

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Shire President Cr Uppill declared the meeting open at 2.05 pm and welcomed members and Graham Stanley Chief Executive Officer.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

ATTENDANCE

Cr S.A. Uppill	President
Cr K.L. Caffell	Deputy President
Cr R.J. Stokes	Member
Cr B.F. Stokes	Member
Cr M.D. Greenwood	Member
Cr S.J. Jefferies JP	Member
Graham Stanley	Chief Executive Officer

APOLOGIES

Nil

LEAVE OF ABSENCE

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

There were no members of the public present during question time.

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 17 March 2011

STATUTORY ENVIRONMENT

Section 5.22(2) of the *Local Government Act* provides that minutes of all meeting to be kept and submitted to the next full Council meeting for confirmation.

STAFF RECOMMENDATION

That the minutes of the Ordinary Council meeting held on 17 March 2011 be confirmed as a true and correct record.

Simple Majority Required

MIN 21/10 MOTION – MOVED Cr Caffell seconded Cr R Stokes

That the minutes of the Ordinary Council meeting held on 17 March 2011 be confirmed as a true and correct record.

Subject to a correction in item 1.4 to change Cr Stokes to Cr Uppill.

CARRIED 6/0

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

9. PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

10. REPORTS OF COMMITTEES/COUNCILLORS

10.1 Cr Uppill – Great Eastern Country Zone – attended with CEO G. Stanley

A number of presentations were made by representatives from various departments. The most impressive by far was one on the Wheatbelt Health Initiative. Mr Paul Rosair, Director General of the Department of Regional Development and Lands gave a presentation that covered a number of issues that his Department is responsible for including Royalties for Regions and the release of land around the state for development.

Politicians Mia Davies and Max Trenorden addressed the gathering on a number of issues. The major issue that Mr Trenorden spoke about was the bill that he is putting before parliament seeking to permit the formation of subsidiary companies by Local Governments as a way of enabling them to work together without the need to amalgamate.

11. AGENDA ITEMS

- 11.1 List of Payments March 2011 (FIN-05)
- 11.2 Financial Report to 31 March 2011 (FIN-05)
- 11.3 Interim Audit for the Year Ending 30 June 2011 (FIN – 02)
- 11.4 Transfer of Responsibility for Control of European Wasps (AGR-08)
- 11.5 Tammin Senior Citizens Committee – Installation of Safety Rail (ORGL-05; AGE-02)
- 11.6 Youth Care – MSHS Chaplaincy (FIN-21)
- 11.7 Avon Waste – New Website and Request to Use Logo (ENVH-16)
- 11.8 Animal Welfare Act 2002 – Appointment of a General Inspector (OSGOV-26)
- 11.9 Tammin Waste Management Facility (ENVH-15)

12. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

13. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

14. CLOSURE OF MEEETING

11. AGENDA ITEMS

11.1 List of Payments March 2011 (FIN-05)

Author – Jenny Gemund, Administration Officer, 07 April 2011, Interest – Nil

BACKGROUND

Payments made for March 2011 is listed totalling:

Cheque numbers	4234 - 4297	\$111,841.23
Direct debit payments	01.03 – 31.03.2011	25,755.97
Licensing transfers	01.03 – 31.03.2011	10,098.60
Bank fees	01.03 – 31.03.2011	179.76
VISA payments	01.03 – 31.03.2011	217.53
EFT payments	01.03 – 31.03.2011	52,889.87
Total payments		\$200,982.96

COMMENT

No abnormal expenditure has occurred.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Regulation 13 of the Local Government (Financial Management) Regulations 1996 provides that:

- (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;*
 - (b) the amount of the payment;*
 - (c) the date of the payment; and*
 - (d) sufficient information to identify the transaction.*
- (2) A list of accounts for approval to be paid is to be prepared each month showing —*
 - (a) for each account which requires council authorisation in that month —*
 - (i) the payee's name;*
 - (ii) the amount of the payment; and*
 - (iii) sufficient information to identify the transaction;**and*
 - (b) the date of the meeting of the Council to which the list is to be presented.*
- (3) A list prepared under subregulation (1) or (2) is to be —*
 - (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and*
 - (b) recorded in the minutes of that meeting.*

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the list of payments made period for March 2011 as follows:

Cheque numbers	4234 - 4297	\$111,841.23
Direct debit payments	01.03 – 31.03.2011	25,755.97
Licensing transfers	01.03 – 31.03.2011	10,098.60
Bank fees	01.03 – 31.03.2011	179.76
VISA payments	01.03 – 31.03.2011	217.53
EFT payments	01.03 – 31.03.2011	52,889.87
Total payments		\$200,982.96

be endorsed.

Simple Majority Required

MIN 22/11 MOTION – MOVED Cr Jefferies seconded Cr Caffell

That the list of payments made period for March 2011 as follows:

Cheque numbers	4234 - 4297	\$111,841.23
Direct debit payments	01.03 – 31.03.2011	25,755.97
Licensing transfers	01.03 – 31.03.2011	10,098.60
Bank fees	01.03 – 31.03.2011	179.76
VISA payments	01.03 – 31.03.2011	217.53
EFT payments	01.03 – 31.03.2011	52,889.87
Total payments		\$200,982.96

be endorsed.

CARRIED 6/0

11.2 Financial Report to 31 March 2011 (FIN-05)

Author – MT Henry, Senior Finance Officer, 08 April 2011 Interest – Nil

BACKGROUND

The Monthly Financial Report to 31st March 2011 is attached.

COMMENT

The Financial Report has been prepared in the format requested by Council.

The effect of the Council's Policy decision on reporting variances is shown in the far right column – being the calculated variance between the Actual Column and the YTD Budget column figures where the variance is greater than 10% and \$5,000.

FINANCIAL IMPLICATIONS

No significant implications.

POLICY IMPLICATIONS

Council resolved (Item 11.10 – 20 August 2009) that in accordance with section 34(5) of the *Local Government (Financial Management) Regulations 1996* a variance percentage of 10% and \$5,000 be adopted for reporting material variances.

STATUTORY ENVIRONMENT

Regulation 34 of the *Local Government (Financial Management) Regulations 1996* requires a Statement of Financial Activity to be prepared each month, which is to contain the following details:

- (a) *annual budget estimates;*
- (b) *budget estimates to the end of the month;*
- (c) *actual amount of expenditure and revenue;*
- (d) *material variances between comparable amounts in (b) and (c) above; and*
- (e) *the net current assets at the end of the month to which the statement relates (i.e. surplus / (deficit) position).*

The Statement is to be accompanied by:

- (a) *explanation of the composition of net current assets, less committed assets and restricted assets;*
- (b) *explanation of the material variances; and*
- (c) *such other information considered relevant by the local government.*

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Financial Report for March 2011 be received.

Simple Majority Required

MIN 23/11 MOTION – MOVED Cr R Stokes seconded Cr B Stokes

That the Financial Report for March 2011 be received.

CARRIED 6/0

11.3 Interim Audit for the Year Ending 30 June 2011 (FIN – 02)

Author – Graham Stanley, CEO 7 April 2010, Interest – Nil

PREVIOUS REFERENCE

NIL

BACKGROUND

Councils' Auditor, Mr Gregory Froomes Wyllie CPA recently completed his interim audit for the 2010/11 financial year. Attached to this report is a copy of his Management Letter following his visit to Tammin.

ATTACHMENTS

Copy of Auditor's Management Letter.

COMMENT

Very few problems were found to exist during the interim audit however there were two minor areas discovered where some tidying up is required.

Rate Book

The Landgate Valuation Roll for 2010/11 did not agree with the rate book. It was discovered that an error was made with the previous year's valuation being used instead of the current valuation. It was not picked up by the officer because she was using an incorrect method to reconcile the valuations. A new method has now been adopted and this should ensure that a similar error does not occur in future. An interim rates notice along with a letter of apology explaining the error has been sent to the ratepayer concerned.

Payments of Supplier Invoices

One invoice was found not to have been authorised properly. This is a procedural matter and I have impressed on the staff the need to ensure that all accounts for payment have the correct authorisations. Greater attention will be paid during the cheque signing process to ensure that this occurs.

FINANCIAL IMPLICATIONS

NIL

POLICY IMPLICATIONS

NIL

STATUTORY ENVIRONMENT

Local Government Act 1995 – Section 7.9

7.9. Audit to be conducted

- (1) *An auditor is required to examine the accounts and annual financial report submitted for audit and, by the 31 December next following the financial year to which the accounts and report relate or such later date as may be prescribed, to prepare a report thereon and forward a copy of that report to —*
 - (a) *the mayor or president;*
 - (b) *the CEO of the local government; and*
 - (c) *the Minister.*
- (2) *Without limiting the generality of subsection (1), where the auditor considers that —*
 - (a) *there is any error or deficiency in an account or financial report submitted for audit;*
 - (b) *any money paid from, or due to, any fund or account of a local government has been or may have been misapplied to purposes not authorised by law; or*

- (c) *there is a matter arising from the examination of the accounts and annual financial report that needs to be addressed by the local government,*
details of that error, deficiency, misapplication or matter, are to be included in the report by the auditor.
- (3) *The Minister may direct the auditor of a local government to examine a particular aspect of the accounts and the annual financial report submitted for audit by that local government and to —*
- (a) *prepare a report thereon; and*
- (b) *forward a copy of that report to the Minister,*
and that direction has effect according to its terms.
- (4) *If the Minister considers it appropriate to do so, the Minister is to forward a copy of the report referred to in subsection (3), or part of that report, to the CEO of the local government to be dealt with under section 7.12A.*

STRATEGIC PLAN IMPLICATIONS

NIL

FUTURE PLAN IMPLICATIONS

NIL

COMMUNITY CONSULTATION

NIL

STAFF RECOMMENDATION

That Council notes the Interim Audit Report and Management Letter from Council's Auditor and the actions taken to address the matters raised.

Simple Majority Required

MIN 24/11 MOTION – MOVED Cr Greenwood seconded Cr Caffell

That Council notes the Interim Audit Report and Management Letter from Council's Auditor and the actions taken to address the matters raised.

CARRIED 6/0

GREGORY FROOMES WYLLIE

CERTIFIED PRACTISING ACCOUNTANT

37 APPLEBERRY STREET CHURCHLANDS WA 6018
TELEPHONE: 08 9285 8133
FACSIMILE: 08 9427 5289
EMAIL: wyllie@dodo.com.au



2 April 2011

Chief Executive Officer
Shire of Tammin
PO Box 53
Tammin WA 6409

Dear Graham,

We report that we have completed the interim audit visit for the Shire of Tammin for the year end 30 June 2011.

Management Letter

Rate Book

We note the Landgate Valuation Roll for the 2010/2011 General Valuation (rural) appeared not to agree with the shire's Rate Book.

Please ensure the two records are reconciled on a regular basis and the recording of movements is kept up to date so that a reconciled position can be reached promptly.

Payment of supplier invoices

We noted one instance where a supplier invoice was not authorised properly prior to payment. Please ensure that all supplier invoices are authorised in accordance with shire requirements prior to payment.

Please let us know if any further information is required.

Yours Faithfully,

Liability limited by a scheme approved under Professional Standards Legislation

11.4 Transfer of Responsibility for Control of European Wasps(AGR-08)

Author – Graham Stanley, CEO, 7th April 2011 Interest – Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

In December 2010 the WA Local Government Association (WALGA) was alerted to the decision by the Department of Agriculture and Food WA (DAFWA) to terminate the European Wasp Program. This program has been running successfully for 32 years to prevent the pests from establishing in WA.

After June 30 2011, DAFWA will be seeking to work with key stakeholder groups, including Local Government, to 'further develop options for the ongoing management of European wasp risk to WA'.

The transfer of responsibility for the management of this invasive pest from a small, centralised and highly responsive team in DAFWA to landowners and Local Government will almost certainly result in the establishment of the European Wasp in WA.

In South Australia, where the pest has been established for 15 years, Local Governments have to destroy between 2000 and 5000 nests a year. Currently DAFWA normally destroys between 3 and 40 nests a year.

Managing this pest will impact on Local Government operations through the time required to locate and destroy nests or the costs involved for contracting pest management companies. Establishment of the European Wasp will also significantly impact on the Western Australia lifestyle.

WALGA is seeking the support of Local Governments around the State to lobby their local members and the Minister on this issue and advocate for the full reinstatement and ongoing commitment to the European Wasp Program by DAFWA.

COMMENT

This move by DAFWA is just one of a number to shift cost and responsibility of one of their programs onto Local Government. It appears that the so called "efficiency dividends" that the State is demanding of their Departments will only see this trend increase. By shifting a highly coordinated and effective program run by people with the necessary knowledge and expertise onto 139 local governments around the state, many without the resources or expertise to deal with the problem will result in what is now a small, contained problem become a large uncontained problem. The long term result is sure to be that any small savings made by the state now by axing this program will result in a much larger expense in the long term. WALGA's campaign should be fully supported.

FINANCIAL IMPLICATIONS

Unknown however potential long term increases costs to Council.

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council writes to the Minister for Agriculture, the Premier and all State politicians representing this region condemning the proposal by the Department of Agriculture and Food Western Australia to transfer responsibility for the control of European Wasps to Local Government; and seek to have the program fully reinstated with a sufficient ongoing budget to ensure its effectiveness.

Simple Majority Required

MIN 25/11 MOTION – MOVED Cr R Stokes seconded Cr Jefferies

That Council writes to the Minister for Agriculture, the Premier and all State politicians representing this region condemning the proposal by the Department of Agriculture and Food Western Australia to transfer responsibility for the control of European Wasps to Local Government; and seek to have the program fully reinstated with a sufficient ongoing budget to ensure its effectiveness.

CARRIED 6/0

11.5 Tammin Senior Citizens Committee – Installation of Safety Rail (ORGL-05; AGE-02)

Author – Graham Stanley, CEO, 7th April 2011 Interest – Nil

PREVIOUS REFERENCE

Nil.

BACKGROUND

The Tammin Seniors Committee has written to Council advising that they have obtained a quote of \$402 per unit to have a safety rail and a large door handle installed to 9 units at the Tamma Village. The total cost will be \$3,618. As Home and Community Care (HACC) and the Aged Care Assessment Team (ACAT) are unwilling to assist with funding the Seniors Committee has agreed to use some of their funds to cover the cost of having them installed.

COMMENT

Unit 6 has already has these fixtures in place. With the increasing age of the tenants at the Tamma Village this is becoming a “Duty of Care” issue and as such the fixtures should be installed at all units. Some tenants may object however any such objections should be disregarded to the “Duty of Care” as well as the fact that the units will cater for other tenants in the future who will require the use of the rails.

FINANCIAL IMPLICATIONS

\$3,618 unbudgeted expenditure to be offset by a contribution of \$3,618 from the Tammin Seniors Committee.

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

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;
 - (b) is authorised in advance by resolution*; or
 - (c) is authorised in advance by the mayor or president in an emergency.

** Absolute majority required.*
- (1a) In subsection (1) —

additional purpose means a purpose for which no expenditure estimate is included in the local government’s annual budget.
- (2) Where expenditure has been incurred by a local government —
 - (a) pursuant to subsection (1)(a), it is to be included in the annual budget for that financial year; and
 - (b) pursuant to subsection (1)(c), it is to be reported to the next ordinary meeting of the council.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

1. That Council authorises expenditure of \$3,618 for the installation of a safety rail and large door handle at the entrances of 9 units at the Tamma Village and writes to thank the Tammin Seniors Committee for providing the funds to enable this; and
2. Writes to the tenants of units 1-5 and 7-10 advising them that the rails and door handles will be installed.

Absolute Majority Required

MIN 26/11 MOTION – MOVED Cr B Stokes seconded Cr Jefferies

1. That Council authorises expenditure of \$3,618 for the installation of a safety rail and large door handle at the entrances of 9 units at the Tamma Village and writes to thank the Tammin Seniors Committee for providing the funds to enable this; and
2. Writes to the tenants of units 1-5 and 7-10 advising them that the rails and door handles will be installed.

CARRIED 6/0

11.6 Youth Care – MSHS Chaplaincy (FIN-21)

Author – Graham Stanley, CEO, 8th April 2011 Interest – Nil

PREVIOUS REFERENCE

Item 11.3 – 18 June 2009 refers.

BACKGROUND

Seeking financial support for the Chaplain to the Merredin Senior High School (attended by one student from the Shire of Tammin). The role of the Chaplain is largely one of pastoral care at the school and Merredin Residential College. He assists in resolving differences and working through the many difficult issues that confront teenagers and their parents today. He is scheduled to work three days a week and often works far beyond that if students, parents and staff are in need. He makes home and hospital visits and acts as a mentor to students at risk, often serving to bridge the gap that sometimes exists between government agencies and families.

Apart from individual and group counselling, he:

- coordinates at least two "Wilderness Challenges" — a 60km walk along the Bibbulmun Track each year;
- participates in the transition of Year 7 students to Year 8, and Year 10 students from District High Schools into Year 11;
- attends excursions and camps;
- assists in the training of Year 10s in Peer Skills, a program that equips future Year 11 students to take on a vital mentoring role with new Year 8 students.

The position is 0.2 funded through the Federal Government with all other funding to be raised by the school and the community.

COMMENT

Whilst this may be considered another example of cost shifting between State and local government, the service does have a direct impact on Tammin's residents. However, a similar service no doubt exists at all the schools where Tammin residents attend. A similar request was made in 2009 and was declined by Council.

FINANCIAL IMPLICATIONS

No provision exists in the 2010/11 Budget. If Council wishes to support it is suggested that the request is included in the 2011/12 budget estimates.

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction to this financial request and if it wishes to support it that an allocation be made in the 2011/12 budget estimates.

Simple Majority Required

27/11 MOTION – MOVED Cr R Stokes seconded Cr Jefferies

That Council declines to make a contribution towards the Merredin Senior High School Chaplaincy Service.

CARRIED 6/0

11.7 Avon Waste – New Website and Request to Use Logo (ENVH-16)

Author – Graham Stanley, CEO, 8th April 2011 Interest – Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

Mr Ashley Fisher, Director of Avon Waste – Council’s rubbish collection contractor writes:

“Avon Waste is in the process of designing a website. This website will provide information such as collection services, recycling information etc. We are hoping that the website will be a useful reference for Shire Staff and ratepayers. To further this end, we are requesting authority to use your logo to put on the website. We are also hoping for your participation in putting a link on your Shire’s website directly to our website when it is complete.

If you approve of the use of your Shire’s logo, can you please provide us with an electronic format. We would also appreciate any suggestions of information which we might include on the site. At this stage we intend to post recycling calendars where applicable and information about the disposal of rubbish and recyclable materials.

I would like to take this opportunity to thank you for your business in the past and we look forward to providing your waste disposal services in the future.”

COMMENT

Avon Waste is a growing Wheatbelt based business which provides rubbish collection and recycling services to many shires throughout the Wheatbelt. Provision of a website containing information on their services, recycling dates and other relevant information should be of benefit. Their site could be used to advertise the opening times of the Tammin tip and promote the “Clean-up Tammin Day” held each year.

Inclusion of the Shire’s logo on their website will give greater exposure to Tammin however Council should require Avon Waste to agree that it will remove the Shire’s Logo on the written request of the Shire and should the Shire cease to be an Avon Waste customer.

As Avon Waste provides services to our residents on our behalf it is logical that we should provide a link on our website to the new Avon Waste website and that Avon Waste should provide a similar link to our website.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council

1. Agrees to allow Avon Waste to include the Shire of Tammin's logo on their new website on the condition that Avon Waste agrees to remove Tammin's logo immediately upon the written request of the Shire of Tammin or upon the Shire of Tammin ceasing to utilise Avon Waste's services; and
2. Agrees to include a link to the new Avon Waste website on the Shire of Tammin website and requests that Avon Waste includes a link to the Shire of Tammin Website on their new site.

Simple Majority Required

28/11 MOTION – MOVED Cr Jefferies seconded Cr Caffell

That Council

1. Agrees to allow Avon Waste to include the Shire of Tammin's logo on their new website on the condition that Avon Waste agrees to remove Tammin's logo immediately upon the written request of the Shire of Tammin or upon the Shire of Tammin ceasing to utilise Avon Waste's services; and
2. Agrees to include a link to the new Avon Waste website on the Shire of Tammin website and requests that Avon Waste includes a link to the Shire of Tammin Website on their new site.

CARRIED 6/0

11.8 Animal Welfare Act 2002 – Appointment of a General Inspector (OSGOV-26)

Author – Graham Stanley, CEO, 8th April 2011 Interest – Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

The Shire of York provides Ranger Services to the Shire of Tammin and recently they nominated their ranger, Mr Matthew Sharpe, as a General Inspector under the provisions of Part 4 of the Animal Welfare Act. At the same time they advised the Department of the other Shires for which Matthew provides services. The Director General of the Department of Local Government has now appointed Matthew as a General Inspector. The Department has subsequently written to the Shire requesting formal nomination from Tammin to act in the Shire of Tammin.

COMMENT

It is logical that Tammin should seek to have Matthew appointed as a General Inspector as his role as Shire Ranger from time to time may require him to deal with situations covered by the Animal Welfare Act.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

The Animal Welfare Act 2002 states:

“3. Content and intent

- (1) *This Act provides for the protection of animals by —*
 - (a) *regulating the people who may use animals for scientific purposes, and the manner in which they may be used; and*
 - (b) *prohibiting cruelty to, and other inhumane or improper treatment of, animals.*
- (2) *This Act intends to —*
 - (a) *promote and protect the welfare, safety and health of animals;*
 - (b) *ensure the proper and humane care and management of all animals in accordance with generally accepted standards; and*
 - (c) *reflect the community’s expectation that people who are in charge of animals will ensure that they are properly treated and cared for.*

33. Appointment of general inspectors

- (1) *The CEO is to appoint as general inspectors —*
 - (a) *those members of the staff of the RSPCA nominated by the RSPCA; and*
 - (b) *in accordance with subsection (2), as many other people whom the CEO considers to be suitably qualified or experienced as the CEO considers necessary for the purposes of the Act.*
- (2) *The CEO may appoint under subsection (1)(b) —*
 - (a) *a member of the staff of —*
 - (i) *the Department;*

- (ii) *Agriculture WA;*
- (iii) *CALM;*
- (iv) *Fisheries Western Australia; or*
- (v) *a local government,*

who is nominated by the chief executive officer of that department or local government; or

(b) any other person whom the CEO considers it appropriate to appoint.

(3) *The terms of appointment of a general inspector are to be determined by the CEO and set out in the instrument of appointment.*

(4) *An appointment under subsection (1) remains in force for 5 years unless before then —*

- (a) the inspector (other than an inspector appointed under subsection (2)(b)) ceases to be a member of the staff of the RSPCA or of the department or local government the chief executive officer of which nominated him or her (as the case requires);*
- (b) the inspector resigns by written notice to the CEO; or*
- (c) the appointment is revoked by the CEO.*

35. Restricted appointments

(1) *A general inspector who is an employee of a local government —*

- (a) is an inspector only for the district of that local government; and*
- (b) may only exercise the powers of an inspector outside that district if —*

(i) the exercise of the power relates to an offence reasonably suspected to have been committed in the inspector's district;

(ii) the local government of the district where the power is to be exercised has authorised the exercise of the power by the inspector

in its district; or

(iii) the inspector considers the situation to be an emergency.

(2) *The CEO may, by written notice, restrict the authority of an inspector, other than a police officer, by limiting all or any of the following —*

- (a) the functions that may be performed by the inspector;*
 - (b) the —*
 - (i) places where;*
 - (ii) times when;*
 - (iii) circumstances in which,*
- the inspector may perform the inspector's functions.*

(3) *When the authority of an inspector is restricted under subsection (2) the functions conferred on the inspector by or under this Act are limited to the extent set out in the notice.*

(4) *A restriction under subsection (2) —*

- (a) may be imposed when the inspector is appointed or at a later time; and*
- (b) may be varied or cancelled by the CEO by written notice to the inspector.*

37. Functions and powers of inspectors

- (1) *Subject to subsection (3), the functions of a general inspector are —*
 - (a) *to enforce Part 3;*
 - (b) *if the inspector has been appointed under section 33(5) as a scientific inspector in relation to schools, to enforce Part 2 in relation to schools (as defined in the School Education Act 1999);*
 - (c) *to provide assistance to scientific inspectors if requested under section 48(1); and*
 - (d) *to provide information and assistance to the CEO in relation to matters arising under this Act.*

- (2) *The functions of a scientific inspector are —*
 - (a) *to enforce Part 2;*
 - (b) *to enforce Part 3 in relation to things done, purported to be done or required under this Act to be done, under a licence;*
 - (c) *to provide information and assistance to the CEO in relation to matters arising under this Act; and*
 - (d) *to provide information and assistance to the Minister in relation to licensing matters.*

- (3) *Subject to subsection (1)(b) and section 48(3), a general inspector must not exercise the inspector's powers in relation to things done, purported to be done, or required under this Act to be done, under a licence."*

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council seeks to appoint Mr Matthew Sharpe from the Shire of York to act as a General Inspector for the Shire of Tammin under the provisions of Part 4 of the Animal Welfare Act 2002.

Simple Majority Required

29/11 MOTION – MOVED Cr Greenwood seconded Cr Jefferies

That Council seeks to appoint Mr Matthew Sharpe from the Shire of York to act as a General Inspector for the Shire of Tammin under the provisions of Part 4 of the Animal Welfare Act 2002.

CARRIED 6/0

11.9 Tammin Waste Management Facility (ENVH-15)

Author – Graham Stanley, CEO, 8th April 2011 Interest – Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

The Shire of Tammin Waste Management Facility is located on Reserve 13163 Hunt Road Tammin. The site is approximately 36 hectares in area. Currently the facility acts as regional facility as we accept waste from the Cunderdin and Kellerberrin Shires at \$35.00 per tonne. The facility is managed under contract by Mr Steve Williams from City and Regional Waste Management.

In our Forward Capital Works Plan the Shire has indicated to the Department of Regional Development and Lands that it wants to utilise some of the Regional Funds available to Tammin under the Royalties for Regions (R4R) program to develop the waste facility to extend its capacity as a regional facility. In the agreement with the South East Avon Regional Transition Group on the allocation of the Regional R4R funds Tammin is to receive the funding in the 2012-13 financial year. To obtain the funding the Shire will need to put a business case up outlining what is proposed to be done.

Under the R4R conditions the funding can only be used for infrastructure and buildings, not for plant, machinery, furniture or equipment and firm plans will be required to be submitted. To get to that position the Shire first needs to determine its concept, ascertain the potential of the site in terms of capacity and the market, how it should best be managed and what needs to be provided to achieve the desired outcome.

COMMENT

A feasibility study needs to be conducted that examines the current site, operations, management and potential and then concept plans and a business case be produced. This will require the engagement of people with the necessary expertise to undertake the work. It is suggested that a sum of \$35,000 be included in the 2011/12 budget estimates to undertake the necessary investigations and develop concept and business plans.

FINANCIAL IMPLICATIONS

AN allocation of \$35,000 to be included in the 2011/12 budget estimates.

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC PLAN IMPLICATIONS

Consistent with Theme 2 *“Our Economy 2. Facilitate business development and new opportunities”* Consistent with Theme 3 *“Our Environment 1.Waste Management: Regionalise use of waste site”*.

FUTURE PLAN IMPLICATIONS

To be included in Future Plan

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council includes the sum of \$35,000 in the 2011/12 budget estimates to undertake the necessary investigations and develop concept and business plans for the development of the Tammin Waste Management Facility to expand its capacity to act as a regional facility and to enable R4R regional funds to be accessed to undertake that development.

Simple Majority Required

30/11 MOTION – MOVED Cr Greenwood seconded Cr R Stokes

That Council includes the sum of \$35,000 in the 2011/12 budget estimates to undertake the necessary investigations and develop concept and business plans for the development of the Tammin Waste Management Facility to expand its capacity to act as a regional facility and to enable R4R regional funds to be accessed to undertake that development.

CARRIED 6/0

14. CLOSURE OF MEETING

There being no further business the President closed the meeting at 3.31 pm.

Tabled before the Ordinary Council Meeting on 19 May2011.

Cr S Uppill, President

PAYMENTS LIST MARCH 2011

Date	Reference	Supplier Name	Details	Amount
Cheque Payments				
02/03/2011	4234	BT Financial Group	Superannuation	127.89
02/03/2011	4235	Commonwealth Retirement Savings Account	Superannuation	155.95
02/03/2011	4236	LGRCEU	Union fee	17.40
02/03/2011	4237	Prime Super	Superannuation	45.88
02/03/2011	4238	Summit Personal Super	Superannuation	204.25
02/03/2011	4239	WALG Superannuation	Superannuation	2,818.95
14/03/2011	4240	Australia Post	Postage February 2011	128.69
14/03/2011	4241	BBC Entertainment	Deposit - Events - Fuse Festival	2,568.77
14/03/2011	4242	CCA Productions	Sound & light - Fitzroy Express	2,948.00
14/03/2011	4243	Country Ford	Inspection grader TN6	140.40
14/03/2011	4244	Fire & Emergency Services Authority of WA	ESL February 2011	306.36
14/03/2011	4245	Gull Tammin Roadhouse	February 2011 account- Catering, drinks, papers	988.38
14/03/2011	4246	Lounge Backline	Backline - Fitzroy Express	388.85
14/03/2011	4247	Prestige Alarms	Security alarm system quarterly fee	143.00
14/03/2011	4248	Synergy	Street lighting	46.05
14/03/2011	4249	Telstra	Internet & Phone 23/01 - 22/02/2011	732.27
15/03/2011	4250	McLeods Barristers and Solicitors	Solicitor fee	2,057.59
17/03/2011	4251	Abbott Auto Electrics	Parts & repairs TN302,482	962.50
17/03/2011	4252	Avon Valley Nissan	Parts & repairs TN2	55.15
17/03/2011	4253	Avon Waste	Domestic refuse collection	1,109.80
17/03/2011	4254	Boral Construction Materials Group Limited	Road sealing - Bungulla Nth Rd	36,468.17
17/03/2011	4255	Bunnings	Golf Club - Cement & blocks	1,108.87
17/03/2011	4256	City & Regional Waste Management Serv	Waste management	2,397.64
17/03/2011	4257	Copier Support	Photocopies	614.73
17/03/2011	4258	Courier Australia	Freight	31.78
17/03/2011	4259	Coventrys	Light TN302	179.70
17/03/2011	4260	Cunderdin Farmers Co-operative Co Ltd	Refreshments	101.68
17/03/2011	4261	Shire of Cunderdin	Management hours M. Burgess	82.50
17/03/2011	4262	DKT Rural Agencies	Kadjiny Kep - chemicals	326.00
17/03/2011	4263	Eastern Hills Saw s & Mow ers Pty Ltd	Belt for mow er TN SS	19.05
17/03/2011	4264	F-111 Engineering Pty Ltd	Parts & repairs TN2, TN302	1,652.75
17/03/2011	4265	Dennis Heppell	Golf Club & Tow n hall limestone blocks	2,832.40
17/03/2011	4266	Invision Signs & Designs	Event signage	85.00
17/03/2011	4267	JR & A Hersey Pty Ltd	Guide posts	1,387.19
17/03/2011	4268	Shire of Kellerberrin	Float roller to Cunderdin	177.00
17/03/2011	4269	Kellerberrin Tyre Service	Tyre Repair TN2	26.00
17/03/2011	4270	Kleenheat Gas	Tamma Village - Bulk gas	228.12
17/03/2011	4271	KNA Airconditioning & Refrigeration	Tamma Village - replacement of air con U7	1,516.09
17/03/2011	4272	Lord Mayors Distress Relief Fund	Donation	500.00
17/03/2011	4273	Northam Radiator Specialists	Parts & repairs TN482	100.00
17/03/2011	4274	Peerless Jal Pty Ltd	Air freshener and toilet paper	134.16
17/03/2011	4275	Pestex Co	Termite treatment	946.00
17/03/2011	4276	Radio West	Advertising	220.00
17/03/2011	4277	Royal Flying Doctor Service	Donation	200.00
17/03/2011	4278	Sigma Chemicals	Kadjiny Kep - chemicals	3,171.54
17/03/2011	4279	Sunny Sign Company Pty Ltd	Road narrow s	130.90
17/03/2011	4280	Synergy	Electricity 24/11 - 20/12/2010	40.50
17/03/2011	4281	Tammin Hardw are	Parts & tools,(paint,batteries,tubing)	146.70
17/03/2011	4282	Tammin Post Office	Stationery	287.40
17/03/2011	4283	Tanks West Pty Ltd	Water tanks Goldfields & Bungulla Rd	12,650.00
17/03/2011	4284	The New Esplanade Hotel	Accommodation T. Greenw ood training course	566.05
17/03/2011	4285	WesTrac Pty Ltd	Parts & repair TN482	102.50
17/03/2011	4286	Bill Williams	Pumping out septic tank at Barracks	192.50
22/03/2011	4287	Commonwealth Retirement Savings Account	Superannuation	104.65
22/03/2011	4288	LGRCEU	Union fee	17.40
22/03/2011	4289	Summit Personal Super	Superannuation	138.76
22/03/2011	4290	WALG Superannuation	Superannuation	2,904.33
22/03/2011	4291	Summit Personal Super	Superannuation	65.49
28/03/2011	4292	AVP Valuers	Professional Valuation Services	20,630.50

30/03/2011	4293	Commonw ealth Retirement Savings Account	Superannuation	151.85
30/03/2011	4294	LGRCEU	Union fee	17.40
30/03/2011	4295	Prime Super	Superannuation	67.24
30/03/2011	4296	Summit Personal Super	Superannuation	138.76
30/03/2011	4297	WALG Superannuation	Superannuation	3,035.80
			Sub-total	111,841.23
Direct Debit payments				
01/03/2011	Debit	Commonw ealth Bank of Australia	Merchant fee	36.50
03/03/2011	Debit	Commonw ealth Bank of Australia	EFTPOS fee	31.75
08/03/2011	Debit	Fitzroy Xpress	Performance	5,339.45
17/03/2011	Debit	Motorcharge Limited	Fuel	5,327.83
18/03/2011	Debit	Land Transport	Transport of Entry Statements	2,860.00
23/03/2011	Debit	Western Australian Treasury Corporation	Loan repayments	12,160.44
			Sub-total	25,755.97
Licensing Transfer				
02/03/2011	J3827	Department of Transport	Licensing 02/03/2011	716.45
03/03/2011	J3824	Department of Transport	Licensing 03/03/2011	846.60
08/03/2011	J3826	Department of Transport	Licensing 08/03/2011	432.85
09/03/2011	J3830	Department of Transport	Licensing 09/03/2011	260.30
11/03/2011	J3834	Department of Transport	Licensing 11/03/2011	526.45
14/03/2011	J3840	Department of Transport	Licensing 14/03/2011	993.40
16/03/2011	J3846	Department of Transport	Licensing 15/03/2011	763.90
16/03/2011	J3849	Department of Transport	Licensing 16/03/2011	1,329.90
17/03/2011	J3850	Department of Transport	Licensing 17/03/2011	555.45
18/03/2011	J3851	Department of Transport	Licensing 18/03/2011	1,037.30
22/03/2011	J3854	Department of Transport	Licensing 22/03/2011	222.15
23/03/2011	J3864	Department of Transport	Licensing 23/03/2011	424.00
24/03/2011	J3866	Department of Transport	Licensing 24/03/2011	283.20
25/03/2011	J3867	Department of Transport	Licensing 25/03/2011	107.65
28/03/2011	J3868	Department of Transport	Licensing 28/03/2011	857.90
30/03/2011	J3869	Department of Transport	Licensing 30/03/2011	741.10
			Sub-total	10,098.60
Bank Fees				
24/03/2011	Debit	National Australia Bank	NAB Connect Fee	50.09
31/03/2011	J3890	National Australia Bank	Account Fees for March 11 for Muni Account	89.30
31/03/2011	J3891	National Australia Bank	Account Fees for March 11 for DPI Account	20.00
31/03/2011	J3897	National Australia Bank	Bank fee	0.37
31/03/2011	J3892	National Australia Bank	Account Fees for March 11 for Trust Account	20.00
			Sub-total	179.76
VISA Payments				
07/03/2011	VISA	Intelligent IP Communications Pty Ltd	Internet Shire Office and CEO	119.95
07/03/2011	VISA	Westnet	Internet depot	88.15
07/03/2011	VISA	National Australia Bank	Credit card fees & charges	9.43
			Sub-total	217.53
EFT Payments				
01/03/2011		Shire of Tammin	Salaries & Wages	17,089.87
10/03/2011		Shire of Tammin	Salaries & Wages	18,073.42
25/03/2011		Shire of Tammin	Salaries & Wages	17,726.58
			Sub-total	52,889.87
			Total	200,982.96