

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 21 JULY 2022

e PRESENT: Deputy Mayor Cr M McDonald (Chairperson), Cr P Culhane, Cr D O'Brien, Cr J Searl, Cr S Reynolds , Cr L Woodbridge, Ms C Worthy (General Manager), Mr A Croke (Director Finance and Administration), Mr D Rowe (Acting Director of Infrastructure), Ms K McCarthy (Executive Assistant), Mr C Gordon (Communications Officer)

Ms S Pearman (Administration Officer) assumed minute secretary for Confidential Session.

AUDIO VISUAL: Cr N McDonald and Ms A Waldron (Director of Environment & Planning)

IN THE ABSENCE OF THE MAYOR THE DEPUTY MAYOR ASSUMED THE CHAIR AN DECLARED THE MEETING OPEN AT 1:32pm

SECTION 1: NOTICE OF WEBCASTING/AUDIO RECORDING OF MEETING

Deputy Mayor advised that the meeting is being webcast live and audio recorded in accordance with Council Code of Meeting Practice.

SECTION 2: APOLOGIES & LEAVE OF ABSENCE

Apologies were received by Mayor P Kensit and Cr J Marshall.

137/22 **RESOLVED** by Cr M McDonald and Cr Searl that the apology be received and a leave of absence granted.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 3: CITIZENSHIP CEREMONY

Nil

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SECTION 4: DECLARATIONS OF INTEREST

Mrs K McCarthy (Executive Assistant to General Manager and Mayor) declared a Non- Pecuniary Interest in confidential Item 19.1 Land Sale Contract – Laggan Road Crookwell, as her husband has acted for Council on this matter previously as their legal representative and will make the declaration, leave the Chamber upon making the declaration, and not return to the Chamber. Ms S Pearman will assume the chair as minute taker for the confidential section of the Council Meeting.

SECTION 5: CONFIRMATION OF MINUTES

ITEM 5.1 RESOLVED by Cr Searl and Cr Woodbridge
138/22

That the minutes of the Ordinary Council Meeting held on 16 June 2022 be adopted.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

ITEM 5.2 RESOLVED by Cr M McDonald and Cr Searl
139/22

That the minutes of the Extra Ordinary Council Meeting held on 21 June 2022 be adopted.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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SECTION 6: MAYORAL MINUTES

The Deputy Mayor noted the passing of Joyce Edwards and acknowledged her for her contribution to the community and will be sadly missed.

ITEM 6.1 MAYORAL MINUTE

140/22

RESOLVED by Cr M McDonald and Cr Searl

That Council receive and note the activities attended by the Mayor and Deputy Mayor for June and July 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 7: PRESENTATIONS TO COUNCIL/PUBLIC

Nil

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SECTION 8: CORRESPONDENCE

ITEM 8.1 CORRESPONDENCE FOR THE MONTH OF JULY 2022

141/22 **RESOLVED** by Cr Searl and Cr O'Brien

That Item 8.1 - [Correspondence/Information] listed below be received:

1. Catherine Culley – MAAC Swimming Pool Petition – 8 June 2022.
2. Office of Local Government - Circular 22 - 17 - Increase in tendering threshold for natural disaster response and recovery related contracts - 10 June 2022.
3. Office of Local Government – Circular 22-18 – Updated statutory forms under the Land Acquisition (Just Terms Compensation) Act 1991 – 14 June 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 9: LATE CORRESPONDENCE

ITEM 9.1 LATE CORRESPONDENCE FOR THE MONTH OF JULY 2022

142/22 **RESOLVED** by Cr M McDonald and Cr Searl

1. That Item 9.1 Late Correspondence - Office of Local Government - 22-21 - Update on membership requirements for audit, risk and improvement committees be received and considered as part of Item 13.4 Re-establishment of Audit, Risk and Improvement Committee.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-21 / Date 20 July 2022 / A824754
Previous Circular	21-26 <i>New risk management and internal audit framework for councils and joint organisations</i>
Who should read this	General Managers / Councillors / Council governance staff / Audit, risk and improvement committee members and internal audit personnel
Contact	Council Governance Team / (02) 4428 4100 / olg@olg.nsw.gov.au
Action required	Information

Update on membership requirements for audit, risk and improvement committees

What's new or changing

- Following recent discussions, the Office of Local Government (OLG) and NSW Treasury have agreed that the NSW Government's Prequalification Scheme for Audit and Risk Committee Chairs and Members will not be suitable for use by councils and joint organisations.
- OLG's draft *Guidelines for Risk Management and Internal Audit for Local Councils in NSW*, issued for consultation last year, contemplated that from June 2027 councils and joint organisations would be required to appoint Audit, Risk and Improvement Committee (ARIC) chairs and a prescribed number of ARIC members from the NSW Government prequalification scheme. Following discussions with NSW Treasury, OLG has taken the opportunity to revisit this requirement, delaying the finalisation of the Guidelines.
- While OLG anticipates that this delay will not be significant, it recognises the need to give councils and joint organisations certainty, particularly given that some are currently in the process of establishing an ARIC for the first time and appointing chairs and members. The proposed new requirements for ARIC membership have therefore been set out in the attachment to this circular.

What this will mean for your council

- Under the new requirements, all councils (including county councils) and joint organisations will be required, at a minimum, to have an ARIC that comprises of the following:
 - one independent chair who meets the independence and eligibility criteria for an ARIC chair, and
 - at least two independent members who meet the independence and eligibility criteria for ARIC members – councils may appoint additional independent members should they choose to do so.
- Councils will also have the option of appointing one non-voting councillor member to their ARIC who meets the eligibility criteria for councillor members.
- The proposed independence and eligibility criteria for ARIC chairs and independent members and the proposed eligibility criteria for councillor members of ARICs are set out in the attachment to this circular.
- The above requirements will apply to all councils and joint organisations. The removal of the requirement for ARIC chairs and a prescribed number of ARIC

Office of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 20 770 707 468

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members to be appointed from the NSW Government prequalification scheme based on which tier a council is in, means that it is no longer necessary to place councils in tiers and these arrangements will no longer apply.

- Given that councils and joint organisations will no longer be required to appoint ARIC chairs and members from the NSW Government prequalification scheme, the timeframe for compliance with the ARIC membership requirements in the Guidelines will be brought forward to **1 July 2024**. As of that date all councils and joint organisations will be required to ensure ARIC chairs and members meet the eligibility and independence requirements set out in the Guidelines and have a risk management framework and internal audit function that complies with the Guidelines.

Key points

- Under the *Local Government Act 1993*, all councils (including county councils) and joint organisations are required to have an ARIC or to have entered into an arrangement with another council or joint organisation to share an ARIC from **4 June 2022**.
- OLG recognises that some councils and joint organisations may have faced challenges in establishing an ARIC or shared arrangements for an ARIC ahead of the 4 June deadline and is prepared to accommodate some flexibility in implementation timeframes provided they can demonstrate that they are actively taking steps to appoint or share an ARIC.
- The Guidelines will be finalised soon. Full compliance with the requirements in the Guidelines will be required from **1 July 2024**.

Where to go for further information

- The proposed independence and eligibility criteria for ARIC chairs and independent members and the proposed eligibility criteria for councillor members are set out in the attachment to this circular.
- The draft [*Guidelines for Risk Management and Internal Audit for Local Councils in NSW*](#) provides further guidance on the proposed requirements for ARICs, the risk management framework and internal audit function. As noted above, the proposed requirement in the draft Guidelines to use the NSW Government prequalification scheme and the tiering arrangements will no longer apply.
- For further information please contact the Council Governance Team on 02 4428 4100 or by email at olg@olg.nsw.gov.au.
- If councils or joint organisations require assistance in establishing an ARIC or shared arrangements for an ARIC, they should contact their Council Engagement Manager at OLG.

Liz Moore
A/Deputy Secretary, Crown Lands and Local Government

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Attachment

The following requirements will apply to ARIC chairs and members from **1 July 2024**.

1. Independence requirements for ARIC chairs and independent members

All ARIC chairs and independent members must be independent to ensure they have no real or perceived bias or conflicts of interest that may interfere with their ability to act independently and can provide the council with robust, objective, and unbiased advice about how the council is functioning.

ARIC chairs and independent members cannot:

- currently be a councillor of any NSW council
- be a non-voting representative of the board of a joint organisation
- be a candidate at the last election of the council
- be a person who has held office in the council during its previous term
- be currently employed by the council or joint organisation, or been employed during the last 12 months
- conduct audits of the council on behalf of the Audit Office of NSW
- have a close personal or business relationship with a councillor or a person who has a senior role in the council that may lead to a real or perceived conflict of interest
- currently, or within the last three years, provided any material goods or services (including consultancy, legal, internal audit, and advisory services) to the council which directly affect subjects or issues considered by the ARIC
- be (or have a close family member who is) a substantial shareholder, owner, officer, or employee of a company that has a material business, contractual relationship, direct financial interest or material indirect financial interest with the council or a related entity which could be considered a real or perceived conflict of interest, or
- currently or have previously acted as an advocate of a material interest on behalf of the council or a related entity which could be considered a real or perceived conflict of interest.

Current staff of councils cannot serve as the chair of an ARIC but may serve as an independent member of another council's ARIC provided they meet the independence and eligibility criteria for membership of the council's ARIC and their employer is not participating in a shared arrangement with the other council in relation to the ARIC or the internal audit function.

2. Eligibility requirements for ARIC chairs and members

The persons appointed as a chair or a member of an ARIC must possess the skills, knowledge, and experience necessary to undertake their roles on the ARIC effectively and to ensure the ARIC is able to operate appropriately and effectively to support the council.

The following eligibility criteria for ARIC chairs and members reflects the minimum standards persons must meet to be appointed as the chair or member of a council's ARIC. Councils may require ARIC chairs and members to satisfy more onerous eligibility criteria if they choose to do so.

Eligibility requirements for ARIC Chairs

In addition to meeting the independence requirements set out above, the following eligibility criteria apply to the chair of an ARIC.

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Essential criteria

ARIC chairs must demonstrate the following:

- leadership qualities and the ability to promote effective working relationships in complex organisations
- an ability to communicate complex and sensitive assessments in a tactful manner to the head of the council's internal audit function, senior management and the mayor and councillors
- a sound understanding of:
 - the principles of good organisational governance and capacity to understand local government accountability, including financial reporting
 - the business of the council or the environment in which it operates
 - internal audit operations, including selection and review of the head of the council's internal audit function, and
 - risk management principles
- extensive senior level experience in governance and management of complex organisations, an ability to read and understand financial statements and a capacity to understand the ethical requirements of government (including potential conflicts of interest)
- functional knowledge in areas such as risk management, performance management, human resources management, internal and external auditing, financial reporting, accounting, management control frameworks, internal financial controls, governance (including planning, reporting and oversight), or business operations
- a capacity to form independent judgements and a willingness to constructively challenge/question management practices and information, and
- a professional, ethical approach to the exercise of their duties and the capacity to devote the necessary time and effort to the responsibilities of the chair of an ARIC.

Desirable criteria

- possession of a relevant professional qualification or membership (e.g., Institute of Internal Auditors (IIA), CPA Australia (CPA) and Chartered Accountants Australia and New Zealand (CA)) is desirable.

Eligibility requirements for ARIC independent members

In addition to meeting the independence requirements set out above, the following eligibility criteria apply to ARIC independent members:

Essential criteria

ARIC independent members must demonstrate the following:

- an ability to read and understand financial statements and a capacity to understand the ethical requirements of government (including potential conflicts of interest)
- functional knowledge in areas such as risk management, performance management, human resources management, internal and external auditing, financial reporting, accounting, management control frameworks, internal financial controls, governance (including planning, reporting and oversight), or business operations
- a capacity to form independent judgements and willingness to constructively challenge/question management practices and information
- a professional, ethical approach to the exercise of their duties and the capacity to devote the necessary time and effort to the responsibilities of an independent member of an ARIC, and

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- preparedness to undertake any training on the operation of ARICs recommended by the chair based on their assessment of the skills, knowledge and experience of the independent member.

Desirable criteria

Ideally, independent members of ARICs should also meet the following criteria, but these are not essential:

- extensive senior level experience in governance and management of complex organisations, and
- possession of a relevant professional qualification or membership (e.g., Institute of Internal Auditors (IIA), CPA Australia (CPA) and Chartered Accountants Australia and New Zealand (CA)).

Eligibility requirements for non-voting councillor members of ARICs

A councillor must demonstrate the following to be appointed as a non-voting ARIC member:

- an ability to read and understand financial statements and a capacity to understand the ethical requirements of government (including potential conflicts of interest)
- a good understanding of one or more of the following: risk management, performance management, human resources management, internal and external auditing, financial reporting, accounting, management control frameworks, internal financial controls, governance (including planning, reporting and oversight), or business operations
- a capacity to form independent judgements and willingness to constructively challenge/question management practices and information
- a professional, ethical approach to the exercise of their duties and the capacity to devote the necessary time and effort to the responsibilities of a councillor member of an ARIC, and
- preparedness to undertake any training on the operation of ARICs recommended by the chair based on their assessment of the skills, knowledge and experience of the councillor member.

Note: The mayor cannot be appointed as a councillor member on a council's ARIC.

3. Appointment of ARICs

When selecting ARIC members, councils should ensure the ARIC has an appropriate mix of skills, knowledge and experience to successfully implement its terms of reference and add value. An ARIC should have:

- at least one member with financial expertise (for example, a qualified accountant or auditor or other financial professional with experience of financial and accounting matters), and
- a mix of skills and experience in:
 - business
 - financial and legal compliance
 - risk management
 - internal audit, and
 - any specialised business operations of the council, where the ARIC would benefit from having a member with skills or experience in this area.

All ARIC members should have sufficient understanding of the council's financial reporting responsibilities to be able to contribute to the ARIC's consideration of the annual financial statements.

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Each ARIC member should also have sufficient time to devote to their responsibilities.

Where possible, councils should ensure that at least one other ARIC member is also qualified to act as the chair if this is ever required.

Note: Councils must undertake a criminal record and financial status (bankruptcy) check of ARIC chairs and members before their appointment.

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SECTION 10: INFORMATION ONLY

ITEM 10.1 DEVELOPMENT STATISTICS REPORT

143/22 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council receives and notes the report as information.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, J Searl and L Woodbridge

Councillors who voted against:- Nil

Cr Susan Reynolds left the meeting, the time being 01:42 pm

ITEM 10.2 BIOSECURITY REPORT

144/22 **RESOLVED** by Cr M McDonald and Cr Woodbridge

1. Council receive and note the report as information.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, J Searl and L Woodbridge

Councillors who voted against:- Nil

Cr Susan Reynolds returned to the meeting, the time being 01:43 pm

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ITEM 10.5
147/22

BANK BALANCE AND RECONCILIATION - JUNE 2022
RESOLVED by Cr M McDonald and Cr Woodbridge

1. Council receive and note the report as information.

- CARRIED

Councillors who voted for:-

Crs P Culhane, M McDonald, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

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ITEM 10.6 RATES AND CHARGES OUTSTANDING FOR THE MONTH OF JUNE 2022

148/22 RESOLVED by Cr M McDonald and Cr Woodbridge

1. Council receive and note the report as information.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

ITEM 10.7 GRANTS REPORT

149/22 RESOLVED by Cr M McDonald and Cr Woodbridge

1. Council receive and note the report as information.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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REPORTS FROM STAFF AND STANDING COMMITTEES

SECTION 11: ENVIRONMENT AND PLANNING

ITEM 11.1 UPPER LACHLAN LOCAL ENVIRONMENTAL PLAN 2010 LAND USE TABLES

151/22 **MOVED** by Cr M McDonald and Cr Reynolds

1. The planning proposal be endorsed by Council and forwarded to the Minister for Planning for a Gazettal in accordance with the Environment Planning and Assessment Act 1979.
2. Council delegate to the General Manager authority to implement the decision.

A motion was moved by Cr M McDonald and Cr Searl that –

1. Council defer the decision on Upper Lachlan Local Environmental Plan 2010 Land Use Tables and seek a workshop to comprehensively understand the table.

Councillors who voted for:- Crs M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Cr P Culhane

On being put to the meeting the motion was carried, therefore becoming the recommendation.

RESOLVED by Cr M McDonald and Cr Searl that –

1. Council defer the decision on Upper Lachlan Local Environmental Plan 2010 Land Use Tables and seek a workshop to comprehensively understand the table

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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ITEM 11.2 DA 36/2022 - 20 BIGGA STREET, BIGGA - CONVERSION OF CHURCH BUILDING TO DWELLING

MOVED by Cr M McDonald and Cr Searl

1. Council refuse the s4.6 variation request to the minimum lot size requirement of clause 6.10 of Upper Lachlan Local Environmental Plan 2010 based on information provided in the Council report.
2. Council refuse the s4.6 variation request as there are significant variations and it does not satisfy Upper Lachlan Local Environmental Plan 2010 clause 4.6(3)(a) - (b), 4.6(4)(a)(i)-(ii), 4.6(5)(a)-(b) as outlined in the report.
3. Council delegate to the Director of Environment and Planning, the final assessment and determination of the development application in line with section 4.15 of the *Environmental Planning and Assessment Act, 1979*.

An motion was moved by Cr M McDonald and Cr Searl That –

1. The Director of Environment and Planning Director report “The lodgement of DA 36/2022 - 20 Bigga Street, Bigga - Conversion Of Church Building to Dwelling” is withdrawn from July 2022 Council Meeting business paper at the request of the DA proponent and matter will be reported to a future Council meeting for determination.

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

On being put to the meeting the motion was carried therefore becoming the recommendation.

152/22

RESOLVED by Cr M McDonald and Cr Reynolds That –

1. The Director of Environment and Planning Director report “The lodgement of DA 36/2022 - 20 Bigga Street, Bigga - Conversion Of Church Building to Dwelling” is withdrawn from July 2022 Council Meeting business paper at the request of the DA

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proponent and matter will be reported to a future Council meeting for determination.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

ITEM 11.3 REVIEW OF TRANSPORTABLE / RELOCATABLE BUILDINGS - NEW AND PREVIOUSLY CONSTRUCTED POLICY.

153/22

RESOLVED by Cr M McDonald and Cr Searl

1. Council adopts the reviewed Transportable / Relocatable Buildings – New and Previously Constructed Policy.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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POLICY:-	
Policy Title:	Transportable / Relocatable Buildings – New and Previously Constructed
File reference:	F10/618-07
Date Policy was adopted by Council initially:	27 April 2006
Resolution Number:	90/06
Other Review Dates:	22 February 2007, 26 July 2007, 19 April 2012, 16 February 2017
Resolution Number:	45/07, 200/07, 102/12, 9/17
Current Policy adopted by Council:	21 July 2022
Resolution Number:	153/22
Next Policy Review Date:	2025
PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	N/A
Procedure/guideline reference number:	N/A
RESPONSIBILITY:-	
Draft Policy Developed by:	Director Environment and Planning
Committee/s (if any) consulted in the development of this policy:	Nil
Responsibility for implementation:	Director Environment and Planning

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OBJECTIVE:

To establish a policy for –

- i) the installation of manufactured or relocatable dwellings; and
 - ii) any other moveable dwelling; and
 - iii) the re-location of previously constructed dwellings.
- on private land within Upper Lachlan Shire Council for domestic use only.

Definitions:

installation means:

- (a) in relation to a manufactured home or a relocatable home—the process of connecting together the major sections of the manufactured home or relocatable home, and any associated structures forming part of the manufactured home or relocatable home, and attaching them to footings, or
- (b) in relation to an associated structure—the process of constructing or assembling the components of the associated structure, and (if appropriate) attaching them to footings, and includes the connection of gas, electricity, telephone, water, sewerage and drainage services.

major section mean: a single portion of a manufactured home or relocatable home, being a portion:

- (a) that contains a total living space (excluding the living space contained in any associated structure) of at least 20 cubic metres, and
- (b) that comprises all of the major components of that portion of the home, including the chassis or frame, the external and internal walls, the roof and ceilings, the floors, the windows and doors, the internal plumbing and wiring, the tiling, the kitchen, bathroom and laundry fittings (other than stoves, refrigerators, washing machines and other whitegoods) and the built-in cupboards and cabinets.

Note: The terms *manufactured home* and *manufactured home estate* are defined in the Local Government Act 1993.

relocatable home means:

- (a) a manufactured home, or
- (b) any other moveable dwelling (whether or not self-contained) that comprises one or more major sections, including any associated structure that forms part of the dwelling, but does not include a tent, caravan or campervan or any moveable dwelling that is capable of being registered under the *Road Transport Act 2013*.

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manufactured home means: a self-contained dwelling (that is, a dwelling that includes at least one kitchen, bathroom, bedroom and living area and that also includes toilet and laundry facilities), being a dwelling:

- (a) that comprises one or more major sections, and
- (b) that is not a registrable vehicle within the meaning of the *Road Transport Act 2013*, and includes any associated structures that form part of the dwelling.

moveable dwelling means:

- (a) any tent, or any caravan or other van or other portable device (whether on wheels or not), used for human habitation, or
- (b) a manufactured home, or
- (c) any conveyance, structure or thing of a class or description prescribed by the regulations for the purposes of this definition.

1. MANUFACTURED, RELOCATABLE and MOVEABLE DWELLINGS

Are approved under the requirements of Section 68 of the Local Government Act 1993, and Part 3 of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005, which stipulates the design and installation details for all types of manufactured, relocatable and moveable dwellings.

In addition the (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005 stipulates the information to be contained in the Compliance Plate attached by the manufacturer to each manufactured, relocatable and moveable dwelling that is installed in accordance with the Regulations.

At the completion of the installation, and prior to occupation or use of the building, Council can issue a Certificate of Completion to the owners permitting its use.

Note that a Development Application will be required to be lodged with Council to allow consideration of any approval for installation of any manufactured, relocatable or moveable dwelling.

2. RE-LOCATION OF PREVIOUSLY CONSTRUCTED DWELLINGS

This would include any dwelling or non-habitable building (eg garage) that was constructed on-site at another location, either from within Upper Lachlan Shire Council area or from another Council area, and was proposed to be transported to a new location within Upper Lachlan Shire Council and re-sited.

Prior to consideration of any re-location of a previously constructed building Council would require written confirmation from an appropriately qualified person that no asbestos has been used in its construction, and that it was lawfully constructed (ie a Building Approval or Construction Certificate was previously issued).

Note that a Development Application and a Construction Certificate will be required to be lodged with Council to allow consideration of approval for any re-location of a previously constructed building.

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Variation:

Council reserves the right to vary or revoke this policy.

3. Related Legislation:

Local Government Act 1993

Road Transport Act 2013

Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulations 2005

Environmental Planning and Assessment Act 1979

Environmental Planning and Assessment Regulations 2000

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POLICY:-	
Policy Title:	Removal or Impounding of Livestock from a Public Place Policy
File reference:	F10/618
Date Policy was adopted by Council initially:	15 October 2009
Resolution Number:	411/09
Other Review Dates:	20 September 2012, 15 June 2017
Resolution Number:	294/12, 164/17
Current Policy adopted by Council:	21 July 2022
Resolution Number:	154/22
Next Policy Review Date:	2025
PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	N/A
Procedure/guideline reference number:	N/A
RESPONSIBILITY:-	
Draft Policy Developed by:	Director of Environment and Planning
Committee/s (if any) consulted in the development of this policy::	N/A
Responsibility for implementation:	Director of Environment and Planning
Responsibility for review of Policy:	Director of Environment and Planning

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OBJECTIVE:

The objective of this policy is to outline Council's role and responsibilities regarding the management of straying stock throughout the local government area.

The key objectives of this policy are:

- To protect the safety of Council staff when undertaking the duties related to the removal or impounding livestock.
- To alert other road users to the presence on roads of livestock in the local government area in the interest of safe use of roads.
- To provide for the welfare of livestock when being removed or impounded.
- To minimise any damage to road pavements, formations, drainage, vegetation and surrounding areas arising from livestock.
- To regulate the adequacy of fencing of livestock.

About the Policy

The Impounding Act, 1993 (IA 1993) allows an impounding authority to authorise persons to impound and deal with animals that are left unattended or are trespassing. The decision to undertake impounding of livestock must be made by resolution of each Impounding Authority. An impounding Authority is defined in the Impounding Act, 1993 and includes a Council.

Whilst Councils and the Local Land Services have certain responsibilities for livestock impounding, members of the NSW Police Service also have designated powers to impound straying stock and may exercise the powers of any impounding officer.

Policy Definitions

Animal means any of the following: (IA 1993)

- Cattle, horses, donkeys, mules, asses, camels, sheep, goats, pigs and deer (but not including feral animals).

Area of operations of an impounding officer means; (IA 1993)

- In the case of an impounding officer appointed by a Council, any place in the area of the Council and any place in the area of another Council in which that other Council has authorised it to impound under this Act, but does not include the area of operations of an impounding officer appointed by the Director of National Parks and Wildlife.

Council means a Council under the Local Government Act, 1993.

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Exercise of a power includes, where the power is a duty, the performance of the duty (IA 1993).

Impounded has the meaning given by section 8 of the Impounding Act 1993.

Impounding authority means the Council (IA 1993).

Impounding officer means a person appointed by the Council to exercise the powers of an impounding officer.

Note Under Section 5: Who can impound and what can be impounded;

(1) Impounding officers can impound certain animals and articles, as provided by this Act.

(2) Occupiers of private land can impound certain animals, as provided by this Act.

(3) A police officer has and may exercise the powers of any impounding officer (as if he or she had been appointed as an impounding officer by each impounding authority). This does not make a police officer subject to the direction or control of an impounding authority.

LLS means the Local Lands Services.

Occupier of land includes:

- (a) a person who is managing the land on behalf of its owner or occupier, and
- (b) a person who is responsible for caring for or controlling the land (IA 1993).

Owner of an animal or article means any person who alone or jointly is entitled, whether at law or in equity, to possession of the animal or article (IA 1993).

Place includes premises, an area of water and a means of transport (IA 1993).

Power includes authority, duty and function (IA 1993).

Private land means:

- all land, except Crown land (as defined in the Crown Lands Act 1989) and land dedicated or reserved for a public purpose that is not managed or controlled by a reserve trust under that Act, and
- Crown land (as defined in that Act) that is the subject of a holding (as defined in that Act).

Note: Land held under a lease from the Crown is treated as private land (IA 1993).

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Public place means a place (other than a place declared by the regulations not to be a public place) that is open to or frequented by the public:

- (a) whether or not payment for admission to the place is required, and
- (b) whether or not the place is usually open to or frequented by the public, and, in particular, includes:
- (c) any place dedicated or reserved for a public purpose, and
- (d) a place which, although privately owned, is a place to which the public are permitted to have access for the purposes of business or leisure or to use as a thoroughfare (IA 1993).

Public pound means a pound established as a public pound under the Impounding Act 1993.

Unattended in relation to an animal, includes abandoned or straying (IA 1993).

Impounding of Stock

- Impounding of stock will be carried out in accordance with the Impounding Act 1993.
- The Impounding Officer should undertake a risk assessment on-site to identify the most appropriate place to impound stock or to load them.
- The Impounding Officer is to make a reasonable attempt to find a suitable area for impounding.
- The impounding Officer should make a reasonable attempt to seek permission from the landowner prior to impounding stray stock on private land. Councils in cooperation with the Local Land Services, Department of Primary Industries, National Farmers Federation and the Meat and Livestock Association are to encourage landowners that manage/own certified properties (EU, QA) to use appropriate identification on fences and gates.
- In the event that stray stock requires removal from the site then the Impounding Officer shall contact a suitable stock carrier and have the stock relocated to a suitable impounding area. The cost of the stock carrier shall be passed onto the registered owner of the stray stock.

Overtaken Stock Carrier

In the event of an incident involving a stock transport vehicle:

- An overturned stock transport vehicle is considered an accident scene therefore the Police and LLS are to be notified and will manage the accident scene.

Animal Welfare and Disease

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- The Impounding Officer will manage live animals in accordance with the Prevention of Cruelty to Animals Act 1979.
- All care should be taken by the Impounding Officer to manage stock in a manner that will not facilitate the spread of disease.

Disposal of Dead Stock

- The Impounding Officer is not responsible for the disposal of dead stock as this is the responsibility of the carrier / stock owner.

If the Impounding Officer is unable to ascertain the identity of the owner of stock, either the Local Land Services or Council will proceed to collect and dispose of stock. The Impounding Officer should collect photographs and written details of dead stock for Council records.

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POLICY:-	
Policy Title:	Release of Subdivision Certificates Policy
File reference:	F10/618-04
Date Policy was adopted by Council initially:	18 November 2004
Resolution Number:	318/04
Other Review Dates:	15 September 2011, 20 February 2014
Previous Resolution Numbers:	341/11, 10/14
Current Policy adopted by Council:	21 July 2022
Resolution Number:	155/22
Next Policy Review Date:	2025

PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	
Procedure/guideline reference number:	

RESPONSIBILITY:-	
Draft Policy Developed by:	Director of Environment and Planning
Committee/s (if any) consulted in the development of this policy::	
Responsibility for implementation:	Director of Environment and Planning
Responsibility for review of Policy:	Director of Environment and Planning

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INTENT OF POLICY

The intention of this policy is to ensure that all development approval conditions of a subdivision are satisfied. Under the Environmental Planning and Assessment Act 1979, subdivision is a form of development that requires approval. Approval of a plan of subdivision is given in the form of a Subdivision Certificate.

GUIDELINES AND PROCEDURES

Subdivision Certificates will be issued by staff with appropriate delegation when:

- A completed subdivision certificate application is received, receipted and registered with the following supporting information;
 - The original plan Final Plan of Subdivision, including indication of the locations of any easements and permanent improvements, and;
 - A corresponding Deposited Plan Administration Sheet („Plan Form 6“) indicating a schedule of addresses in accordance with Clause 60 of the Surveying and Spatial Information Regulation 2012.
 - Compliance checklist stating how all development approval conditions have been complied with.

RELATED LEGISLATION AND COUNCIL POLICIES

The following legislation and Council Policies and documents that are relevant to this Policy include:

- Surveying and Spatial Information Regulation 2012
- Environmental Planning and Assessment Act, 1979 (as amended).
- Real Property Act 1900.
- Real Property and Conveyancing Legislation Amendment Act 2009.
- Road Naming Policy
- AS/NZS 4819:2011 – Rural and Urban Addressing
- Development Bonding Policy
- Street Numbering – Urban Areas Policy

VARIATION

Council reserves the right to vary or revoke this policy.

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POLICY:-	
Policy Title:	Street Numbering – Urban Areas Policy
File reference:	F10/618-04
Date Policy was adopted by Council initially:	23 August 2007
Resolution Number:	252/07
Other Review Dates:	15 September 2011, 20 February 2014
Previous Resolution Numbers:	344/11, 09/14
Current Policy adopted by Council:	21 July 2022
Resolution Number:	156/22
Next Policy Review Date:	2025

PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	
Procedure/guideline reference number:	

RESPONSIBILITY:-	
Draft Policy Developed by:	Director of Environment and Planning
Committee/s (if any) consulted in the development of this policy::	N/A
Responsibility for implementation:	Director of Environment and Planning
Responsibility for review of Policy:	Director of Environment and Planning

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1. Introduction:

New residential subdivisions in urban areas have reinforced the need for a Policy for street numbering, which can be easily and consistently applied. This Policy conforms to the Standard Australian and New Zealand Standard AS/NZS 4819:2011 “Rural and Urban Addressing”.

This policy applies to the numbering of all properties in urban areas;

- 1.1 When new allotments are created,
- 1.2 When there are physical changes to existing allotments (e.g. subdivision),
- 1.3 When there is a change in the number or disposition of allotments, and
- 1.4 When Council allocates or reviews street number(s) for existing properties

2. Policy Objectives.

- 2.1 To identify properties in urban areas within Upper Lachlan Shire Council by using a system of street numbering that is clear, logical and unambiguous.
- 2.2 To assist drivers of emergency vehicles, Australia Post, service providers and the general public to establish the location of individual properties.

3. Policy Conditions, Guidelines and Procedures.

- 3.1 Street numbering for all streets is based on determining the “start point” of the street. The start point is determined using the hierarchical system.
- 3.2 For streets running between streets of unequal importance (e.g. between an arterial road and a local road), the numbering shall start at the street of greater importance.
- 3.3 For streets running between streets of equal importance (e.g. between two local roads), the numbering may start from either end, consistent with surrounding streets.
- 3.4 The start point for a cul-de-sac shall be the entrance.
- 3.5 Each property within a street shall be allocated a unique number within that street. Once the start point has been determined, numbering away from the start point shall be determined.
- 3.6 AS/NZS 4819 is not intended to be retrospective. Therefore existing street numbering is generally to be maintained. New property numbers allocated amongst existing properties will be allocated as per existing system, and AS/NZS 4819 will be applied for any new streets.
- 3.7 Using the protocols within AS/NZS 4819, street numbers shall be allocated from the start point of the street, with odd numbers on the right and even numbers on the left.
- 3.8 Street numbers shall be allocated with consideration to the size of allotments, allowing for possible future development.
- 3.9 Where land is used by multiple users, such as flats, units or shops, each occupier is to be allocated an individual number. For example, Flat 1/21, Flat 2/21, Flat

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- 3/21, Flat 4/21. In this case the numbers shall ascend in the same direction as the street numbering, or from the front of the street towards the rear.
- 3.10 Where there is no common property, and there is no reasonable alternative, an alphabetical suffix may be used. For example, an existing block number 20 is subdivided into 3 blocks. The 3 “new” blocks thus formed will be “20”, “20A” and “20B”, numbered from “18” towards “22”.
- 3.11 Where properties have more than one street abuttal, for example a corner block, numbering shall generally be allocated to the shortest street abuttal. Allocation to another street frontage may be approved at request of owner, provided this does not disturb existing numbering pattern. Access to site and building design will be considered.
- 3.12 If renumbering of all or part of a street is deemed necessary, the administration will prepare a proposed allotment of numbers and notify the owners of the properties that Council invites comments within 28 days.
- 3.13 If objection to the proposed numbers is received from less than 20% of the owners, the proposed numbers will be assigned and the owners advised in writing.
- 3.14 If objection to the proposed numbers is received from 20% or more of the owners, the administration will prepare a Report for consideration by Council and advise the owners of the Council’s decision.
- 3.15 When new or changed street numbers have been allocated, Council will forward advice to the property owner, Australia Post, NSW Electoral Commission, NSW Land Registry Services Information all Council Units having an interest in the numbering of properties, and any other organisations or authorities considered appropriate.
- 3.16 Street numbers allocated by Council shall be prominently displayed to the street abuttal to which the property is numbered.
- 3.17 If additionally the number is displayed to any other street abuttal, such number shall be accompanied by a display of the street name to which the property is numbered.

In accordance with Resolution No 82/11 – Upper Lachlan Shire Council will not provide for any financial compensation due to proposed urban addressing changes within the Shire.

RELATED LEGISLATION AND COUNCIL POLICIES

The following legislation and Council Policies and documents that are relevant to this Policy include:

- AS/NZS 4819:2011 – Rural and Urban Addressing
- Road Naming Policy

Variation

Council reserves the right to vary or revoke this policy.

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POLICY:-	
Policy Title:	Enforcement Policy
File reference:	F10/618-07
Date Policy was adopted by Council initially:	18 June 2009
Resolution Number:	239/09
Other Review Dates:	20 June 2013, 20 July 2017
Previous Resolution Number:	164/13, 224/17
Current Policy adopted by Council:	21 July 2022
Resolution Number:	157/22
Next Policy Review Date:	2025

PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	
Procedure/guideline reference number:	

RESPONSIBILITY:-	
Draft Policy Developed by:	Director of Environment and Planning
Committee/s (if any) consulted in the development of this policy::	N/A
Responsibility for implementation:	Director of Environment and Planning
Responsibility for review of Policy:	Director of Environment and Planning

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POLICY:-	
Policy Title:	Keeping of Poultry (Residential Areas)
File reference:	F10/618-04
Date Policy was adopted by Council initially:	21 April 2011
Resolution Number:	120/11
Other Review Dates:	19 September 2019
Previous Resolution Numbers:	244/19
Current Policy adopted by Council:	21 July 2022
Resolution Number:	158/22
Next Policy Review Date:	2025

PROCEDURES/GUIDELINES:-	
Date procedure/guideline was developed;	
Procedure/guideline reference number:	

RESPONSIBILITY:-	
Draft Policy Developed by:	Director Environment and Planning
Committee/s (if any) consulted in the development of this policy::	
Responsibility for implementation:	Director Environment and Planning
Responsibility for review of Policy:	Director Environment and Planning

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OBJECTIVE

The objective of this Policy is to maintain residential amenity and minimise the nuisance affects associated with the keeping of poultry in urban areas.

GENERAL

The keeping of poultry, specifically in relation to the manner in which they are kept, can be subject of Orders pursuant to Section 124 of the Local Government Act 1993.

The Regulation to the Act (specifically Schedule 2 of the Local Government (General) Regulation 2005) includes standards for the keeping of specific birds or animals being poultry. These provisions must be read in connection with this Policy.

Certain animal shelters should not be erected or located at premises without prior approval of Council. Council will consider the circumstances of individual proposals and will normally consult with neighbours as provided for in Council's Development Control Plan.

TABLE OF REQUIREMENTS

ANIMAL	MAXIMUM NUMBER	MINIMUM DISTANCE (from certain buildings)	ADVISORY NOTES
Hens	No maximum numbers	4.5 metres (or such greater distance as the Council may determine in a particular case) of a dwelling, public hall, school or premises used for the manufacture, preparation, sale of storage of food.	The keeping of poultry must not create a nuisance or be dangerous or injurious to health. Poultry yards must at all times be kept clean, free from rats and mice, and free from offensive odours at all times.
Roosters	Limited/Restricted	15.2 metres.	The keeping of roosters must not create a nuisance or be dangerous or injurious to health. Roosters should be housed within a properly constructed sound reduction shed. If an offending rooster continues to cause a

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			noise problem within the neighbourhood Council may proceed with further action under the Protection of the Environment and Operations Act 1997. Poultry yards must at all times be kept clean, free from rats and mice, and free from offensive odours at all times.
Roosters	Limited/Restricted	15.2 metres.	The keeping of roosters must not create a nuisance or be dangerous or injurious to health. Roosters should be housed within a properly constructed sound reduction shed. If an offending rooster continues to cause a noise problem within the neighbourhood Council may proceed with further action under the Protection of the Environment and Operations Act 1997. Poultry yards must at all times be kept clean, free from rats and mice, and free from offensive odours at all times.
Other poultry including ducks, geese, turkeys, peafowl and other pheasants	Maximum of five	15.2 metres.	The keeping of poultry must not create a nuisance or be dangerous or injurious to health. Poultry yards must at all times be kept clean, free from rats and mice, and free from offensive odours at all times.

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COUNCIL'S POWER TO CONTROL AND REGULATE THE KEEPING OF ANIMALS

Generally, Council's powers to control and regulate the keeping of animals are provided under Section 124 of the Local Government Act 1993 and the local Government (general) Regulation 2005.

This Policy is intended to be used by Council to provide guidance about the criteria Council will use when determining whether to exercise its powers and issue an order when it becomes aware that animals are causing some form of undesirable impact on the community.

Council may, in appropriate circumstances, issue an Order to:

- Prohibit the keeping of various kinds of animals;
- Restrict the number of various kinds of animals to be kept at the premises; and
- Require that animals be kept in a specific manner.

It is advised that Council can exercise further controls over animals under the following Acts:

- Protection of the Environmental Operations Act 1997;
- Environmental Planning and Assessment Act 1979
- Impounding Act 1993; and
- Food Act 2003
-

GIVING ORDERS BY COUNCIL

Upon complaint, Council will inspect the premises and discuss any concerns with the owner/tenant of the premises in question. In addition, Council may liaise with community representatives with regard to solving the problem.

Where a problem is identified with the keeping of poultry and it cannot be resolved by consultation, the Council will proceed to issue notice of its intention to serve an Order.

Normally a person will be given the opportunity to make representations to Council prior to a formal Order being issued. In situations where urgency is required, an emergency Order may be issued without prior notice.

RELATED LEGISLATION AND COUNCIL POLICIES

The following Legislation and Council Policies and documents that are relevant to this Policy include:

- Local Government Act 1993
- Local Government Regulations 2005

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- Protection of the Environmental Operations Act 1997;
- Environmental Planning and Assessment Act 1979
- Impounding Act 1993; and
- Food Act 2003

VARIATION

Council reserves the right to review, vary or revoke this policy.

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SECTION 13: FINANCE AND ADMINISTRATION

ITEM 13.1 DELIVERY PROGRAM BI-ANNUAL REVIEW 2021/2022

161/22 **RESOLVED** by Cr M McDonald and Cr Searl

1. Council adopt the Delivery Program Review for the six month period ended 30 June 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

ITEM 13.2 REVIEW OF PAYMENT OF EXPENSES AND PROVISION OF FACILITIES POLICY

162/22 **RESOLVED** by Cr M McDonald and Cr Searl

1. Council under Section 252, of the Local Government Act 1993, review the Payment of Expenses and Provision of Facilities Policy.
2. Under Section 253, of the Local Government Act 1993, Council gives public notice of its intention to adopt and amend the Payment of Expenses and Provision of Facilities Policy allowing 28 days public exhibition period for members of the community to make public submissions.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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Refer to Council website for Exhibition Documents

ITEM 13.3

CODE OF CONDUCT REVIEW

163/22

RESOLVED by Cr M McDonald and Cr Searl

1. Council adopts the prescribed Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW in accordance with Section 440 (7) of the Local Government Act 1993.

- CARRIED

Councillors who voted for:-

Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

Refer to Council website for adopted Code of Conduct.

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ITEM 13.4 RE-ESTABLISHMENT OF AUDIT, RISK AND IMPROVEMENT COMMITTEE

MOVED by Cr M McDonald and Cr Searl

1. Council receive and note the report on the establishment of a shared Audit, Risk and Investment Committee with Canberra Region Joint Organisation, Goulburn Mulwaree Council, Upper Lachlan Shire Council and Yass Valley Council.
2. Council adopt the Audit Risk and Improvement Committee Charter as presented and adopted by the Canberra Region Joint Organisation Board.

An **AMENDMENT** was moved by Cr M McDonald and Cr Woodbridge that the recommendation be amended to –

1. Council receive and note the report on the establishment of a shared Audit, Risk and Investment Committee with Canberra Region Joint Organisation, Goulburn Mulwaree Council, Upper Lachlan Shire Council and Yass Valley Council.
2. Council adopt the Audit Risk and Improvement Committee (ARIC) Charter as presented and adopted by the Canberra Region Joint Organisation Board subject to ARIC committee members composition outlined in Office of Local Government Circular to Councils 22-21 - Update on membership requirements for audit, risk and improvement committees. Noting that the NSW Government Prequalification Scheme for Audit and Risk Committee Chairs and Members Scheme is not suitable for use by Council and joint organisations.
3. Council supports non-voting Councillor member of the committee. Council approve Councillor Paul Culhane to apply to be the non-voting committee member.

- CARRIED

Councillors who voted for:-

Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

On being put to the meeting the Amendment was carried therefore becoming the recommendation.

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RESOLVED by Cr M McDonald and Cr Woodbridge that –

1. Council receive and note the report on the establishment of a shared Audit, Risk and Investment Committee with Canberra Region Joint Organisation, Goulburn Mulwaree Council, Upper Lachlan Shire Council and Yass Valley Council.
2. Council adopt the Audit Risk and Improvement Committee (ARIC) Charter as presented and adopted by the Canberra Region Joint Organisation Board subject to ARIC committee members composition outlined in Office of Local Government Circular to Councils 22-21 - Update on membership requirements for audit, risk and improvement committees. Noting that the NSW Government Prequalification Scheme for Audit and Risk Committee Chairs and Members Scheme is not suitable for use by Council and joint organisations.
3. Council supports non-voting Councillor member of the committee. Council approve Councillor Paul Culhane to apply to be the non-voting committee member.

- CARRIED

Councillors who voted for:-

Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

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SECTION 14: GENERAL MANAGER

ITEM 14.1 MAAC - UPDATE

165/22

RESOLVED by Cr M McDonald and Cr Searl

1. Seek grants to provide additional infrastructure to warm the outdoor pool.
2. Investigate options to generate income to cover the additional operational costs to warm the outdoor pool.
3. Investigate options to offset electricity costs.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 15: LATE REPORTS

Nil

COMMITTEES AND DELEGATES

ITEM 16.1 REPORTS FROM COMMITTEES FOR THE MONTH OF JULY 2022

166/22

RESOLVED by Cr M McDonald and Cr Searl

That Item 16.1 - Minutes of Committee/Information listed below be received:

1. Breadalbane Hall Committee – Meeting Minutes from 19 June 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

167/22 Councillors who voted against:- Nil

RESOLVED by Cr M McDonald and Cr Woodbridge

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2. Gunning Shire Hall and Showground Advisory Committee – Meeting Minutes – 6 June 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

168/22

RESOLVED by Cr M McDonald and Cr Woodbridge that –

3. Cullerin Range Windfarm Committee Fund S355 Committee meeting minutes – 30 June 2022

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

169/22

RESOLVED by Cr M McDonald and Cr Reynolds that –

4. Gullen Range Windfarm Committee Fund S355 Committee meeting - 7 July 2022.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

5. Local Traffic Committee – Meeting Minutes – 30 June 2022.

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HELD IN THE COUNCIL CHAMBERS
ON 21 JULY 2022

170/22

RESOLVED by Cr Searl and Cr Woodbridge that –

That items 4.1 - 4.5 of Local Traffic Committee minutes from meeting held 30 June 2022 be adopted

ITEM 4.1 REQUEST FOR 'GIVE WAY' SIGN AT HUMES CREEK BRIDGE, GURRUNDAH ROAD

1. Vegetation removal be undertaken at Humes Creek Bridge
2. Further assessment be carried out of the bridge with a report to be sent to Local Traffic Committee to determine suitability of further signage and line marking in consultation with Australian Standards 1742.2-2009 Section 4.6.2 at this location.

ITEM 4.2 REQUEST TO INSTALL A GUARDRAIL ON GUNDAROO ROAD GUNNING

1. The current treatments that are being proposed are not under the delegations of the Local Traffic Committee and as such matter is referred back to Council to decide whether to proceed with recommendation in report. further assessment including traffic count will be carried out and referred back to Local Traffic Committee if necessary.

ITEM 4.3 REQUEST TO INSTALL 'REDUCE SPEED TO CONDITIONS' SIGNS ON THE COLLECTOR-BREADALBANE ROAD

1. The Committee was advised that this item does not fall under the delegation of the Local Traffic Committee. Speed zone reviews fall under Transport for NSW. Council will submit a request for a full speed zone review to be carried out on this road.

ITEM 4.4 REQUEST TO INSTALL 'GIVE WAY' AND WARNING SIGNS AT THE INTERSECTION OF CARR STREET AND SALEYARDS ROAD, CROOKWELL

1. Install a 'GIVE WAY' sign on Carr Street at the intersection with Saleyards Road, including appropriate road markings.
2. Install a pictorial bicycle / pedestrian sign and bi-directional sign on Carr Street 80 metres prior to the intersection with Saleyards Road.

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3. That the Traffic committee defer the decision on whether warning or small 'GIVE WAY' signs should be installed adjacent to the footpath on Saleyards Road, either side of the intersection with Carr Street.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 17: NOTICES OF MOTION

Nil

SECTION 18: QUESTIONS WITH NOTICE

ITEM 18.1 MAAC

171/22

RESOLVED by Cr M McDonald and Cr Reynolds

Refer to the business paper for 21 July 2022 Council Meeting for the General Manager's comments.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

Council closed its meeting at 2:55pm and the public, staff and press left the chambers and live streaming ceased.

Mrs K McCarthy left the meeting in accordance with her declaration and Ms S Pearman resumed as Minute Secretary the time being 14:55pm.

CLOSED COUNCIL ITEMS

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
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In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in 10A (2) of the Act and should be dealt with in a part of the meeting closed to the public and the media.

***Note:** Pursuant to Clause 25(1) of the Local Government (Meetings) Regulation, Council invites verbal representation by members of the public about whether the items listed below should not be considered by Council in a Closed Meeting. The items are:*

172/22 **RESOLVED** by Cr Searl and Cr Woodbridge

1. That Council move into closed Council to consider business identified, together with any late reports tabled at the meeting.
2. That pursuant to of the Local Government Act 1993: the press and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A (2) (2g) and 10A (2d(i)) as outlined above.
3. That the report relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.

- CARRIED

Councillors who voted for:- Crs P Culhane, M McDonald, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

UPPER LACHLAN SHIRE COUNCIL
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ITEM 19.2
175/22

CONTRACT FOR THE SUPPLY AND DELIVERY OF BULK FUEL
RESOLVED by Cr O'Brien and Cr Searl

1. Council accept the following organisations for the supply and delivery of bulk fuel commencing in July 2022:-
 - Lowes Petroleum
 - Onsite Fuel Rural – Xpress Group
 - Park Fuels P/L
2. Council delegates the General Manager authority to execute the Bulk Fuel contract/s for a two year term, with a twelve month contract extension option.
3. Council advise Central NSW Joint Organisation of Council's decision.

- CARRIED

Councillors who voted for:-

Crs P Culhane, M McDonald, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

