



BOGAN SHIRE COUNCIL

Business Paper

26 October 2017

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19 October 2017

COUNCIL MEETING NOTICE

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 26 October 2017 at 9.30am.

AGENDA

1. Opening Prayer
2. Remembrances
3. Apologies
4. Declarations of Interest
5. Confirmation of the Closed and Confidential Minutes of the Council Meeting held on 28 September 2017
6. Confirmation of the Ordinary Minutes of the Council Meeting held on 28 September 2017
7. Committee Meeting Minutes
8. Mayoral Minute
9. General Manager's Report incorporating reports from:-
 - People and Community Services
 - Finance and Corporate Services
 - Engineering Services
 - Development and Environmental Services
10. Correspondence
11. Grants and Funding

Your attendance at this meeting would be appreciated.

Yours sincerely

Cathy Ellison
Executive Assistant

**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

COMMITTEE MEETING MINUTES

1 NYNGAN MUSEUM MEETING

Attached are the Minutes of the Nyngan Museum Committee Meeting held on 2 August 2017.

1.1 Recommendation: That the Minutes of the Nyngan Museum Committee Meeting held on 2 August 2017 be received and noted.

Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017

Nyngan Museum Meeting Date: **2nd August 2017** Venue: **Nyngan
Museum**

Present:

Glad Eldridge, Leonie Montgomery, Val Keighran, Peter Keighran, Collin Pardy, Yvonne Pardy, Anne Quarmby, Hugh

Sibbald, Venita Dutton, Abigail McLaughlin, Katie Sinclair

Minutes: Leonie Montgomery

Apologies: *Anna Corby, Margaret Sibbald, Bay Lovett*

Guests:

Minutes last meeting: **Move:** *Leonie Montgomery* **second:** *Katie Sinclair*

Business Arising from Minutes:

- *Medals were ordered on 23/07/2017*

Correspondence In:

Correspondence Out:

**Email to Garry Norford to accept donation.*

- *The kerosene refrigerator will be kept on the platform not inside the building.*

Treasurers Report attached: **read and moved:** Collin **2nd:** Glad

The yellow column to differentiate the Museum sales items from the VIC items is working well except for confusion between the \$5 hand towels and the tea towels.

Coll requests please be more detailed when writing the sales item to avoid confusion when reconciling the income.

**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

General Business:

- *Wendy Robb has offered the scales and cash register from the Jockey Club. They don't have to be picked up straight away.*
- *Need a working bee to clean the main museum. Saturday 26th August is the suggested day.*
- *Ag Expo – Decision not to have a stand at the expo. Robin Harris needs to be informed.*
- *Val to organize a sympathy card for Bay Lovett on the passing of her brother.*
- *Abigail requires a letter of support from the Museum Committee for funding for the indigenous garden. Apparently Ann has written a draft. Leonie to find and give to Abigail.*

Abigail's Report:

Abigail does not have a report, but will answer maintenance questions.

Maintenance Report:

- *John Holland will go through when the SES vacate to see what needs doing.*
- *The contract's not clear about who is responsible for different features requiring repair.*

Meeting Closed: 10.00 am Next meeting 6th September.

REPORT TO ORDINARY MEETING OF COUNCIL – MAYORAL MINUTE

Councillors

I submit the following report for consideration:-

1 ESSENTIAL ENERGY CONTRACTORS

Councillors would be aware that Essential Energy Contractors have been in town over recent weeks pruning the trees below or near the power lines. Whilst it is well understood that the power lines need to be kept in a safe condition from branches, the timing of the prune, entering summer months for a hot western town, was very wrong as was the severity of the prune. A lot of shade was lost, and a lot of blossoms taken from flowering eucalypt trees. The Contractors also carried out very severe prunes to some trees, obviously to avoid having to return for a few years, very much to the detriment of the appearance of the trees, and town entrances. We have had a visit from some Essential Energy officials after complaining strongly. I seek Council's support for a strong letter to Essential Energy about this. Bourke Shire Council has also had similar problems. A far better situation existed when local Essential Energy employers carried out the tree maintenance.

1.1 Recommendation: For Council's Consideration.

2 MACQUARIE HOMESTAY

The Tour de OROC bike riders were through town recently raising funds for the ongoing construction of the accommodation at Dubbo hospital for the family members of patients. A very successful dinner and auction was held at the Bowling Club, raising about \$4,000. I donated \$500 from Bogan Shire Council and seek Council's confirmation.

2.1 Recommendation: For Council's Consideration

Ray Donald OAM

Mayor

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER'S REPORT

Mayor and Councillors

The following report is submitted for consideration:-

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	13/12/2012 28/03/2013	418/2012 098/2013	Davidson Park Revitalisation Program	Establish paving pathways to the mural.	MDES	Work commenced.
2	26/09/2014	363/2014	Fire Safety Audit Program	Further report on progress of compliance with Program.	MDES	Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners / Boards. Agreement on required works achieved with several owners / Boards.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

	26/02/2015	033/2015		Legal proceedings including the issuing of Notices and Orders to commence against the owner/occupier of any premises who fails to confirm their agreement to comply with the findings of the FSAR.		Efforts still being made to have owners upgrade building voluntarily.
3	25/02/2016	022/2016	Bogan Bush Mobile	Delegation is planned to meet with Minister.	GM	Meeting held 1 December 2016.
	15/12/2016	481/2016		Council works together with MCSA & other Councils in Parkes Electorate to formulate a combined response to the proposed BBF funding changes, expressing grave concerns that a valuable service to our rural families will be lost.		Council's response report sent to PwC, with a copy to Mark Coulton on 27 Jan 2017. Submission has been made to Senate Enquiry. BBM has been assured of ongoing funding but it is uncertain what form this will take. Awaiting follow up visit from consultants, PwC. Council staff working on funding / operating model with PwC and Department of Education.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017

<p>UPDATE Council staff have completed a draft budget and are currently working on a business plan to be submitted to the Department of Education. The draft budget aligns closely with how the service currently operates. Two delegates from PwC will be visiting the Bush Mobile on Friday 3 November to review Council's Business Plan prior to the application being submitted to the Department of Education by the end of November 2017.</p>									
			<p>The General Manager work with Peter Zanetti to undertake the necessary work to complete the reinstatement of the wall & mural.</p>						
					<p>Bicentennial Wall & Ceramic Mural</p>				
						<p>078/2016 485/2016</p>			
									<p>UPDATE Community workshops held on Saturday 12 and Sunday 13 August 2017, with 20 people participating. Wall has been reconstructed with only minor works outstanding.</p> <p>UPDATE All files have been remade.</p>

General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017

5	27/10/2016	423/2016	Seniors Living Rental Units	-	<p>Consult with community to gauge interest in the project before making a decision on which location & how many units to build & advise prospective tenants of what the highest rental payment will be & what they would receive for their payment.</p>	<p>GM</p>	<p>Public Information Meeting 14 December 2016.</p> <p>Community expressed a preference for the Cobar/Dandaloo Streets site. Grant application made under Resources for Regions Program. Building Better Regions Grant Program identified as a match for this project. Round 2 expected in November 2017.</p>	<p>A report has been presented to Council detailing the estimated cost of the development once the construction plans have been received and quantified.</p>
6	27/04/2017	109/2017	National Broadband & Network Design		<p>Council approve \$7,000 in the current year's budget to have the construction plans compiled.</p>	<p>MDES</p>	<p>COMPLETED</p> <p>Reply received from Mark Coulton MP advising he has contacted NBN & the Minister for Regional Communications on Council's behalf. The Minister for Regional Communications will investigate this matter and report back.</p>	<p>Council raises it concern with the current footprint with the Minister for Communications & Arts & member for Parkes to ensure that our community is able to fully benefit from the fixed line NBN delivery.</p>

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

<p>UPDATE: Early Learning Centre will receive Fixed Line NBN. No further changes provided to the footprint at this stage. Precisis refers.</p>						
<p>Due to recent changes in legislation relating to native vegetation removal there will be the need for an ecological assessment on the 3 kms of road to determine if threatened species of fauna are located there.</p> <p>COMPLETED – refer below</p>	<p>ENG</p>	<p>Council agree to the construction & clearing of the Neeroc Road extension at an estimated cost of \$50,000 provided AGL agree to pay all costs associated with the construction including the cost of transferring the Crown Road section to Council ownership & 3kms of fencing alongside Lot 38.</p>	<p>Neeroc Road Extension</p>	<p>262/2017</p>	<p>24/08/2017</p>	<p>7</p>

General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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	28/09/2017	301/2017	<p>Council withdraw its objection to the closure of Crown Land between Lot 36 & Lot 37, DP752891 & transfer of the road reserve to Mr William Carter on condition that Council is provided with a copy of the proposed easement conditions to determine whether they appear reasonable.</p>	<p>MDES</p>	
		302/2017	<p>Council seek clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.</p>		<p>UPDATE: Letter to Crown Lands Office sent.</p>

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

8	28/09/2017	283/2017	Medical Centre	The General Manager in consultation with PHN proceeds to recruit & engage a second doctor for the BSMC.	GM	UPDATE: PHN engaged to do recruitment.
9	28/09/2017	285/2017	Australia Day Awards	Council advertises for two community members to be part of the Committee to evaluate the merit of nominations.	MP&C	UPDATE: Council advertised for two community members in the Council Column and via a Public Notice in the Nyngan Observer (4 October edition). Closing date for expressions of interest was Monday 16 October 2017.
10	28/09/2017	299/2017	New Cemetery Entrance Design Proposal	The general specifications for the design of the cemetery entrance be presented to Council prior to advertising for community comment on design options.	MDES	UPDATE: Report refers.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

1.1 Recommendation

That the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.

2 PECUNIARY INTEREST RETURNS

Summary:

Tabling of the Pecuniary Interest Register is a requirement under Section 450A of the Local Government Act.

2.1 Introduction

The purpose of this report is to table the Pecuniary Interest Register.

2.2 Background

Tabling of the Register is a requirement under Section 450A of the Local Government Act.

2.3 Discussion

For noting.

2.4 Recommendation

That Pecuniary Interest Register be received and noted.

3 CHRISTMAS – NEW YEAR CLOSURE

Summary:

- *The purpose of this report is to obtain Council's approval for the closure of Council offices over the Christmas/New Year holiday period.*
- *As a long-established practice in common with other Councils, Bogan Shire Council has closed its Council offices between Christmas and New Year.*
- *Following the past practice, this would mean that the Shire offices would be closed for what would otherwise be normal working days on Wednesday, Thursday and Friday 27, 28 and 29 December 2017.*

3.1 Introduction

The purpose of this report is to obtain Council's approval for the closure of Council offices over the Christmas/New Year holiday period.

3.2 Background

As a long-established practice in common with other Councils, Bogan Shire Council has closed its Council offices between Christmas and New Year.

3.3 Discussion

Christmas Day and Boxing Day fall on a Monday and Tuesday this year and New Year's Day on the following Monday.

Following past practice, this would mean that the Shire offices would be closed for what would otherwise be normal working days on Wednesday 27, Thursday 28 and Friday 29 December 2017.

3.4 Recommendation

That in addition to the public holidays over the Christmas / New Year period, Council closes the Shire Offices on 27, 28 and 29 December 2017 and advises the community accordingly.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

4 DECEMBER / JANUARY RECESS

Summary:

- *The purpose of this report is for Council to consider the option of going into recess during December / January.*
- *Council has in the recent past not held an Ordinary Monthly Meeting in January.*
- *It is common for Councils to go into recess over the holiday season.*

4.1 Introduction

The purpose of this report is for Council to consider the option of going into recess during December / January.

4.2 Background

Council has in the recent past not held an Ordinary Monthly Meeting in January.

4.3 Discussion

It is common for Councils to go into recess over the holiday season. At that time of year a number of people, including Councillors and staff take holidays. Generally speaking, this is a quieter period for Government, suppliers and professional advisors as well, resulting in less need for Council decision-making than at other times of the year.

Not having regular meetings can result in delays in decision-making. Council has previously, subject to the limitations in Section 377 of the Local Government Act 1993, delegated certain Council functions, including making decisions that would otherwise be made by Council, to the Mayor, Deputy Mayor and General Manager for this period – with Councillors to be contacted if practical. These decisions should be reported to the Council at its first meeting in the New Year.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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4.4 Recommendation

1. Council goes into recess from 22 December 2017 until 31 January 2018 and consequently does not have an Ordinary Meeting during January 2018.
2. Pursuant to and subject to the limitations of Section 377 of the Local Government Act, Council grants authority to the Mayor, Deputy Mayor and General Manager with Councillors to be contacted if practical, to make decisions on behalf of Council during this recess period.
3. Any such decisions are to be reported to the Council at its first meeting in 2018.

**Derek Francis
General Manager**

REPORT TO THE ORDINARY MEETING OF COUNCIL – PEOPLE AND COMMUNITY SERVICES

Mayor and Councillors

The following report is submitted for consideration:-

1 LIBRARY REPORT

Summary:-

The purpose of this report is to provide Council with information both statistical and informative in regards to the Library's function.

1.1 Introduction

The purpose of this report is to provide Council with information both statistical and informative in regards to the Library's function.

1.2 Background

Historically the Library Manager has provided this report for the information of Councillors.

1.3 Discussion

Another busy quarter at the library with many activities involving the community:-

- During July, the Library together with Council hosted the NAIDOC poster morning with 18 children and 4 parents attending. Two holiday craft mornings were also held, with 12 children and 5 parents, and 11 children and 7 parents attending respectively.
- The Book Link Reading Program finished early August. Mrs Margaret McGlynn from the Nyngan CWA presented readers and age group winners with their certificates, book prizes and vouchers at a presentation day.
- Country Women's Association International Country of Study for 2017 was Nepal and the Library once again displayed the Year 5/6 posters from St. Joseph's Catholic School and PowerPoint Presentations from children from Nyngan Public School. The posters and presentations were of exceptional standard and there was much interest in them while they were on display in the Library.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

- For Children's Book Week the Library hosted a Story Time for Nyngan Pre-School group reading books which received the Book of the Year:-
 - Early Childhood Winner – "Go Home, Cheeky Animals" by Johann Bell;
 - Honour Awards – "Nannie Loves" by Kylie Dunstan: and
 - "Gary" (about a flightless pigeon) by Leila Rudge.
- The Library has copies of most of the nominated and winning books for Older Readers, Younger Readers, and Early Childhood available for loan.
- On Wednesday 23 August the Library hosted the Author Scott Whitaker, who is travelling around NSW to promote his latest book "Railway Hotels of Australia" Volume 2, New South Wales. He has 3 books about Railway Hotels in Victoria, Queensland and New South Wales. The book is about the changes that the railway brought to the towns, the social development of regional NSW and local history associated with those times and includes many photos of the old hotels of then and now. Those who attended had a very interesting morning. The Library has purchased a copy of this book and is available for perusal in the Library.
- The Library Spydus System underwent a major upgrade on Wednesday 30 August.
- The North Western Library Service will be holding its AGM Meeting at Nyngan on Wednesday 6 December, 2017 commencing at 10.30 am. Bogan Shire Library will be this year's host for the meeting. Attending will be North Western Library Managers, NW Chairperson Councillor Pauline Serdity (Warren), Councillor representatives from each Council and Council Managers that can attend.
- Two craft mornings were held during the recent holidays. 18 children enjoyed decorating tote bags and tea light holders, played with Lego, and made Halloween baskets and butterfly fridge magnets.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

Statistics

Statistics for the past quarter dating from 1.07.17 to 30.09.17 are as follows with a comparison of the previous year figures for the same period:-

July 1 – September 30, 2016		July 1 – September 30, 2017	
Adult Fiction	766	Adult Fiction	804
Western Fiction	120	Western Fiction	43
Large Print	381	Large Print	365
Magazines	136	Magazines	323
Adult Non Fiction	96	Adult Non Fiction	134
Talking Books	38	Talking Books	89
Stories are Magic	57	Stories are Magic	87
Junior Fiction	420	Junior Fiction	358
Junior Non Fiction	13	Junior Non Fiction	13
Easy & Easy2 & RR	480	Easy & Easy2 & RR	612
Toys	12	Toys	18
Home Start Resources	10	Home Start Resources	35
Junior Talking Books	9	Junior Talking Books	8
Young Adult Fiction	95	Young Adult Fiction	94
Equipment	2	Equipment	0
DVD's	448	DVD's	780
TOTAL ISSUES	3074	TOTAL ISSUES	3760
TOTAL MEMBERS	2530	TOTAL MEMBERS	2586
New Members	24	New Members	10
Internet Usage	1968	Internet Usage	1976
People counter	3703	People Counter	3750

Other manual stats included for the past 3 months:-

Inquiries: 94

No. people using computers: 889

Computer IT Help: 127

Wi-Fi: 280

Clients also used the library for study, tutoring, meetings, play time and Wi-Fi usage.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

North Western Library Borrow Box Loans (June 2016 – June 2017)

Ebooks: 2267

eAudio: 3512

5929 users with 353 active users.

3.1 Recommendation

That the Library Report 1 July 2017 to 30 September 2017 be received and noted.

**Debb Wood
Manager People and Community**

REPORT TO THE ORDINARY MEETING OF COUNCIL – FINANCE AND CORPORATE SERVICES

Mayor and Councillors

The following reports are submitted for consideration:-

1 BANK RECONCILIATION

Summary:-

The report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 30 September 2017.

1.2 Introduction

The purpose of this report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 30 September 2017.

1.3 Background

The presentation of the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Accounts is not a requirement of any Act, however historically it has been provided for the information of Councillors.

Bank Reconciliation for September 2017

Council General Fund

Bank Statement Balance	\$	100,000.00cr
Add Deposits not yet receipted	\$	799.08cr
Less Unpresented Payments	\$	3,713.13dr

Balance as per Council \$ **97,085.95cr**

Represented by the following in Council Ledgers

Account		
19001.8000.8000	\$	97,085.95cr

Difference \$ **0.00**

1.4 Recommendation

That the Bank Reconciliation Report as at 30 September 2017 be received and noted.

2 INVESTMENTS September 2017

Summary:-

- *The report is to outline the performance of Council's Investment Portfolio for the month of September 2017.*
- *At 30 September 2017 Council had \$11.3 million invested. There has been a decrease of \$1.1 million due to large contractor payments made for the Water Security Project, a number of plant purchases and general creditor payments. Council has also conducted a large amount of flood damage works for which grant money has not yet been received.*

2.1 Introduction

The purpose of this report is to outline the performance of Council's Investment Portfolio for the month of September 2017.

2.2 Background

In accordance with Clause 212 of the Local Government (General) Regulation 2005 a report must be presented to the Council setting out details of all the money that the Council has invested under section 625 of the Act.

2.3 Discussion

The Investment Report for September 2017 is shown below. At 30 September 2017 Council had \$11.3 million invested. There has been a decrease of \$1.1 million due to contractor payments made for the Water Security Project, a number of plant purchases and general creditor payments. Council has also conducted a large amount of flood damage works for which grant money has not yet been received. All money has been invested in accordance with Council's Investment Policy.

Consideration of this report means that Council is complying with the Local Government (General) Regulation 2005.

**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

Investment Movements for September 2017

It is hereby certified that these investments have been made in accordance with the Local Government Act 1993 and the Regulations thereto.

Bogan Shire - Investment movements for September 2017							
REF	Source	Maturity	Days	% rate	Interest	Bal 31/08/2017	Bal 30/09/2017
3204	NAB	11-Jun-18	365	2.580%	25,800	1,000,000.00	1,000,000.00
4608	NAB	1-July-18	303	2.570%	42,699	2,000,000.00	2,000,000.00
300023	Commonwealth	29-June-18	300	2.530%	58,224	2,800,000.00	2,800,000.00
516	NAB	29-June-18	304	2.550%	21,238	1,000,000.00	1,000,000.00
300023	Commonwealth	29-Jan-18	308	2.670%	23,289	1,000,000.00	1,000,000.00
6894	NAB Professional Funds		At Call	2.000%		4,657,948.83	3,578,131.37
	Balance securities held					12,457,948.83	11,378,131.37
	Ledger Balance					12,457,948.83	11,378,131.37
	Summary by institution						
	C'Vealth					3,800,000.00	3,800,000.00
	NAB					8,657,948.83	7,578,131.37

2.4 Recommendation

That the Investments Report as at 30 September 2017 be received and noted.

3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary:-

- *The report is to provide a comparison of rate collections as at 30 September 2017, with the same period last year.*
- *Total arrears have increased from \$279,406 as at 30 September 2016 to \$332,766 at 30 September this year.*

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at 30 September, 2017, with the same period last year.

3.2 Discussion

This report is provided for the information of Councillors.

Rate Collections	2017-2018	2016-2017
Arrears Prior to 01/07/2017	332,766	279,406
First Instalment Outstanding as at 30/09/2017	134,578	80,157
Second Instalment Outstanding as at 30/09/2017	956,238	919,619
Third Instalment Outstanding as at 30/09/2017	983,499	958,904
Fourth Instalment Outstanding as at 30/09/2017	991,622	968,518
Total Arrears	467,344	359,563
Total Outstanding	3,398,703	3,206,604
Monthly Transactions		
Amount Levied & B/Fwd	5,251,901	5,004,484
Add: Adjustments	6,830	2,293
Less: Payments to end of August	-1,782,850	-1,722,430
Less: Rebates	-80,051	-80,648
Add: Postponed	2,873	2,905
Gross Total Balance	3,398,703	3,206,604
Arrears of total amount levied %	9%	8%

Total arrears have increased from \$279,406 at 30 September 2016 to \$332,766 at 30 September this year.

Each instalment amounts to approximately \$1,313,000.
(Total Rates, Waste, Water & Sewer Access Charges)

Council has collected \$60,420 more than at the same time last year.

11% of rates were unpaid on the first instalment. Reminder Notices have been sent to ratepayers.

3.3 Recommendation

That the Rates and Annual Charges Collection Report as at 30 September 2017 be received and noted.

4 FIRST QUARTER 2017/2018 BUDGET REVIEW

Summary:-

- This report is to review actual performance against budget for the first three months of the 2017/18 financial year up to 30 September 2017.
- To adjust the budget in response to changes in the financial landscape and changes to Council's corporate goals.

4.1 Introduction

The purpose of this report is to:

1. To review actual performance against budget for the first three months of the 2017/18 financial year up to 30 September 2017.
2. To adjust the budget in response to changes in the financial landscape and changes to Council's corporate goals.

4.2 Background

Clause 203 (1) of the Local Government (General) Regulation 2005 requires that Council complete a budget review within 2 months of the end of each quarter. More importantly the review should be completed to enable good financial management of Council's resources. It is with this in mind that this report is presented within one month of the end of the first quarter.

Referring to Appendix A, the Projected Year End Result has been adjusted to allow for carry forward items and first quarter recommended changes. The items in the carry forward column are prior year capital projects and have already been approved by Council at previous meetings. The first quarter changes are shown in a separate column and discussed below and need to be approved at this meeting. A copy of the updated Capital Budget is shown in Appendix D.

The figures in the Projected Year End Result column are the estimate of income/spending at the end of the financial year. It is the sum of the originally adopted budget for 17/18, plus items carried forward from 16/17, plus or minus recommended changes made at this first quarter review. A copy of the restrictions worksheet has been included as Appendix E which details restricted funds and carry-forward projects.

4.3 Discussion

Performance Against Budget

The year to date performance against budget is unfavourable. Net unfavourable adjustments total \$4,400. Council budgeted for a cash surplus of \$25,281, leaving a revised surplus of \$20,881.

The state of the individual funds is shown in Appendix C.

As always Councillors and staff need to be aware of decisions and their impact on Council's budget. It is important that corresponding savings are found when making decisions on additional spending.

Council has a \$32,661 adjustment to its FAG – General Purpose grant as it was budgeted for a 6% increase and Council has only received a 4.5% increase. This has not been adjusted in this review and will be corrected in the December review once funds have been identified to offset the adjustment against. The FAG Rural Local Roads component has been adjusted against roads expenditure in this review by an amount of \$23,254.

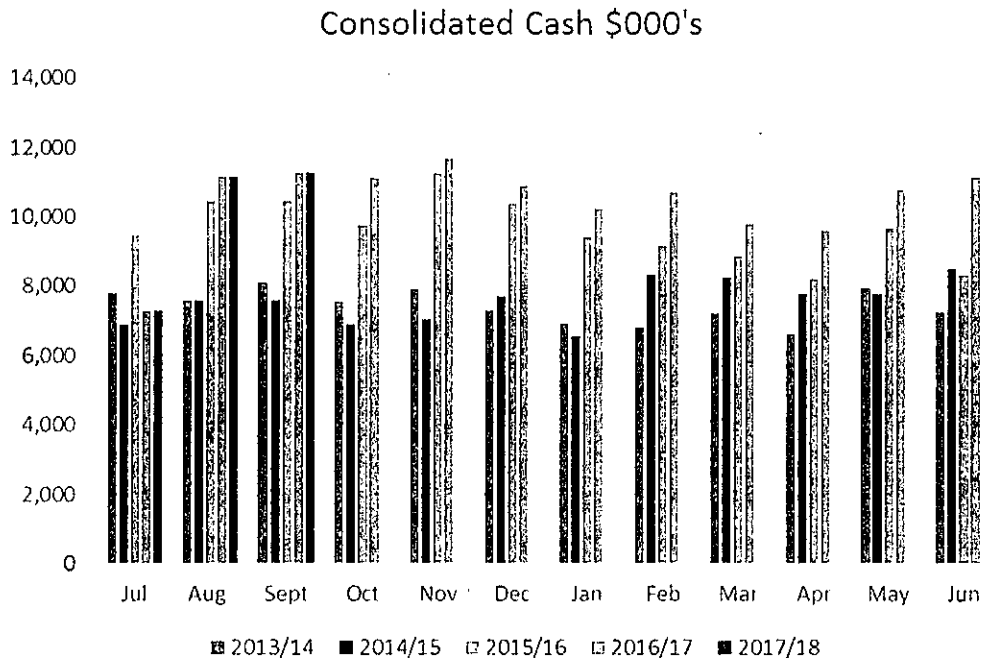
The first quarter adjustments are divided into favourable and unfavourable and explained below:-

**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 October 2017**

Favourable adjustments are where Council has found that it is going to get more income than budgeted or expects to spend less than originally budgeted. Unfavourable adjustments are the reverse. These are where the program is going to cost more than originally budgeted or income is going to be less or Council has resolved to spend additional funds to the original budget. The budget is therefore adjusted accordingly to reflect these changes.

These have been summarised in Appendix B.

Cash



Council is holding significant cash balances at the moment due to prepayment of 2017/18 and first quarter payment Financial Assistance Grants, Block Grant and First Instalment of Rates being paid. Consequently the cash balance is expected to decrease over the next nine months. At \$11.1 million the 2016/17 year end cash balance came in above Council's Long Term Financial Plan projection of \$6.5million. This is due to an advance payment of the 17/18 Financial Assistance Grant of \$1.9million, advance R2R Funding of \$390,565 as well as other Capital Projects not completed that have been carried forward to 2017/18. Of this amount \$2,475,000 is unrestricted.

Consulting and Legal Expenses

The budgeted and actual spending on consultants and legal expenses is shown below. The consultancy expenditure has been spent on IT, WH&S, Engineering and Environmental services.

The budget has been revised in the Medical Centre to transfer from consultants to contractors and in Building Control to offset consultant fees on the new SES building.

CONSULTING & LEGAL EXPENSES			
Expense	Budget	Expenditure YTD	Revised
	\$	\$	\$
Consultancies	690,711	91,310	558,643
Legal	27,500	0	27,500

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005.

It is my opinion that the Quarterly Budget Review Statement for Bogan Shire Council for the quarter ended 30/09/2017 indicates that Council's projected financial position at 30/6/18 will be *satisfactory* at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.



Signed: _____ date: 17/10/2017

Stephanie Waterhouse
Responsible Accounting Officer, Bogan Shire Council

4.4 Recommendation

That Council:

1. Note the report on Actual compared to Budget for the quarter ended 30 September 2017.
2. Adopt the adjustments to the 2017/2018 budget as shown in the Budget Review Statement at Appendix A to this report.

Attachments:

Appendix A - 2017/2018 First Quarter Budget Review Summary
Appendix B - 2017/2018 Budget Review Statement
Appendix C - 2017/2018 Cash Position of Funds Projected Operating Result
Appendix D - 2017/2018 Capital Budget Updated
Appendix E - Restrictions Worksheet 2016/2017

Stephanie Waterhouse
Manager Finance and Corporate Services

Bogan Shire Council*
Council Organisation
For Period September 2017

Appendix A

Outcome	Full Year Original Budget	2017/18 Carry Forwards	2017/18 Sep Recommended Changes	2017/18 Sep Projected Year End Result	YTD Actuals (Incl Oncosts/Comm)
Grand Total	4,251,876	3,008,156	4,400	7,264,432	396,707
Operating	771,446	20,000	-23,525	767,921	-1,292,405
Social	1,483,960	0	-7,825	1,476,135	349,191
Social & Cultural	165,841	0	0	165,841	44,067
Community Centres	972,047	0	-7,825	964,222	231,448
Inclusive Communities	105,366	0	0	105,366	-43,992
Education	2,000	0	0	2,000	0
Public Health	110,206	0	0	110,206	72,572
Emergency Services	128,500	0	0	128,500	45,097
Infrastructure	1,644,121	0	0	1,644,121	1,101,588
Transport Networks	2,025,297	0	0	2,025,297	1,696,106
Plant System	-286,343	0	0	-286,343	-160,707
Water	-80,902	0	0	-80,902	-94,254
Sewer	-13,931	0	0	-13,931	-339,557
Environmental	1,676,624	0	-54,012	1,622,612	102,045
Built Environment	1,164,275	0	-48,112	1,116,163	515,917
Waste & Recycling	23,422	0	0	23,422	-535,259
Natural Environment	57,837	0	0	57,837	14,422
Health, Safety & Regulation	431,090	0	-5,900	425,190	106,964
Economic	193,993	0	0	193,993	65,889
Local Industries and Business	50,175	0	0	50,175	37,566
Tourism	74,818	0	0	74,818	12,316
Public Transport and Air Services	69,000	0	0	69,000	16,006
Civic Leadership	-4,224,252	20,000	38,312	-4,165,940	-2,810,260
Leadership, Advocacy & Governance	511,260	0	4,400	515,660	156,321
Managing Our Business	-4,760,012	20,000	33,912	-4,696,100	-2,980,164
Disaster Management	14,500	0	0	14,500	13,583
Labour Overheads	-3,000	0	0	-3,000	-100,857
Labour Overheads System	-3,000	0	0	-3,000	-100,857
Capital	3,480,430	2,988,156	27,925	6,496,511	1,689,112
Social	436,784	319,947	27,925	784,656	155,525
Community Centres	365,990	272,410	12,925	651,325	102,428
Inclusive Communities	37,721	0	0	37,721	0
Public Health	24,073	0	0	24,073	0
Emergency Services	9,000	47,537	15,000	71,537	53,097
Infrastructure	2,443,766	1,475,222	0	3,918,988	1,321,847
Transport Networks	188,166	667,035	0	855,201	150,805
Plant System	1,315,000	594,852	0	1,909,852	989,411
Water	532,600	161,473	0	694,073	168,901
Sewer	408,000	51,862	0	459,862	12,730
Environmental	779,790	798,910	0	1,578,700	135,939
Built Environment	706,500	249,618	0	956,118	97,572
Waste & Recycling	38,290	549,292	0	587,582	31,761
Health, Safety & Regulation	35,000	0	0	35,000	6,607
Economic	41,190	176,783	0	217,973	11,812
Local Industries and Business	24,000	63,021	0	87,021	4,622
Tourism	17,190	20,762	0	37,952	7,190
Public Transport and Air Services	0	93,000	0	93,000	0
Civic Leadership	-221,100	217,294	0	-3,806	63,989
Leadership, Advocacy & Governance	0	0	0	0	0
Managing Our Business	-246,100	217,294	0	-28,806	63,989
Disaster Management	25,000	0	0	25,000	0

		Budget Review Adjustments				Net	Notes
		Favourable	Unfavourable	Neutral Transfers			
OPERATING BUDGET							
1 Social							
Revenue							
Grants and contributions - Operating	549,271	525,746	123,498	-	23,525		
Expenditure							
Salaries & Wages	7,825	-	117,098	-	7,825		
	3,625				3,625		Additional Revenue expected from Hire of Facilities
	4,200				4,200		Moved operating Wages to Capital Job Centenary Fountain Moving Consultant Fees to Contractors
2 Environmental							
Revenue							
Grants and contributions - Flood Damage	464,180				464,180		Flood Damage Grant
Grants and contributions - FAG RLR		23,254					Adjustment to FAG RLR Component
Expenditure							
Materials and contracts		464,180			464,180		Flood expenditure on Rural and Regional Roads
Materials and contracts	23,254				23,254		Adjustment to FAG RLR Component
3 Environmental							
Revenue							
Grants and contributions - Operating	54,012				54,012		
Expenditure							
Consultants	15,000						Reduction to Expenditure on Consultants
Insurance - Property & Public Liability	33,912						Reduction to Premiums
Salaries & Wages	5,100						Operating Wages moved to Capital project
4 Economic							
Revenue							
Other revenues							
Grants		33,912					Reduction to Insurance Rebate as it was included in Premium Reduction
Expenditure							
Conferences			6,400				Costs Related to LG Conference Bobadah Hall Toilets
Elected Members Donations		4,400					
5 Civic Leadership							
Revenue							
Other revenues							
Grants							
Expenditure							
Conferences							
Elected Members Donations							

Budget Review Adjustments						
	Favourable	Unfavourable	Neutral Transfers	Net	Description	
CAPITAL BUDGET						
1 Social						
Revenue	-	27,925	-	27,925		
	-	27,925	-	27,925		
Expenditure						
Materials and contracts		3,625		3,625	Expenditure on Racetrack from Donation in 16/17	
Salaries & Wages		9,300		9,300	Operating Wages moved to Centenary Fountain Project	
			9,000		Funds from Rotary Park shade shelter to pay for additional costs on Centenary Fountain project	
Materials and contracts		15,000		15,000	Consultants Fees moved to complete Building Project SES Shed	
2 Environmental						
Revenue						
Grants and contributions - Operating						
Other revenues						
Expenditure						
Materials and contracts						
3 Environmental						
Revenue						
Expenditure						
4 Economic						
Revenue						
Expenditure						
5 Civic Leadership						
Revenue						
Expenditure				0		

Cash Position of Funds - 2017/18 projected operating result

Appendix C

(Note: The cash position reflected takes into account cash transfers to and from Council's Reserves (Investments) to fund capital expenditure.)

	General Fund (Incorporating Waste and Plant) (Columns A+B+C)	September Recommended Changes	General Fund Total Budget after First Quarter Changes
1 General Fund			
Operating Income	16,907,024	410,639	17,317,663
Less: Operating Expenditure	17,687,065	387,114	18,074,179
	- 780,041	23,525	- 756,516
Add back depreciation	2,963,500		2,963,500
Cash from current year available to fund Capital	2,183,459		2,206,984
Add Loans to Fund Capital Projects	340,000		340,000
Add Contributions to fund Capital Projects	15,000		15,000
Add Capital Grants to fund Capital Projects	1,266,322		1,266,322
Add Sale of Capital Plant Items	501,000		501,000
Less Gross Capital Spending as per Draft Capital Budget	4,556,002	27,925	4,583,927
Less loan repayments used to fund capital projects	106,150		106,150
	- 356,371	- 27,925	- 384,296
Transfer In from Plant Reserve	378,657		378,657
Cash Balance	22,286	- 4,400	17,886
2 Sewer Fund			
Operating Income	686,044		686,044
Less: Operating Expenditure	682,808		682,808
	3,236		3,236
Add back depreciation	85,000		85,000
Cash from current year available to fund Capital	88,236		88,236
Gross Capital Spending as per Draft Capital Budget	408,000		408,000
Transfer In from Sewer Reserve	320,000		320,000
Cash Balance	236		236
3 Water Fund			
Operating Income	1,970,916		1,970,916
Less: Operating Expenditure	1,965,557		1,965,557
	5,359		5,359
Add back depreciation	450,000		450,000
Cash from current year available to fund Capital	455,359		455,359
Add Capital Grants to fund Capital Projects	7,991,400		7,991,400
Gross Capital Spending as per Draft Capital Budget	8,524,000		8,524,000
Transfer In from Water Reserve	80,000		80,000
Cash Balance	2,759		2,759
4 Consolidated			
Operating Income	19,563,984	410,639	19,974,623
Less: Operating Expenditure	20,335,430	387,114	20,722,544
	- 771,446	23,525	- 747,921
Add back depreciation	3,498,500	-	3,498,500
Cash from current year available to fund Capital	2,727,054	23,525	2,750,579
Add Loans to Fund Capital Projects	340,000	-	340,000
Add Contributions to fund Capital Projects	15,000	-	15,000
Add Capital Grants to fund Capital Projects	9,257,722	-	9,257,722
Add Sale of Plant	501,000	-	501,000
Gross Capital Spending as per Draft Capital Budget	13,488,002	27,925	13,515,927
Less loan repayments used to fund capital projects	106,150		106,150
Trf from Reserves	778,657		778,657
Cash Balance	25,281	- 4,400	20,881

Ref	Priority	Description	Asset Category	Original Budget 2017/18	Carryover (2016/17 Operating Revenue)	1st Budget Review	Loans	Grants	Plant Fund	2017/18 General Fund Operating Revenue	2017/18 Sewer Fund Operating Revenue	2017/18 Water Fund Operating Revenue	Transfer from Water Fund Reserve	Other	Total
F	2.1 Transport Networks	W317.200 Reconstruct Km of Colne Rd	New Asset		150000										150,000
F	2.1 Transport Networks	W3186.200 Reconstruct Stormwater Drainage Repair	Renewal of Asset												
F	2.1 Transport Networks	W3187.200 Pipe Culvert Renewals Rural Roads	Renewal of Asset												
F	2.1 Transport Networks	W3188.200 Pange Road Culvers	New Asset												
F	2.1 Transport Networks	W3190.200 Bridge Repair Program	Renewal of Asset												
F	2.1 Transport Networks	W3195.200 Ground Tanks	New Asset												
F	2.1 Transport Networks	W3433.200 Pange St Beautification - Daudob to Tabrazong St	New Asset		55000										55,000
F	2.1 Transport Networks	W3794.200 Pangs Street Garden Bed Trial	Renewal of Asset		3244										3,244
F	2.1 Transport Networks	W3412.200 Pangs Road - School Bus Stop	New Asset		4915										4,915
B	4.1 Local Industries & Business	W3718.200 Improve main street for Christmas	New Asset	10,000						10,000					10,000
W		W3596.213 Additions	New Asset	8,000					8,000						8,000
W		W3595.213 Workshope - Post Holst	New Asset	10,000					10,000						10,000
W		W3588.213 Workshope - Tools & Equipment	New Asset	45,000					45,000						45,000
U		W3688.213 Utility (Shire Roads) 2011003	New Asset	42,000					42,000						42,000
U		W3688.213 Utility (Weeds) 2018002	New Asset	40,000					40,000						40,000
U		W3688.213 Utility (Parolman) 2013003	New Asset	35,000					35,000						35,000
U		W3688.213 Utility (Chil Works) 2012002	New Asset	28,000					28,000						28,000
P		W3688.213 Front End Loader 159	New Asset	285,000					285,000						285,000
P		W3688.213 Grader 533	New Asset	370,000					370,000						370,000
P		W3688.213 Medium Truck 269	New Asset	70,000					70,000						70,000
P		W3688.213 Medium Truck 248	New Asset	50,000					50,000						50,000
P		W3688.213 Medium Truck 309	New Asset	125,000					125,000						125,000
P		W3688.213 Medium Truck 2012602	New Asset	70,000					70,000						70,000
P		W3688.213 Medium Truck - Community Facilities	New Asset	30,000					30,000						30,000
P		W3688.213 Mower 1000	New Asset	25,000					25,000						25,000
P		W3688.213 Mower	New Asset	105,000					105,000						105,000
P		W3688.213 SLD Sleds/Backhoe 637	New Asset	73,000					73,000						73,000
P		W3688.213 Sander for new tractor	New Asset	100,000					100,000						100,000
P		W3688.213 Tractor	New Asset	8,000					8,000						8,000
P		W3688.213 Water Tanker & Trailer for Waste Facility	New Asset	70,000					70,000						70,000
P		W3688.213 Wood Chipper 15 inch	New Asset	40,000					40,000						40,000
P		W3688.213 Passenger Vehicle (MPV) 2005003	New Asset	40,000	30000				40,000						70,000
P		W3688.213 Passenger Vehicle (MPV) 2008003	New Asset	40,000					40,000						40,000
P		W3688.213 Passenger Vehicle (MPV) 2003003	New Asset	40,000					40,000						40,000
P		W3688.213 Passenger Vehicle (MFC) 2001003	New Asset	40,000					40,000						40,000
P		W3688.213 Passenger Vehicle (MFC) 2010002	New Asset	32,000					32,000						32,000
P		W3688.213 Passenger Vehicle (Mayer)	New Asset	35,000					35,000						35,000
U		W3688.213 Disposal	New Asset	22,000					22,000						22,000
U		W3688.213 Utility Holden Colorado 4x4	New Asset	13,000					13,000						13,000
U		W3688.213 Utility Holden Colorado 4x2 Crew Cab	New Asset	15,000					15,000						15,000
U		W3688.213 Utility Holden Colorado 4x2 SC Can Chassis BT78TR	New Asset	25,000					25,000						25,000
U		W3688.213 Utility Isuzu D-Max 4x4 Single Cab SX CCH	New Asset	22,000					22,000						22,000
U		W3688.213 Utility Isuzu D-Max SL	New Asset	5,000					5,000						5,000
U		W3688.213 Utility Toyota Hilux 4x2 AY282Z	New Asset	30,000					30,000						30,000
U		W3688.213 Utility Toyota Hilux Dual Cab 4x4	New Asset	40,000					40,000						40,000
U		W3688.213 Volvo G830 AW23YN	New Asset	23,000					23,000						23,000
U		W3688.213 Backhoe (Backhoe CB LCAW935G)	New Asset	7,000					7,000						7,000
U		W3688.213 Motor Top 7110 Grand Master 18474C	New Asset	27,000					27,000						27,000
U		W3688.213 Mitsubishi Canter Fuso 318 Crew Cab	New Asset	5,000					5,000						5,000
U		W3688.213 Massey Ferguson (Generator Warts)	New Asset	40,000					40,000						40,000
U		W3688.213 Loader Front End (BS3YNH)	New Asset	20,000					20,000						20,000
U		W3688.213 Isuzu NPR 200 Tipper (LJST)	New Asset	15,000					15,000						15,000
U		W3688.213 Isuzu NPR 200 Crew Cab - Loader Crew BUS62S	New Asset	15,000					15,000						15,000
U		W3688.213 Isuzu NHR107 BT31TD	New Asset	42,000					42,000						42,000
U		W3688.213 Isuzu FTR 900L Tipper AW95AA	New Asset	27,000					27,000						27,000
U		W3688.213 Car Hyundai Santa-Fe	New Asset	28,000					28,000						28,000
U		W3688.213 Car Isuzu MU-X (U)	New Asset	29,000					29,000						29,000
U		W3688.213 Car Nissan NP300 Navara	New Asset	8,696					8,696						8,696
U		W3688.213 Minor Plant & Pumps	New Asset	10,656					10,656						10,656
U		W3688.213 Wreaching Deck	New Asset	500					500						500
U		W3688.213 Garbage Truck	New Asset	380,000					380,000						380,000
U		W3688.213 Lime Spreader	New Asset	15,000					15,000						15,000
U		W3688.213 Skip Bin Truck - Waste Depot	New Asset	150,000					150,000						150,000
				12,987,002	2,888,156	2,792,5	340,000	9,135,322	1,315,000	1,118,680	408,000	531,600	-	137,400	16,003,883
				106,150						106,150					106,150
				13,093,152			340,000	9,135,322	995,343	1,270,641	88,236	455,359	-	-	12,225,901
					-2,888,156				378,657	27,925	320,000	80,000			3,104,675
									0	17,866	236	2,759		0	137,400

Capital portion of Loan Repayments
 Available Funds
 Adjustments from Reviews
 Transfer from Reserves
 Excess of Shortfall in Capital Funding

Appendix D

Ref	Priority	Description	Asset Category	Original Budget 2017/18	Carryover (2016/17 Operating Revenue)	1st Budget Review	Loans	Grants	Plant Fund	2017/18 General Fund Operating Revenue	2017/18 Sewer Fund Operating Revenue	2017/18 Water Fund Operating Revenue	Transfer from Water Fund Reserve	Other	Total
			2016/2017	7,408,812	Net Capital Works as Per Spreadsheet Carry Forwards		3,374,280 217,700			17,886 2,539,830	236 408,000	2,759 532,600	20,881 3,480,430		
							3,591,980								

Net Capital Works as Per Spreadsheet
Carry Forwards
7,408,812 Dec Projected Result Capital

BOGAN SHIRE COUNCIL
RESTRICTED ASSET ACCOUNTS

APPENDIX E

Description	Comment	Balance 30-6-2016	trf in 2016-17	trf out 2016-17	Balance 30-6-2017
External Restrictions					
unexpended loans		-	-	-	-
specific purpose grants - ALL OTHER		246,891.00	1,420,929	1,067,661	600,158.78
water		1,304,000.00	-	650,000	654,000.00
sewer		2,548,000.00	42,000	-	2,590,000.00
waste		-	-	-	-
		4,098,891.00			3,844,158.78
Internal Restrictions					
FAG Grant in advance		-	1,899,415	-	1,899,415.00
Plant		616,408.00	2,608,724	2,292,040	933,092.00
ELE		318,628.00	27,715	-	346,343.00
Carry over works		524,971.50	706,733	765,916	465,788.56
Bush Mobile		36,611.00	-	9,624	26,987.00
Roads & ancillary		490,378.00	264,248	380,151	374,473.00
Waste Facility		377,905.00	550,000	378,613	549,292.00
Town Planning		-	-	-	-
Village amenities		37,390.92	24,000	3,937	57,453.92
Unrecoverable Rates from Sale of Land		-	20,000	-	20,000.00
other		10,000.00	-	10,000	-
Future Infrastructure Fund		7,693.00	-	7,693	-
Museum Activities/Projects/Arts & Culture		26,720.75	10,000	12,100	24,620.75
Council Building Reserve		78,984.72	-	78,985	-
Capital Building Projects		1,286,612.00	1,027,904	2,031,714	282,802.00
		3,812,302.89			4,980,267.23
Total all Restrictions		7,911,193.89			8,824,426.01

Specific Purpose Grant Income
600,159

Restrict Asset Employee Leave Entitlements		318,628.00	27,715		346,343
Restrict Asset Plant and Machinery		616,408.00	2,608,724	2,292,040	933,092
Restrict Asset Allowance for Unrecoverable rates from Sale of Land		0.00	20,000		20,000
Restrict Asset Girilambone Village Amenit	annual \$6k vote less expended	6,169.86	6,000	1,059	11,111
Restrict Asset Village Amenit Coolabah	annual \$6k vote less expended	16,272.60	6,000	2,878	19,395
Restrict Asset Bushmobile		36,611.00	-	9,624	26,987
Restrict Asset Hermidale Village Ameniti	annual \$6k vote less expended	8,579.46	6,000		14,579
Restrict Asset Palais Theatre	2013-14 C/O	15,000.00	-	15,000	0
country passenger bus shelter 25/1/2013		5,548.00	-	5,548	0
R2R - 2014/2015, 2015/2016, 2016/17	Grant	246,891.00	1,120,929	977,255	390,565
Museum Activities/Projects	13-14 resolution not spent - c/o UF	5,357.11			5,357
FAG Grant 2017/2018	2017/2018 Received in Advance		1,899,415		1,899,415
Community Arts and Culture Fund	G/L 3890.460.603	21,363.64	10,000	12,100	19,264
Council Building Reserve	part on-going reserve spent	78,984.72	-	78,985	0
Cemetery memorial wall and signage	13-14 vote not spent c/o uf	6,723.00	-	6,723	0
SES Shed	13-14 vote not spent c/o uf	149,543.50	40,000	142,008	47,536
Collereina Hall	Village annual vote	6,369.00	6,000		12,369
"New" future capital works reserve		7,693.00	-	7,693	0
Water - retained result		1,304,000.00	-	650,000	654,000
Sewer - retained result		2,548,000.00	42,000		2,590,000
Erect Shed Frame at Depot (from old Ambulance Building)	2014/15 Budget	5,000.00	10,000	15,000	0
Key and Lock System	2014/15 Budget	8,298.00	10,000	18,298	0
Information Bay Cobar Road	2014/15 Budget	24,823.00	-	4,060	20,763
Rural Addressing	2014/15 Budget	15,000.00	-	15,000	0
O'Reilly Park - Tiling of Toilets and Upgrade of Facility	2014/15 Budget	31,500.00	3,401	34,901	0
Rotary Park - Extension of Irrigation	2014/15 Budget	6,000.00	-	6,000	0
Rotary Park - Erect pool shade to River Bank Section	2014/15 Budget	12,000.00	-	379	11,621
Rotary Park - New fence & works to Mitchell Hwy Frontage	2014/15 Budget	5,600.00	-	5,600	0
Davidson Park - Extend Irrigation & Repairs & Remove Excess Pavers	2014/15 Budget	30,794.00	-	14,169	16,625
Flood Memorial Car Park - Irrigation \$5000 Tree Planting \$5000 Awnin	2014/15 Budget	10,000.00	-	4,716	5,284
Chinese Burner	2014/15 Budget	8,763.00	-	8,763	0
Dentist Surgery - New awning to rear Northern wall	2014/15 Budget	5,970.00	-	5,970	0
Dentist Surgery - New front and rear doors locking system	2014/15 Budget	1,685.00	-	1,685	0
Dentist Surgery - New Carpet for surgery	2014/15 Budget	3,000.00	-	3,000	0
Council Chambers - Car Parking, Fencing & Sealing portion of laneway	2014/15 Budget	19,000.00	-	19,000	0
Collereina Hall - Instal panic bars required to exit doors	2014/15 Budget	1,834.00	-	1,834	0
Library - Reuse council chambers fencing to rear of library	2014/15 Budget	3,000.00	-	3,000	0
Coolabah Hall - New Exit Signs & Emergency Lights	2014/15 Budget	6,000.00	-	6,000	0
Nyngan Cemetery - Commence Tree Replacement Program	2014/15 Budget	7,645.00	-		7,645
Pangee St (Lease Opposite BP) - Irrigation to Pangee St frontage	2014/15 Budget	10,228.00	-	10,228	0
Ground Tanks	2014/15 Budget	12,041.00	20,000	32,041	0
Lot 4 DP1102360 Access Culvert	2014/15 Budget	3,629.00	4,246	7,875	0
Backhouse Road Dedication	2014/15 Budget	1,715.00	-	1,715	0
Additional Roadworks from Budget Surplus	Council Resolution 405/2015	300,000.00	-	150,000	150,000
Cycleway Stage 2 (3yr Program)	2015/16 Budget	27,455.00	-	27,455	0
Pangee St Beautification - Dandaloo to Tabtratong St	2015/16 Budget	55,000.00	-		55,000
Dog Pound - Cameras & Solar Light	2015/16 Budget	10,000.00	-	10,000	0

Paint Racecourse Bar	2015/16 Budget	2,660.00	-	2,660	0
Paint Photography Display Room	2015/16 Budget	2,000.00	-	2,000	0
Repair Race Track Photo box	2015/16 Budget	1,000.00	-	1,000	0
Race Track Improvements (Cont Jockey Club & Duck Creek)	2015/16 Budget	8,000.00	-	4,633	3,367
Liberty Swing (1st Bidget Review)	2015/16 Budget	4,765.00	-	4,765	0
Upgrage Toilet Facility - Aerodrome	2015/16 Budget	25,000.00	-	25,000	0
Reseal Apron - Stage 2	2015/16 Budget	20,552.00	75,000 -	2,552	93,000
Shed - Aerodrome	2015/16 Budget	3,770.00	3,319 -	7,089	0
Recycling Facility	2015/16 Budget	226,859.00	300,000 -	136,171	390,688
Waste Depot at Nyngan	2015/16 Budget	151,046.00	250,000 -	242,442	158,604
Larkin Oval - Expand Change Rooms (Councils Share)	2015/16 Budget	100,000.00	-	66,816	33,184
O'Reilly Park - CCTV Cameras	2015/16 Budget	7,138.00	1,865 -	9,003	0
O'Reilly Park - Softfall	2015/16 Budget	10,000.00	-	10,000	0
O'Reilly park - Solar Lights	2015/16 Budget	23,930.00	-	23,930	0
Davidson Park - Tiling Amenities Block	2015/16 Budget	16,200.00	-	12,330	3,870
Davidson Park - Repaint Amenities Block Inside	2015/16 Budget	4,000.00	-	4,000	0
Davidson Park - Install 3 New Toilets	2015/16 Budget	1,500.00	24,795 -	26,295	0
Teamsters Rest - Shade Shelter, Garden Beds & Irrigation	2015/16 Budget	11,000.00	19,000 -	10,231	19,769
Bogan Shire Seniors Living	2015/16 Budget	200,000.00	-	6,086	193,914
Staff Accommodation 1x2BR and 1x3BR	2015/16 Budget	311,285.00	174,585 -	485,870	0
Pangee Street Medical Centre - Additional Costs	2015/16 Budget	484,557.00	850,000 -	1,278,853	55,704
Town Hall - Male & Female Toilets Including Disabled	2015/16 Budget	162,000.00	-	162,000	0
CRM Software	2015/16 Budget	2,834.00	-	2,834	0
IT Equipment - Contingency	2015/16 Budget	11,986.00	-	11,986	0
Graincorp Stormwater Drainage Repair	2015/16 Budget	10,000.00	-	10,000	0
Pipe Culvert Renewals Rural Roads	2015/16 Budget	14,990.00	20,000 -	34,990	0
Pangee Road Culverts	2015/16 Budget	40,000.00	-	40,000	0
Bridge Repair Program	2015/16 Budget	20,000.00	20,000 -	40,000	0
Lawn Cemetery Trees and Irrigation	2015/16 Budget	10,000.00	-	10,000	0
12 New Waste Bin Enclosures	2016/2017 Budget		40,000 -	23,003	16,997
Asset Management - Grant Funds FTF Innovation Fund	2016/2017 Grant Funds		300,000 -	90,406	209,594
Cemetery Nyngan - Four Bench Seats	2016/2017 Budget Review 020/2017		8,000 -	5,308	2,692
Centenary Park - Fountain	2016/2017 Budget		30,000 -	24,335	5,665
Cycleway Stage 4 Council Funded	2016/2017 Budget		30,000 -	15,442	14,558
Dog Off Leash Area	2016/2017 Budget		44,700 -	44,700	0
Hermldale Sports Ground Disabled Toilet	2016/2017 Budget		14,000 -	700	13,300
Levee Bank Flood Gate Improvements	2016/2017 Sept Budget Review		35,000		35,000
Lions Park Upgrade	2016/2017 Budget		50,000 -	46,417	3,583
Mural Wall Davidson Park	2016/2017 Insurance Claim		53,844 -	35,849	17,995
Nyngan Streets & Parks Tree Planting Program	2016/2017 Budget		20,000 -	7,033	12,967
Old BP Service Station - Heritage Park Stage 2	2016/2017 Budget		60,000 -	9,692	50,308
O'Reilly Park - Tree Planting, Remove Obsolete Equipment, Update BB	2016/2017 Budget		30,000 -	27,218	2,782
Pangee Street Garden Bed Trial	2016/2017 Budget review 064/2017		5,528 -	2,284	3,244
Priors Road - School Bus Stop	2016/2017 Budget Review		20,000 -	15,085	4,915
Rotary Park - Playground Upgrade Toilets, Extend Walkway	2016/2017 Sept Budget Review		60,000 -	37,878	22,122
Rotary Park - Seating & Graffiti Removal	2016/2017 Budget		10,000 -	5,123	4,877
Rotary Park - Tree Planting and BBQ Structure	2016/2017 Budget		20,000 -	2,275	17,725
Shade Sail for Liberty Swing	2016/2017 Budget		15,000 -	6,956	8,044
Showground Capital Works	2016/2017 Budget		10,000 -	4,259	5,741
Signs at Ovals & Parks (recognising history)	2016/2017 1st Budget Review		2,000 -	2,000	0
Village Signs	2016/2017 Council Resolution 448/2016		6,900 -	1,333	5,567
Map Info Integration	2016/2017 Budget		7,700		7,700
Reconstruct 1km of Colane Rd	2016/2017 Res 177/2017		150,000		150,000
		7,911,193.89			8,824,426.01

**REPORT TO THE ORDINARY MEETING OF COUNCIL – MANAGER OF
ENGINEERING SERVICES REPORT**

Mayor and Councillors

I submit the following report for consideration:-

1 OPERATIONAL REPORT

1.1 Civil Works

Work undertaken during the reporting period of 18 September 2017 to 13 October 2017 consisted of the following:-

- Pouring new sections of concrete footpath in Cobar Street across from the Post Office and in Bogan Street next to Saint Marks Anglican Church.
- Completing repairs to school zone signage in Cathundril Street.
- Completing repairs to culverts on the Mulla Road.
- Continuing repairs to the gates on the southern section of the town levee.
- Installing traffic bollards at the end of Collins Street.
- Installing a kerb and gutter drainage pipe at the western end of Bogan Street.
- Completing repairs to kerb and gutter in Wambiana Street.
- Repairing the light at the entrance to Grainflow on the Barrier Highway.
- Repairs to the SES building in Lawlor Street.
- Commencing installation of a grader blade rack at the Council's Works Depot in Nymagee Street.
- Assisting with the construction of new toilets at the Hermidale Sports Ground.
- Completing maintenance at the Nyngan Cemetery.
- Removing left over spoil from kerb and gutter earthworks in Lawlor Street.
- Completing repairs to paving in the Pangee Street CBD.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

1.2 Community Facilities

Work undertaken by Council's Community Facilities during this reporting period consisted of the following:-

- Repairing the irrigation pump at No.2 Oval.
- Mowing and maintenance of ovals and reserves.
- Cleaning of town facilities.
- Cleaning and sweeping of the Nyngan CBD.
- Preparing for private functions.
- Cleaning and maintenance of town streets and nature strips.
- Cleaning of town streets gutters and culverts.
- Digging and backfilling of graves.

1.3 Roads

The work undertaken during this reporting period by Works Crews consisted of the following:-

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

No.	Name	Comments
78	Okeh Road	Maintenance grading completed.
7514	Cockies Road	Maintenance grading completed.
7514	Cockies Road	Resheet completed.
74	Doney's Road	Maintenance grading completed.
4	Dandaloo Road	Maintenance grading completed.
5	Piesley Road	Maintenance grading completed.
10	Pangee Road	Re-sheeting completed.
MR424	Monkey Bridge Road	Maintenance grading commenced.
3	Buddabadah Road	Maintenance grading completed.
61	O'Neill's Road	Maintenance grading completed.
25	Merryanbone Road	Resheeting commenced.
60	Whiterock Road	Maintenance grading completed.
9	Glenngariff Road	Maintenance grading commenced.
7	Warrah Road	Maintenance grading completed.
HW7	Mitchell Highway	Cleaning of mitre drains completed.
81	Benah Road	Maintenance grading commenced.
3	Buddebadah Road	Resheeting completed.
	Villages	Grading of firebreaks completed.
	Hermidale	Grading of water supply drains completed.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

The works program for the remainder of October and part of November includes but is not limited to the following works:-

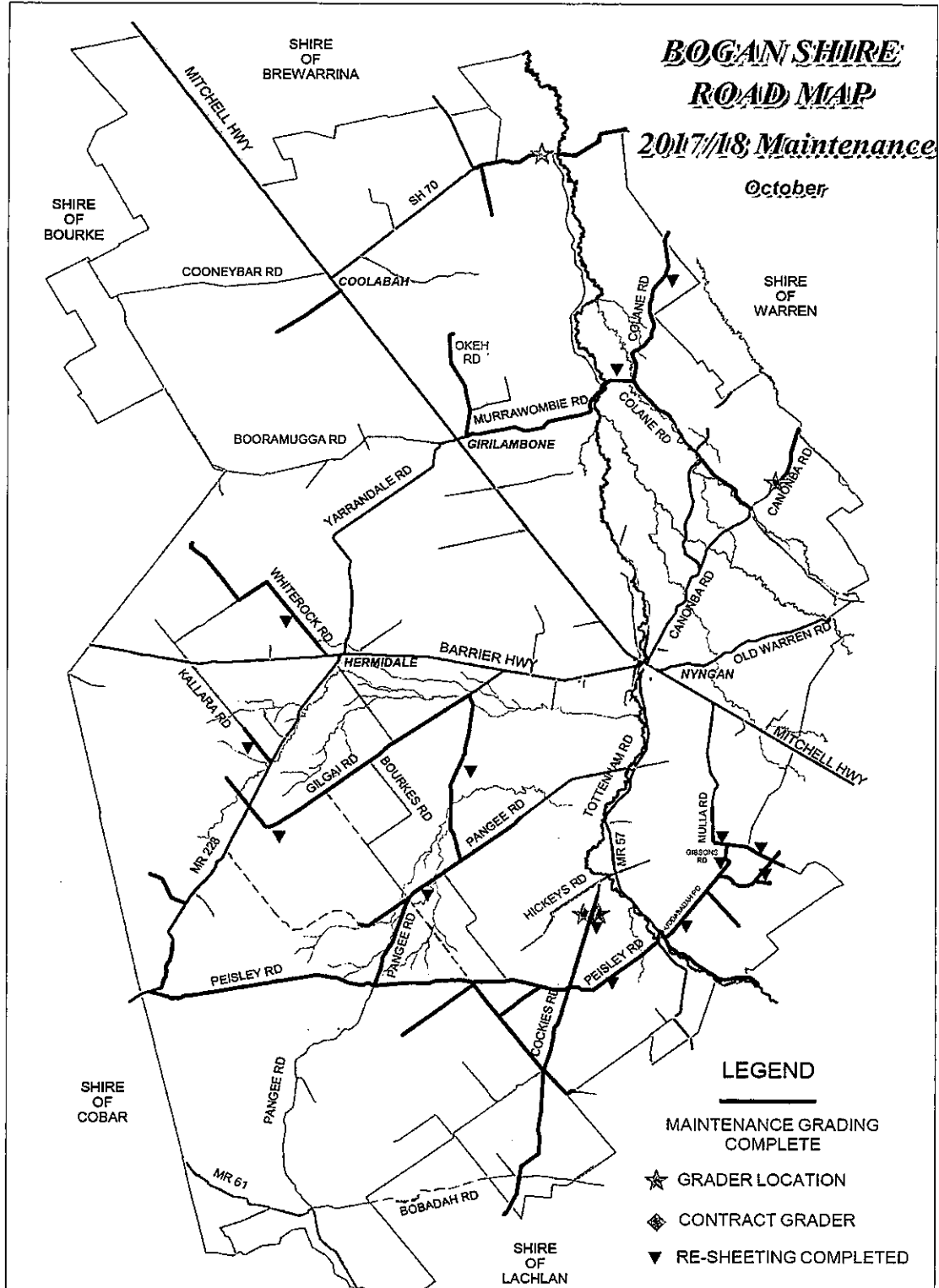
- Commencing or continuing re-sheeting on Merryanbone Road, and resealing on Tottenham Road, Canonba Road, Colane Road and Yarrandale Road.
- Commencing 1km of construction on Colane Road, and completing 1km of construction on Cockies Road.
- Commencing or continuing maintenance grading of the following roads - Canonba Road, Monkey Bridge Road, Cockies Road, Honeybugle Road, Bourke's Road and Coffil's Lane.
- Installing a new pipe culvert in Oxley Street next to the Early Learning Centre.

1.4 Recommendation

That the Operational Report for the reporting period 18 September 2017 to 13 October 2017 be received and noted.

**Alister Quarmby
Acting Manager Engineering Services**

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**



**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

REPORT TO THE ORDINARY MEETING OF COUNCIL – DEVELOPMENT AND ENVIRONMENTAL SERVICES

Mayor and Councillors

I submit the following reports for consideration:-

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Five (5) Application have been approved since Council's September 2017 Meeting.

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE(\$)	PROGRESS
2014/001	Dr Ryan Heggie	Canonba Road, NYNGAN	Hangar	64,000	Applicant advises that the DA will continue subject to lease negotiations.
2016/015	WR Nominees	Lot 101 Lawlor Street, NYNGAN	Change of Use	15,000	Fire Safety Upgrades required. Additional Information required and is forthcoming from Consultant.
2017/026	Mr P Hamilton	5 Cathundril Street, Nyngan	Sheds	15,000	Approved.
2017/027	Ms CA Miles	1065 Kallara Road, Hermidale	Transportable Dwelling	160,000	Approved.
Section 68 Application	Mr A Denovan	Various Locations	Mobile Food & Drink Vehicle	N/A	Under Assessment. RMS concurrence required.
2017/029	Picton Bros Investment	22 Tottenham Road, Nyngan	Shed	18,220	Approved.
2017/030	G Irving	Mitchell Highway, Nyngan	Rural Subdivision	0	Approved.

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

2017/031	T Wright	100 Bogan Street, Nyngan	Shed and Carport	40,000	Approved.
2017/032	Bogan Shire Council	41 Flashman Avenue, Nyngan	Awning	13,520	Under Assessment.

1.2 Recommendation

That the Development Applications Report since the September 2017 Council Meeting be received and noted.

2 OPERATIONAL REPORTS

2.1 Introduction

The purpose of this report is to outline the key works undertaken since Council's September 2017 Meeting by the Parks and Gardens Team and the Noxious Weeds Officer.

2.2 Discussion

Key works that have been undertaken by the Parks and Gardens Team consisted of the following:-

Routine maintenance duties as required including whipper snipping, mowing, weed removal of Heritage Park, Nyngan Cemetery, Davidson Park, Vanges Park, Medical Centre, Teamsters Rest, Flood Memorial Rest Area, Council Administration Building, Moonagee Street Park, Early Learning Centre and Rotary Park.

Additional task undertaken include:-

- Completed planting of new plants and installation of irrigation to two main street garden beds.
- Installation of new fountain and soil put in preparation for garden beds at Centenary Park.
- Spraying of Noxious Weeds at Administration Building, Teamsters Rest, Early Learning Centre and Medical Centre.

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

Key works that have been undertaken by the Noxious Weeds Officer since return from leave on 3 October 2017 consisted of:-

- Spraying of Nyngan Cemetery.
- Laneway spraying to the northern areas of Nyngan.
- Road inspections within the Hermidale Village for Prickly Pear.
- Highway spraying of Woody Weeds including Canonba Road and the Barrier Highway.
- Spraying of Mimosa Bush on Canonba Road.

2.3 Recommendation

That the Operational Report including Parks and Gardens and Noxious Weeds since the September 2017 Council Meeting be received and noted.

3 NEW CEMETERY ENTRANCE – GENERAL SPECIFICATIONS FOR COMMUNITY CONSULTATION

Summary:-

The report is submitted for Council to consider the design criteria for the new entrance to the Nyngan Cemetery prior to seeking community comment in accordance with Resolution 229/2017.

3.1 Introduction

The report is submitted for Council to consider general design criteria for the community to comment on design options for the new entrance to the Nyngan Cemetery.

In the 2017/18 Capital Budget, Council allocated \$20,000 towards the construction of a new entrance feature due to one of the existing brick facades being hit by a vehicle.

3.2 Discussion

In accordance with the resolution of Council 299/2017, it is proposed to specify the following to Council prior to advertising for community comment on design options for the Nyngan Cemetery Entrance replacement:-

1. The replacement shall be of solid brick, steel, concrete or masonry construction, or combination of these materials;
2. The replacement shall be no greater than 10 metres in length (5 metres each side of driveway);
3. The replacement shall be no higher than 2 metres;
4. The replacement shall not include an archway or restrict vehicle movements;
5. The replacement shall be considerate to the immediate area and Nyngan township: and
6. The replacement shall not exceed an overall construction cost of \$20,000 which includes labour and materials.

3.3 Recommendation

For Council's Consideration.

4 KEEPING OF ANIMALS POLICY – ORDERS

Summary:-

The purpose of this report is to seek Council's confirmation on the content and standards included in the Keeping of Animals Policy – Orders first adopted by Council on 28 June 2012 and revised on 26 September 2014.

4.1 Introduction

The purpose of this report is for Council to confirm its position and the content included in the Keeping of Animals Policy – Orders which was first adopted by Council on 28 June 2012, last amended on 26 September 2014.

It is evident by the standards imposed that a high proportion of the Bogan Shire Community does not comply with the Policy in its current form and confirmation is sought from Council on if they wish to continue with the policy in its current form or if amendments are sought to be made.

4.2 Discussion

The Policy first adopted by Council in 2012 was intended to implement controls around the keeping of certain animals and to allow Council staff to issue Orders and enforcement for non-compliance with Council's Policy.

Whilst Council is able to regulate and issue orders regarding the keeping of certain animals in accordance with the Local Government (General) Regulation 2000 (Division 2, Clauses 91 and 92) there are areas of concern where current, and often significant, noncompliance exists within the community based on the table of requirements on Page 8 of the Policy including:-

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017**

1. Dogs = Maximum of two (2) dogs per dwelling for residential areas of land being 975sqm to 2ha with General Manager approval for additional dogs on request.
2. Dogs = Maximum of one (1) per unit for urban areas including dual occupancies and flats being on land less than 975sqm – No hunting or working dogs.
3. Dogs = NIL on commercial premises including in shop top housing.
4. Cats = Maximum of two (2) per dwelling and one (1) per dual occupancy (as outlined with the land sizes above).
5. Poultry = Maximum of ten (10) fowls kept a minimum of 4.5m from buildings on residential areas of land being 975sqm to 2ha. No roosters in residential zones less than 2ha.
6. Sheep and goats = Maximum of two (2) kept a minimum of 4m from buildings on residential and rural areas of land being 975sqm to 2ha. No bucks kept on residential premises.
7. Pigs = Nil in residential areas and on rural zone lots less than 2ha.
8. Horses = allotments of less than 4,000sqm, nil; allotments with minimum 4,000sqm in lot size one (1). Other rural zone allotments in appropriate circumstances.

Of the eight points mentioned above, the number of dogs located within residential areas being of the companion animal, working and hunting dog variety has proven to regularly exceed the Policy requirements of Council and has done so for some time. Further information from the Ranger highlights that numbers have continuously exceeded the maximum number prescribed by Council's Policy which results in an unfavourable outcome from an enforcement and compliance perspective for the community. As a result, it is clear that this is one area of the Policy that requires review.

Additionally, it is proven that the standard number of poultry (including roosters) and sheep and goats found within the town areas do not comply with Council's Policy.

It is important to note that the Local Government (General) Regulation only controls orders specifically around swine (pigs), poultry, horses and cattle however, the Regulation does not provide maximum numbers of animals, only setback requirements from buildings.

The Regulation also outlines a minimum distance from buildings of 9 metres for horses and cattle from dwellings, shops, schools, church, halls or the like, in comparison to the Policy currently stating 20 metres for horses.

4.3 Attachments

Attachment 1: Current Keeping of Animals Policy – Orders

4.4 Recommendation

That:-

1. Council review and confirm its position on the content of the Policy, specifically the table of the requirements on page 8.
2. An amended Policy be presented to Council prior to public exhibition occurring for a minimum of 28 days.

Ty Robson
Manager Development and Environmental Services

POLICY DES003

BOGAN SHIRE KEEPING OF ANIMALS POLICY - Orders



Adopted 26 September 2014 Council Resolution 361/2014

Bogan Shire Council Keeping of Animals Policy

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Objectives

- To inform the community of the main statutory restrictions and acceptable limits which apply to the keeping of certain animals for domestic purpose.
- To give guidance and advice to persons inquiring as to the keeping of animals for domestic purposes.
- To establish local standards, acceptable to the Community, for the keeping of animals in a reasonable manner.
- To publicly notify the circumstances that the Council will consider in determining whether to serve an Order under Section 124 of the Local Government Act 1993 to prohibit, restrict or in some other way, require things to be done regarding the keeping of animals.

Introduction

This policy seeks to inform persons residing within the Bogan Shire of Council's regulating powers concerning the keeping of animals, i.e.: dogs, cats, other animals including birds, bees within the Urban areas of the Township of Nyngan, Villages Hermidale, Coolabah and Girilambone.

It is well documented that the keeping of companion animals is usually most beneficial to the well-being of humans. In addition it is acknowledged community members may have a substantial interest in keeping of animals for hobby purposes and view their chosen hobby as a rewarding home-base alternative to other forms of recreational activity.

Nevertheless, on occasions, complaints are made to Council where animals of an inappropriate kind or number are being kept or where good housekeeping standards are not being maintained.

It is not intended within this policy to completely regulate the manner in which animals should be kept, nor is it intended to exclude individuals from seeking a variation in circumstances where:

- Amenity and nuisance issues can be satisfactorily addressed
- A breeding program carried out in conjunction with a bonafide hobby is being undertaken
- A person is registered member of a bonafide club/association
- Permaculture is practiced
- Home egg or meat production is practiced

It is, however, necessary that this policy should inform the reasonable limits (both statutory and advisory) which apply concerning the maximum number of animals and the circumstances under which they may be kept on premises within the Shire.

Scope

This policy applies to animals kept for domestic reasons, as companion animals, pets or for hobby interests.

This policy does not detail requirements outlined in other Acts or Legislative Documents.

Prescriptive Requirements

The number of animals that may be kept at a premise should not exceed the number shown as appropriate to the kind of animal listed in the Table of Section 5 – Table of Requirements.

It should not be assumed that animals of all kinds may be kept on premises which are part of a multiple dwelling allotment. Where a dwelling is owned within a Strata Plan, it will be necessary for the rules of the Body Corporate to be examined for requirements relevant to the keeping of animals.

Animals should be kept in a manner which does not:

- Create unsanitary or unhealthy conditions
- Attract or provide harbourage for vermin
- Create offensive noise or odours
- Cause a drainage nuisance or dust nuisance
- Create waste disposal problems
- Create an unreasonable annoyance to neighbouring residents or fear for safety
- Cause nuisance due to proliferation of flies, lice, fleas, or other insects
- Cause any ill health or distress to the animals

Suitable shelter(s) should be provided for all animals. Certain kinds of animals are required to be kept in cages to prevent escape or attack by predators. Generally other animals are to be securely enclosed with adequate fencing to prevent escape.

Certain animal's shelters can be erected at premises without the prior approval of Council where State Environmental Planning Policy (Exempt and Comply Development Codes) 2008 criteria. Should the desired animal shelter to be erected not fall within exempt development a Development Application to erect animal shelters should be made to Council.

Design guidelines for the size, layout and construction of animal shelters are produced by the various animal welfare organisations and the New South Wales Department of Agriculture and Fisheries. These maybe adopted from time to time as supplements to this policy.

Councils Power to Control & Regulate the Keeping of Animals

Generally, Council's power to control and regulate the keeping of animals is provided under Section 124 of the Local Government Act 1993 and the Local Government (General) Regulation 2005.

The Council may, in the 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 a premise
- Require that animals be kept in a specific manner

The Council may also issue Orders requiring:

- Demolition of animals shelters built without prior approval of Council or fail to comply with the criteria of Exempt Development or the repair/reconstruction of dilapidated or unsightly structures
- The occupier to do or refrain from doing such things as are specified so as to ensure that land or premises are placed or kept in a safe or healthy condition

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

- Environmental Planning and Assessment Act 1979
- Companion Animals Act 1998
- Food Act 2003 (prohibits animals to be kept where food is handled for sale)
- Impounding Act 1993
- Protection of the Environment Operations Act 1997.

Making an Application to seek a Policy Variation

A person who believes circumstances warranting consideration exist may seek to lodge an application to have the perspective number within the Table of Requirements (Section 6) varied

An application seeking a variation is to be in writing and include the following details:

- A site plan drawn to 1:200 scale showing fencing, building, animals housing/shelter location, relevant distances and household septic disposal system location or council sewer mains/stormwater easement locations.
- An outline as to what circumstances exist in order for a variation to be considered
- Advise of any relevant club/association membership
- Details of the subject allotment size
- Contact details for a property inspection to be made
- Payment for the schedule fee

Giving of Orders by Council

Generally, where a problem is identified with the keeping of animals 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 the General Manager or that person's nominee prior to a formal order being issued. In situations where urgency is required, an emergency Order may be issued without prior notice.

In considering representations the General Manager or that person's nominee may have regard to but not limited to factors including:

- Age of the animal where the animal has been a long term family pet
- Where the animal is a companion animal for the sick or elderly persons
- Ability to adequately house, restrain the animal with the confines of the property
- The amenity of adjoining property owners
- The objectives of the Policy being maintained

Upon considering any representations a determination will be made to:

- a) Give an Order in accordance with the proposed Order; or
- b) To give an Order in accordance with modification made to the proposed Order; or
- c) Not give the Order
- d) Allow the keeping of an animal(s) contrary to the prescriptive requirements but not inconsistent with the objectives of this Policy

Note: All cases are determined individually in accordance with the procedures outlined within this Policy and no determination shall be deemed to create precedent for any other case.

Table of Requirements

The following Table indicates the essential requirements and relevant consideration regarding the Keeping of Animals.

NOTES:

- 1) The distance indicated in the third column of the above table are to be measured in metres from the animal yard or enclosure to the nearest dwelling, public hall, school, or premises used for the manufacture, preparation, sale or storage of food. In the event that a dwelling etc is subsequently legally erected within the prescribed distance, the animal is to be located to restore the required distance.
- 2) Animal includes a mammal, bird, reptile, amphibian or fish. Does not include a human being (as being defined by the Prevention of Cruelty to Animals Act).
- 3) Schedule 2 Part 5 of the Local Government Act (General) Regulations 2005 specifies minimum standards for keeping of animals. The distances specified (except in the cases of pigs) may be varied at a meeting of the Council and notification in writing to the occupier of premises in a particular case.
- 4) All owners of pets, stock & poultry are encouraged to keep all feed in vermin proof containers.

Table of Requirement

Kind of Animal	Maximum Number (excluded off-spring to 3 months of age)	Minimum Distance (from certain buildings)	Applicable Regulations & Other Advisory Matters
Dogs (All dogs including Companion Animal, Hunting dogs, Restricted dogs and Working Dogs*)	Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares = 2		Companion Animals Act 1998 requires all companion animals as defined are to be microchipped and then registered. Adequate yard area of a min of 80 sq metres is to be provided per dog. Yards are to be suitably fenced as to restricted escape, and maintained in a clean and tidy manner free of fleas, flies and feces for the exercise of the dog. Consideration by the General Manager or other nominee may approve a request to keep additional dogs, provided that adequate yard size relative to the size and number of dogs, desexing and proper care will be relevant factors in determining whether more than two dogs may be kept at premises. Note: <i>Working dogs as defined under Local Government Act 1993 Part 3 Chapter 15 clause 515 (1) on "farmland" are exempt to be microchipped and registered, as per Companion Animal Act 1998.</i>
Dogs (Companion Animal excluding Hunting dogs, Restricted dogs and Working Dogs)	Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = 1 per residential unit		Companion Animals Act 1998 requires all companion animals as defined are to be microchipped and then registered. Adequate yard area of a min of 80 sq metres is to be provided. Yards are to be suitably fenced as to restricted escape, and maintained in a clean and tidy manner free of fleas, flies and feces for the exercise of the dog.
Dogs (All dogs including Companion Animal, Hunting dogs, Restricted dogs and Working Dogs)	Commercial premises, such as flats/sole occupancy Units located above shops or within business or commercial premises = Nil		No dogs are permitted to reside in flats/sole occupancy units which are located above, within or adjoining a commercial premise. Note: <i>Security dogs used for the sole purpose as a guard dog at a commercial and/or industrial premises is permissible, but must comply with the provisions of the Companion Animal Act 1998.</i>

Bogan Shire Council Keeping of Animals Policy

<p>Cats</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares = 2</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = 1 per residential unit</p>		<p>Companion Animals Act 1998 requires all companion animals as defined to be microchipped and registered.</p> <p>Cats are to be fitted with bells and restricted at night from the outdoors.</p> <p>Consideration by the General Manager or other nominee may approve a request to keep additional cats, provided that desexing, multiple bells, proper care and confirmation of the restriction of access to outdoors at night will be relevant factors in determining whether more than two cats may be kept at premises.</p> <p>Consideration should be given by all cat owners as to methods that can be adopted to minimise any impact by cats upon native fauna.</p> <p>Adequate yard area of a min of 80 sq metres is to be provided. Yards are to be suitably fenced as to restricted escape, and maintained in a clean and tidy manner free of fleas, flies and feces for the exercise of the cat.</p>
<p>Poultry, Domestic Fowls and Guinea Fowl</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares = 10</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = Nil</p>	<p>4.5m</p> <p>N/A</p>	<p>Local Government (General) Regulation 2005 applies. Council may by resolution insist on greater distances than specified in particular cases.</p> <p>Hard paving must be provided under roust in poultry houses if within 15.2m of a dwelling, public hall or school.</p> <p>Poultry yards must be enclosed to prevent escape of poultry</p> <p>Yards must be kept free of rats and mice</p> <p>Roosters are not to be kept in residential zoned areas of 2 hectares or less where crowing will cause offensive noise.</p> <p>Members of a recognized Poultry Exhibitors Association or Show Society or residents undertaking home egg production may seek dispensation from prescriptive numbers provided.</p> <p>Numbers kept are to be appropriate for the bird, type & size of the enclosure and amenity of the area.</p>

Bogan Shire Council Keeping of Animals Policy

<p>Poultry other than Fowls including Ducks, Geese, Turkeys, Peafowl and/or other pheasants</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares = 5</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = Nil</p>	<p>30m</p>	<p>Owners are to consider their responsibilities to ensure offensive noise is emitted from the property. Members of a recognized Poultry Exhibitors Association or Show Society may seek dispensation from prescriptive numbers provided numbers kept are appropriate for the bird, type & size of the enclosure and amenity of the area.</p>
<p>Pigeons</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares and being a member of a recognised Pigeon Association or Show Society = 15</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = Nil</p>	<p>15m</p>	<p>Nuisance due to noise and also free flight of pigeons is to be minimised. Lofts must be constructed to Council approval as to be:</p> <ul style="list-style-type: none"> ➤ on hard paving of a smooth floor elevated 0.8m above adjacent ground levels, and ➤ kept clean at all times, with the removal of manure removed daily and disposed of correctly as to minimise odours, and ➤ designed and manage to prevent manure becoming wet in rain or during cleaning, and ➤ have visible and adequate landing platforms <p>Pigeons must be fed within lofts after exercise. Feed containers must be vermin proof. Exercising of birds is to be limited to a maximum period of 2 hours per day between sunrise and sunset.</p> <p>Persons who are <u>NOT</u> members of an Association are <u>not permitted to have pigeons</u>.</p>

Bogan Shire Council Keeping of Animals Policy

<p>All birds except for racing pigeons, Sulphur-crested Cockatoo, long billed Corella, poultry and domestic and guinea fowl</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares.</p> <p>As appropriate to species, size of cage/aviary or bird room</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = Nil</p>	<p>Distance appropriate to noise of species and/or sound proofing measures taken</p>	<p>Cages and aviaries must be of appropriate size and regularly cleaned, allow a maximum of 30 budgerigars per cubic metre of aviary.</p> <p>Aviaries are to be a maximum of 10 sq metres, maximum height of 2.1 metres. Bird aviaries to be a minimum of 900mm from common boundary for maintenance and cleaning.</p> <p>Aviaries above 10sq metres in floor area or 2.1metres in height require formal Development Consent from Council.</p> <p>All birds should be kept in accordance with the Code of Ethics produced by the Associated Bird keepers and Traders Inc.</p> <p>National Parks and Wildlife permit is required to keep many native birds. Exemptions include budgerigar, zebra finch, galah and sulphur-crested cockatoo.</p> <p>NSW Agriculture permit is required for some exotic species.</p>
<p>Rabbits</p>	<p>Urban Housing & Development and residential areas and allotments having an area of 975sq metres to 2 hectares</p> <p>= 5</p> <p>Medium Density Development including Integrated Housing, Villa Units, Townhouses and Dual Occupancy Units etc with a lot size less than 975sq metres = Nil</p>	<p>3m</p>	<p>Must be domestic breed and kept in cage. Do not release into environment. Restriction on the number is imposed by NSW Agriculture Dept, under the Rural Lands Protection Act 1989</p>

Bogan Shire Council Keeping of Animals Policy

Sheep and goats	Residential zoned allotments 975sq metres or greater or greater and Rural zoned allotments less than 2 hectares = 2 Rural zoned allotments greater than 2 hectares = N/A	4m	Bucks shall not be kept on a residential premises
Pet rats, mice and guinea pigs	Of each variety = 12	3m	Must be kept in appropriate cages and not released into the environment
Ferrets Undesexed hobs (males)	= 4	6m	Compliance with desexing, proper care, and provision of secure enclosure of adequate size will be relevant factors in assessing requests to keep more than four ferrets. If ferrets are exercised outdoors adequate escape is essential Undesexed hobs should be cased outdoors during the months of October – February when females are in season
Pigs	Residential zoned allotments and Rural zoned allotments less than 2 hectares = Nil		Local Government (General) Regulations 2005 applies to pigs. The keeping of pigs is not considered to be appropriate in residential areas.
Miscellaneous animals including Donkeys, Cattle etc	Appropriate to species, size of allotments	Distance appropriate to noise of species location to dwellings and effluent disposal areas	Situations arising from the keeping of animals of a type not specifically addressed in the table of requirement will be assessed on the specific merits of the case

Bogan Shire Council Keeping of Animals Policy

<p>Horses</p>	<p>Any allotments of less than 4,000 sq metres = Nil</p> <p>Allotments with minimum 4,000 sq metres in lot size = 1</p> <p>Other Rural zoned allotments as appropriate in the circumstances</p>	<p>20m</p>	<p>Local Government (General) Regulations 2005 applies. A greater separation distance may require by resolution of Council in each case. Fencing must be strong and durable to prevent escape.</p> <p>Damage to neighbouring properties and boundary fences should be prevented by erection of rails or fences 2m inside allotments boundaries for rural zoned allotments with a minimum 4,000 sq metres.</p> <p>Fly and dust control is imperative. The floor of any stable building shall be graded and drained to an approved drain and the horse yard shall be provided with sufficient catchment drains to prevent the entry of surface water to any septic disposal area on the adjoining allotments.</p> <p>A flyproof receptacle with a close fitting lid shall be provided for the holding of manure and other waste. All manure and waste material shall be collected daily, more frequently from the horse yard and removed from the allotment weekly.</p> <p>A horse, including any associated buildings or yards shall not be kept closer than 5 metres from any septic disposal area on the allotment. The stable building shall be of such construction that is structurally adequate, be provided with masonry walls at least 1.2m high and have a solid impervious floor.</p> <p>The size should be suitable for the keeping of a horse and be at least 2.7m high.</p> <p>Cross-flow ventilation shall be provided with openings having an aggregate size of 3sq metres.</p>
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Bogan Shire Council Keeping of Animals Policy

Authority

Council Resolution No. 361/2014 – 26 September 2014

Policy Owner / Further Assistance

Manager – Development and Environmental Services

Related Information

Review Date

September 2016

Revision History

Date	Description of Change	Sections Affected
28 June 2012	Adopted by Council	All
26 September 2014	Adopted by Council	All

PRECIS OF CORRESPONDENCE

1 LACHLAN ROSS – AYR

Attached is a copy of a *thank you* note received from Lachlan Ross for the consideration, planning and construction of the School Bus Stop on the Mitchell Highway at Priors Road.

1.1 Recommendation: That the *thank you* note received from Lachlan Ross for the consideration, planning and construction of the School Bus Stop on the Mitchell Highway at Priors Road be received and noted.

2 COMMUNITY AFFAIRS MANAGER – NBN

Attached is a copy of an email received from Ian Scott, Community Affairs Manager, NBN advising Council that the Early Learning Centre will be included in the Fibre to the Node (FTTN) boundary, without altering the fixed line footprint otherwise.

2.1 Recommendation: That the email received from Ian Scott, Community Affairs Manager, NBN advising Council that the Early Learning Centre will be included in the Fibre to the Node (FTTN) boundary, without altering the fixed line footprint otherwise be received and noted.

3 MINISTER FOR REGIONAL COMMUNICATIONS

Attached is a copy of a reply to Council's letter from Senator the Hon Fiona Nash, Minister for Regional Communications regarding the National Broadband Network rollout to Nyngan. Senator Nash advises the Department of Communications has contacted NBN Co on behalf of Council to make them aware of the concerns. NBN has advised that it is consulting with Bogan Shire about this matter and the company's planning team is reviewing the technology options. NBN will advise Council in due course.

3.1 Recommendation: That the reply to Council's letter from Senator the Hon Fiona Nash, Minister for Regional Communications regarding the National Broadband Network rollout to Nyngan be received and noted.

4 KYLIE ARMSTRONG – INDEPENDENT SENEENCE & LIPSENSE DISTRIBUTOR

Attached is a copy of an email received from Kylie Armstrong, Independent Senegence & Lipsense Distributor advising Council that she is co-ordinating a market day on Saturday 18 November 2017 (not 25 November 2017 as stated in the email) at Davidson Park. She is also hoping Council will support the markets as an ongoing event throughout the year, which she is willing to co-ordinate.

General Manager's Note:

The Girl Guides are holding markets on Friday 24 November 2017 at O'Reilly Park.

The Garden Club is holding markets on Saturday 9 December 2017 at Davidson Park.

4.1 Recommendation: That Council consider and confirms a Policy in regard to holding markets.

5 NATIONAL ASSOCIATION FOR LOSS & GRIEF INC

Attached is a copy of an email received from the National Association for Loss & Grief (NSW) Inc (NALAG) asking Council to donate 50 seedlings to be distributed to the community members of Hermidale. NALAG provides support to those who have experienced loss and grief and will be conducting a healing ceremony at Hermidale to support the community.

5.1 Recommendation: For Council's Consideration.

6 WEEKLY CIRCULARS

Weekly Circulars 37/17 to 40/17 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

6.1 Recommendation: That the Local Government Weekly Circulars be noted.

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017

"AYR"
PO BOX 98
NYNGAN NSW 2825
02 6833 9968

19 September 2017

The General Manager
Mr D Francis
Bogan Shire Council
Nyngan 2825

Dear Derek

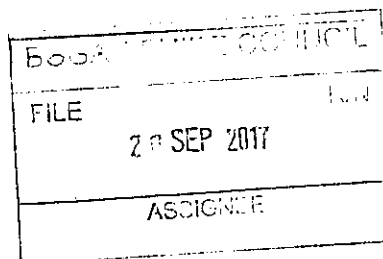
Please convey our belated gratitude to council and all involved in the consideration, planning and construction of the school bus stop on the Mitchell Highway at Priors Road.

The enhanced safety aspects it provides not only for school children but all road users is apparent daily.

Yours faithfully



Laughlin Ross

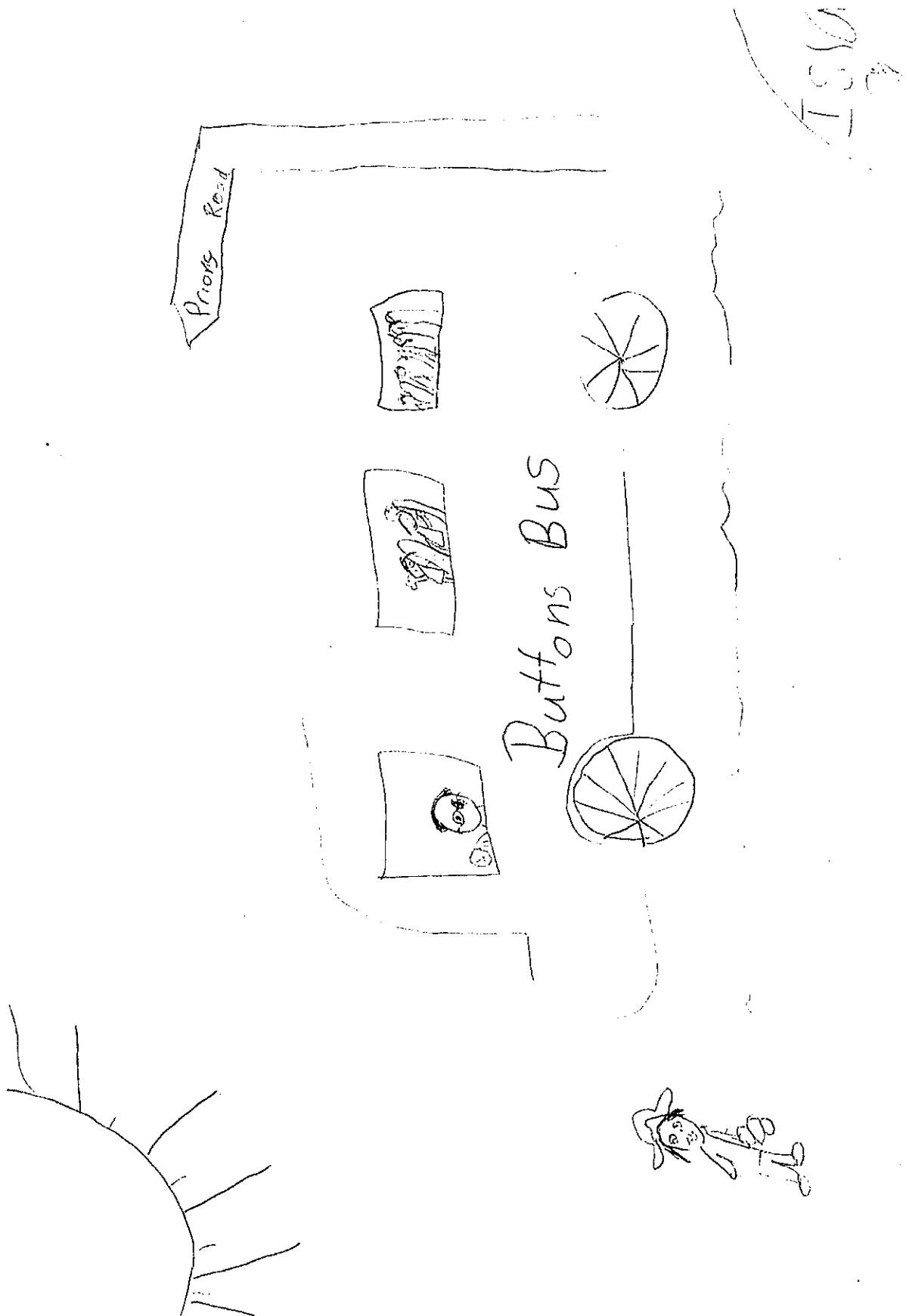


Phone: 02 6833 9968

Fax: 02 6833 9945

Email: ross@esat.net.au

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017



Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017

Email received from Ian Scott Community Affairs Manager

Hi Derek

I hope that you are well, I do apologise for the delay, however I am happy to report that we will be able to include the Early Learning Centre (ELC) at 32 Dandaloo Street Nyngan in the Fibre to the Node (FTTN) boundary, without altering the fixed line footprint otherwise.

We now been advised that the Early Learning Centre (ELC) at 32 Dandaloo Street Nyngan will be included in the Fibre to the Node (FTTN) boundary. To achieve this **NBN** will be utilising existing third party owned communications network in front of the ELC. In addition to this a new lead in conduit from the footpath to the ELC building will have to be constructed.

Thanks and let me know if you have any questions.

Ian Scott

Community Affairs Manager

M 0407 234 859 | E ianscott@nbnco.com.au

Level 11, 100 Arthur St, North Sydney NSW 2060

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017



Senator the Hon Fiona Nash
Minister for Regional Development
Minister for Local Government and Territories
Minister for Regional Communications
Deputy Leader of The Nationals

MC17-121353

09 OCT 2017

Mr Derek Francis
General Manager
Bogan Shire Council
PO Box 221
NYNGAN NSW 2825

BOGAN SHIRE COUNCIL	
FILE	R/N
17 OCT 2017	
ASSIGNEE	

Derek
Dear Mr Francis

Thank you for your letter of 22 August 2017 on behalf of the Bogan Shire Council regarding the National Broadband Network (the network) rollout to Nyngan.

I note your concerns about the deployment of fixed wireless technology to parts of Nyngan, and your preference for these areas to be served by fixed line technology. NBN Co Limited (NBN Co) is building and operating the network on a commercial basis at arm's length from the Government. The Government is not involved in day-to-day matters such as network design and the selection of technologies for a given area. These are operational matters for the company.

The Department of Communications has contacted NBN Co on your behalf to make them aware of your concerns. NBN Co has advised that it is currently consulting with the Bogan Shire Council about this matter, and the company's planning team is reviewing the technology options. NBN Co will advise you in due course about its decision.

Despite council's reservations, your members can be assured that NBN Co's fixed wireless network offers a high quality of service. Customer satisfaction for fixed wireless is higher than for any other NBN Co technology. Unlike mobile networks, NBN Co's fixed wireless network is designed to serve a fixed number of premises to provide a consistent level of service to consumers. The network is designed to deliver high-speed broadband with download speeds of 25 megabits per second (Mbps), with many premises able to access plans with download speeds of up to 50 Mbps. NBN Co has also announced plans to introduce a 100 Mbps speed tier to fixed wireless in the coming year.

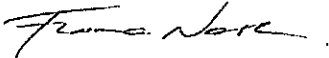
Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017

2

These speeds are far superior to that offered by ADSL plans and are more than sufficient to run a variety of popular applications. The download quotas and pricing for fixed wireless plans are comparable to that available over NBN Co's fixed line services. Details of the various data plans are available from retail service providers, and include a number offering unlimited data allowances.

Thank you for taking the time to write to me on this matter.

Yours sincerely



FIONA NASH

BOGAN SHIRE COUNCIL	
FILE	R/A
17 OCT 2017	
ASSIGNEE	

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017

Email received from *Kylie Armstrong* Independent Senegence & Lipsense Distributor

To Whom It May Concern

I would like to put an application forward to hold a market day at one of the town's local venues for the Nyngan community on Saturday 25th November 2017 from 9am to 1pm at Davidson Park in Pangee Street.

I feel that a morning market is not only beneficial for the community and stall holders to show case their local products but a wonderful opportunity for shops within the main street to also promote their products and business. They may benefit from people visiting the markets and wish to advertise and display their own products on tables out the front of their shops on the day. My goal is to provide a family fun morning for the community of Nyngan with a range of different stalls to visit.

I understand each stall holder will be required to provide me with a copy of their Public Liability insurance and all stall holders selling food are to have labels on all items listing ingredients.

I have a small home based SeneGence / LipSense business and would also be holding a stall on the day myself.

I really do hope this is something our local council is willing to support as I am hoping to co-ordinate these market days to be an ongoing event held throughout the year for the Nyngan community to enjoy and participate in.

I thank you for considering my application and look forward to your reply.

Warmest Regards,

Simply Stunning Lips

Kylie Armstrong

Independent Senegence & Lipsense Distributor

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 26 October 2017

Email received from National Association for Loss and Grief.

Good Morning

I represent the National Association for Loss and Grief (NALAG) based in Dubbo. NALAG provides support to those who have experienced loss and grief – be it through the death of a family member or loved one as well as providing support to communities who have been impacted by a loss in the community.

Recently there has been suicides and murders occurring at Hermidale. NALAG has partnered with Uniting and will be conducting a healing ceremony to help support the community. This healing ceremony will be conducted on 9 November at the Hermidale Tennis Club. Part of the healing process with loss is planting a seedling to move on from the grief experienced and represents new hope and life. I am writing to you to ask if the Bogan Shire Council would kindly donate 50 seedlings so we can distribute them to community members who have been impacted by the suicides and murders.

Please feel free to discuss this further with me should you have any questions. Thank you for taking time to consider this request.

Kind regards,

Gerry O’Leary

Operational Office Manager

NALAG Centre for Loss & Grief, Dubbo

GRANTS AND FUNDING

LG Weekly 39/17 – 6 September 2017

2017/2018 NSW Liveable Communities Grants

Councils can apply for grants round three of the Liveable Communities Program which supports projects that make local communities more responsive of older people's needs.

LG Weekly 40/17 – 1 September 2017

Community Infrastructure Grants

Councils can apply for Infrastructure Grants (previously known as Club Grants) from Liquor and Gaming NSW to support the building, renovation and fit out of infrastructure.

NSW Safer Communities Fund Open

Councils can apply for grants through the Australian Government's Safer Communities Fund for local crime prevention and security infrastructure activities.

