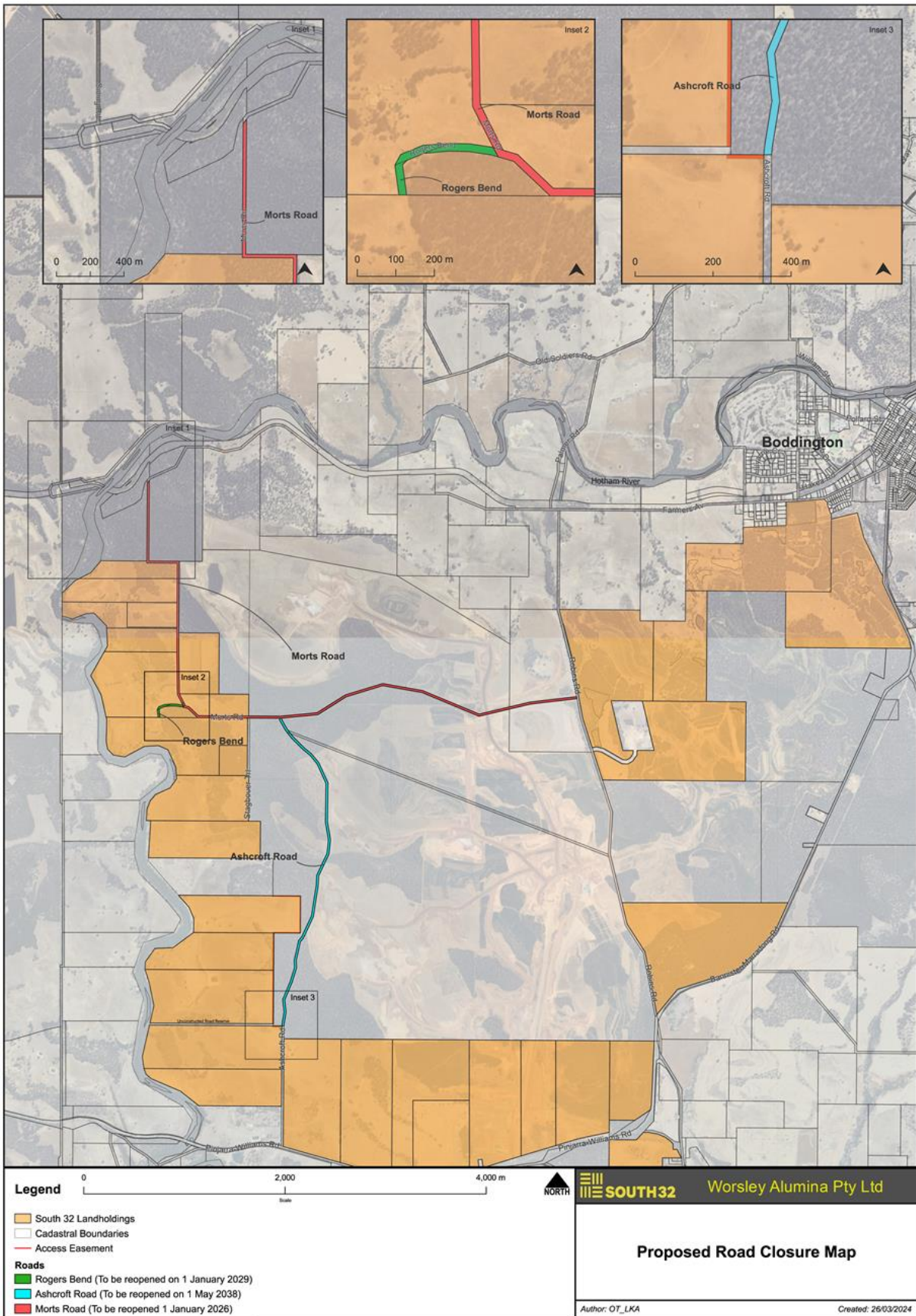


Figure 1 – South32 proposed ‘permanent’ road closures

The following submissions were received in respect of this proposal:

Service/Government Agencies: Main Roads WA – No objection  
Water Corporation – No objection  
ATCO Gas – No objection  
Western Power – Western Power does not provide feedback or advice on proposals potentially affecting its infrastructure. The proponent will need to separately apply to Western Power to move or remove any transmission and communication assets that may be affected by this proposal.

Community: 27 public submissions have been received, objecting to the proposal. 18 of these submissions are identical and raise the same issues, with the remaining 9 submissions also raising similar issues.

A summary of the submissions received along with Administration's comments on each is provided in Attachment 9.2.1E.

In Administration's opinion, the issues and concerns raised by community submissions:

- Were previously noted and resolved by Council when it decided to close these and other roads under the *Local Government Act*; or
- Are addressed by Council's existing road closure and road reconstruction requirements, which South32 has repeatedly committed to comply with, and which include penalties for delays in reopening the roads; or
- Include general objections in principle to mining in the Shire, which the Shire cannot influence or reverse, given the State Government is responsible for approving and regulating mining operations under the *Mining Act* and South32's own *State Agreement*.
- Relate to a lack of trust in relation to historical commitments from South32. Unlike historical agreements, the commitment to rebuilding and reopening the roads is in writing and in significant detail, and on the public record.
- Note a higher level of concern in relation to Morts Road, due to the surety of future access to Tullis Bridge, than in relation to Ashcroft Road and Rogers Bend.

It should also be noted that:

- i. Ashcroft Road, Morts Road and Rogers Bend are already closed to the public for the periods previously approved by Council. South32 is not seeking any change to these closure periods, but rather is seeking the same closure to be effected under the *Land Administration Act* instead of the *Local Government Act*.
- ii. Council has already granted its permission to South32 to excavate the closed roads and recontour, rebuild and rehabilitate those roads along their existing alignment once mining operations have concluded – by the dates that have been agreed.
- iii. In reconstructing the subject roads in future, South32 will effectively renew the Shire's road assets and deliver an improved standard and condition of road than what already exists. This in turn may provide an improved road network and visitor experience for those travelling to destinations like Tullis Bridge.

- iv. If Council agrees, and if the Minister approves to ‘permanently’ close the subject roads under the *Land Administration Act*, the alignment of those roads will be preserved by the existing cadastral boundaries (the parallel lines defining the road corridor) as there is no intention to dissolve those boundaries and amalgamate the road land into adjoining property.
- v. If South32 were to mine all land up to but not including the subject roads, then the vertical alignment of those roads would be incompatible with surrounding land, raising concerns about drainage and road safety, particularly in terms of sight lines, vehicle run-off, and access/egress to and from those roads.
- iv. Any excavation conducted by South32 for the purpose of extracting ore from the already closed road reserves will be classified as “mining” and “mining operations” under s. 8 of the *Mining Act 1978 (MA)*. These activities cannot occur within a road reserve unless it is ‘permanently’ closed under s. 58 of the LAA.

In summary, the following points are noted:

- The road closures will have negligible (if any) impact to the environment
- There is a higher economic and reputational risk in relation to the closure of Morts Road, than Rogers Bend and Ashcroft Road
- It is considered to be very unlikely that a request to the Minister for Lands to re-dedicate the roads in the future would be denied, particularly in relation to Morts Road, as the request to re-dedicate the road would be made shortly after the road closure, and therefore, the State Agencies would be aware of the provision of in-principle support.

### Consultation

The results of the public consultation process for this proposal are discussed above and have been summarised with Administration’s comments in Attachment 9.2.1D.

### Strategic Implications

Aspiration	Performance
Outcome 12	Visionary Leadership and Responsible Governance
Objective 12.1	Maintain a high standard of leadership, corporate governance and customer service

### Legislative Implications

#### **Land Administration Act 1997 – Section 58 (Closing roads)**

- (1) *When a local government wishes a road in its district to be closed permanently, the local government may, subject to subsection (3), request the Minister to close the road.*
- (2) *When a local government resolves to make a request under subsection (1), the local government must in accordance with the regulations prepare and deliver the request to the Minister.*
- (3) *A local government must not resolve to make a request under subsection (1) until a period of 35 days has elapsed from the publication in a newspaper circulating in its district of notice of motion for that resolution, and the local government has considered any objections made to it within that period concerning the proposals set out in that notice.*
- (4) *On receiving a request delivered to him or her under subsection (2), the Minister may, if he or she is satisfied that the relevant local government has complied with the requirements of subsections (2) and (3) —*
  - (a) *by order grant the request; or*
  - (b) *direct the relevant local government to reconsider the request, having regard to such*

*matters as he or she thinks fit to mention in that direction; or*  
(c) *refuse the request.*

- (5) *If the Minister grants a request under subsection (4) —*  
(a) *the road concerned is closed on and from the day on which the relevant order is registered; and*  
(b) *any rights suspended under section 55(3)(a) cease to be so suspended.*
- (6) *When a road is closed under this section, the land comprising the former road —*  
(a) *becomes unallocated Crown land; or*  
(b) *if a lease continues to subsist in that land by virtue of section 57(2), remains Crown land.*

### **Land Administration Regulations 1998 – Regulation 9 ('Permanent' road closures)**

*For the purposes of preparing and delivering under section 58(2) of the Act a request to the Minister to close a road permanently, a local government must include with the request —*

- (a) *written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require; and*  
(b) *sketch plans showing the location of the road and the proposed future disposition of the land comprising the road after it has been closed; and*  
(c) *copies of any submissions relating to the request that, after complying with the requirement to publish the relevant notice of motion under section 58(3) of the Act, the local government has received, and the local government's comments on those submissions; and*  
(d) *a copy of the relevant notice of motion referred to in paragraph (c); and*  
(e) *any other information the local government considers relevant to the Minister's consideration of the request; and*  
(f) *written confirmation that the local government has complied with section 58(2) and (3) of the Act.*

Section 56 of the *Land Administration Act 1997* will also need to be followed in future to re-dedicate the subject roads, if approval is granted by the Minister to 'permanently' close those roads in the first instance.

#### Policy Implications

Nil

#### Financial Implications

South32 has confirmed that the requested 'permanent' closure of Ashcroft Road, Morts Road and Rogers Bend will not affect its compliance with Council's approved road reconstruction/reinstatement requirements or its separate Community Investment Agreement, both of which were endorsed by Council in May 2023.

#### Economic Implications

The impact of a potential permanent road closure to the Tullis Bridge precinct includes the lack of ability for both community and tourists to visit this reserve. Tullis Bridge and the associated trail is noted as a project of strategic importance to the community.

#### Social Implications

Nil

## Environmental Considerations

The extent of environment impacts are not specified within the proposal, as they are not specifically relevant to this decision. Mining expansion projects are underpinned by a comprehensive approval process, managed by the Environmental Protection Authority (EPA), and the clearing alongside the roads that are subject to closure is part of the area included in the EPA process.

## Risk Considerations

Risk Statement and Consequence	The broader risks in relation to this item are the financial impact of road reinstatement, economic impact, and a varied level of community support for the closure. Specifically: <ul style="list-style-type: none"><li>- the roads may not be approved by the Minister for re-dedication</li><li>- the community may not be supportive of the decision</li><li>- the deterioration of the relationship between the Shire of Boddington and South32</li></ul>
Risk Rating (prior to treatment or control)	The risk rating for this proposal varies with the individual risks assessed, however, the highest risk rating is High.
Principal Risk Theme	Financial, Reputational
Risk Action Plan (controls or treatment proposed)	Following the Council decision, communication will take place with individual submitters and the general community.

## Officer Recommendation

**That Council:**

- In accordance with sections 58(1) and (2) of the *Land Administration Act 1997* notes the submissions received in respect of this proposal, and requests the Minister for Lands to:
  - close those portions of Ashcroft Road and Rogers Bend, as shown in Figure 1 of this report; and**
  - close the portion of Morts Road, as shown in Figure 1 of this report, providing that the Minister (or his delegate) confirms to the satisfaction of the Chief Executive Officer that the closed portion of Morts Road will be dedicated as a public road by 31 December 2025 pursuant to resolution 4.ii. below.****
- Provides the Minister with such information as required to comply with regulation 9 of the Land Administration Regulations 1998.**
- Advises the Minister for Lands that:**
  - In accordance with Council's decision of 25 May 2023 (Resolution 50/23), South32 Worsley Alumina has agreed to conclude its mining operations through Ashcroft Road, Morts Road, and Rogers Bend and reconstruct**

those roads in compliance with the permit granted by Council on 25 May 2023, so that those roads are reopened to the public by the following dates.

Ashcroft Road – 1 May 2038  
Morts Road – 1 January 2026  
Rogers Bend – 1 January 2029

ii. The Shire's public notification of the road closures referenced in 1. above, noted the road reopening dates referenced in 3.i. above.

4. In accordance with sections 56(1)(a), (2) and (5) of the Land Administration Act 1997, requests the Minister for Lands to:

- i. By 30 April 2038, dedicate as a road the land comprised in the closed portion of Ashcroft Road referenced in 1. above;
- ii. By 31 December 2025, dedicate as a road the land comprised in the closed portion of Morts Road referenced in 1. above; and
- iii. By 31 December 2028, dedicate as a road the land comprised in the closed portion of Rogers Bend referenced in 1. above,

and provides the Minister with such information as required to comply with regulation 8 of the Land Administration Regulations 1998.

5. Advises all submitters and South32 of its decision.

#### **Alternative Motion**

**COUNCIL RESOLUTION: 71/24**

**Moved: Cr P Carrotts**

**Seconded: Cr H Prandl**

**Cr H Prandl requested to defer item 9.2.1 to a future meeting of Council.**

**Carried: 6-1**

For: Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Cr G Ventris





# PERMIT

## Private Works in Public Thoroughfares

*Local Government (Uniform Local Provisions) Regulations 1996*

*Activities on Thoroughfares and Trading In Thoroughfares and Public Places Local Law*

**To:** South32 Worsley Alumina Pty Ltd (ABN 58 008 905 155) a company with its registered office at Gastaldo Road, Allanson, WA 6225 (**Worsley**), as agent for and on behalf of the Joint Venture Participants (**the Permit Holder**).

**Joint Venture Participants** means the joint venture participants from time to time in the Worsley Joint Venture.

**Worsley Joint Venture** means the Worsley unincorporated joint venture established under agreement.

**Date of Application:** N/A

**Date of Council Decision:** Thursday 25<sup>th</sup> May 2023

**Approved Works:** Access to closed thoroughfares; Clearing vegetation within thoroughfares; Removal of existing road infrastructure; Excavation of land within and adjoining thoroughfares; Fencing and the installation of barriers across thoroughfares; and carrying out other Private Works ancillary to and necessary for the conduct of South32 Worsley Alumina Pty Ltd's mining operations in the Marradong locality.

Permission is hereby GRANTED to the Permit Holder, pursuant to regulations 11(5) and 17(4) of the *Local Government (Uniform Local Provisions) Regulations 1996*, and clauses 2.2, 2.4, 4.11 and Part 6 of the Shire of Boddington *Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law* to carry out the Approved Works described above, SUBJECT TO THE FOLLOWING CONDITIONS –

### CONDITIONS

#### Extent of Permit

- The Approved Works shall be confined to those portions of Ashcroft Road, Morts Road, Rogers Bend, Stagbouer Trail, and Siding Road depicted on the attached approved plan, which forms part of this Permit.

#### Duration of Permit

- The Approved Works are permitted to occur for the following durations:

Thoroughfare	Start Date	End Date
Ashcroft Road	The date of this approval	30 April 2038
Morts Road	The date of this approval	31 December 2025
Rogers Bend	1 July 2023	31 December 2028

Thoroughfare	Start Date	End Date
Stagbouer Trail	1 December 2023	31 December 2038
Siding Road	1 December 2023	31 December 2038

### Reinstatement and Make Good

3. Upon completion of the Approved Works, the Permit Holder shall, at its expense, make good those thoroughfares described in Condition 1 by no later than the calendar day immediately following each respective End Date described in Condition 2 by –
  - a) Removing its equipment, materials, installations, barriers, rubbish, or debris from the thoroughfares; and
  - b) Recontouring, reconstructing and reinstating the thoroughfares in compliance with plans approved by the Shire of Boddington pursuant to Condition 4.

### Approval of Reinstatement Plans

4. The Permit Holder shall, not less than 12 months before the End Date described in Condition 2 for each respective thoroughfare, provide detailed designs and plans to the Shire of Boddington for approval, in compliance with Annexure 1 (which forms part of this Permit) for each thoroughfare (or part thereof) to be reinstated.

### Practical Completion and Inspection

5. The Permit Holder shall give written notice of Practical Completion to the Shire of Boddington once it considers that it has completed the reinstatement and make good works required by Condition 3. On receipt of such notice the Shire will as soon as reasonably practicable, notify the Permit Holder in writing that –
  - a) It has complied with its obligation to reinstate and make good the thoroughfare(s) or parts thereof affected by the Approved Works, and Practical Completion has therefore been achieved; or
  - b) It has not complied with its obligation to reinstate and make good the thoroughfare(s) or parts thereof affected by the Approved Works, and Practical Completion has therefore not been achieved, giving reasons in writing for its decision.
6. If in accordance with Condition 5 b), the Shire notifies the Permit Holder that Practical Completion has not been achieved, then –
  - a) The Permit Holder shall carry out or cause to be carried out such additional work as is reasonably required for the Permit Holder to fulfil its reinstatement and make good obligations, within a period notified by the Shire; and
  - b) Upon completion of such additional work the provisions of Condition 5 shall apply, for the Permit Holder to give notice of Practical Completion and for the Shire to notify the Permit Holder in writing whether it has satisfied its reinstatement and make good obligations under Condition 3.

### Defects Liability Period

7. The Permit Holder shall, for each respective thoroughfare affected by the Approved Works, repair –
  - a) the structural integrity of the thoroughfare resulting from erosion and scouring caused by rainfall events; and

- b) defects in its reinstatement and make good works resulting solely from its faulty workmanship or defective materials,

for a period of 24 months from the date of the Shire's grant of Practical Completion in accordance with Condition 5 a) for that thoroughfare.

### Liability for Delay

- 8. If reinstatement and make good works of any thoroughfare subject of this Permit is expected by the Permit Holder to be delayed beyond the date prescribed by Condition 3, then the Permit Holder shall, not less than nine (9) months before the End Date corresponding to that thoroughfare in Condition 2, apply in writing to the Shire for a variation to the End Date(s) and include in such application:
  - a) The reasons for the delay and the extent to which those delays were foreseeable, attributable to and avoidable by the Permit Holder;
  - b) The reinstatement and make good works which have been carried out to date;
  - c) The reinstatement and make good works that are yet to be completed and a program with timeframe for undertaking those works to fulfil its reinstatement and make good obligations under Condition 3.
- 9. Upon receipt of an application to vary the End Date under Condition 8, the Shire will as soon as reasonably practicable notify the Permit Holder in writing that a variation to the End Date(s) specified in Condition 2 of this Permit is –
  - a) Approved, pursuant to clause 6.5 of the Shire of Boddington *Activities on Thoroughfares and Trading In Thoroughfares and Public Places Local Law*, in which case the Permit Holder shall comply with the varied Permit; or
  - b) Not approved, in which case the Permit Holder shall comply with this Permit as granted.
- 10. Unless otherwise approved by the Shire of Boddington in accordance with Condition 9, if the reinstatement and make good requirements of Condition 3 for Morts Road only are not fulfilled by the calendar day immediately following the End Date stated in Condition 2 for that road (as may be varied by the Shire from time to time), then the Permit Holder shall be liable to the Shire of Boddington for liquidated damages at the rate of \$350.00 per day for every day after the End Date (as may be amended by the Shire from time to time) that the Permit Holder does not comply with its reinstatement and make good obligations for Morts Road. The Permit Holder's liability to pay liquidated damages under this Condition 10 shall not extend beyond 31 December 2029 or exceed an aggregate cap of \$511,350.

### Thoroughfare Maintenance

- 11. The Permit Holder will maintain sections of the thoroughfares subject of this Permit (Ashcroft Road, Stagbouer Trail, Morts Road or Siding Road) not disturbed by mining activities, where those sections of road will not be accessible to the Shire due to the Permit Holder's conduct of the Approved Works.

### Financial Guarantee

- 12. The Permit Holder shall provide to the Shire a Corporate Guarantee or Bank Guarantee in the sum of \$120,000 (**Guarantee**) to secure compliance with the Permit Holder's reinstatement and make good obligations under this Permit, as well as any other damage to property or adjoining land resulting from or associated with the Approved Works. The Shire may call upon the Guarantee and use or retain any amount it considers necessary for:
  - a) the cost of repairs required to be undertaken by the Shire if any damage is not made good by the Permit Holder, and

b) any liabilities, indemnity or penalties arising from this Permit.

13. The Guarantee must be provided as follows:

a) The first Guarantee in the sum of \$60,000 to be provided by 31 July 2023; and

b) The second guarantee in the sum of \$60,000 to be provided by 31 July 2024.

#### Indemnity

14. For each respective thoroughfare the subject of this Permit, the Permit Holder shall indemnify the Shire from any claim for loss, damage or compensation suffered by the Shire as a consequence of or arising from any wilful misconduct or negligent act or omission of the Permit Holder resulting in any injury to any person or any damage to any property in connection with the Approved Works and the Permit Holder's use of the thoroughfares from the commencement date of the Approved Works until the date that Practical Completion is achieved in accordance with Condition 5 a) of this Permit, except to the extent of liability which is contributed by the wilful misconduct or a negligent act or omission of the Shire, its directors, officers, employees, agents, contractors or its subcontractors.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_  
**Julie Burton, Chief Executive Officer**  
Shire of Boddington

#### **ADVICE NOTES**

- i. The Shire of Boddington will reasonably endeavour to determine the plans required by Condition 4 within 90 days from receipt of those plans, to minimise any impacts on the Permit Holder's program to reinstate and reconstruct the thoroughfares covered by this Permit.
- ii. Relative to Condition 7, the Permit Holder will not be responsible for any defect or damage in its reinstatement and make good works not solely arising from its faulty workmanship or defective materials in its works, including from any use of the roads or any failure to care for or maintain the roads by the responsible authority.
- iii. In considering a written notice from the Permit Holder in accordance with Condition 8, the Shire will have due regard to the reasons for delay and will not unreasonably withhold its approval to vary the End Date(s) in accordance with Condition 9(a) if the delays were not practicably foreseeable, attributable to, or avoidable by the Permit Holder.
- iv. The Permit Holder's liability in Condition 10 for failing to satisfy the reinstatement and make good requirements of Condition 3 for Morts Road is separate from and additional to the powers exercisable by the Shire of Boddington in respect of notices, offences, penalties, enforcement and permit cancellation under the *Local Government (Uniform Local Provisions) Regulations 1996* and the Shire's *Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law*.
- v. It is the Permit Holder's responsibility to apply for, obtain and comply with all applicable licences, approvals, permits, and authorisations whether granted by the Shire of Boddington or not.
- vi. For the purposes of this Permit, Practical Completion means the Permit Holder's reinstatement and make good works are complete except for minor omissions and minor defects which do not prevent the subject thoroughfares from being reasonably capable of being used for access by the public in the Shire's opinion.

## ANNEXURE 1

### **Technical Requirements for Reconstructing & Reinstating Thoroughfares**

#### **1 Road Classification**

- 1.1 The Permit Holder will design the reconstructed roads (Ashcroft Road, Stagbouer Trail, Morts Road and Siding Road) based on Specifications and guidelines sourced from Table 3.10 of the *ARRB Unsealed Roads Best Practice Guide Edition 2*.
- 1.2 Ashcroft Road, Stagbouer Trail, and Siding Road would be classified as 4C Access – Rolling or 4C Access – Mountainous (if vertical grade requires) or Class 4B Access (Morts Road) Flat or Mountainous (if vertical grade requires). The parties acknowledge that there are sections of Morts Road that do not comply with Class 4B (flat or mountainous).

#### **2 Road Alignment**

- 2.1 The geometric design would be in accordance with Table 3.10: Guidelines for the main geometric design standards for unsealed roads of the *ARRB Unsealed Roads Best Practice Guide Edition 2*.
- 2.2 Reconstructed roads will be designed with appropriate grading to suit the natural / existing ground following mining completion and will be designed within the Road Reserve. The Permit Holder will reconstruct the roads within the relevant road reserve, even if the original road was partly not within the road reserve. Reconstructed roads will be re-established as near as practicable to the original coordinates where this can be achieved within Road Reserves and within the practical bounds of design standards for vertical and horizontal alignment to match in with the abutting sections of road.
- 2.3 Roads will only be reconstructed where sections of road have been disturbed by mining activities and will key into existing roads. Transition areas between reconstructed roads and existing roads will be engineered and constructed in a manner to ensure smooth transition between existing and reconstructed road surfaces.

#### **3 Road Specification**

- 3.1 Typical Cross section of the reconstructed road will be as per Fig C25 of the *ARRB Unsealed Roads Best Practice Guide Edition 2*.
- 3.2 The Permit Holder will use reasonable endeavors to reconstruct roads to meet the pre-existing road classification prior to mining activities, including classification 4B (flat mountainous) for sections of Morts Road disturbed by mining activities. The parties acknowledge that there are sections of Morts Road where this will not be possible (noting that the classification is not met under existing road conditions). The parties may choose to modify original Road Reserves and alignments if mutually agreed.
- 3.3 Subgrade will be crushed hardcap rock material shaped and compacted.
- 3.4 A minimum of 200mm Gravel Base course will be re-established. This will be graded and compacted, and water bound to correct shape.
- 3.5 Construction of unlined table drains, and crossover culverts will be installed where required to provide for run-off. Guideposts shall be provided at the road shoulder to protect and/or advise road users of the presence of the drain.
- 3.6 All embankments and cuttings will be covered with topsoil to encourage regrowth of native vegetation. The Permit Holder will undertake planting and the establishment of vegetation in accordance with revegetation and rehabilitation requirements to the satisfaction of the Shire.
- 3.7 Road signs will be reinstated.
- 3.8 Fencing will be provided as near as practicable along the boundary of the road reserve.

3.9 The pavement construction shall be in accordance with section 4.12 of the *ARRB Unsealed Roads Best Practice Guide Edition 2*.

#### **4 Design Acceptance and Construction Checklist Acceptance Process**

4.1 Final landform for the reconstructed roads (Ashcroft Road, Stagbouer Trail, Morts Road and Siding Road) will be designed post mining completion. Detailed designs and plans will be provided to the Shire of Boddington including vertical alignment, width and the location of culverts.

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T +61 8 9734 8311  
South32.net

**south32.net**



**14 November 2023**

**Ms Julie Burton  
Chief Executive Officer  
Shire of Boddington  
PO Box 4  
Boddington, Western Australia, 6390**

Dear Ms Burton

**RE: South32 Request for Permanent Road Closures**

I write seeking the Shire's approval to convert three of our five existing Temporary Road Closures to Permanent Road Closures, to overcome a statutory impediment that exists between the Land Administration Act 1997 (LAA) and the Mining Act 1978 (MA) which is preventing us from acting on Council's decision from earlier this year to close and excavate roads for Worsley's mining and operational purposes.

The Permanent Road Closures that we are now seeking for Ashcroft Road, Morts Road, and Rogers Bend will not remain in place for perpetuity, as those roads would be re-dedicated and reopened to the public once our mining activities have concluded and we have reinstated the roads according to the terms and duration already approved by Council. We do not require any change to the existing temporary closure of Stagbouer Trail or Siding Road as those roads will not be mined for ore.

Relevant background and details relating to this request set out below.

**Background**

Council, at its meeting on 25 May 2023 (Agenda Item 9.2.1) considered a request from South32 Worsley Alumina to close various roads within the Marradong and Boddington localities and conduct private works within the closed roads. In response to that request, Council adopted the following resolution:

*"COUNCIL RESOLUTION: 50/23*

*That Council:*

1. *Approve the acceptance of the Community Investment Agreement, as contained in Attachment 9.2.1A being for \$2M to progress projects that are identified in the Council Plan with the following modifications:*
  - a. *Removal of Clause 4 in Appendix 1 – Community Investment Terms, in its entirety.*
  - b. *Amendment of Clause 5 in Appendix 1 – Community Investment Terms, to read as follows:*

- i. *On termination of this agreement:*
  - a) *South32 will have no further liability for any funding or other form of contribution under this Agreement; and*
  - b) *The Recipient must not (without South32's written consent) publish any material which makes reference to the Community Investment or South32's involvement in the Community Investment or the termination of this Agreement.*
- 2. *Pursuant to Section 3.50(1a) of the Local Government Act 1995, approve the closure of those portions of Ashcroft Road, Stagbouer Trail, Rogers Bend, Morts Road and Siding Road, in Marradong and Boddington as depicted in Attachment 9.2.1C for the following durations:*
  - a. *Ashcroft Road, from May 2023 up to and including 30 April 2038*
  - b. *Stagbouer Trail, from 1 December 2023 up to and including 31 December 2038*
  - c. *Morts Road, from May 2023 up to and including 31 December 2025*
  - d. *Rogers Bend, from May 2023 up to and including 31 December 2028*
  - e. *Siding Road, from 1 December 2023 up to and including 31 July 2038*
- 3. *Pursuant to the Local Government (Uniform Local Provisions) Regulations 1996 and the Shire of Boddington Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law, authorise the Chief Executive Officer to grant permission to South32 Worsley Alumina Pty Ltd, to conduct private works within the closed roads described in 2 above, in compliance with the Draft Permit included as Attachment 9.2.1B."*

For your convenience, we have appended to this letter a copy of the confirmed Council Meeting Minutes relating to this item, inclusive of the documents referred to in the Council Resolution as Attachments 9.2.1A, B and C.

In accordance with Council's decision, the subject roads have now been closed and South32 Worsley Alumina is currently planning its mining activities in the locality. These efforts have led us to identify that:

- i. Council's decision to close the subject roads was granted under Section 3.50(1a) of the Local Government Act 1995 because the roads were (and still are) intended to be closed for more than 4 weeks, but not in perpetuity.
- ii. Council has granted its permission (subject to conditions which South32 Worsley Alumina is in agreement with) for the closed roads to be excavated, under to the Local Government (Uniform Local Provisions) Regulations 1996. The purpose of this excavation is for South32 Worsley Alumina to seamlessly continue its extraction activities throughout its mining lease/tenement areas, including the mining of ore within and under the closed roads.
- iii. However, pursuant to subsection 55(1) of the (LAA) all land within a road reserve (other than a road reserve that has been permanently closed) remains the absolute property of the



Crown. Subsection 55(3)(a) of the LAA goes on to state that any rights to mine for minerals are suspended until the relevant road is permanently closed under s. 58 of the LAA.

- iv. Any excavation conducted by South32 Worsley Alumina for the purpose of extracting ore from the already closed road reserves will be classified as “mining” and “mining operations” under s. 8 of the MA, but those activities cannot occur within a road reserve unless it is “permanently” closed under s. 58 of the LAA.

In an effort to act on Council's decision and avoid raising this “permanent” road closure request with the Shire, we have liaised extensively with the:

- Department of Mines, Industry Regulation and Safety (DMIRS) in respect of the MA;
- Department of Planning, Lands and Heritage (DPLH) in respect of the LAA; and
- Department of Jobs, Tourism, Science and Innovation (DJTSI) in respect of our Alumina Refinery (Worsley) Agreement Act 1973 (State Agreement).

All three agencies have confirmed that South32 Worsley Alumina can only act on Council's permission to excavate the closed roads and extract bauxite ore if the roads are “permanently” closed under s. 58 of the LAA.

### Details

For the reasons outlined earlier, South32 Worsley Alumina is seeking the closure of Ashcroft Road, Morts Road, and Rogers Bend under Section 58 of the Land Administration Act 1997 rather than under Section 3.50(1a) of the Local Government Act 1995, with the closures applying for the same duration and on the same terms already approved by Council. This will allow South32 Worsley Alumina to conduct its mining operations through those road reserves, as was originally intended and agreed with the Shire.

Critically, the roads we are requesting “permanent” closure of will survive (in terms of their dimensions and alignment) as unallocated Crown land, pursuant to s. 58(6)(a) of the LAA. This will allow those roads to then be re-dedicated as public roads in the Shire's care, control, and management under s. 27(3)(b) or s. 56 of the LAA, once the approved duration of closure has ended and the roads have been reconstructed and reinstated in accordance with the permit granted by Council.

In recognition of these circumstances, we respectfully request the Shire's support and Council's earliest adoption of the following suggested recommendation:

- i. Subject to ii. and iv. below, pursuant to s. 58(1) and (2) of the LAA, Council requests that the Minister for Lands permanently closes Ashcroft Road, Morts Road, and Rogers Bend, or portions thereof as depicted in Attachment 9.2.1C from the Ordinary Council Meeting of 25 May 2023;
- ii. Pursuant to s. 58(3) of the LAA, Council gives 35 days public notice of its request to the Minister for Lands described in i. above;
- iii. That Council requires a further report to be presented to Council for consideration of any submissions received during the public advertising period referred to in ii. above.

- iv. That Council advises the Minister for Lands and South32 Worsley Alumina that, subject to vi. below, Council will in future request the unallocated Crown land comprising the former roads described in i. above to again be dedicated as public roads in the Shire of Boddington's care, control, and management after the following dates:
- Ashcroft Road, to be dedicated as a public road after 30 April 2038
  - Morts Road, to be dedicated as a public road after 31 December 2025
  - Rogers Bend, to be dedicated as a public road after 31 December 2028
- v. That Council advises South32 Worsley Alumina that:
- The Community Investment Agreement entered into with the Shire of Boddington pursuant to item 1 of Council's Resolution 50/23 from its meeting of 25 May 2023; and
- vi. The permit granted pursuant to item 3 of Council's Resolution 50/23 from its meeting of 25 May 2023 to conduct private works within the closed roads will continue to apply and must be complied with by South32 Worsley for all roads described in that resolution regardless of the nature and type of road closures in effect.
- vii. Unless otherwise determined by Council, South32 Worsley Alumina's failure to comply with the requirements described in v. above will be regarded as a breach and/or offence against which further action may be taken by the Shire, including Council making a request to the Minister for Lands to dedicate any permanently closed roads sooner than stated in iv. above.

I confirm that South32 Worsley Alumina supports this suggested recommendation and remains committed to satisfying Council's earlier resolution and partnering with the Shire for the benefit of the community.

We look forward to your favourable consideration of this proposal and would welcome the opportunity to discuss this matter with you and present the same to Council.

If you have any queries in the meantime, please do not hesitate to contact Liam Stower, Manager External Affairs on 0402 939 488 or via email at [Liam.Stower@south32.net](mailto:Liam.Stower@south32.net).

Regards,

**Trever Stockil**

General Manager Mine & Materials  
South32 Worsley Alumina

**Department of Planning, Lands and Heritage****23 January 2024**

*The Department of Planning, Lands and Heritage (Department) provides its in principle support to the re-dedication of the below-mentioned roads that are proposed to be closed. This is on the proviso that DEMIRS, the Mining Operator and potentially JTSI support the reopening of the roads. The Shire will also need to fulfil its requirements under section 56 of the LAA.*

*As suggested by Jaimie, the Shire should ensure that DEMIRS, JTSI and the Mining Operator are in agreement to the future dedications of the subject roads prior to formally closing them. This is important as their future referral responses could determine if a road dedication process is successful.*

**Department of Jobs, Tourism, Science and Innovation****31 January 2024**

*Clause 16(10) of the Alumina Refinery (Worsley) Agreement Act 1973 (State Agreement) requires South32 Worsley Alumina (Worsley) to submit an annual 10-year mine plan to the Minister for State and Industry Development (Minister). On 31 October 2023, Worsley submitted its Plan of Bauxite Mining Operations 2024-2033 (mine plan) to the Minister.*

*In accordance with Ministerial Statement 719 (MS719) the Environmental Management Liaison Group (EMLG) reviewed and reported its findings on Worsley's mine plan to the Minister. The EMLG comprises representatives of State government agencies, which includes the Department of Planning, Lands and Heritage (DPLH) and the Department of Energy, Mines, Industry Regulation and Safety (DEMIRS).*

*Worsley's mine plan included information relating to the temporary closure of several public roads for which the Shire of Boddington issued a permit in June 2023. It was further stated that two roads had been closed in 2023, with remaining roads to be closed during 2024. Worsley also advised that options to extract bauxite from within the closed road reserves was being discussed with relevant EMLG member agencies. Neither DPLH or DEMIRS raised any concern with the information Worsley provided in its mine plan in respect to road closures.*

*The State Agreement does not provide any authority for JTSI and/or the Minister in relation to road closures, which JTSI understands is provided for under the Land Administration Act 1997. However, JTSI can confirm that in submitting its annual mine plan, Worsley is meeting its State Agreement obligations.*

**01 February 2024**

*I can confirm that JTSI is supportive of the below plans for re-dedication and re-opening of the roads, noting that we do not have a formal decision making function in relation to those processes under the State Agreement. We will, however, assist DPLH in any way we can to ensure that those timeframes are supported across Government.*

**Department of Energy, Mines, Industry Regulation and Safety****12 March 2024**

*Thank you for your email dated 23 January 2024 and subsequent correspondence seeking in principle support for the future re-dedication Morts Road, Rogers Bend and Ashcroft Road within the South32 Worsley Alumina tenements.*

*It is noted once these roads are closed they will become unallocated Crown land and the re-dedication process involves an application to the Department of Planning, Lands and Heritage for approval.*

*After a preliminary review, there is no concern with the proposed road closure in order to mine bauxite resources, as there are alternate access routes to the area. The area is however under explored for commodities other than bauxite and is considered highly prospective for gold and copper. With the data available at present, DEMIRS would not oppose the road re-opening in the future.*

*As with any proposal, assessments are undertaken with the information available at the time of the assessment, and any future referral/assessment of the road creation would take into account information available at that time.*

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**7 May 2024**

**Ms Julie Burton**  
**Chief Executive Officer**  
**Shire of Boddington**  
**PO Box 4**  
**Boddington, Western Australia, 6390**

Dear Ms Burton

**RE: South32 Request for Permanent Road Closures**

I am writing regarding our recent 'permanent' closure request for Ashcroft Road, Morts Road, and Rogers Bend. These permanent closures were considered by the Council during its meeting on 18 January 2024 and as requested by the Council, have been advertised for public comment which concludes today.

I wish to confirm that if the Council agrees to these permanent closures at its upcoming meeting on 23 May 2024, and if they are subsequently approved by the Minister for Lands, South32 will not object to the re-dedication and reopening of these roads. Our intent remains to reopen the roads once mining operations have concluded at the end of the previously agreed closure periods.

While the closures are classified as 'permanent,' South32 remains committed to rebuilding the closed roads and making them available to the public again in the future. We hope this provides confidence and peace of mind for both the Council and the community.

If you have any queries in the meantime, please do not hesitate to contact Greer Johnson, Principal External Affairs on 0424 295 596 or via email at [greer.johnson@south32.net](mailto:greer.johnson@south32.net).


Regards,

**Trever Stockil**  
General Manager Mine & Materials  
South32 Worsley Alumina

## Summary of Submissions – South32 ‘Permanent’ Road Closure Request

No.	Summary of Submission	Administration Comment
1	<p>(Repeated submission x 18)</p> <p>Objection to the permanent road closure on the following grounds:</p> <ul style="list-style-type: none"> <li>a) The roads may never be returned to the community, as any possible re-opening of roads will need to be approved by the Minister for Lands, which completely removes the decision from the Shire and negates any “commitments” made by South32 to return these roads.</li> <li>b) Concerned that the roads will remain closed for longer than stated if further mining activities or expansions are approved.</li> <li>c) Rogers Bend is not within the existing approval area for mining by South32 (see map below). Therefore, the reason given by South32 to access the ore under these roads is misleading, as this road is outside of their approved mining area and cannot be mined at present.</li> <li>d) I am opposed to any further expansions by South32 Worsley Alumina and it is clear that this is a step towards their proposed Nullaga mine expansion. In this expansion, they propose to put a crusher just north of the intersection of Stagbouer Trail and Morts road to build a dual-carriage haul bridge across the Indigenous Heritage listed Hotham River. Clearly, if there is a crusher anywhere in this vicinity, there will be no access to these roads permanently. This mobile crusher is not a small crusher, measuring 50 metres in length and 24 metres at its widest and is planned to be on a base of 3 hectares (150m x 200m).</li> </ul>	<p>Noted. The following comments are provided in response to the concerns raised in this submission:</p> <ul style="list-style-type: none"> <li>i. It is correct that the Minister for Lands is the ultimate decision-maker for both the permanent closure and the future dedication of public roads under the <i>Land Administration Act</i>.</li> <li>ii. South32 is only seeking the subject roads to be closed for the durations already approved by Council. This was acknowledged in resolution 4 of Council’s decision from 18 January 2024. If Council agrees to recommend the ‘permanent’ closure of the subject roads to the Minister for Lands, then Administration will recommend the Minister is also advised that Council will in future seek re-dedication and reopening of those roads, by the dates agreed by South32, as was advertised for public comment.</li> <li>iii. Rogers Bend is a cul-de-sac and only provides access to properties owned by South32, therefore its closure will not affect access to other private or public land. Despite this, South32 has agreed to reconstruct this road so that it can be reopened to the public in future.</li> <li>iv. South32 is awaiting environmental approval for its mining operations surrounding Rogers Bend. If this road is ‘permanently’ closed and if South32 does not receive approval for its mining operations in that area, then it will be prohibited from carrying out any work that constitutes “mining operations” under the <i>Mining Act</i>. Furthermore, as with Ashcroft Road and Morts Road, Rogers Bend has already been closed in accordance with Council’s decision from 25 May 2023.</li> <li>v. The <i>Land and Public Works Legislation Amendment Act 2023</i> will introduce a new s.58A into the <i>Land</i></li> </ul>

Summary of Submissions – South32 ‘Permanent’ Road Closure Request

No.	Summary of Submission	Administration Comment
	 <p>Rogers Bend is below the red mark, outside of the Pre-existing approval area (purple line). All roads proposed to be permanently closed are within the Proposed bauxite transport corridor (green line).</p> <p>The following points are also raised in this submission:</p> <ul style="list-style-type: none"> <li>• The submitters allege a “complete lack of transparency and misleading statements made by South32 Worsley Alumina to the community and council members”.</li> <li>• South32 has committed to begin returning these roads in 2026 and needs to be held to this commitment.</li> <li>• South32’s mining activity is destroying the community and preventing the development of any other sustainable industries or activities within this region.</li> <li>• Boddington has huge potential for ecotourism, tourism, bee keeping, bike riding, hiking, kayaking, water activities, indigenous lead bush tucker and so much more. Development of a long-term future should be a priority, but this cannot be achieved until the natural values of the region are secured and not utterly destroyed by South32 Worsley Alumina’s mining activities. The environment can never be repaired, and the water cannot be replaced.</li> </ul>	<p><i>Administration Act</i> enabling the Minister for Lands (rather than a local government) to initiate a road closure where the Minister considers that a road should be permanently closed. While the Minister may consult with the affected local government when making such a decision, the Minister will not be bound by the feedback received. It is anticipated this new section of the Act will be proclaimed in the next 6 months or so and come into effect thereafter. If that occurs, the Minister could decide to permanently close the subject roads without the conditions and controls already imposed by Council and agreed by South32.</p> <p>vi. While the submitter’s general opposition to mining activities is noted, this is beyond the Shire’s control, with large-scale bauxite and gold mining operations occurring in the Shire for the past four decades under the <i>Mining Act</i> and long-established <i>State Agreements</i>. Against this background, the Shire strives to achieve the best possible social, economic, and environmental outcomes for its community, recognising the limitations of the Shire’s influence.</p> <p>vii. It is acknowledged and agreed that if the roads are ‘permanently’ closed, South32 should and must be held to account to reinstate and reopen the subject roads by the dates already set by Council, as recently advertised. South32 has confirmed its agreement to do so, publicly and in writing. This was acknowledged in Council’s resolution 4 of its decision from 18 January 2024. It should also be noted that the Shire does not require South32’s consultation or consent to adopt a resolution in future to request that the Minister for Lands re-dedicate the subject roads so they can be reopened by the dates agreed by Council, regardless of the status of South32’s mining operations at the time. It is expected this will further incentivise South32 to achieve those</p>

**Summary of Submissions – South32 ‘Permanent’ Road Closure Request**

No.	Summary of Submission	Administration Comment
	<ul style="list-style-type: none"> <li>• Boddington has traditionally been a farming district, now much of the prime farmland has been bought up by South32 with the intention of mining it, resulting in farmland that can never be cropped again.</li> <li>• The excessive water use by South32 is also damaging the farming industry. The local council needs to support our local farmers and deny further expansions, beginning with stopping the permanent closure of these roads.</li> <li>• These are public roads and they need to remain public, closure of them in the first place and the lack of access to Tullis crossing is insulting and should not have occurred.</li> <li>• We are asking that the Boddington councillors stand strongly against this mining company and do not allow South32 to permanently close these roads.</li> <li>• The community is opposed to these permanent closures and stand strongly in support of our council members in voting no to the proposed permanent closures of Ashcroft Road, Morts Road and Rogers Bend.</li> </ul>	<p>timeframes, over and above its stated commitment to do so.</p> <p>viii. South32 has provided the following information regarding its environmental conduct in the Shire:</p> <ul style="list-style-type: none"> <li>- As at June 2023, South32 has rehabilitated more than 4,000ha of land in the Shire of Boddington (equating to more than 40km<sup>2</sup> or almost 10,000 Acres). This includes 3,078.3ha of State Forrest, 703.7ha of private land, 297.1ha of private pasture.</li> <li>- In FY23 alone South32 exceeded 300 ha in rehabilitation, a record result. For FY24 we are on track to again exceed 300ha in rehabilitation in the Shire.</li> <li>- South32 will continually and concurrently rehabilitate land that is cleared as a result of the Worsley Alumina Mine Development, to minimise open areas and help to re-establish flora and fauna habitat.</li> <li>- South32 continues to comply with all its environmental reporting and performance obligations.</li> </ul>
2	I object to the road closures that are currently being discussed.	Noted.
3	<p>Objection.</p> <p>I attended a meeting with South 32 on 11 April 2024 at the BCRC where it was explained that ‘temporary’ road closures do not give the mine permission to mine. The word therefore has to be changed to ‘permanent’ but it still means exactly the same.</p> <p>Once the roads have been mined, they will be handed over to the Shire. The Shire then needs to apply to the Government to have the roads reopened to the public.</p>	<p>Noted.</p> <p>If the subject roads are ‘permanently’ closed, they will <i>not</i> form part of the mine. Rather, the roads will remain as Crown Land as per s. 58(6) of the <i>Land Administration Act</i>. The cadastral (lot) boundaries that define the road reserve will remain in place and this will – firstly, determine the horizontal alignment of the roads to be rebuilt by South32;</p>

**Summary of Submissions – South32 ‘Permanent’ Road Closure Request**

No.	Summary of Submission	Administration Comment
	<p>These roads will then be part of the mine and can therefore not be reopened to the public.</p> <p>According to the map, Rogers Bend is not within the existing approved mining area, and certainly cannot be included in this proposal to be permanently shut, and South 32 certainly cannot mine under it.</p>	<p>and secondly, make it easier to re-dedicate those roads in future because the reserve alignment will already exist.</p> <p>The status of Rogers Bend and South32’s mining approval in that vicinity is discussed in item iv. of Administration’s response to submission 1 earlier.</p>
<p><b>4</b></p>	<p>Objection.</p> <p>In April 2023, I provided the following comments on the proposed ‘temporary’ road closures and some of these concerns still remain:</p> <ul style="list-style-type: none"> <li>• Boddington is in a high-risk fire zone that requires emergency vehicles and responding volunteer units to access areas around the shire quickly. Most of the proposed road closures will prevent access when required for emergency vehicles. Mining of the access roads will prevent access in the case of an emergency.</li> <li>• Roads should still have boom gates to allow public access wherever possible.</li> <li>• According to the map, Ashcroft Road still has private residences and the owners should always have access via Morts and/or Ashcroft road to their properties, unconstrained and uninterrupted.</li> <li>• Roads when closed do not reopen in the stated time frames. An example of the road being closed longer than proposed is Robins Road, which prevented access to the local refuse site from the south and Fletchers Lane halfway to Quindanning.</li> </ul> <p>Other concerns include:</p> <ul style="list-style-type: none"> <li>- The Shire’s tourism potential is being impacted by tourists currently not being able to reach key destinations, such as Tullis Bridge.</li> <li>- The loss of vegetation/diversity along the road reserves needs to be considered when the areas are handed back to the Shire.</li> <li>- The same concerns as summarised in submission 1 earlier.</li> </ul>	<p>Noted. The following comments are provided in response to the concerns raised in this submission:</p> <ol style="list-style-type: none"> <li>i. Council considered all previous submissions received on the ‘temporary’ road closures and agreed to close the roads for certain durations, under the <i>Local Government Act</i>.</li> <li>ii. The proposed ‘permanent’ closure of Ashcroft Road, Morts Road, and Rogers Bend under the <i>Land Administration Act</i> is not expected to impede access for emergency vehicles to properties outside of South32’s ownership and mining operations.</li> <li>iii. The subject roads are already closed under the <i>Local Government Act</i>. Any private properties previously accessed by those roads have been provided with alternate continuous vehicular access by South32.</li> <li>iv. South32 is aware of the Shire and community’s sentiments regarding its past delay in reopening Robins Road. It is for this reason that stricter controls have now been imposed by Council and agreed by South32 for the reconstruction and reopening of the subject roads in a timelier fashion, by the dates already set by Council.</li> <li>v. Council’s previous approval of South32’s separate \$2 million community investment agreement, coupled with South32’s renewal of the Shire’s road assets subject of this proposal, will allow the Shire to invest in strategic projects and ensure that key tourism assets, such as</li> </ol>



## Summary of Submissions – South32 ‘Permanent’ Road Closure Request

No.	Summary of Submission	Administration Comment
		<p>Tullis Bridge can be preserved and enhanced, and made more easily accessible to tourists and the broader community in future.</p> <p>vi. South32 has unreservedly agreed to comply with the permit granted by Council in May 2023 to excavate, reconstruct and reinstate the subject roads (see copy attached to this report). This permit includes detailed standards, specifications, and penalties for non-compliance, and includes requirements for revegetating reconstructed road reserves.</p>
5	Objection.	Noted.
6	Objection.	Noted.
7	<p>Objection on the following grounds:</p> <ul style="list-style-type: none"> <li>• I attended the April 2023 Council meeting and I do not believe South32.</li> <li>• I also attended South32’s recent community information sessions where the following concerns were raised, but I found South32’s responses completely unacceptable: <ul style="list-style-type: none"> <li>- South32 previously failed to reopen Robins Road when it had committed to, by July 2020.</li> <li>- South32’s future mining plans to the north and likely transport options;</li> <li>- How can South32 offset the impacts on the local Boddington community of dust, land-clearing, road closures, through delivering financial benefits to other communities in the southwest?</li> <li>- Why did South32 staff state all road closures were in areas they had approval to mine when Rogers Bend is not yet covered by an approved mine plan.</li> </ul> </li> </ul>	<p>Noted.</p> <p>The submitter’s concerns are acknowledged regarding South32’s willingness and capacity to carry out its mining operations efficiently and effectively so that the subject roads can be rebuilt and reopened by the dates already agreed by Council.</p> <p>These concerns, like those expressed in other submissions, stem from the community’s observations and experiences with South32’s previous commitments to rebuild and reopen roads.</p> <p>It is precisely for this reason that in the present case, the Shire liaised extensively with its solicitors (at South32’s expense) to avoid repeating past circumstances by comprehensively prescribing the Shire’s requirements, expectations, and penalties for non-compliance. This did not occur previously, with the key difference now being these</p>

**Summary of Submissions – South32 ‘Permanent’ Road Closure Request**

<b>No.</b>	<b>Summary of Submission</b>	<b>Administration Comment</b>
	<ul style="list-style-type: none"> <li>- Promises from previous South32/Worsley staff regarding where mining would and wouldn't occur.</li> <li>- Ongoing offsite impacts on the community and the environment.</li> <li>• I do not believe South32 will honour its commitment to reopen the roads in the allotted timeframes. Instead, I believe that once South32 has transport corridors in place, that will almost certainly cross at least some of the “permanently/temporarily” closed roads, it will not willingly hand back those roads until they have finished mining their northern bauxite deposits (north of Brookton Hwy).</li> <li>• The South32 staff we are currently hearing from will eventually leave and when the next issue arises we will likely be told that those promises were made by someone else “before their time” and the cycle of obfuscation will continue.</li> </ul>	<p>stipulations have been formally documented and agreed to by South32.</p> <p>In Administration's opinion, South32 now has a stronger focus on the importance of adhering to its public commitments to rebuild the community's faith in its corporate image and the contribution it makes to the Shire.</p>
<b>8</b>	<p>Objection on the following grounds:</p> <ul style="list-style-type: none"> <li>• South32/Worsley have been operating in the Boddington Shire for a long time and we have never seen any land rehabilitated and returned to the public, and despite raising this directly with South32 I have never received a reply.</li> <li>• I do not believe South32 when they say they'll return the roads in the timeframes they've said.</li> </ul>	<p>Noted.</p> <p>Environmental information provided by South32 is included in item viii. of Administration's response to submission 1 earlier.</p> <p>The submitter's doubt that the roads will be reopened in the timeframes proposed is noted and this has been discussed in Administration's response to several of the preceding submissions.</p>
<b>9</b>	<p>Objection.</p>	<p>Noted.</p>
<b>10</b>	<p>Objection.</p>	<p>Noted.</p>

## 9.2.2 Proposed Budget Amendment – Hotham Park CCTV

File Reference:	2.061
Applicant:	Nil
Previous Item:	Nil
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Absolute Majority
Attachments:	9.2.2A Camera and Enclosure Locations

### Summary

As a result of projected savings from the Hotham Park toilet block renovation, Council is requested to approve an amendment to the adopted 2023/24 Budget, to provide additional CCTV at Hotham Park.

### Background

In the 2023/24 Budget, \$120,000 was approved for the renovations to the old toilet block at Hotham Park. As a part of the project execution, quotations were sought for the various components, and at the 2023/24 Budget Review, the expenditure needs for this project were reduced to an estimated \$100,000.

Earlier in 2024, discussions were held with the Boddington Police, which identified that CCTV is one of the primary ways in that the Shire can assist with effective local policing. The Officer in Charge requested the Shire consider CCTV for any new project, and noted that toilet facilities were a high priority for surveillance.

### Comment

The Hotham Park toilet block renovations are progressing on track, and will be finalised by 30 June 2024. Given the recent discussions with local police, and noting further savings within this project, a quotation to extend the current CCTV network to allow external surveillance of the toilet block and surrounds has been sought.

The cost to install two cameras, on a nearby shelter is \$16,900. Given the renovations of the toilet block are not expected to be greater than \$83,000, an opportunity to enhance safety presents itself, with the savings from this project. CCTV at this location will deter vandalism, antisocial behaviour, and safety-related incidents.

Discussions with Police have indicated that two cameras would be ideal, one providing surveillance of the toilet block, and another providing surveillance of the main grassed area adjacent to the toilet block, which is often used for events and gatherings. Council may wish to pursue the option of only one camera, which would save a modest amount of approximately \$1,000. A decision to install CCTV at Hotham Park, particularly focusing on the toilet block area, underscores a commitment to ensuring public safety and security within the park. By leveraging available funds from the renovation project, the Council demonstrates responsiveness to community needs and local police feedback, to mitigate risks and maintain a welcoming environment for park visitors.

As the original scope of the Hotham Park project was specifically relevant to the building, and CCTV would be installed as a complementary project item rather than a core element, Council approval is sought to utilise savings within this project for the purpose of CCTV to monitor the area.

## Consultation

Discussions with the Police have identified the benefit of enhanced surveillance measures.

Recent community consultation to inform the review of the Council Plan, has indicated that CCTV is a priority. This has resulted in the following draft action being included:

- Install CCTV cameras in hot spots to address antisocial behaviour and petty crime.

## Strategic Implications

Aspiration	People
Outcome 1	A safe community
Objective 1.1	Play our role in promoting a safe community

## Legislative Implications

Local Government Act 1995

Section 6.8 - Expenditure from municipal fund not included in annual budget

- 1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
  - a) is incurred in a financial year before the adoption of the annual budget by the local government; or
  - b) is authorised in advance by resolution\*; or
  - c) is authorised in advance by the mayor or president in an emergency.

\* Absolute majority required.

## Policy Implications

Nil

## Financial Implications

Funding for the CCTV installation is available from savings generated during the renovation of the Hotham Park Toilet Block. As such, there is no additional financial requirement associated with the capital component of this initiative.

Additional CCTV infrastructure does result in increased maintenance and operational costs. Maintenance for these cameras is estimated at \$500 per year, with the cameras having a useful life of 7 - 10 years.

## Economic Implications

While the installation of CCTV incurs initial investment costs, the long-term economic benefits include potential savings from reduced incidents of vandalism, property damage, and criminal activity within Hotham Park and the surrounding facilities. A safer and more secure environment is conducive to attracting visitors, and supporting local businesses.

## Social Implications

The presence of CCTV cameras can instill a sense of reassurance and confidence among the Park users, particularly families and vulnerable groups. By deterring antisocial behaviour and enhancing surveillance, CCTV contributes to creating a welcoming and inclusive environment that encourages community engagement and recreational activities.

Environmental Considerations

Nil

Risk Considerations

Risk Statement and Consequence	No significant risks are noted in relation to the proposal.
Risk Rating (prior to treatment or control)	Low
Principal Risk Theme	Reputational
Risk Action Plan (controls or treatment proposed)	No further actions proposed.

Officer Recommendation and Council Decision

**COUNCIL RESOLUTION: 72/24**

**Moved: Cr A Ryley**

**Seconded: Cr L Lewis**

**That Council approve an amendment to the 2023/24 Budget, being \$16,900 to be allocated to CCTV at Hotham Park, funded by \$16,900 in savings from the Hotham Park Toilet Block refurbishment.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

Enclosure Location



Camera 1 Location



Camera 1 View



Camera 2 Location



Camera 2 View



### 9.2.3 Aged Care Accommodation Project Incentive

File Reference:	1.026
Applicant:	Nil
Previous Item:	Nil
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	Nil

#### Summary

This item recommends that Council approve an incentive, in the form of a long-term lease for the Shires independent living units, to an operator of a residential aged care facility in Boddington.

#### Background

Planning for residential aged care has been a strategic priority for the Shire of Boddington over a number of years. Following a general direction being set by an Aged Care Committee, a Residential Aged Care Facility Steering Committee was formed in late 2023, to assist with the governance component of this major project, through to the design and construction stage. The Committee will meet next in June 2024, focusing on the final review of the Request for Proposal, prior to its release to market.

The Aged Care industry is currently facing significant challenges, with ongoing financial pressures that are yet to be resolved. There is also high demand for growth in aged care places (beds). These two factors, as well as the added difficulty in attracting an operator to a regional area, require incentives to be considered, in order to have the best chance of attracting an operator to Boddington.

At the Ordinary Council Meeting of January 2024, Council approved the following incentives:

- Waiver of Shire Development Application Fees
- Waiver of Shire Building Permit Fees for commercial and residential purpose
- Waiver of Shire Health Fees for 5 years
- Utilisation of up to 28m<sup>2</sup> of office space for a 2 year period prior to the opening of the facility, at no cost
- Assistance with identifying and facilitating contact with State and Federal Government agencies with a view to progressing and funding the development

In order to further incentivise the opportunity, it is suggested that Council considers offering an operator a long-term peppercorn lease of the independent living / retirement units, to allow rental income to be factored into the financial analysis of the provision of residential aged care.

#### Comment

The Shire of Boddington community has clearly identified the need for quality aged care services. The absence of a residential aged care facility poses significant challenges for seniors and their families. To address this gap, it is imperative that the Shire explores innovative solutions to attract operators which can provide the necessary care and support to the aging population. Offering a long-term lease of rental units presents a compelling incentive for operators, providing them with a stable income stream.





Lot 165 Forrest Street comprises of 11 units, attracting various rental incomes ranging from \$216 per week to \$247 per week. In the centre of the facility is the 'Hub', a common area used for activities and functions. The entirety of Lot 165 has been planned out for future Independent Living Units, and has also recently been endorsed by Council as a potential location of the Residential Aged Care Facility.

Irrespective of the specific final location of the Residential Aged Care Facility within the Hospital Precinct, all units will be in close proximity, and therefore may be used for primary or complementary uses.

The Shire currently realises a net income of approximately \$45,000pa from these units. It is likely that an Aged Care Operator would be able to maximise the return through government subsidies, and consolidated maintenance and administration activities.

The proposal to offer a long-term lease of profitable units to a potential operator of residential aged care facilities presents both advantages and disadvantages. These are detailed below.

**Advantages:**

- A long-term lease serves as an attractive incentive for potential operators. It offers financial security and stability, making it more appealing for operators to invest in establishing and operating a residential aged care facility.
- By leasing units rather than selling them outright, the Shire retains ownership. This allows long term control over the properties.
- Flexible Management: Leasing units provides flexibility in management and operations. The Shire can negotiate lease terms and conditions to ensure compliance with quality standards, regulatory requirements, and community needs.

- Resourcing capacity: The transfer of rental management and building maintenance requirements to an operator, will increase the number of Shire staff hours to allocate to other tasks.

Disadvantages:

- Loss of Asset Control: Leasing profitable units means relinquishing control over the properties for an extended period. This limits the Shire’s ability to make changes or adaptations in response to evolving needs or priorities, and to develop the site further.
- Loss of Income: The Shire would no longer receive the rental income from the properties, which is available for improvements or repairs to the existing properties, the funding of additional housing, or for allocation to projects.
- Dependency on Operator Performance: The success of the arrangement depends on the performance and stability of the operator. If the operator fails to meet contractual obligations or experiences financial difficulties, it could impact the maintenance of the properties.

To minimise the risks and disadvantages, Council can impose conditions within the lease, such as:

- Priority for occupancy given to Boddington residents
- Maintenance of units and associated asset renewal requirements
- Retention of the right to develop the site further, with additional units / facilities

These and other relevant conditions would be developed further, and endorsed by Council at a later stage at the time of lease negotiations.

In order to inform the Request for Proposal for Aged Care Development, authorisation from Council is sought to offer an incentive, in the form of a long term lease of the current facilities on Lot 165 Forrest Street Boddington, at peppercorn rent. This initiative aims to attract experienced operators by providing a stable rental income stream, thereby addressing the pressing need for aged care services in the area.

Consultation

This concept was discussed at the February 2024 Councillor Concept Forum.

Strategic Implications

Aspiration	People
Outcome 3	An inclusive and supportive community
Objective 3.2	Address the needs of seniors
Action 3.2.1	Progress a partnership and funding options to provide a residential aged care facility in Boddington.

Legislative Implications

Nil

Policy Implications

Nil

Financial Implications

The financial impact of this incentive is predominantly the loss of rental income, which is partially offset by maintenance and operational costs.

The summary financial analysis of this recommendation is:

**Income**

# of Units	Weekly Rental*	Annual Total
2	\$230	\$ 23,920
2	\$260	\$ 27,040
7	\$250	\$ 91,000
		<b>\$ 141,960pa</b>

\*Weekly rental is based on 5% increase as at 1/7/2024

**Expenditure**

Maintenance (annual average)	\$ 67,000
Renewal of one unit per year (estimated) e.g. flooring, bathroom, kitchen	\$ 20,000
Administration (staff) Based on 8 hours per fortnight	\$ 9,386
<b>\$ 96,386pa</b>	

The net decrease in income to the Shire of Boddington would be approximately \$45,000pa.

Economic Implications

Aged care is a significant economic contributor extending beyond employment opportunities. It provides income to suppliers of goods and services, and helps to reduce the incidence and costs associated with more expensive health care. This facility is likely to employ 70 or more people, will attract incoming residents, source goods and services locally, and will retain community members in the area. There are considered to be no specific impacts in relation to the proposed long term lease.

Social Implications

The incentive promotes social well-being by addressing the needs of the aging population in Boddington. Accessible and high-quality aged care facilities enhance the quality of life for seniors, fostering a sense of community and providing support for families caring for elderly relatives. A long term lease, as proposed, will allow an ongoing sense of 'community' within the precinct.

Environmental Considerations

Nil

Risk Considerations

Risk Statement and Consequence	Failure to provide an aged care facility in Boddington will continue to result in displacement of families and a lower quality of life for our older people who wish to remain in familiar surroundings. The more significant the incentives, the greater chance of attracting an operator. Risks in relation to the lease, are detailed within the report as disadvantages.
Risk Rating (prior to treatment or control)	Moderate
Principal Risk Theme	Reputational

Risk Action Plan (controls or treatment proposed)	Risks in relation to the specifics of the lease, can be addressed at the negotiation stage.
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**Officer Recommendation**

**That Council support the following incentive to be offered to prospective operators of Residential Aged Care in Boddington:**

- **A long term (minimum 20 years) peppercorn lease of the independent living / retirement units and Hub, located on Lot 165 Forrest Street Boddington.**

**Alternative Motion**

**COUNCIL RESOLUTION: 73/24**

**Moved: Cr P Carrotts**

**Seconded: Cr H Prandl**

**Cr P Carrotts requested to defer item 9.2.3 to a future meeting of Council.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

## 9.3 CORPORATE SERVICES

### 9.3.1 Payment Listing

File Reference:	3.0070
Applicant:	Nil
Previous Item:	Nil
Author:	Executive Manager Corporate Services
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	9.3.1A List of Payments ending 30 April 2024

#### Summary

The list of payments for April 2024 is presented for noting by Council.

#### Background

Council has delegated the Chief Executive Officer the exercise of its power to make payments from the Shires municipal fund and the trust fund.

In exercising their authority, and in accordance with the Local Government (Financial Management) Regulation, it is a requirement to produce a list of payments made from Councils Municipal Fund and Trust Fund bank accounts to be presented to Council for the purposes of noting, in the following month.

#### Comment

The List of Payments have been made in accordance with Council's adopted budget, and statutory obligations.

#### Consultation

Nil

#### Strategic Implications

Aspiration	Performance
Outcome 12	Visionary Leadership and Responsible Governance
Objective 12.2	Responsibly manage the Shire's finances, human resources and assets

#### Legislative Implications

*Local Government (Financial Management) Regulations 1996 - Reg 13*

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
  - (a) the payee's name; and
  - (b) the amount of the payment; and
  - (c) the date of the payment; and
  - (d) sufficient information to identify the transaction.

#### Policy Implications

Nil

Financial Implications

As disclosed within the payment listing.

Economic Implications

Nil

Social Implications

Nil

Environmental Considerations

Nil

Risk Considerations

Risk Statement and Consequence	Failure to present a detailed listing of payments made from the Shire bank accounts in the prescribed form would result in non-compliance with the Local Government (Financial Management) Regulations 1996, which may result in a qualified audit.
Risk Rating (prior to treatment or control)	Minor
Principal Risk Theme	Reputational / Compliance
Risk Action Plan (controls or treatment proposed)	Nil

**Officer Recommendation and Council Decision**

**COUNCIL RESOLUTION: 74/24**

**Moved: Cr P Carrotts**

**Seconded: Cr A Ryley**

**That Council receive the list of payments for the month ending 30 April 2024 as presented.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

**SHIRE OF BODDINGTON - LIST OF PAYMENTS - APRIL 2024**

Chq/EFT	Date	Name	Description	Amount
EFT26338	11/04/2024	LEONARD LEWIS	COUNCILLOR ALLOWANCES	2036.56
EFT26339	11/04/2024	WALLIS COMPUTER SOLUTIONS	IT SUPPORT FOR THE YOUTH CENTRE	1401.66
EFT26340	11/04/2024	VOLT AIR PTY LTD	ELECTRICAL WORK AT 20 POLLARD ST	468.00
EFT26341	11/04/2024	GARRY VENTRIS	COUNCILLOR ALLOWANCES	5517.00
EFT26342	11/04/2024	THE FOOD BOSS	CATERING SERVICES	90.00
EFT26343	11/04/2024	BODDINGTON MINI SKIPS	TOWN BIN COLLECTION FOR MARCH 2024	2420.00
EFT26344	11/04/2024	BODDINGTON CONCRETE	CONCRETE - CHALK BROOK ROAD	13239.35
EFT26345	11/04/2024	MARRADONG CONTRACTING PTY LTD	GRAVEL FOR HARVEY-QUINDANNING ROAD	107953.35
EFT26346	11/04/2024	CATALYSE PTY LTD	COUNCIL PLAN REVIEW	19823.23
EFT26347	11/04/2024	CHOP STREET MUSIC PRODUCTIONS	MUSIC FOR SUMMER BY THE RIVER	5000.00
EFT26348	11/04/2024	ANDREW THOMAS RYLEY	COUNCILLOR ALLOWANCES	1658.00
EFT26349	11/04/2024	EVOKE UNIFORMS	POLO SHIRTS AND EMBROIDERY	334.46
EFT26350	11/04/2024	GFG TEMPORARY ASSIST	TEMPORARY PERSONNEL SUPPORT	6865.00
EFT26351	11/04/2024	MANDURAH PSYCHOLOGICAL SERVICES PTY LTD	EAP SERVICES	214.50
EFT26352	11/04/2024	PYKE PLUMBING & GAS PTY LTD	PLUMBING WORK AT THE COMMUNITY GYM	757.53
EFT26353	11/04/2024	ALL WALKS OF LIFE BODDINGTON	CATERING SERVICES	300.00
EFT26354	11/04/2024	KEVIN PETCH	REIMBURSEMENT FOR FIREARM ITEMS	610.00
EFT26355	11/04/2024	RUNNIN ROASTS	SUMMER BY THE RIVER VOUCHERS	315.00
EFT26356	11/04/2024	BUILDING & CONSTRUCTION IND TRAINING FUND	BCITF PAYMENT FEBRUARY 2024	300.50
EFT26357	11/04/2024	SHIRE OF BODDINGTON	BSL/BCITF COMMISSION FEBRUARY 2024	51.50
EFT26358	11/04/2024	DMIRS	BSL PAYMENT FEBRUARY 2024	932.99
EFT26359	11/04/2024	BODDINGTON SES	REIMBURSEMENT FOR THE SES	1133.88
EFT26360	12/04/2024	COATES HIRE	HIRE OF LIGHTING TOWER	677.86
EFT26361	12/04/2024	TEAM GLOBAL EXPRESS PTY LTD	COURIER CHARGES	82.76
EFT26362	12/04/2024	COLAS WA PTY LTD	SPRAY SEAL HARVEY-QUINDANNING ROAD	161558.00
EFT26363	12/04/2024	LGISWA	MOTOR VEHICLE CLAIM	300.00
EFT26364	12/04/2024	CONTRACT AQUATIC SERVICES	SWIMMING POOL MANAGEMENT CONTRACT MARCH 2024	15000.00
EFT26365	12/04/2024	EUREKA AUTO ELECTRICAL PTY LTD	REPAIRS TO HINO TRUCK	140.00
EFT26366	12/04/2024	G & D LYSTER	HIRE OF SIDE TIPPER	5005.00
EFT26367	12/04/2024	BANNISTER EXCAVATIONS PTY LTD	WORK ON WILLIAM STREET	8646.00
EFT26368	12/04/2024	ZIRCODATA PTY LTD	STORAGE FEES	96.73
EFT26369	12/04/2024	THE FOOD BOSS	CATERING SERVICES	392.00
EFT26370	12/04/2024	BODDINGTON MINI SKIPS	COLLECT & EMPTY SKIP BIN AT THE DEPOT	265.00
EFT26371	12/04/2024	SLATER GARTRELL SPORTS	LINE MARKING PAINT	2112.00
EFT26372	12/04/2024	CATALYSE PTY LTD	2023 STAFF SURVEY	2750.00
EFT26373	12/04/2024	ONE DEGREE ADVISORY PTY LTD	ADVOCACY PLAN PREPARATION	1894.75
EFT26374	12/04/2024	PETE'S TREEWORX	TREE PRUNING	5013.80
EFT26375	12/04/2024	SERVICES AUSTRALIA CHILD SUPPORT	PAYROLL DEDUCTIONS/CONTRIBUTIONS	357.09
EFT26376	12/04/2024	THALIA DOUGLAS	REIMBURSEMENT - ITEMS FOR STAFF EASTER HAMPER	105.50
EFT26377	12/04/2024	MANDURAH PSYCHOLOGICAL SERVICES PTY LTD	EAP SERVICE	214.50
EFT26378	12/04/2024	LAUREN PORTMAN	REIMBURSEMENT FOR TRAINING EXPENSES	183.59
EFT26379	12/04/2024	PYKE PLUMBING & GAS PTY LTD	PLUMBING WORK AT THE CARAVAN PARK	1650.00
EFT26380	12/04/2024	RIN THE GARDEN FAIRY	FACE PAINTING AT SUMMER BY THE RIVER	1280.00
EFT26381	12/04/2024	INSPIRED DEVELOPMENT SOLUTIONS	LEADERSHIP DEVELOPMENT TRAINING	5500.00
EFT26382	12/04/2024	THE QUEEN OF BEANZ	FOOD VOUCHERS FOR VOLUNTEERS	10.00
EFT26383	12/04/2024	HHG LEGAL GROUP	REFUND OF BOND FOR ILU 7/19 FORREST ST	300000.00
EFT26384	12/04/2024	BODDINGTON SERVICE STATION	REPAIRS TO FUEL POD TRAILER	206.00
EFT26385	12/04/2024	LOGO APPOINTMENTS WA	CONTRACTING SERVICES - RELIEF RATES OFFICER	1625.09
EFT26386	12/04/2024	THE LOCK MAN SECURITY	KEY FOR GYM ACCESS	28.55
EFT26387	19/04/2024	P & D SULLIVAN	TRANSPORTATION OF MULTI TYRE ROLLER	495.00
EFT26388	19/04/2024	INITIAL HYGIENE PTY LTD (RENTOKIL)	SANITARY BIN SERVICE	714.96
EFT26389	19/04/2024	AUSTRALIA POST ACCOUNTS RECEIVABLE	POSTAGE MARCH 2024	262.48
EFT26390	19/04/2024	ADVANTAGE ENVIRONMENTAL PEST CONTROL	PEST CONTROL	803.00
EFT26391	19/04/2024	BODDINGTON TYRE SERVICE	NEW TYRES BT08	522.00
EFT26392	19/04/2024	BODDINGTON HARDWARE AND NEWSAGENCY	HARDWARE ITEMS FOR MARCH 2024	1898.81
EFT26393	19/04/2024	EDGE PLANNING & PROPERTY	PLANNING SERVICES MARCH 2024	2279.60
EFT26394	19/04/2024	SIGNARAMA MANDURAH	SIGNAGE	561.00
EFT26395	19/04/2024	TEAM GLOBAL EXPRESS PTY LTD	COURIER CHARGES	1294.67
EFT26396	19/04/2024	CROSSMAN BUSHFIRE BRIGADE	FIREWORKS SUPERVISION AT SUMMER BY THE RIVER	350.00
EFT26397	19/04/2024	NEWMONT BODDINGTON GOLD	RENT 25 FARMERS AVE	2600.00
EFT26398	19/04/2024	SHERIDAN'S	NAME BADGES & PLAQUES	697.95
EFT26399	19/04/2024	WALLIS COMPUTER SOLUTIONS	COUNCILLOR TABLET SETUP FEE	2924.90
EFT26400	19/04/2024	AMPAC DEBT RECOVERY (WA) PTY LTD	DEBT COLLECTION FEES MARCH 2024	57.20
EFT26401	19/04/2024	BANNISTER EXCAVATIONS PTY LTD	WORK ON CHALK BROOK ROAD	39600.00
EFT26402	19/04/2024	ACCESS LIFE	BODDFIT MEMBER INDUCTIONS & STRENGTH FOR LIFE	1550.00
EFT26403	19/04/2024	BODDINGTON MINI SKIPS	SKIP BIN HIRE	265.00
EFT26404	19/04/2024	PERTH BOUNCY CASTLE HIRE	INFLATABLE HIRE FOR SUMMER BY THE RIVER	9299.62
EFT26405	19/04/2024	THE WEST AUSTRALIAN ( IRSA)	ADVERTISING - IRSASW	1815.00
EFT26406	19/04/2024	COMMON GROUND TRAILS PTY LTD	TULLIS RAIL TRAIL AUDIT	2682.90
EFT26407	19/04/2024	BODDINGTON CONCRETE	CONCRETE CHALK BROOK CROSSING	2424.40
EFT26408	19/04/2024	CORSIGN WA	SIGNAGE	206.80
EFT26409	19/04/2024	SHERRIN RENTALS PTY LTD	HIRE OF SMOOTH DRUM ROLLER	4018.58
EFT26410	19/04/2024	JANI MURPHY & ASSOCIATES	EMAIL WORKLOAD MASTERY WORKSHOP	1372.25
EFT26411	19/04/2024	J & M REID EARTHMOVING PTY LTD	WATERCART HIRE QUINDANNING-HARVEY RD	15730.00
EFT26412	19/04/2024	BODDINGTON POST OFFICE & STORE	STATIONERY ITEMS FOR MARCH 2024	1178.06
EFT26413	19/04/2024	SAPIO PTY LTD	REPLACEMENT SWITCH CCTV	1082.88
EFT26414	19/04/2024	SERVICES AUSTRALIA CHILD SUPPORT	PAYROLL DEDUCTIONS/CONTRIBUTIONS	357.09
EFT26415	19/04/2024	SOS OFFICE EQUIPMENT	PHOTOCOPIER CHARGES	267.68
EFT26416	19/04/2024	GFG CONSULTING	PROJECT MANAGEMENT SERVICES CULTURAL CENTRE	10741.01

## SHIRE OF BODDINGTON - LIST OF PAYMENTS - APRIL 2024

EFT26417	19/04/2024	EVOKE UNIFORMS	STAFF UNIFORMS	334.46
EFT26418	19/04/2024	INTERFIRE AGENCIES PTY LTD	PROTECTIVE WEAR	21.19
EFT26419	19/04/2024	GFG TEMPORARY ASSIST	TEMPORARY PERSONNEL SUPPORT	8092.98
EFT26420	19/04/2024	CONNECT CALL SERVICES	AFTER HOURS CALL SERVICE MARCH 2024	741.40
EFT26421	19/04/2024	NICHOLAS JAMES CLEMENTS	REFUND OF COUNCILLOR NOMINATION FEE	100.00
EFT26422	19/04/2024	ALL WALKS OF LIFE BODDINGTON	CATERING SERVICES	825.00
EFT26423	19/04/2024	SUMMERS LEGAL PTY LTD	LEGAL SERVICES	6183.84
EFT26424	19/04/2024	OPTIC CONCRETE	CONCRETE - CHALK BROOK CROSSING	3080.00
EFT26425	19/04/2024	ECONOMIC DEVELOPMENT AUSTRALIA LIMITED	REGISTRATION FEE VIRTUAL TRAINING	3465.00
EFT26426	19/04/2024	INTERNODE PTY LTD	BROADBAND SERVICE - MEDICAL CENTRE	109.99
EFT26427	19/04/2024	WANDERING HVAC	REPAIRS TO FLOOD LIGHT MBFB SHED	663.78
EFT26428	19/04/2024	CYGNET WEST	OUTGOING MARKET VALUATION REPORT	2420.00
EFT26429	19/04/2024	SPECTRUM EVENTS AND HIRE	SPORT EVENT AT SUMMER BY THE RIVER	800.00
EFT26430	19/04/2024	COMMERCIAL IRRIGATION W.A	RETICULATION OLD SCHOOL	1342.00
EFT26431	19/04/2024	Aha CONSULTING PTY LTD	ENGAGEMENT ESSENTIAL INHOUSE	8250.00
EFT26432	19/04/2024	MARSH PTY LTD	RISK REVIEW WORKSHOP	3850.00
EFT26433	19/04/2024	JOHANN PRANDL	REFUND OF COUNCILLOR NOMINATION FEE	100.00
EFT26434	19/04/2024	JOHAN VAN HEERDEN	REFUND OF COUNCILLOR NOMINATION FEE	100.00
EFT26435	19/04/2024	CAPE DUNSTANS	REFUND OF KEY AND CLEANING BOND	240.00
EFT26436	19/04/2024	AVON WASTE	RUBBISH SERVICES MARCH 2024	6664.95
EFT26437	19/04/2024	BODDINGTON SERVICE STATION	EMBROIDERY ON WORK SHIRTS	240.00
EFT26438	19/04/2024	BUILDING & CONSTRUCTION IND TRAINING FUND	BCITF MARCH 2024	51.38
EFT26439	19/04/2024	PAUL RAYMOND CARROTTS	REFUND OF COUNCILLOR NOMINATION FEE	100.00
EFT26440	19/04/2024	GREG DAY MOTORS	FUEL MARCH 2024	9834.09
EFT26441	19/04/2024	SHIRE OF BODDINGTON	BSL COMMISSION MARCH 2024	18.25
EFT26442	19/04/2024	WILSONS SIGN SOLUTIONS	HONOUR BOARD PLATES AND UPDATES	158.40
EFT26443	19/04/2024	WESTRAC EQUIPMENT WA PTY LTD	REPAIRS TO CATERPILLAR GRADER	5430.99
EFT26444	19/04/2024	BODDINGTON BUSHFIRE BRIGADE	FIREWORKS SUPERVISION AT SUMMER BY THE RIVER	350.00
EFT26445	19/04/2024	LOGO APPOINTMENTS WA	CONTRACTING SERVICES - RELIEF RATES OFFICER	2780.70
EFT26446	19/04/2024	CHUBB FIRE & SECURITY PTY LTD	DESIGN & INSTALL UPDATED BLOCK PLAN ELC	990.00
EFT26447	19/04/2024	DMIRS	BSL PAYMENT MARCH 2024	113.30
EFT26448	19/04/2024	EXTERIA	MAIN STREET PROJECT - BINS	61417.40
EFT26449	19/04/2024	NARROGIN QUARRY OPERATIONS	RIP RAP ROCK - WILLIAM ST CROSSING	4538.73
DD16365.1	02/04/2024	PRECISION ADMINISTRATION SERVICES PTY LTD	SUPERANNUATION CONTRIBUTIONS	15685.97
DD16365.2	02/04/2024	KLEENHEAT GAS	CYLINDER SERVICE FEE - VARIOUS SHIRE LOCATIONS	2238.64
DD16365.3	02/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1497.85
DD16365.4	02/04/2024	SYNERGY	ELECTRICITY CHARGES - TV TOWER	459.53
DD16366.1	04/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	918.55
DD16366.2	04/04/2024	SYNERGY	ELECTRICITY CHARGES - VARIOUS SHIRE LOCATIONS	463.39
DD16367.1	03/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	522.25
DD16367.2	03/04/2024	SYNERGY	ELECTRICITY CHARGES - COMMUNITY HUB	252.88
DD16378.1	09/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	4033.50
DD16379.1	10/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	2773.25
DD16379.2	10/04/2024	SYNERGY	ELECTRICITY CHARGES- VARIOUS SHIRE LOCATIONS	1056.11
DD16380.1	05/04/2024	NATIONAL AUSTRALIA BANK	NAB BPAY & ACCT FEES	115.00
DD16380.2	05/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	3932.85
DD16380.3	05/04/2024	SYNERGY	ELECTRICITY CHARGES - VARIOUS SHIRE LOCATIONS	1293.52
DD16381.1	08/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1410.40
DD16381.2	08/04/2024	SYNERGY	ELECTRICITY CHARGES - VARIOUS SHIRE LOCATIONS	917.18
DD16381.3	08/04/2024	TELSTRA LIMITED	MOBILE PHONE CHARGES - SHIRE	779.15
DD16389.1	11/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	214.10
DD16389.2	11/04/2024	SYNERGY	ELECTRICITY CHARGES - VARIOUS SHIRE LOCATIONS	3086.93
DD16394.1	12/04/2024	SYNERGY	ELECTRICITY CHARGES - 4/19 FORREST ST	77.17
DD16394.2	12/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1617.85
DD16413.1	02/04/2024	NATIONAL AUSTRALIA BANK	TRANSACT FEE	15.00
DD16414.1	05/04/2024	NATIONAL AUSTRALIA BANK	NAB BPAY & ACCT FEES	115.00
DD16415.1	15/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	607.50
DD16415.2	15/04/2024	NEWBOOK PTY LTD	NEWBOOK ONLINE BOOKING FEE	221.10
DD16415.3	15/04/2024	SYNERGY	ELECTRICITY CHARGES - CARAVAN PARK	1183.44
DD16416.1	16/04/2024	PRECISION ADMINISTRATION SERVICES PTY LTD	SUPERANNUATION CONTRIBUTIONS	15563.04
DD16416.2	16/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1926.30
DD16417.1	17/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1257.45
DD16417.2	17/04/2024	TELSTRA LIMITED	PHONE CHARGES - SES LANDLINES	195.75
DD16418.1	18/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1479.50
DD16422.1	22/04/2024	BOC GASES BOC ACCOUNT PROCESSING	GAS CONTAINER FEES	19.85
DD16422.2	22/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1091.75
DD16422.3	22/04/2024	SYNERGY	ELECTRICITY CHARGES - VARIOUS SHIRE LOCATIONS	3712.19
DD16427.1	02/04/2024	PRECISION ADMINISTRATION SERVICES PTY LTD	SUPERANNUATION CONTRIBUTIONS	330.63
DD16428.1	24/04/2024	OPTUS COMMUNICATIONS	INTERNET CCTV TRAILER	89.30
DD16428.2	24/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	929.60
DD16428.3	24/04/2024	TELSTRA LIMITED	PHONE & INTERNET CHARGES - VARIOUS SHIRE	1020.29
DD16429.1	23/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	4005.30
DD16429.2	23/04/2024	SYNERGY	ELECTRICITY CHARGES - REC CENTRE	2195.03
DD16430.1	19/04/2024	BUSINESS FUEL CARDS (FLEET CARD)	FIRE BRIGADE FLEET CARDS	522.95
DD16430.2	19/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1137.20
DD16435.1	19/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	200.00
DD16436.1	26/04/2024	EASIFLEET MANAGEMENT	LEASE PAYMENT - CEO - 1HIZ195 & EMDS -1GVR651	3960.44
DD16436.2	26/04/2024	NATIONAL AUSTRALIA BANK	NAB CONNECT FEE	87.97
DD16436.3	26/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	501.90
DD16436.4	26/04/2024	SYNERGY	ELECTRICITY CHARGES - STREET LIGHTS	2863.41



**SHIRE OF BODDINGTON - LIST OF PAYMENTS - APRIL 2024**

DD16439.1	29/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	798.30
DD16441.1	30/04/2024	FUJIFILM BUSINESS INNOVATION CORP	COPIER CHARGES - LIBRARY	436.62
DD16441.2	30/04/2024	NATIONAL AUSTRALIA BANK	NAB BPAY & ACCT FEES	473.09
DD16441.3	30/04/2024	DEPARTMENT OF TRANSPORT	DEPT OF TRANSPORT AGENCY	1483.80
DD16434.1	02/04/2024	NAB BUSINESS VISA	CREDIT CARD PURCHASES	16924.60
				<u>1,036,671.77</u>
		<b>JEFF ATKINS</b>		
	29/02/2024	CMO TRADING	NETBALL POST PINS	283.25
	08/03/2024	GALE ST HIDEAWAY	LANDFILL MANAGEMENT COURSE	300.00
	11/03/2024	WHITEHEADEN	LANDFILL MANAGEMENT COURSE	2,144.35
	18/03/2024	KENNARDS	HIRE OF LOADER	1,293.00
	19/03/2024	MYAREE CERAMICS	TILES & GROUT	3,635.25
		<b>JAMES WICKENS</b>		
	27/03/2024	ASIC	PREPARE PLANNING NOTICE	10.00
	27/03/2024	COLES ONLINE	ITEMS FOR THE YOUTH CENTRE	85.00
	27/03/2024	BODDINGTON POST OFFICE	FIREARM LICENCE RENEWAL	166.00
		<b>SAM KEMPTON</b>		
	08/03/2024	AUDIO VISUAL PRODUCTS	BATTERY	75.00
	13/03/2024	NETFLIX	SUBSCRIPTION FOR THE YOUTH CENTRE	16.99
	18/03/2024	GREENACRES TURF	WINTERGREEN COUCH	849.25
	27/03/2024	A JS COSTUME HIRE	RETURN OF HIRE BOND	-100.00
		<b>FABIAN HOUBRECHTS</b>		
	25/03/2024	KMART	ITEMS FOR SUMMER BY THE RIVER	126.25
	25/03/2024	KMART	ITEMS FOR SUMMER BY THE RIVER	-5.00
		<b>CARA RYAN</b>		
	08/03/2024	ADOBE	ADOBE LICENSES	4,639.88
	18/03/2024	WA NEWSPAPER	DIGITAL SUBSCRIPTION	28.00
	21/03/2024	ADOBE	LICENSE	253.90
	22/03/2024	OPTUS COMMUNICATIONS	INTERNET CCTV TRAILER	89.49
		<b>JULIE BURTON</b>		
	04/03/2024	MAILCHIMP	NEWSLETTER SOFTWARE	69.72
	04/03/2024	EXETEL PTY LTD	INTERNET PLAN	975.00
	04/03/2024	TRIBE PERTH	ACCOMMODATION - STAFF TRAINING	290.00
	05/03/2024	DROP BOX	COUNCILLOR INFORMATION	18.69
	06/03/2024	SLIMLINE WAREHOUSE	PANEL DISPLAY SYSTEM	417.34
	07/03/2024	PURELY GOURMET	STAFF RECOGNITION OF SERVICE	397.50
	12/03/2024	ALL WALKS OF LIFE CAFÉ	VROC MEMBERS CATERING	68.00
	14/03/2024	ADOBE	LICENSE	29.99
	19/03/2024	REMARKABLE	SOFTWARE SUBSCRIPTION FEE	4.99
	21/03/2024	CROWN PERTH	LG CONFERENCE	708.05
	28/03/2024	NAB CARD FEE	FEE	54.00
	28/03/2024	NAB INTERNATIONAL TRANSACTION FEES	FEE	0.71
		<b>PAYROLL PAYMENTS</b>		
		NAB	NET PAYROLL F/N ENDING 14/02/2024 NET	83,431.37
		NAB	PAYROLL F/N ENDING 28/04/2024	81,621.98
		<b>TOTAL MUNI</b>		<u>1,201,725.12</u>
		<b>TOTAL TRUST &amp; MUNI</b>		<u>1,201,725.12</u>

### 9.3.2 Financial Report

File Reference: 3.0056  
Applicant: Nil  
Previous Item: Nil  
Author: Executive Manager Corporate Services  
Disclosure of Interest: Nil  
Voting Requirements: Simple Majority  
Attachments: 9.3.2A Monthly Financial Report April 2024

#### Summary

The Monthly Financial Report for 30 April 2024 is presented for Councils consideration.

#### Background

In accordance with the Local Government Act 1995, a statement of financial activity must be presented at an Ordinary Meeting of Council. This is required to be presented within two months, after the end of the month, to which the statement relates.

The statement of financial activity is to report on the revenue and expenditure as set out in the annual budget for the month, including explanations of any variances. Regulation 34, from the Local Government (Financial Management) Regulations 1996 sets out the detail that is required to be included in the reports.

#### Comment

The attached monthly financial statements and supporting information have been compiled to meet compliance with the Local Government Act 1995 and associated Regulations.

#### Consultation

Nil

#### Strategic Implications

Aspiration	Performance
Outcome 12	Visionary Leadership and Responsible Governance
Objective 12.2	Responsibly manage the Shire's finances, human resources and assets

#### Legislative Implications

##### *Local Government Act 1995*

Section 6.4 Specifies that a local government is to prepare such other financial reports as are prescribed.

##### *Local Government (Financial Management) Regulations 1996*

Regulation 34 states:

- (1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
  - (b) budget estimates to the end of month to which the statement relates;
  - (c) actual amounts of expenditure, revenue and income to the end of the month to

- which the statement relates;
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c);
- (e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5, and 6 prescribe further details of information to be included in the monthly statement of financial activity.

Policy Implications

Nil

Financial Implications

As disclosed in the financial statements.

Economic Implications

Nil

Social Implications

Nil

Environmental Considerations

Nil

Risk Considerations

Risk Statement and Consequence	Failure to monitor the Shire’s ongoing financial performance would increase the risk of a negative impact on the Shire’s financial position. As the monthly report is a legislative requirement, non-compliance may result in a qualified audit.
Risk Rating (prior to treatment or control)	Minor
Principal Risk Theme	Reputational / Compliance
Risk Action Plan (controls or treatment proposed)	Nil

**Officer Recommendation and Council Decision**

**COUNCIL RESOLUTION: 75/24**

**Moved: Cr E Smalberger**

**Seconded: Cr L Lewis**

**That Council receive the financial statements as presented, for the period ending 30 April 2024.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil



**MONTHLY FINANCIAL REPORT**  
(Containing the Statement of Financial Activity)

**For the Period Ended 30 April 2024**

**LOCAL GOVERNMENT ACT 1995**  
**LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996**

**TABLE OF CONTENTS**

Statement of Financial Activity	2
Statement of Financial Position	3
Note 1 Basis of Preparation	4
Note 2 Statement of Financial Activity Information	5
Note 3 Explanation of Material Variances	6
Note 4 Cash and Financial Assets	7
Note 5 Receivables	8
Note 6 Rate Revenue	9
Note 7 Payables	10
Note 8 Capital Acquisitions	11
Note 9 Borrowings	14
Note 10 Grants and Contributions	15
Note 11 Budget Amendments	16

**SHIRE OF BODDINGTON**  
**STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

	Note	Adopted Budget Estimates (a) \$	YTD Budget Estimates (b) \$	YTD Actual (c) \$	Variance* \$ (c)-(b)	Variance* % (c)-(b)/(b)	Var.
<b>OPERATING ACTIVITIES</b>							
<b>Revenue from operating activities</b>							
Rates	6	6,538,742	6,535,072	<b>6,539,129</b>	4,057	0%	
Grants, subsidies and contributions	10	372,788	263,086	<b>257,004</b>	(6,082)	(2%)	
Fees and charges		1,199,971	1,057,530	<b>1,159,461</b>	101,931	10%	
Interest revenue		331,977	264,842	<b>310,141</b>	45,299	17%	▲
Other revenue		144,950	127,310	<b>187,728</b>	60,418	47%	▲
Profit on disposal of assets	8	65,582	65,582	<b>31,103</b>	(34,479)	(53%)	▼
		<b>8,654,010</b>	<b>8,313,422</b>	<b>8,484,566</b>	171,144		
<b>Expenditure from operating activities</b>							
Employee costs		(3,129,280)	(2,614,281)	<b>(2,693,520)</b>	(79,239)	(3%)	
Materials and contracts		(3,143,867)	(2,532,136)	<b>(2,219,730)</b>	312,406	12%	▲
Utility charges		(341,558)	(284,740)	<b>(276,169)</b>	8,571	3%	
Depreciation		(2,706,950)	(2,255,790)	<b>(2,034,540)</b>	221,250	10%	
Finance Costs		(54,968)	(39,206)	<b>(39,207)</b>	(1)	(0%)	
Insurance		(226,419)	(226,395)	<b>(227,069)</b>	(674)	(0%)	
Other expenditure		(25,850)	(21,550)	<b>(19,909)</b>	1,641	8%	
Loss on disposal of assets	8	0	0	<b>(6,418)</b>	(6,418)	0%	
		<b>(9,628,892)</b>	<b>(7,974,098)</b>	<b>(7,516,562)</b>	457,536		
Non-cash amounts excluded from operating activities	2(b)	2,641,368	2,190,208	<b>2,009,855</b>	(180,353)	(8%)	
<b>Amount attributable to operating activities</b>		<b>1,666,486</b>	<b>2,529,532</b>	<b>2,977,859</b>	448,327		
<b>INVESTING ACTIVITIES</b>							
<b>Inflows from investing activities</b>							
Proceeds from capital grants, subsidies and contributions	10	4,278,677	1,249,740	<b>952,656</b>	(297,084)	(24%)	▼
Proceeds from disposal of assets	8	189,000	29,000	<b>39,818</b>	10,818	37%	▲
		<b>4,467,677</b>	<b>1,278,740</b>	<b>992,474</b>	(286,266)		
<b>Outflows from investing activities</b>							
Payments for property, plant and equipment	8	(1,664,009)	(844,809)	<b>(859,796)</b>	(14,987)	(2%)	
Payments for construction of infrastructure	8	(5,920,686)	(2,153,267)	<b>(2,177,613)</b>	(24,346)	(1%)	
		<b>(7,584,695)</b>	<b>(2,998,076)</b>	<b>(3,037,409)</b>	(39,333)		
<b>Amount attributable to investing activities</b>		<b>(3,117,018)</b>	<b>(1,719,336)</b>	<b>(2,044,935)</b>	(325,599)		
<b>FINANCING ACTIVITIES</b>							
<b>Inflows from financing activities</b>							
Transfer from reserves	4	515,555	211,963	<b>211,963</b>	0	0%	
		<b>515,555</b>	<b>211,963</b>	<b>211,963</b>	0		
<b>Outflows from investing activities</b>							
Repayment of borrowings	9	(369,416)	(227,727)	<b>(227,727)</b>	0	0%	
Transfer to reserves	4	(834,536)	(52,000)	<b>(51,827)</b>	173	0%	
		<b>(1,203,952)</b>	<b>(279,727)</b>	<b>(279,553)</b>	174		
<b>Amount attributable to financing activities</b>		<b>(688,397)</b>	<b>(67,764)</b>	<b>(67,590)</b>	174		
<b>MOVEMENT IN SURPLUS OR DEFICIT</b>							
<b>Surplus of deficit at the start of the financial year</b>	2(a)	2,110,832	2,110,832	<b>2,110,832</b>	(0)	(0%)	
Amount attributable to operating activities		1,666,486	2,529,532	<b>2,977,859</b>			
Amount attributable to investing activities		(3,117,018)	(1,719,336)	<b>(2,044,935)</b>			
Amount attributable to financing activities		(688,397)	(67,764)	<b>(67,590)</b>			
<b>Surplus or deficit after imposition of general rates</b>		<b>(28,097)</b>	<b>2,853,264</b>	<b>2,976,166</b>			

**KEY INFORMATION**

▲ ▼ Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.

\* Refer to Note 3 for an explanation of the reasons for the variance.

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

**SHIRE OF BODDINGTON  
STATEMENT OF FINANCIAL POSITION  
FOR THE PERIOD ENDED 30 APRIL 2024**

	<b>30-06-2023</b>	<b>30 Apr 2024</b>
	<b>\$</b>	<b>\$</b>
<b>CURRENT ASSETS</b>		
Cash and cash equivalents	8,009,668	8,883,273
Trade and other receivables	637,549	633,570
Other assets	7,883	7,883
<b>TOTAL CURRENT ASSETS</b>	<b>8,655,100</b>	<b>9,524,726</b>
<b>NON-CURRENT ASSETS</b>		
Trade and other receivables	23,375	23,375
Other financial assets	40,745	40,745
Property, plant and equipment	38,372,382	38,429,105
Infrastructure	62,263,508	63,194,523
<b>TOTAL NON-CURRENT ASSETS</b>	<b>100,700,010</b>	<b>101,687,748</b>
<b>TOTAL ASSETS</b>	<b>109,355,110</b>	<b>111,212,474</b>
<b>CURRENT LIABILITIES</b>		
Trade and other payables	913,531	650,303
Other liabilities	3,386,114	3,813,766
Borrowings	369,416	141,689
Employee related provisions	203,240	203,240
<b>TOTAL CURRENT LIABILITIES</b>	<b>4,872,301</b>	<b>4,808,998</b>
<b>NON-CURRENT LIABILITIES</b>		
Other liabilities	0	0
Borrowings	1,386,659	1,386,659
Employee related provisions	65,440	65,440
<b>TOTAL NON-CURRENT LIABILITIES</b>	<b>1,452,099</b>	<b>1,452,099</b>
<b>TOTAL LIABILITIES</b>	<b>6,324,400</b>	<b>6,261,097</b>
<b>NET ASSETS</b>	<b>103,030,710</b>	<b>104,951,377</b>
<b>EQUITY</b>		
Retained surplus	34,019,769	36,152,399
Reserve accounts	2,041,385	1,829,422
Revaluation surplus	66,969,556	66,969,556
<b>TOTAL EQUITY</b>	<b>103,030,710</b>	<b>104,951,377</b>

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

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**1 BASIS OF PREPARATION AND SIGNIFICANT ACCOUNTING POLICIES**

This prescribed financial report has been prepared in accordance with the *Local Government Act 1995* and accompanying regulations.

**Local Government Act 1995 requirements**

Section 6.4(2) of the *Local Government Act 1995* read with the *Local Government (Financial Management) Regulations 1996*, prescribe that the financial report be prepared in accordance with the *Local Government Act 1995* and, to the extent that they are not inconsistent with the Act, the Australian Accounting Standards. The Australian Accounting Standards (as they apply to local governments and not-for-profit entities) and Interpretations of the Australian Accounting Standards Board were applied where no inconsistencies exist.

The *Local Government (Financial Management) Regulations 1996* specify that vested land is a right-of-use asset to be measured at cost, and is considered a zero cost concessionary lease. All right-of-use assets under zero cost concessionary leases are measured at zero cost rather than at fair value, except for vested improvements on concessionary land leases such as roads, buildings or other infrastructure which continue to be reported at fair value, as opposed to the vested land which is measured at zero cost. The measurement of vested improvements at fair value is a departure from AASB 16 which would have required the Shire to measure any vested improvements at zero cost.

*Local Government (Financial Management) Regulations 1996*, regulation 34 prescribes contents of the financial report. Supporting information does not form part of the financial report.

Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the financial report has 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.

**THE LOCAL GOVERNMENT REPORTING ENTITY**

All funds through which the Shire controls resources to carry on its functions have been included in the financial statements forming part of this financial report.

All monies held in the Trust Fund are excluded from the financial statements.

**Judgements and estimates**

The preparation of a financial report in conformity with Australian Accounting Standards requires management to make judgements, estimates and assumptions that effect the application of policies and reported amounts of assets and liabilities, income and expenses.

The estimates and associated assumptions are based on historical experience and various other factors believed to be reasonable under the circumstances; the results of which form the basis of making the judgements about carrying values of assets and liabilities that are not readily apparent from other sources. Actual results may differ from these estimates.

The balances, transactions and disclosures impacted by accounting estimates are as follows:

- estimated fair value of certain financial assets
- impairment of financial assets
- estimation of fair values of land and buildings, infrastructure and investment property
- estimation uncertainties made in relation to lease accounting
- estimated useful life of intangible assets

**SIGNIFICANT ACCOUNTING POLICES**

Significant accounting policies utilised in the preparation of these statements are as described within the 2023-24 Annual Budget. Please refer to the adopted budget document for details of these policies.

**PREPARATION TIMING AND REVIEW**

Date prepared: All known transactions up to 07 May 2024



**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**2 STATEMENT OF FINANCIAL ACTIVITY INFORMATION**

	Note	Adopted Budget Opening 30 June 2023	Last Year Closing 30 June 2023	Year to Date 30 Apr 2024
<b>(a) Net current assets used in the Statement of Financial Activity</b>				
<b>Current assets</b>				
Cash and cash equivalents	4	8,009,668	8,009,668	8,883,273
Rates receivables	5	300,227	300,227	362,272
Receivables	5	336,500	337,325	271,298
Inventories		0	0	0
Other current assets		7,883	7,883	7,883
<b>Less: Current liabilities</b>				
Payables	7	(789,786)	(913,531)	(650,305)
Borrowings	9	(369,416)	(369,416)	(141,689)
Capital grant/contribution liability	10	(3,236,207)	(3,086,114)	(3,813,766)
Lease Loan - retirement village		0	(300,000)	0
Provisions		(203,240)	(203,240)	(203,240)
<b>Less: Total adjustments to net current assets</b>	2(c)	<b>(1,671,969)</b>	<b>(1,671,969)</b>	<b>(1,739,559)</b>
<b>Closing funding surplus / (deficit)</b>		<b>2,383,660</b>	<b>2,110,832</b>	<b>2,976,166</b>

**(b) Non-cash items excluded from operating activities**

The following non-cash revenue and expenditure has been excluded from operating activities within the Statement of Financial Activity in accordance with Financial Management Regulation 32.

Non-cash items excluded from operating activities	Notes	Adopted Budget \$	YTD Budget (a) \$	YTD Actual (b) \$
<b>Adjustments to operating activities</b>				
Less: Profit on asset disposals	8	(65,582)	(65,582)	(31,103)
Add: Depreciation on assets		2,706,950	2,255,790	2,034,540
<b>Total non-cash items excluded from operating activities</b>		<b>2,641,368</b>	<b>2,190,208</b>	<b>2,009,855</b>

**(c) Current assets and liabilities excluded from budgeted deficiency**

The following current assets and liabilities have been excluded from the net current assets used in the Statement of Financial Activity in accordance with *Financial Management Regulation 32* to agree to the surplus/(deficit) after imposition of general rates.

		Adopted Budget Opening 30 June 2023	Last Year Closing 30 June 2023	Year to Date 30 April 2024
<b>Adjustments to net current assets</b>				
Less: Reserves - restricted cash	4	(2,041,385)	(2,041,385)	(1,881,249)
Add: Borrowings	9	369,416	369,416	141,689
Add: Provisions - employee		0	0	0
<b>Total adjustments to net current assets</b>		<b>(1,671,969)</b>	<b>(1,671,969)</b>	<b>(1,739,559)</b>

**CURRENT AND NON-CURRENT CLASSIFICATION**

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. Unless otherwise stated assets or liabilities are classified as current if expected to be settled within the next 12 months, being the Council's operational cycle.

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**3 EXPLANATION OF MATERIAL VARIANCES**

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

The material variance adopted by Council for the 2023-24 year is \$10,000 or 10.00% whichever is the greater.

	Var. \$	Var. %	Explanation of Variances
	\$	%	
<b>Revenue from operating activities</b>			
Rates	4,057	0%	
Grants, subsidies and contributions	(6,082)	(2%)	
Fees and charges	101,931	10%	
Interest revenue	45,299	17%	▲ Timing - interest on Municipal Funds exceeding estimates, this may slow as balance of funds with WA Treasury reduce.
Other revenue	60,418	47%	▲ Permanent Variance - reimbursement for Workers Compensation payment higher than budget estimate.
Profit on disposal of assets	(34,479)	(53%)	▼ Timing - Vehicles still to be traded for new
<b>Expenditure from operating activities</b>			
Employee costs	(79,239)	(3%)	
Materials and contracts	312,406	12%	▲ Timing - delay in expenditure for projects
Utility charges	8,571	3%	
Depreciation	221,250	10%	
Finance Costs	(1)	(0%)	
Insurance	(674)	(0%)	
Other expenditure	1,641	8%	
Loss on disposal of assets	(6,418)	0%	
<b>Non-cash amounts excluded from operating activities.</b>	(180,353)	(8%)	
<b>Inflows from investing activities</b>			
Proceeds from capital grants, subsidies and contributions	(297,084)	(24%)	▼ Timing - delay in funding being received
Proceeds from disposal of assets	10,818	37%	▲ Permanent - trade in values on Ranger Ute & Digger higher than budget estimate
Proceeds from financial assets at amortised cost - self supporting loans	0	0%	
<b>Outflows from investing activities</b>			
Payments for financial assets at amortised cost - self supporting loans	0	0%	
Payments for property, plant and equipment	(14,987)	(2%)	
Payments for construction of infrastructure	(24,346)	(1%)	
<b>Inflows from financing activities</b>			
Proceeds from new debentures	0	0%	
Transfer to reserves	0	0%	
<b>Outflows from financing activities</b>			
Payments for principal portion of lease liabilities	0	0%	
Repayment of borrowings	0	0%	
Transfer to reserves	173	0%	
<b>Surplus of deficit at the start of the financial year</b>	(0)	(0%)	

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**4 CASH AND FINANCIAL ASSETS**

**CASH AND INVESTMENTS**

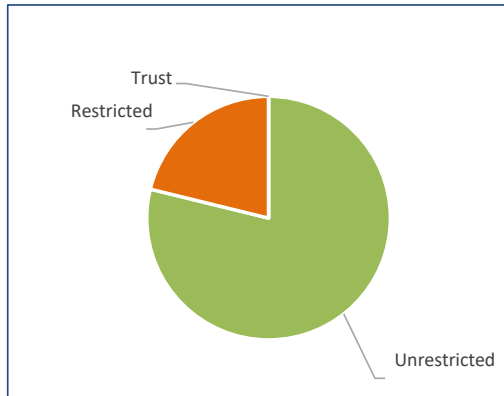
Description	Unrestricted	Restricted	Total Cash	Trust	Institution	Interest Rate	Maturity Date
	\$	\$	\$	\$			
<b>Cash on hand</b>							
Petty Cash & Floats	400	0	400			0.00%	On Hand
<b>At Call Deposits</b>							
Municipal Funds	1,334,486	0	1,334,486		NAB		At Call
Reserve Funds	0	0	0		NAB		At Call
Bonds & Deposits	148,195	0	148,195		NAB		At Call
<b>Term Deposits &amp; Overnight Cash Deposits</b>							
Municipal Funds	5,518,944	0	5,518,944		Treasury	4.30%	Overnight
Reserve Funds	0	1,881,249	1,881,249		Treasury	4.30%	Overnight
<b>Total</b>	<b>7,002,024</b>	<b>1,881,249</b>	<b>8,883,273</b>	<b>0</b>			

**KEY INFORMATION**

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

The local government classifies financial assets at amortised cost if both of the following criteria are met:

- the asset is held within a business model whose objective is to collect the contractual cashflows, and
- the contractual terms give rise to cash flows that are solely payments of principal and interest.



Total Cash	Unrestricted
<b>\$8.88 M</b>	<b>\$7. M</b>

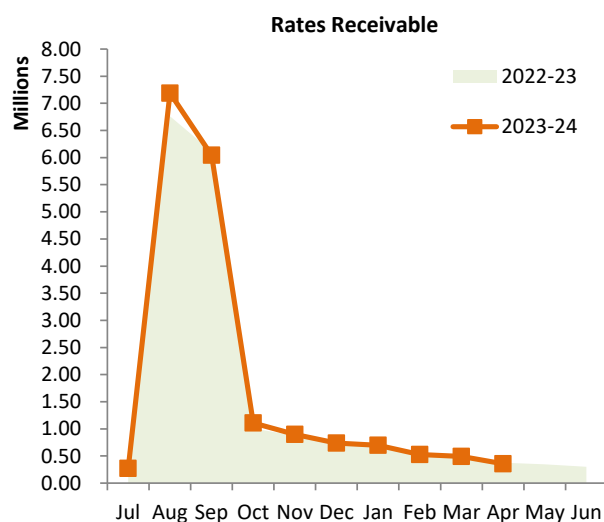
**CASH BACKED RESERVES**

Reserve name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Plant	276,078	11,043	7,821	50,000	0	(121,343)	0	215,778	283,899
Building	299,278	11,971	8,479	100,000	0	0	0	411,249	307,757
Community Facility Fund	81,509	3,260	2,309	10,000	0	0	0	94,769	83,818
Refuse Site	80,345	3,214	2,276	50,000	0	0	0	133,559	82,621
Aged Housing	212,850	8,514	6,030	25,000	0	(90,000)	0	156,364	218,880
Swimming Pool	221,471	8,858	6,274	76,359	0	0	0	306,688	227,745
River Crossing	88,701	3,550	2,513	0	0	(92,249)	0	2	91,214
Prepaid Conditional Grants	203,985	0	0	0	0	(203,985)	(203,985)	0	0
Unspent Conditional Grants	7,978	0	0	0	0	(7,978)	(7,978)	0	0
Public Open Space	318,132	12,725	9,013	250,000	0	0	0	580,857	327,145
Town Weir Reserve	251,058	10,042	7,113	200,000	0	0	0	461,100	258,171
	<b>2,041,385</b>	<b>73,177</b>	<b>51,827</b>	<b>761,359</b>	<b>0</b>	<b>(515,555)</b>	<b>(211,963)</b>	<b>2,360,366</b>	<b>1,881,249</b>

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**5 RECEIVABLES**

Rates receivable	30 June 2023	30 Apr 2024
	\$	\$
Opening arrears previous years	253,668	300,227
RATES - levied this year	5,227,323	6,539,128
RUBBISH - levied this year	253,247	297,974
ESL - levied this year	107,448	117,012
<b>TOTAL levied this year</b>	<b>5,588,018</b>	<b>6,954,114</b>
Less - collections to date	(5,541,459)	(6,892,069)
Equals current outstanding	<b>300,227</b>	<b>362,272</b>
<b>Net rates collectable</b>	<b>300,227</b>	<b>362,272</b>
% Collected	94.9%	95%



Receivables - general	Credit	Current	30 Days	60 Days	90+ Days	Total
		\$	\$	\$	\$	\$
Receivables - general	(5,201)	69,370	15,427	6,792	126,234	212,622
Percentage		32.6%	7.3%	3.2%	59.4%	
<b>Balance per trial balance</b>						
Sundry receivable						212,623
GST receivable						51,887
Increase in Allowance for impairment of receivables from contracts with customers						(4,873)
Other receivables - employee related provisions						11,661
<b>Total receivables general outstanding</b>						<b>271,298</b>

Amounts shown above include GST (where applicable)

**KEY INFORMATION**

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.

Trade receivables are recognised at original invoice amount less any allowances for uncollectable amounts (i.e. impairment). The carrying amount of net trade receivables is equivalent to fair value as it is due for settlement within 30 days.

**Classification and subsequent measurement**

Receivables which are generally due for settlement within 30 days except rates receivables which are expected to be collected within 12 months are classified as current assets. All other receivables such as, deferred pensioner rates receivable after the end of the reporting period as classified as non-current assets.

Trade and other receivables are held with the objective to collect the contractual cashflows and therefore the Shire measures them subsequently at amortised cost using the effective interest rate method.

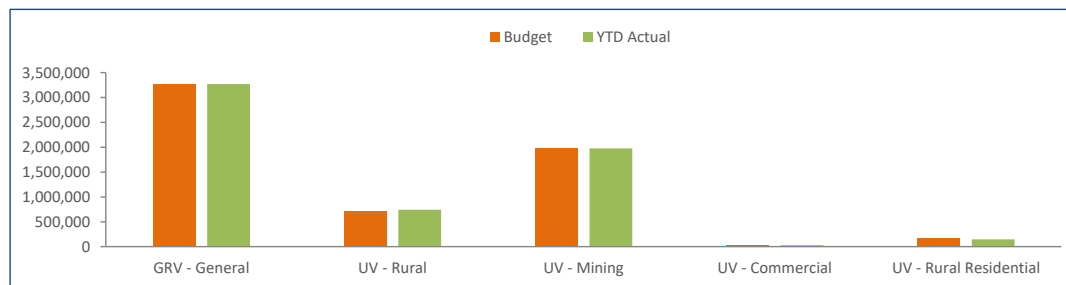
6 RATE REVENUE

RATE REVENUE

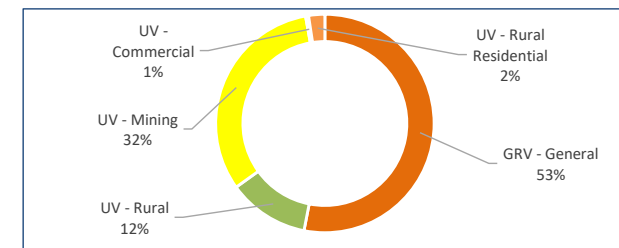
General rate revenue	Budget						YTD Actual			
	Rate in \$ (cents)	Number of Properties	Rateable Value	Rate Revenue	Interim Rate	Total Revenue	Rate Revenue	Interim Rates	Back Rates	Total Revenue
RATE TYPE				\$	\$	\$	\$	\$	\$	\$
<b>Gross rental value</b>										
GRV - General	0.116774	561	28,017,281	3,271,690	1,000	3,272,690	3,271,690	0	0	3,271,690
<b>Unimproved value</b>										
UV - Rural	0.005205	135	138,105,000	718,837	1,000	719,837	718,837	22,386	0	741,223
UV - Mining	0.031027	128	63,725,776	1,977,220	0	1,977,220	1,977,220	0	0	1,977,220
UV - Commercial	0.021617	2	1,252,000	27,064	0	27,064	27,064	0	0	27,064
UV - Rural Residential	0.009397	127	15,719,000	147,711	20,000	167,711	147,711	0	0	147,711
<b>Sub-Total</b>		<b>953</b>	<b>246,819,057</b>	<b>6,142,522</b>	<b>22,000</b>	<b>6,164,522</b>	<b>6,142,522</b>	<b>22,386</b>	<b>0</b>	<b>6,164,908</b>
<b>Minimum payment</b>	<b>Minimum \$</b>									
<b>Gross rental value</b>										
GRV - General	945	129	239,881	121,905	0	121,905	121,905	0	0	121,905
<b>Unimproved value</b>										
UV - Rural	945	99	13,088,000	93,555	0	93,555	93,555	0	0	93,555
UV - Mining	945	42	193,745	39,690	0	39,690	39,690	0	0	39,690
UV - Commercial	945	0	0	0	0	0	0	0	0	0
UV - Rural Residential	945	126	10,767,500	119,070	0	119,070	119,070	0	0	119,070
<b>Sub-total</b>		<b>396</b>	<b>24,289,126</b>	<b>374,220</b>	<b>0</b>	<b>374,220</b>	<b>374,220</b>	<b>0</b>	<b>0</b>	<b>374,220</b>
<b>Amount from general rates</b>						<b>6,538,742</b>				<b>6,539,128</b>

KEY INFORMATION

Prepaid rates are, until the taxable event for the rates has occurred, refundable at the request of the ratepayer. Rates received in advance give rise to a financial liability. On 1 July 2020 the prepaid rates were recognised as a financial asset and a related amount was recognised as a financial liability and no income was recognised. When the taxable event occurs the financial liability is extinguished and income recognised for the prepaid rates that have not been refunded.



General Rates	
Budget	Actual
<b>\$6.54 M</b>	<b>\$6.54 M</b>



**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

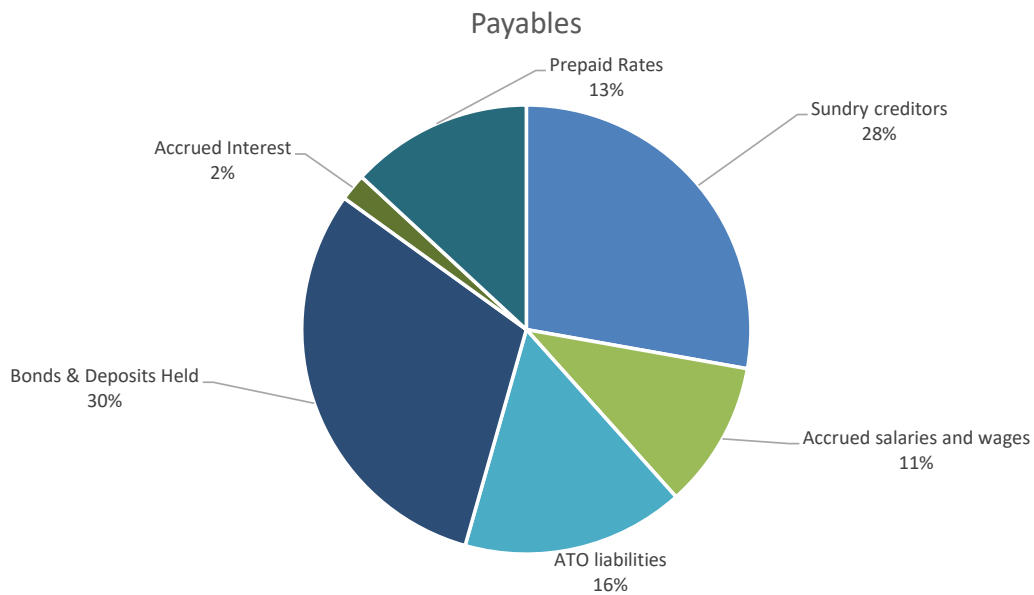
**7 PAYABLES**

<b>Payables - general</b>	<b>Credit</b>	<b>Current</b>	<b>30 Days</b>	<b>60 Days</b>	<b>90+ Days</b>	<b>Total</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>
Payables - general	0	129,155	2,108	7,406	0	138,670
Percentage	0%	93.1%	1.5%	5.3%	0%	
<b>Balance per trial balance</b>						
Sundry creditors						138,670
Accrued salaries and wages						52,827
ATO liabilities						79,906
Bonds & Deposits Held						152,427
Accrued Interest						9,691
Prepaid Rates						65,397
Unclaimed Funds						490
Road Safety Alliance						150,897
<b>Total payables general outstanding</b>						<b>650,305</b>

Amounts shown above include GST (where applicable)

**KEY INFORMATION**

Trade and other payables represent liabilities for goods and services provided to the Shire that are unpaid and arise when the Shire 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.

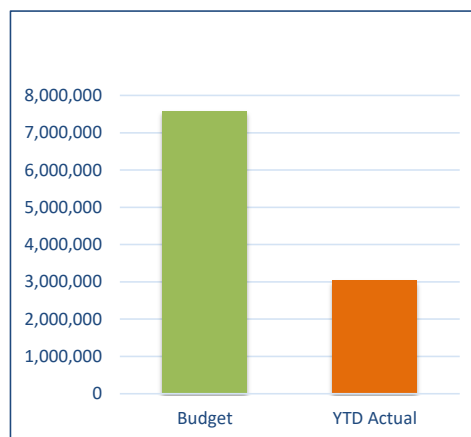


8 CAPITAL ACQUISITIONS

Capital acquisitions	Adopted		YTD Actual	YTD Actual Variance
	Budget	YTD Budget		
	\$	\$	\$	\$
Furniture and Equipment	49,039	29,839	29,057	(782)
Land and Buildings	899,700	618,200	626,471	8,271
Plant and Equipment	715,270	196,770	204,269	7,499
Road Infrastructure	1,701,844	973,500	974,512	1,012
Footpath Infrastructure	679,414	106,414	110,163	3,749
Drainage Bridges Culverts	827,000	678,000	694,874	16,874
Infrastructure - Parks, Gardens, Recreation Facilities	2,712,428	395,353	398,064	2,711
<b>Total Capital Acquisitions</b>	<b>7,584,695</b>	<b>2,998,076</b>	<b>3,037,409</b>	<b>39,333</b>
<b>Capital Acquisitions Funded By:</b>				
	\$	\$	\$	\$
Capital grants and contributions	4,278,677	1,249,740	952,656	(297,084)
Other (disposals & C/Fwd)	189,000	29,000	39,818	10,818
Cash backed reserves				
Aged Housing	100,000	0	0	0
Contribution - operations	3,017,018	1,719,336	2,256,898	537,562
<b>Capital funding total</b>	<b>7,584,695</b>	<b>2,998,076</b>	<b>3,037,409</b>	<b>39,333</b>

**SIGNIFICANT ACCOUNTING POLICIES**

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



Acquisitions	Annual Budget	YTD Actual	% Spent
	<b>\$7.58 M</b>	<b>\$3.04 M</b>	<b>40%</b>

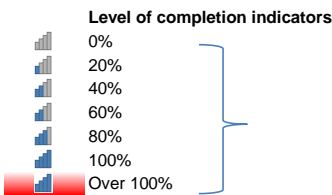
Capital Grants	Annual Budget	YTD Actual	% Received
	<b>\$4.28 M</b>	<b>\$0.95 M</b>	<b>22%</b>

8 CAPITAL ACQUISITIONS DETAILED

Capital Disposals

Asset description	Amended Budget			YTD Actual		
	Net Book Value	Proceeds	Profit / (Loss)	Net Book Value	Proceeds	Profit / (Loss)
Isuzu 4.5T Tipper	16,036	15,000	(1,036)	0	0	0
Hino 6T Truck	33,000	40,000	7,000	0	0	0
Ford Ranger Supercab	5,150	14,000	8,850	2,992	21,818	18,826
Mitsubishi Pajero	350	30,000	29,650	0	0	0
Dingo Digger	1,091	7,000	5,909	723	13,000	12,277
Road Broom	0	8,000	8,000	11,418	5,000	(6,418)
McConnel Flail Mower	40,855	40,000	(855)	0	0	0
Fuso Truck	26,936	35,000	8,064	0	0	0
<b>Total</b>	<b>123,418</b>	<b>189,000</b>	<b>65,582</b>	<b>15,133</b>	<b>39,818</b>	<b>24,685</b>

Capital Acquisitions




























Percentage Year to Date Actual to Annual Budget expenditure where the expenditure over budget highlighted in red.

Account Description	Current Budget	YTD Budget	YTD Actual	Variance Under/(Over)
IT Equipment	34,200	19,000	18,072	928
Councillor Tablets	4,000	0	0	0
CCTV Upgrades	10,839	10,839	10,985	(146)
<b>Total Furniture &amp; Equipment</b>	<b>49,039</b>	<b>29,839</b>	<b>29,057</b>	<b>782</b>
Building Asset Renewal Program	120,000	68,000	23,252	44,748
Upgrade to Pavilion to accommodate Gym	239,000	239,000	283,044	(44,044)
Crib Room for Deport	150,000	136,000	135,358	642
Recreation Centre - Solar Panels	20,000	20,000	20,500	(500)
Doctors House - Solar Panels	5,000	5,000	6,950	(1,950)
Foreshore Toilet Block	100,000	8,500	8,370	130
Recreation Centre	17,500	17,500	21,026	(3,526)
Pound Complex	15,000	0	0	0
Depot	18,200	18,200	17,617	583
Visitor Centre	25,000	0	0	0
Upgrade Interpretive Centre	100,000	16,000	15,113	887
Land - Eucalypt Street	90,000	90,000	95,242	(5,242)
<b>Total Land &amp; Buildings</b>	<b>899,700</b>	<b>618,200</b>	<b>626,471</b>	<b>(3,029)</b>
4.5 Tonne Tipper	60,000	0	0	0
6 Tonne Truck	270,000	0	0	0
Slip on Unit for Ranger Vehicle	27,270	27,270	27,270	0
Replace Ford Ranger Supercab	42,500	42,500	42,988	(488)
Replace Mitsubishi Pajero Sport	60,000	0	0	0
Dingo Mini Digger	35,000	35,000	41,450	(6,450)
Road Broom	62,000	62,000	62,196	(196)
Mitsubishi Fuso Tip Truck	110,000	0	0	0
Portable CCTV Trailer	30,000	30,000	30,364	(364)
Crossman Rd Standpipe	18,500	0	0	0
<b>Total Plant &amp; Equipment</b>	<b>715,270</b>	<b>196,770</b>	<b>204,269</b>	<b>(7,499)</b>
RTR - Chalk Brook Road Crossing	161,639	126,000	126,400	(400)
Linemarking - Forrest Street	7,000	0	0	0
Gravel Sheeting	175,744	116,000	116,284	(284)
RRG - Crossman Rd - Surface treatment & Reseal	328,500	1,500	1,456	44
RRG - Harvey Quindanning Rd - improve geometry widen	848,962	730,000	730,372	(372)
RRG - Lower Hotham Rd - Reseal, shoulders, drainage	179,999	0	0	0
<b>Total Road Infrastructure</b>	<b>1,701,844</b>	<b>973,500</b>	<b>974,512</b>	<b>(1,012)</b>



8 CAPITAL ACQUISITIONS DETAILED (CONTINUED)

Capital Acquisitions (continued)

Account Description	Current Budget	YTD Budget	YTD Actual	Variance Under/(Over)
 Footpath renewal program	65,000	0	0	0
 Club Drive, Hadea Rd and Adam Street (east side)	104,414	104,414	108,026	(3,612)
 Mountain Bike Trail	510,000	2,000	2,137	(137)
<b>Total Footpath Infrastructure</b>	<b>679,414</b>	<b>106,414</b>	<b>110,163</b>	<b>(3,749)</b>
 Kerbing - Town Roads	10,000	0	0	0
 Improve Townsite Drainage	200,000	200,000	217,302	(17,302)
 Forrest Street Drainage	50,000	0	0	0
 William Street River Crossing	165,000	76,000	75,573	427
 Main Roads - Bridge Replacement	402,000	402,000	401,999	1
<b>Total Drainage/Bridges &amp; Culverts</b>	<b>827,000</b>	<b>678,000</b>	<b>694,874</b>	<b>(16,874)</b>
 Street Art/Mural Project	35,000	0	0	0
 EV Charging Stations	33,906	33,906	40,281	(6,375)
 Lighting for Hotham Park	15,000	15,000	12,246	2,754
 Red Hill Reserve	5,203	4,300	4,216	84
 Bicycle Racks for Hotham Park	10,000	0	0	0
 Town Street Revitalisation	1,930,272	100,000	100,906	(906)
 Regional Destination Signage	80,000	0	0	0
 Standard Green, Blue & Brown Signage	20,000	2,000	1,903	97
 Community Club - Playground	93,600	0	0	0
 Install Bore at Hotham Park	86,500	84,000	83,287	713
 Resurface Bowling Green	100,947	100,947	101,261	(314)
 Niche Wall	10,000	0	0	0
 Darminning (Ranford Pool)	200,000	7,200	7,165	35
 Boddington Sign (Albany Hwy)	35,000	35,000	34,560	440
 Tennis Court - surface rejuvenation	12,000	9,000	9,238	(238)
 Marradong Fire Brigade	30,000	2,000	1,500	500
 Tennis Courts - retaining wall	15,000	2,000	1,500	500
<b>Total Other Infrastructure</b>	<b>2,712,428</b>	<b>395,353</b>	<b>398,064</b>	<b>(2,711)</b>
<b>Grand Total</b>	<b>7,584,695</b>	<b>2,998,076</b>	<b>3,037,409</b>	<b>(34,091)</b>

9 BORROWINGS

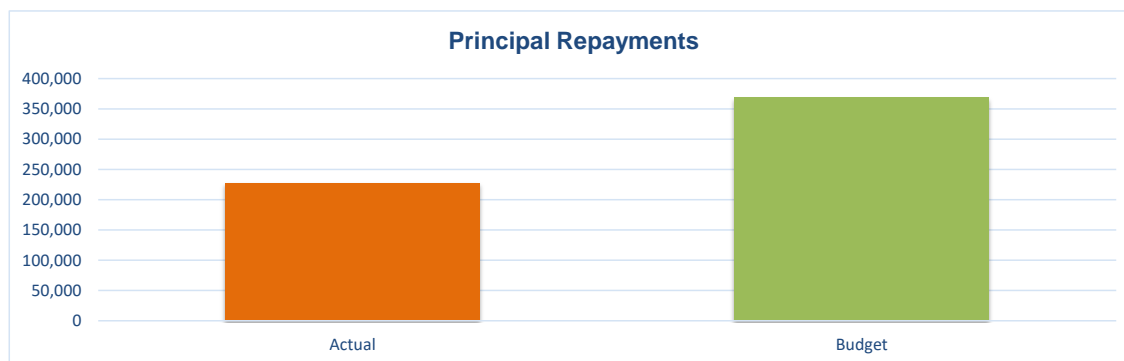
Repayments - borrowings

Information on borrowings Particulars	Loan No.	Interest %	1 July 2023	New Loans		Principal Repayments		Principal Outstanding		Interest Repayments	
				Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
			\$	\$	\$	\$	\$	\$	\$	\$	
<b>Governance</b>											
Administration Centre	105	4.01%	148,485	0	0	73,506	148,485	74,979	0	2,977	10,206
<b>Education and welfare</b>											
Childcare Centre	100	6.42%	64,728	0	0	20,228	20,228	44,500	44,500	2,078	5,075
<b>Housing</b>											
3 Pecan Place	94	6.45%	147,872	0	0	8,523	17,321	139,349	130,551	4,769	10,328
34 Hill Street	97	6.45%	149,962	0	0	8,644	17,566	141,318	132,396	4,836	10,474
<b>Recreation and culture</b>											
Recreation Centre	106	3.36%	528,888	0	0	68,216	68,217	460,672	460,671	8,885	19,438
Recreation Centre	107	1.56%	716,140	0	0	48,610	97,599	667,530	618,541	5,586	12,298
<b>Total</b>			1,756,075	0	0	227,727	369,416	1,528,348	1,386,659	29,131	67,819
Current borrowings			369,416					141,689			
Non-current borrowings			1,386,659					1,386,659			
			1,756,075					1,528,348			

All debenture repayments were financed by general purpose revenue.

KEY INFORMATION

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



<b>Principal Repayments</b>	<b>\$227,727</b>
<b>Interest Earned</b>	<b>\$310,141</b>
<b>Interest Expense</b>	<b>\$29,131</b>
<b>Reserves Balance</b>	<b>\$1,881,249</b>
<b>Loans Due</b>	<b>\$1,528,348</b>

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**10 GRANTS, SUBSIDIES AND CONTRIBUTIONS**

Provider	Unspent grants, subsidies and contributions liability				Grants, subsidies & contribution revenue		
	Liability	Increase in	Decrease	Liability	YTD	Adopted	YTD
	1 Jul 23	Liability	in Liability	30 Apr 24	Budget	Budget	Revenue
	\$	\$	(As revenue)	\$	\$	\$	Actual
<b>Operating grants, subsidies and contributions</b>							
<b>General purpose funding</b>							
Federal Grant - General Purpose	0	0	0	0	2,645	3,526	2,645
Federal Grant - Local Roads				0	9,932	13,243	9,932
<b>Law, order, public safety</b>							
DFES - Fire Brigade Operating Grant	0	0	0	0	79,880	79,880	80,116
Mitigation Activity Grant	0	0	0	0	16,250	19,500	11,000
DFES - SES Operating Grant	0	0	0	0	35,813	35,813	30,364
AWARE Grant Funding	0	0	0	0	9,050	9,050	9,050
Abandoned Vehicles	0	0	0	0	250	500	576
<b>Education and welfare</b>							
Seniors - Living Stronger/Longer	0	0	0	0	3,330	4,000	4,915
Welfare Grants	0	0	0	0	3,330	4,000	1,681
<b>Recreation and culture</b>							
South 32 - Events Contribution	0	0	0	0	25,000	25,000	27,000
Christmas Celebration	0	0	0	0	8,000	8,000	6,850
Australia Day Grant	0	0	0	0	2,500	2,500	8,000
Thank a Volunteer	0	0	0	0	2,500	3,000	1,100
<b>Transport</b>							
Main Roads - Direct Road Grant	0	0	0	0	63,776	63,776	63,776
<b>Economic services</b>							
Contributions Area Promotion & Tourism	0	0	0	0	830	1,000	0
South 32 Cultural Centre	1,905,059	0	0	1,905,059	100,000	100,000	0
	<b>1,905,059</b>	<b>0</b>	<b>0</b>	<b>1,905,059</b>	<b>263,086</b>	<b>372,788</b>	<b>257,004</b>
<b>Non-operating contributions</b>							
<b>General purpose funding</b>							
LRCI - Darminning Pool Upgrades	0	0	0	0	0	170,596	51,179
LRCI - Main Street Revitalisation	53,482	149,652	0	203,134	141,192	141,192	0
South 32 - Community Investment	227,864	750,000	0	977,864	0	0	0
<b>Recreation and culture</b>							
Community Gym	100,000	0	0	100,000	0	100,000	0
Mountain Bike Funding	0	0	0	0	0	490,000	0
Community Club - Playground	0	0	0	0	0	93,600	0
Bowling Club - Resurface Bowling Green	0	0	0	0	54,896	54,896	68,942
Peel Devt. Comm - Rail Trail Grant	13,414	0	0	13,414			
<b>Transport</b>							
Footpath Grant	0	0	0	0	37,500	50,000	37,500
Main Street Revitalisation Project	272,136	0	0	272,136	0	1,703,400	0
EV Charging Stations	0	0	0	0	17,513	17,513	17,513
Roads to Recovery Funding	0	0	0	0	161,639	161,639	169,522
Regional Road Group Funding	112,159	284,000	(284,000)	112,159	435,000	893,841	436,000
Special Bridge Funding	402,000	0	(172,000)	230,000	402,000	402,000	172,000
	<b>1,181,055</b>	<b>1,183,652</b>	<b>(456,000)</b>	<b>1,908,707</b>	<b>1,249,740</b>	<b>4,278,677</b>	<b>952,656</b>
<b>TOTALS</b>	<b>3,086,114</b>	<b>1,183,652</b>	<b>(456,000)</b>	<b>3,813,766</b>	<b>1,512,826</b>	<b>4,651,465</b>	<b>1,209,660</b>

**SHIRE OF BODDINGTON**  
**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY**  
**FOR THE PERIOD ENDED 30 APRIL 2024**

**11 BUDGET AMENDMENTS**

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

GL Code	Description	Council Resolution	Classification	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
				\$	\$	\$	\$
	<b>Budget adoption</b>		Closing Surplus				0
3146209	Land Acquisition - Eucalypt Street	Res 100/23	Capital Expenses			(90,000)	(90,000)
8011482	Aged Housing Reserve	Res 100/23	Capital Revenue		90,000		0
3042100	Legal Expenses	Res 108/23	Operating Expenses			(16,000)	(16,000)
	Opening Surplus	Res 28/24				(272,828)	(288,828)
2033005	Interest On Municipal Funds	Res 28/24	Operating Revenue		120,000		(168,828)
3041020	Member Allowances	Res 28/24	Operating Expenses		9,096		(159,732)
3042015	Administration Salaries	Res 28/24	Operating Expenses		64,000		(95,732)
3042019	Administration Relief Staff	Res 28/24	Operating Expenses			(45,000)	(140,732)
3051001	Brigade Operations	Res 28/24	Operating Expenses			(39,000)	(179,732)
3051050	Fire Control Expenses	Res 28/24	Operating Expenses			(20,000)	(199,732)
2051001	DFES ESL Operating Grant	Res 28/24	Operating Revenue		18,690		(181,042)
2051015	Other Income Fire Services	Res 28/24	Operating Revenue		41,500		(139,542)
3053056	AWARE Grant Expenditure	Res 28/24	Operating Expenses			(9,050)	(148,592)
2053010	Grants & Contributions - AWARE	Res 28/24	Operating Revenue		9,050		(139,542)
2053010	ESL SES Operating Grant	Res 28/24	Operating Revenue		5,213		(134,329)
3121002	Engineer Contract Costs	Res 28/24	Operating Expenses		10,000		(124,329)
3121055	Street Tree Maintenance	Res 28/24	Operating Expenses		5,000		(119,329)
3121069	Road Maintenance - Unsealed Road	Res 28/24	Operating Expenses		37,387		(81,942)
3121070	Road Maintenance - Sealed Road	Res 28/24	Operating Expenses		35,000		(46,942)
3121076	Contributions to Main Roads	Res 28/24	Operating Expenses		7,000		(39,942)
3121085	Repairs to Bridges	Res 28/24	Operating Expenses		20,000		(19,942)
2121804	Special Bridge Funding	Res 28/24	Capital Revenue		402,000		382,058
	Main Roads Bridge Program	Res 28/24	Capital Expenses			(402,000)	(19,942)
3138010	Marketing/Tourism Consultant	Res 28/24	Operating Expenses		65,000		45,058
3141016	Internal Relief Staff	Res 28/24	Operating Expenses			(20,000)	25,058
3141020	Superannuation	Res 28/24	Operating Expenses		18,000		43,058
3112250	Upgrade to Foreshore Toilet Block	Res 28/24	Capital Expenses		20,000		63,058
3121710	South Crossman Road	Res 28/24	Capital Expenses			(113,155)	(50,097)
3132202	Standard Green, Blue & Brown Signage	Res 28/24	Capital Expenses		10,000		(40,097)
3113225	Tennis court surface rejuvenation	Res 28/24	Capital Expenses		20,000		(20,097)
3113056	Hotham Park - installation of Heart Sculpture	Res 24/24	Operating Expenses			(8,000)	(28,097)
					<b>1,006,936</b>	<b>(1,035,033)</b>	<b>(28,097)</b>

#### **9.4 COMMUNITY AND ECONOMIC DEVELOPMENT**

Nil

## **9.5 INFRASTRUCTURE SERVICES**

Nil

10. ELECTED MEMBERS' MOTION OF WHICH PREVIOUS MOTION HAS BEEN GIVEN

Nil

11. URGENT BUSINESS WITHOUT NOTICE WITH THE APPROVAL OF THE PRESIDENT OR MEETING

Nil

12. CONFIDENTIAL ITEMS

Officer Recommendation and Council Decision

**COUNCIL RESOLUTION: 76/24**

**Moved: Cr H Prandl**

**Seconded: Cr A Ryley**

That, in accordance with Section 5.23(2)(c) of the Local Government Act 1995, which permits the meeting to be closed to the public for business relating to the following: (c) as Council is about to deal with a contract entered into, or which may be entered into by the local government and which relates to a matter discussed at the meeting, Council declares the meeting closed to the public at 5.56pm.

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden, Cr H Prandl

Against: Nil

**12.1 Approval for Award of Tender RFT001-24 Boddington Mountain Bike Trail Detailed Design and Construction**

File Reference: 3.000647  
Applicant: Nil  
Previous Item: 66/23  
Author: Executive Manager Development Services  
Disclosure of Interest: Nil  
Voting Requirements: Simple Majority

Officer Recommendation and Council Decision

**COUNCIL RESOLUTION: 77/24**

**Moved: Cr E Smalberger**

**Seconded: Cr H Prandl**

**That Council:**

1. Accept the submission from Common Ground for RFT 001/24 Boddington Mountain Bike Trail – Detailed Design and Construction, as representing the best value for money and;
2. Grant delegated authority to the Chief Executive Officer, to execute the contract appointing Common Ground as the Contractor for the Boddington Mountain Bike Trail project.

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden,  
Cr H Prandl

Against: Nil

**Officer Recommendation and Council Decision**

**COUNCIL RESOLUTION: 78/24**

**Moved: Cr P Carrotts**

**Seconded: Cr A Ryley**

**That Council re-opens the meeting to members of the public 6.00pm.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr L Lewis, Cr A Ryley, Cr P Carrotts, Cr J Van Heerden,  
Cr H Prandl

Against: Nil



**13. CLOSURE OF MEETING**

There being no further business, Cr Garry Ventris, Shire President, declared the meeting closed at 6.01pm.

These minutes were confirmed by the Council as a true and accurate record at the Ordinary Council Meeting on [date].

\_\_\_\_\_  
Shire President Full Name

\_\_\_\_\_  
Shire President Signature

\_\_\_\_\_  
Date