



WELLINGTON

SHIRE COUNCIL

The Heart of Gippsland

Council Meeting Agenda

Meeting to be held at

Port Of Sale Business Centre

Foster Street, Sale

Tuesday 16 February 2016, commencing at 6pm

**or join Wellington on the Web:
www.wellington.vic.gov.au**

ORDINARY MEETING OF COUNCIL – 16 FEBRUARY 2016

AGENDA & TABLE OF CONTENTS

	ITEM	PAGE NUMBER
A	PROCEDURAL	
A1	STATEMENT OF ACKNOWLEDGEMENT AND PRAYER	
A2	APOLOGIES	
A3	DECLARATION OF CONFLICT/S OF INTEREST	
A4	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING	7
A5	BUSINESS ARISING FROM PREVIOUS MEETING/S	9
A6	ACCEPTANCE OF LATE ITEMS	10
A7	NOTICES OF MOTION	11
A8	RECEIVING OF PETITIONS OR JOINT LETTERS Item A8(1) Outstanding Petitions	12 13
A9	INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS	14
A10	QUESTIONS ON NOTICE Item 10(1) Outstanding Questions on Notice Item 10(2) Response to Questions on Notice – Federation Training (TAFE Rescue Fund) Item 10(3) Response to Questions on Notice – V-Line black spots Traralgon to Bairnsdale	16 17 18
A11	MAYOR'S REPORT ITEM A11(1) MAYOR'S REPORT	20 21
B	REPORT OF DELEGATES	23

C	OFFICERS' REPORT	
	C1 CHIEF EXECUTIVE OFFICER	24
	ITEM C1.1 CHIEF EXECUTIVE OFFICER'S REPORT	25
	ITEM C1.2 JANUARY 2016 PERFORMANCE REPORT	27
	ITEM C1.3 AUSTRALIAN BROADCASTING CORPORATION AMENDMENT (RURAL AND REGIONAL ADVOCACY) BILL 2015	39
	ITEM C1.4 TIMBER TOWNS VICTORIA EXECUTIVE	55
	C2 GENERAL MANAGER CORPORATE SERVICES	58
	ITEM C2.1 ASSEMBLY OF COUNICLLORS	59
	C3 GENERAL MANAGER DEVELOPMENT	65
	ITEM C3.1 NOV/DEC 2015 PLANNING DECISIONS	66
	ITEM C3.2 PLANNING SCHEME AMENDMENT C80 – GORMANDALE MAPPING ANOMALY	80
	C4 GENERAL MANAGER BUILT & NATURAL ENVIRONMENT	121
	C5 GENERAL MANAGER COMMUNITY AND CULTURE	122
	ITEM C5.1 DECOMMISSION DARGO NSP/PLR	123
	ITEM C5.2 BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP	126
D	URGENT BUSINESS	128
E	FURTHER GALLERY AND CHAT ROOM COMMENTS	128
F	CONFIDENTIAL ATTACHMENTS	129
	ITEM F1.1 BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP (REFER TO ITEM C5.2)	130
G	IN CLOSED SESSION	131



Council Meeting Information

Members of the Public Gallery should note that the Council records and publishes Council meetings via Webcast to enhance the accessibility of Council meetings to the broader Wellington community. These recordings are also archived and may be published on Council's Website for viewing by the public or used for publicity or information purposes. At the appropriate times during the meeting, members of the gallery may address the Council at which time their image, comments or submissions will be recorded.

Members of the public who are not in attendance at the Council meeting but who wish to communicate with the Council via the webcasting chat room should lodge their questions or comments early in the meeting to ensure that their submissions can be dealt with at the end of the meeting.

Please could gallery visitors and Councillors ensure that mobile phones and other electronic devices are turned off or in silent mode for the duration of the meeting.



A - PROCEDURAL



STATEMENT OF ACKNOWLEDGEMENT

***“We acknowledge the traditional custodians
of this land the Gunaikurnai people,
and pay respects to their elders past and present”***



PRAYER

***“Almighty God, we ask your blessing upon the Wellington
Shire Council, its Councillors, officers, staff and their families.
We pray for your guidance in our decisions so that the
true good of the Wellington Shire Council may result to
the benefit of all residents and community groups.”***

Amen



A - PROCEDURAL

A4 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING/S

ITEM A4**ADOPTION OF MINUTES OF PREVIOUS MEETING/S**

ACTION OFFICER:

GENERAL MANAGER CORPORATE SERVICES

DATE:

16 FEBRUARY 2016

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 2 February 2016 as tabled.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 2 February 2016 as tabled.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.



A - PROCEDURAL

A5 BUSINESS ARISING FROM PREVIOUS MEETING/S

ITEM A5**BUSINESS ARISING FROM PREVIOUS MEETING/S**

ACTION OFFICER

CHIEF EXECUTIVE OFFICER

DATE:

16 FEBRUARY 2016

ITEM	FROM MEETING	COMMENTS	ACTION BY
Nil			



A - PROCEDURAL

A6 ACCEPTANCE OF LATE ITEMS



A - PROCEDURAL

A7 NOTICE/S OF MOTION



A - PROCEDURAL

A8 RECEIVING OF PETITIONS OR JOINT LETTERS

ITEM A8(1)**OUTSTANDING PETITIONS**

ACTION OFFICER

GOVERNANCE

DATE:

16 FEBRUARY 2016

ITEM	FROM MEETING	COMMENTS	ACTION BY
Reduce the speed limit on a section of Longford-Golden Beach Road to protect our wildlife	2 February 2016	Response to Council 1 March 2016	General Manager Built and Natural Environment



A - PROCEDURAL

A9 INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS



A - PROCEDURAL

A10 QUESTIONS ON NOTICE

ITEM A10(1)**OUTSTANDING QUESTIONS ON NOTICE**

ACTION OFFICER

CHIEF EXECUTIVE OFFICER

DATE:

16 FEBRUARY 2016

ITEM	FROM MEETING	COMMENTS	ACTION BY
TAFE Rescue Funds	4 November 2015	Discussions are currently being held with Federation Training and we envisage that a response to the question on notice will be provided at the Ordinary Council Meeting to be held on 1 March 2016	Chief Executive Officer
V-Line Passenger Trains from Traralgon to Bairnsdale elimination of blackspots	15 December 2015	Response to the question on notice will be provided at the Ordinary Council Meeting to be held on 16 February 2016	Chief Executive Officer

ITEM A10(2)**RESPONSE TO QUESTION ON NOTICE**

DIVISION:

CHIEF EXECUTIVE OFFICE

ACTION OFFICER:

GENERAL MANAGER DEVELOPMENT

DATE:

16 FEBRUARY 2016

At the 4 November 2015 Council Meeting, Councillor McIvor asked the following Question on Notice:

“The Victorian Government has committed to make Victoria the “Education State”, promising to deliver a \$320 million TAFE Rescue Fund. Can the CEO please provide council with an update on our local Federation Training campus noting how much of the TAFE rescue fund has been spent, what the effect of this spending is, the enrolment and completion rates at Federation Training’s campuses compared with other comparable institutions across Victoria and future directions.

The following information is supplied in response.

15 December 2015

“Council has contacted Federation Training seeking a response to a number of the points raised as these matters are not able to be answered without their input. It is anticipated that we will have a response for Council’s first meeting in 2016.”

2 February 2016

“Council has contacted Federation Training seeking a response to a number of the points raised as these matters are not able to be answered without their input. Although we anticipated that we would have a response for Council’s first meeting in 2016 this has not been achieved. Council officers will be meeting with Federation Training over the coming weeks and we are hopeful that a final response will be in hand by the end of February 2016.”

16 February 2016

“No further information received”.

ITEM A10(3)**RESPONSE TO QUESTION ON NOTICE**

DIVISION:

CHIEF EXECUTIVE OFFICE

ACTION OFFICER:

GENERAL MANAGER DEVELOPMENT

DATE:

16 FEBRUARY 2016

At the 15 December 2015 Council Meeting, Councillor Hole asked the following Question on Notice:

“That the CEO of Wellington Shire Council:-

Make contact with the Transport Minister, Jacinta Allen, and the CEO of V-Line requesting that black spot areas on the passenger trains from Traralgon to Bairnsdale be dealt with at the same time as the Dandenong to Traralgon sector

The following information is supplied in response.

2 February 2016

“No response received.”

16 February 2016

A letter was sent 21 January 2016 addressed to The Hon Jacinta Allen MP and counter copies sent to The Hon Jaala Pulford, Minister for Regional Development and Mr Theo Taifalos, Chief Executive Officer V/Line Pty Ltd.

No formal responses have been received to date.



19 January 2016

The Hon Jacinta Allen MP
Minister for Public Transport
DX210292
MELBOURNE

Dear Minister

MOBILE PHONE AND INTERNET SERVICE ON TRAIN SERVICES BETWEEN TRARALGON AND BAIRNSDALE

An article in the Herald Sun 29 November 2015 quoted Minister for Regional Development, The Hon Jaala Pulford MP, as promising "*regional rail passengers the same mobile phone coverage as those in Melbourne*". The Minister's statement however appears to limit this service to "*fixing black mobile spots travelling between Melbourne and Geelong, Ballarat, Bendigo, Seymour and Traralgon on V/Line services.*"

As a result of this article Wellington Shire Council resolved at its ordinary meeting on 15 December 2015, to write to you as Minister for Public Transport to highlight the issue of mobile phone and internet reception on Traralgon to Bairnsdale V/Line services. In particular, Council would like the reception improved on this sector of the public transport network at the same time as improvements are undertaken on the Dandenong to Traralgon sector.

Whilst Telstra coverage maps would appear to indicate that the area east of Traralgon is adequately covered by 3G mobile phone signal, significant areas are not covered by 4G signal. By contrast, the Telstra coverage map indicates that between Melbourne and Traralgon the majority of the area is covered by 4G and 4GX signal, with only a few small areas reliant on 3G signal.

Wellington Shire would appreciate feedback on the government's position in relation to improving mobile phone and internet services on this important public transport link.

Yours sincerely



DAVID MORCOM
Chief Executive Officer

Our Ref: JW:IC

cc: The Hon Jaala Pulford MP
Minister for Regional Development
Level 16, 8 Nicholson Street
EAST MELBOURNE, VIC 3002

Mr Theo Taifalos
Chief Executive Officer
V/Line Pty Ltd
9/750 Collins Street
DOCKLANDS VIC 3008

Sale Service Centre
18 Desailly Street (PO Box 506), Sale Victoria 3850
Telephone 1300 366 244

Yarram Service Centre
156 Grant Street, Yarram Victoria 3971
Telephone 03 5182 5100

Contact Us Online
Web www.wellington.vic.gov.au
Email enquiries@wellington.vic.gov.au  YouTube



The Heart of Gippsland



A - PROCEDURAL

A11 MAYOR'S REPORT

ITEM A11(1)**MAYOR'S REPORT**

OFFICER:

COUNCILLOR McCUBBIN

DATE:

16 FEBRUARY 2016

RECOMMENDATION***That the Mayor's report be noted.***

15 December 2015 – 15 February 2016

15 December 2015	Presentation of trophy for Bundalaguah Primary School students on winning the Wellington Walk to School Challenge	Mayor attended.
16 December	Yarram Secondary College Annual Awards	Cr Wenger attended.
17 December	Judging of Christmas windows for Sale Business Tourism Association	Mayor attended.
18 December	National Timber Councils Association AGM	Cr Wenger (Deputy Mayor) attended.
26 December	Sale Greyhound Cup	Cr Rossetti and Cr Hole attended.
25 January 2016	Visit to Yarram and Port Albert	Mayor attended.
26 January	Australia Day celebrations: Cowwarr Briagolong Heyfield Tarraville Yarram Rosedale Loch Sport Dargo McLoughlins Beach Sale (including Citizenship ceremony) Manns Beach Seaspray Maffra Stratford	Mayor attended. Cr Clear attended. Cr Hole attended. Cr Wenger attended. Cr Wenger attended. Mayor attended. Cr McIvor attended. Cr Hole attended. Cr Wenger attended. Mayor attended. Cr Wenger attended. Cr McIvor attended. Mayor, Cr Duncan Mayor and Cr Cleary attended.

29 January	Shakespeare's Best Bits, Royal Botanical Gardens, Melbourne (Show cancelled due to inclement weather)	Mayor attended.
29 January	Timber Industry Road Evaluation Study (TIRES) State Meeting	Cr Wenger attended.
2 February	Chair U3A AGM	Mayor attended.
4 February	Launch of Maffra Mardi Gras	Mayor attended.
5 February	RAAF Ceremonial Colour Parade - 70th Anniversary of School of Air Warfare	Mayor attended.
5 February	RAAF Laying up Ceremony	Mayor attended.
9 February	Seaspray Community meeting with VicRoads	Mayor and Cr Wenger attended.
10 February	Esso BHP Billiton Wellington Entertainment Centre (EBBWEC) season launch	Mayor, Cr Wenger, Cr Cleary, Cr Hole and Cr McIvor attended.
12 February	Official opening of Port Albert 175th Anniversary celebrations	Mayor and Cr Wenger attended.
13 February	Eastern Region Bridge Association (ERBA) 21st birthday celebrations	Mayor attended.

COUNCILLOR DARREN MCCUBBIN
MAYOR



B –REPORT

DELEGATES



C1 - REPORT

CHIEF EXECUTIVE OFFICER

ITEM C1.1**CHIEF EXECUTIVE OFFICER'S REPORT**

OFFICER: CHIEF EXECUTIVE OFFICER

DATE: 16 FEBRUARY 2016

RECOMMENDATION***That the Chief Executive Officer's Report be received.***

- 17 December Attended **Corporate Management Team Professional Development** meeting, Lakes Entrance. In attendance were General Manager Community and Culture Glenys Butler, General Manager Built and Natural Environment Chris Hastie, General Manager Development John Websdale and General Manager Corporate Services Arthur Skipitaris.
- 21 December Attended a **Coastal and Dredging Issues** meeting, Sale. In attendance was Member for Gippsland East, The Hon Tim Bull MP, Member for Gippsland South, Danny O'Brien, Representatives from East Gippsland Shire Council, and members of Gippsland Ports.
- 21 January Meet with **Inspector Rob Wallace**, Victoria Police.
- 26 January Attended **Citizenship Ceremony**, Sale in celebration of Australia Day.
- 27 January Attended a **Gippsland Local Government Network** briefing, Melbourne.
- 28 January Attended **Gippsland Waste and Resource Recovery** program, Sale. Other Council staff were in attendance including General Manager Built and Natural Environment Chris Hastie.
- 29 January Attended **Microsoft Project to Latrobe City Council** briefing, Traralgon. In attendance were Representatives from East Gippsland Shire Council and Latrobe City Council.
- 1 February Met with Committee Members from Sale Business Traders Association

Attended the **Annual Sale, Sale Central and Maffra Rotary Club** dinner, Seaspray
- 3 February Attending an **Elms Music Festival** meeting, Sale. In attendance were Mayor Darren McCubbin, General Manager Development John Websdale and Representatives of Elms Music Festival Bill Jacobs and Lyndel Moore.
- 4 February With Mayor Darren McCubbin, met **Harriet Shing, MLC for Eastern Victoria** to discuss V-line issues and the Sale TAFE (Federation Training)

- 4 February Attended **Gippsland Local Government Network Strategic Planning Workshop**, Warragul
- 8 February Attending **Sale Rotary Club** meeting, Sale as guest speaker for discussions on the Port of Sale Cultural Hub.
- 10 February Attending **2016 ESSO BHP Billiton Wellington Entertainment Centre** season launch, Sale
- 11 February Attending **Federation Training** meeting, with representatives Mark Potter and Scott Dargan.
- Attending **Regional Development Australia Gippsland Committee** meeting, Traralgon.

ITEM C1.2**JANUARY 2016 PERFORMANCE REPORT**

DIVISION: CHIEF EXECUTIVE OFFICE
ACTION OFFICER: CHIEF EXECUTIVE OFFICER
DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓	✓	✓					

OBJECTIVE

For Council to receive and note the January 2016 Council Performance Report.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council receive and note the January 2016 Council Performance Report as attached.

BACKGROUND

The January 2016 Council Performance Report comprises key highlights towards achievement of the 2013 -17 Council Plan together with an overview of Council finances including an Income Statement with commentary regarding any major variances, information on cash balances, the level of rates outstanding and a progress update on Council's Capital Works program.

OPTIONS

Following consideration of the attached January 2016 Performance Report, Council can resolve to either:

1. Receive and note the January 2016 Council Performance Report; or
2. Not receive and note the January 2016 Council Performance Report and seek further information for consideration at a later Council meeting.

PROPOSAL

That Council receive and note the attached January 2016 Council Performance Report.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

Provision of a monthly financial report to the community facilitates accountability and transparency and ensures that Council and management are able to make informed decisions in a timely manner.

COMMUNICATION IMPACT

The Council Plan communicates Council's strategic direction to the community. The Council Plan can also be used by Council to communicate its vision and direction to other tiers of government, organisations, government agencies and funding bodies.

LEGISLATIVE IMPACT

There is no legislative requirement for provision of a monthly Council Performance report however, Council has determined that, in the interests of accountability and transparency, this report will be provided to the community.

COUNCIL POLICY IMPACT

The January 2016 Council Performance Report has been prepared in the context of existing Council policies.

COUNCIL PLAN IMPACT

Objective 2.2 states that Council will:

"Maintain processes and systems to ensure sound financial management"

Objective 2.3 states that Council will:

"Ensure sound governance processes that result in responsive, ethical, transparent and accountable decision making".

JANUARY PERFORMANCE REPORT

JANUARY 2016 COUNCIL PLAN HIGHLIGHTS

Yarram Early Learning Centre

Yarram Early Learning Centre Committee of Management is very pleased with the level of enrolments and current financial situation.

The six monthly financial report from July to December 2015 shows a net income of \$10,800 (well ahead of schedule). The centre may have to consider waiting lists in the near future as enrolments for 2016 continue to come in.

Youth Council induction and planning

The 2016 Youth Council is well underway, with a successful orientation camp held in December at Licola and induction and planning program during January. This has included the group working on the Youth Council Action Plan for 2016, with a major focus being Youth Mental Health. Youth Councillors have now completed a two-day Youth Mental Health First Aid course, which will serve as a foundation for mental health projects undertaken during the year.

Gippsland Regional Sports Complex

Hosted National Basketball Association (NBA) Shooting Coach David Nurse for a 2 day Basketball Clinic during the January 2016 holidays. The clinic was organised by the Sale Amateur Basketball Association and attended by 90 children from all across Gippsland. This event was covered on Win Television News.

Community Committees

All S86 Committees had their nominated members endorsed by Council for a three year period.

Aqua Energy

Swimming Victoria has announced Sale as the location for the 2017 Victorian Country Championships which will be held at Aqua Energy in Sale on 28-30 January 2017. Gippsland Swimming has a proud history of running this event successfully over many years and most recently in 2013. The 2017 Victorian Country Championships event is open to Swimming Victoria registered members of affiliated country clubs.

Adventures in Storyland

45 young people from the Wellington Shire came together with the Entertainment Centre in January to produce the summer youth pantomime "Adventures in Storyland". The show was directed, designed, marketed and performed by members of our youth with guidance and support from the Entertainment Centre staff and adults from the Sale Theatre Company. 560 patrons enjoyed the production.

Special Programs

The Summer Reading Club catered for families with 10 sessions held across library branches with one session held at Golden Beach in collaboration with the Public Hall Committee. This session included attendance by a family with a baby only 10 weeks old who participated in craft. Overall 108 children and 49 adults attended programs. This program was designed to be an inclusive family activity, not just a children's activity. One session was promoted on the front page of Gippsland Times edition of 18 January 2016.

Continuous Improvement

The Library is exploring the possibility of managing the Corporate Collection using the new Library Management System making it available to staff. Currently staff have limited access options and the majority of staff are not aware of the resources available to support their research or professional development.

National Gallery Victoria Kids on Tour

The Art Gallery hosted a free children's art activity on Friday 22 January 2016. The workshop activities were related to the current exhibitions at the National Gallery of Victoria. Program activity packs were delivered to the Gallery and the workshops were conducted in the Gallery's Education Workshop room. The workshops were attended by 62 children and 47 adults.

ABC Gippsland

Gippsland Art Gallery Sale Director and Education Coordinator recorded an interview at the ABC Radio studio on Friday 15 January 2016. The topic of the interview was the National Gallery Victoria Kids on Tour workshops as well as introducing the new Education Coordinator Georgina Glanville to the listening audience. The interview was played the following Wednesday.

Identity of a painting uncovered

A work in the Gallery's Collection previously attributed to Mary Meyer has now been identified as the work of noted Heidelberg School artist E. Philips Fox. The reattribution was done with the assistance of Peter Perry, the former Director of the Castlemaine Art Gallery, who is recognised as the leading expert on the work of E Phillips Fox. The work was donated to the Gallery in 1976 from the estate of Mary Meyer and it was until now assumed to be her own work. The painting's valuation will change as a result of the reattribution. Art dealer and licenced valuer Charles Nodrum who is currently valuing the collection has been notified.

Gallery attendances

The visitation levels to the Art Gallery's temporary facility during January have been only marginally lower than previous years with 589 people attending up to the Australia Day public holiday. As a comparison, attendances for January 2015 were 781 and January 2014 were 688.

7 Duke Street, Rosedale

Contract has been finalised to purchase 7 Duke Street, Rosedale as resolved by Council. Settlement to occur 5 February 2016.

West Sale Airport

Planning permit for West Sale Airport – Eastern Recreation Aviation Precinct sub division was issued on 7 January 2016.

Discussions have commenced for a new Optus tower lease at West Sale Airport with a commencing rental of \$16,000 p.a.

Gippsland Reginal Livestock Exchange

Practical completion of saleyards refurbishment was achieved on 18 December 2015 with handover to the operator performed on 21 January 2016. An official opening is planned for 1 April 2016.

Maffra Caravan Park

An Expression of Interest (EOI) to operate the Maffra Caravan Park has been released, closing 10 February 2016. Eight documents have been requested and sent out to date.

Old Rosedale Depot – VicTrack Land

VicTrack lease has now ended following remediation works resulting in an annual saving of over \$8,000.

McLoughlins Beach Footbridge

McLoughlin's Beach footbridge and boating facility are completed ahead of schedule.

Bridges Renewal Program

Advice has been received that applications for funding of Park Street Bridge and Maxfield's Bridge renewal projects have been unsuccessful. A workshop will be held with Council to discuss options for these projects.

Economic Development Strategy 2016-22

Geografia, the consultants preparing input for the Wellington Shire Council Economic Development Strategy, provided a draft Issues and Opportunities Paper, based on feedback from stakeholder interviews, and external workshops held in December 2015. The paper was reviewed by the Council Steering Committee, which includes external stakeholders as well, and comment provided back to Geografia, to assist the development of the draft Economic Development Strategy.

Communication Black Spots on Train Service

Council wrote to Minister Allen, Transport Minister, with copies to Minister Pulford and Chief Executive Officer V/Line, requesting that black spot areas on the passenger trains from Traralgon to Bairnsdale be eliminated at the same time as the Dandenong to Traralgon sector.

Amendment C94 – Sale Police Station

The Minister for Planning has approved the rezoning of the former Sale police station site, which came into operation on 14 January 2016. The State Government are now progressing other required statutory processes to allow for the future sale of the land.

Environmental Health Unit

Mosquito Management Education Program completed with great success on 26 January 2016 in the Loch Sport and surrounding beachside areas.

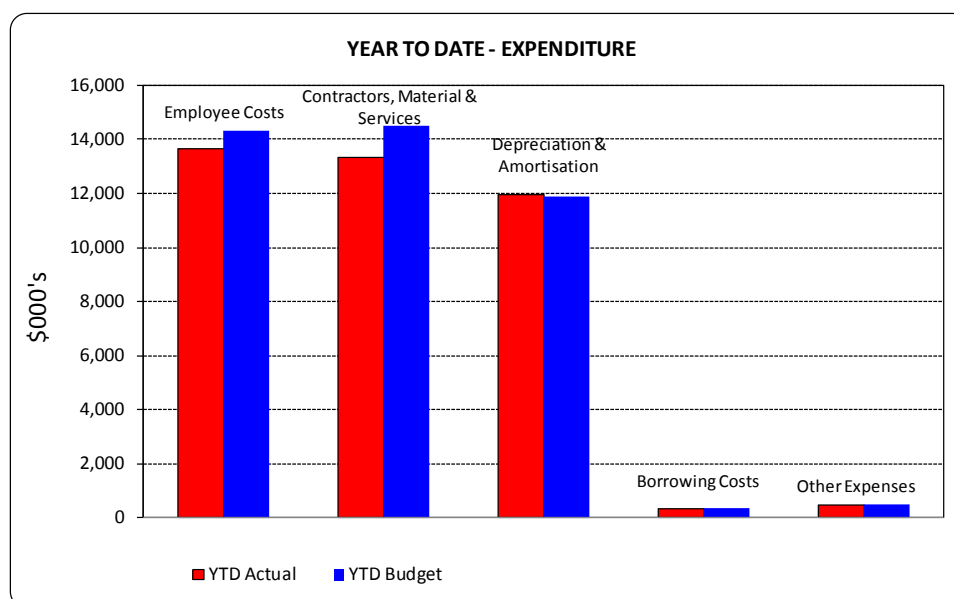
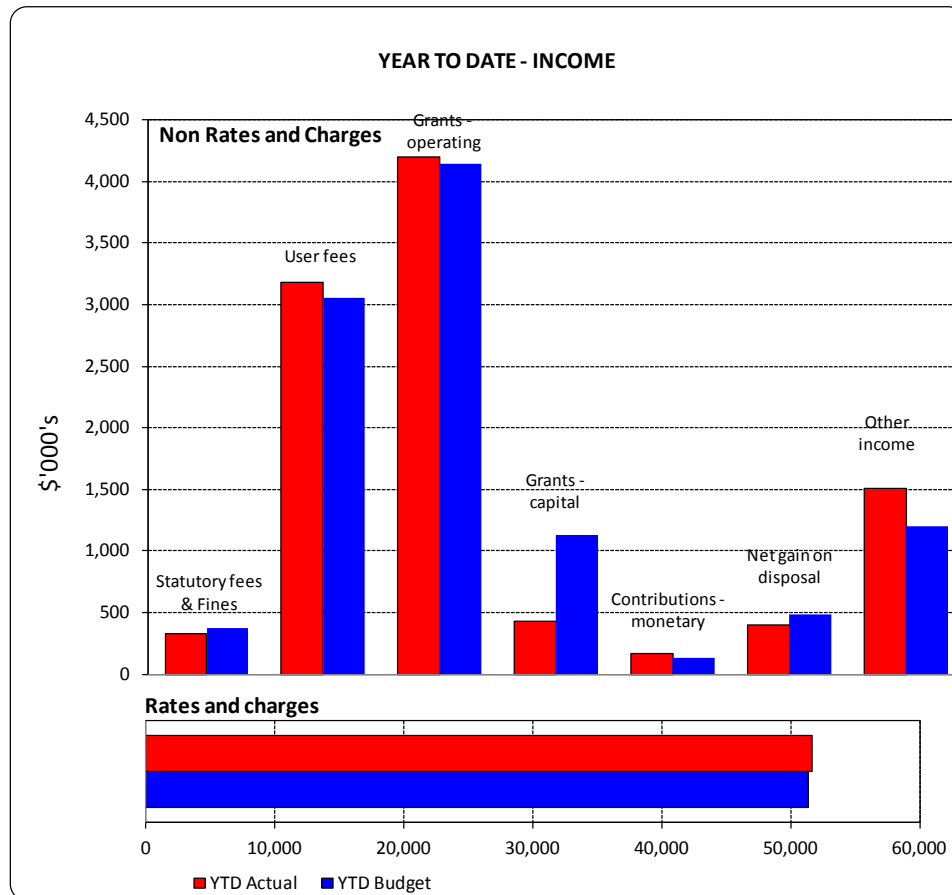
Local Laws

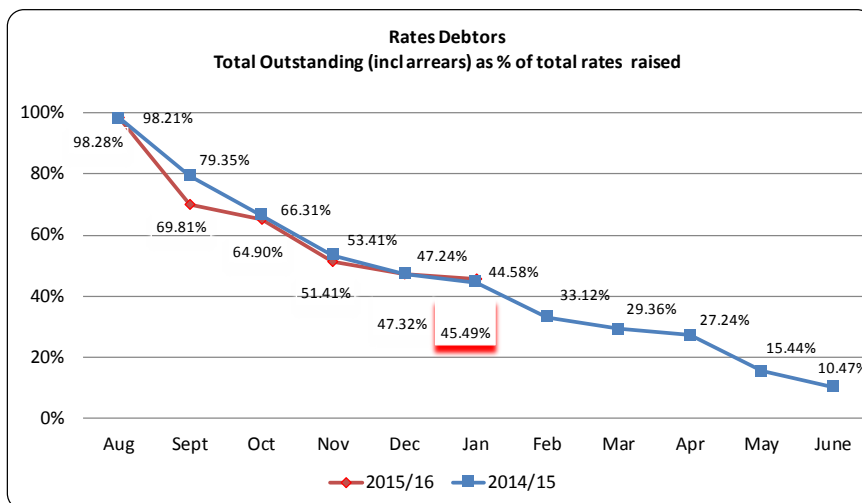
Successful implementation of the newly devised After Hours Process commenced 21 January 2016. Will continue to review.

JANUARY 2016 PERFORMANCE REPORT

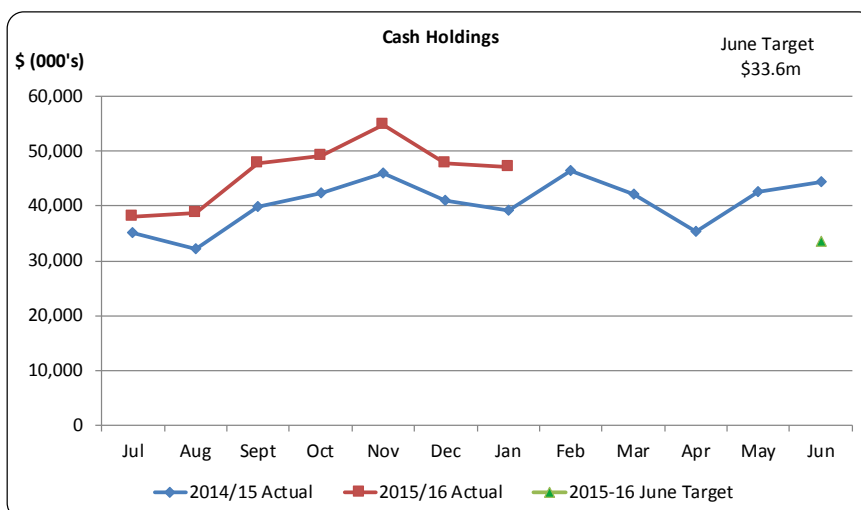
JANUARY 2016 FINANCIAL HIGHLIGHTS

The financial highlight report as at 31 January 2016 provides summary information regarding Council's operating and capital works performance for the year to date.





The percentage outstanding on rate debtors as at the end of January 2016 is slightly above January 2015. With two rate instalments remaining, Council is continuing its emphasis on debt collection on outstanding rate debtors. The third rate instalment is due on 28 February 2016.



Council cash holdings at the end of January 2016 of \$47.1 million are above the January 2015 balance of \$39.1 million. The higher than expected current cash holdings includes restricted funds of \$7.2 million to cash back reserves, \$8.2 million to cover provisions, approximately \$7.3 million associated with the 2014/15 operating and capital carry forwards and \$3.0 million for 2015/16 Victoria Grants Commission advance.

INCOME STATEMENT

For the period ending 31 January 2016

	YEAR TO DATE 2015-16			FULL YEAR 2015-16		
	Actual \$000's	Adjusted Budget \$000's	Variance \$000's	Adjusted Budget \$000's	Achieved \$000's	Adopted Budget \$000's
Income						
Rates and charges	51,624	51,390	234	51,390	100%	51,372
Statutory fees & fines	325	372	(47)	525	62%	525
User fees	3,182	3,051	131	5,833	55%	5,813
Grants - operating	4,197	4,146	51	7,703	54%	13,648
Grants - capital	434	1,133	(699)	8,817	5%	5,710
Contributions - monetary	166	135	31	493	34%	486
Contributions - non monetary	2,455	2,451	4	2,451	100%	-
Net gain on disposal of property, infrastructure, plant and equipment	400	483	(83)	652	61%	236
Other income	1,511	1,202	309	2,712	56%	2,492
Total Income	64,294	64,363	(69)	80,576	80%	80,282
Expenditure						
Employee costs	13,668	14,297	629	24,296	56%	24,327
Contractors, materials and services	13,321	14,499	1,178	31,144	43%	30,612
Bad and doubtful debts	-	-	-	111	0%	111
Depreciation and amortisation	11,957	11,870	(87)	22,156	54%	22,155
Borrowing costs	341	340	(1)	731	47%	731
Other expenses	482	483	1	658	73%	461
Total Expenditure	39,769	41,489	1,720	79,096	50%	78,397
Surplus(Deficit) for the period	24,525	22,874	1,651	1,480		1,885

Note: The adjusted budget figures reflect any known changes that have arisen since the adoption of the original budget, including such things as new and unsuccessful grants, additional revenue such as rates and operating expenditure carried forward from 2014/15. Including these changes in an adjusted budget figure enables Council to more accurately monitor financial performance during the year and predict the end of year position. Council must, however, report publicly against the original adopted budget on a quarterly basis. The full year adopted budget has been reclassified in order to comply with Local Government Model Financial report disclosure requirements.

SUMMARY

The operating result as at the end of January 2016 reflects a surplus of \$24.5 million against an adjusted budget surplus of \$22.9 million. Overall, Council expects that the final result for 2015/16 will be a \$1.5 million surplus, which is a decline of \$405k from the adopted budget. The majority of the change results from the removal of \$6.0 million of the Victoria Grants Commission 2015/16 allocation which was received on 30 June 2015, offset by additional Roads to Recovery funding allocated to 2015/16 projects (\$3.0 million) and the recognition of assets (non monetary) contributions (\$2.5 million).

INCOME

Rates - Additional rates and garbage charges have been raised due to the finalisation of supplementary valuations after the completion of the 2015/16 budget (\$234k).

User Fees - Commercial tipping fees raised during the past few months is higher than expected (\$67k) as the collection of landfill gate fees is unpredictable. A newly created shared services initiative between Wellington Shire Council and East Gippsland Shire has generated unbudgeted income as Council is reimbursed for the information technology services it has provided (\$26k). Subdivision audit fees received for the period is higher than budgeted (\$23k). Overall income for leisure facilities is below budget, due to lower than anticipated Aqua Energy attendance, but is partly offset by increased income for the GRSC summer season.

Grants - (capital) - The second quarter road to recovery grant claim has been submitted and the funds are expected to be received in February 2016. The Kilmany Resource Recovery Area project was completed in December 2015 with the grant claim to be submitted once final invoices have been received. Grant instalments expected to be received in 2015/16 from state and federal governments for the Port of Sale Cultural Hub and Precinct project are expected to be delayed to the following financial year. This is due to a delay to the expected construction commencement date (from May to August 2016) based on design documentation being completed later than planned.

Contributions - (monetary) - A number of unbudgeted contributions have been received including contributions towards the Victorian Workers Memorial project in Heyfield (\$10k), various maintenance (\$17k) and economic development projects (\$5k).

Other income - Interest earned on short term investments is higher than anticipated (\$253) due to a high cash balance and lower than expected expenditure. Lease income generated from Council owned properties is higher than initially budgeted.

EXPENDITURE

Employee Costs - Year to date employee costs are under budget due to various vacancies and the timing of annual and long service leave. This is partly offset by the use of agency staff and contractors to backfill some critical job roles but in the majority of cases agency staff have not been used with existing staff undertaking additional duties.

Contractors, Materials and Services - There are various contractor and material underspends throughout the organisation driving the majority of the \$1.2 million variance, mainly relating to road operations and maintenance (\$285k), property valuations (\$188k), parks and reserves operations and maintenance (\$122k) and municipal emergency programs (\$109k). A number of these underspends are offset by commitments (\$707k), or stalled due to legislation or other issues outside Council's control, including bushfire mitigation projects, the Yarram railway reserve project and expenditure on the Wellington Coastal Subdivision Strategy voluntary assistance scheme. There has been savings to date of \$50k relating to street lighting due to changes in LED globes which are more energy efficient and are cheaper to replace; it is anticipated this will equate to just over \$100k savings for this year.

BALANCE SHEET
As at 31 January 2016

Actual		Actual	Adjusted Budget	Adopted Budget
January 15		January 16	June 16	June 16
\$000's		\$000's	\$000's	\$000's
<u>Current Assets</u>				
39,096	Cash and Cash Equivalents	47,149	33,592	31,374
23,310	Trade and Other Receivables	23,511	5,097	5,113
1,457	Other Assets	2,002	818	261
63,863	Total Current Assets	72,662	39,507	36,748
<u>Non Current Assets</u>				
1,246	Trade and Other Receivables	1,512	1,285	1,285
874,208	Property, Infrastructure, Plant & Equipment	887,268	902,690	888,344
357	Intangible Assets	761	781	766
875,811	Total Non Current Assets	889,541	904,756	890,395
939,674	Total Assets	962,203	944,263	927,143
<u>Current Liabilities</u>				
1,525	Trade and Other Payables	1,217	5,656	5,663
2,004	Interest Bearing Borrowings	2,389	1,871	1,871
5,154	Employee Benefits	5,746	6,204	6,090
961	Trust Deposits	2,126	769	720
540	Provisions	558	-	-
10,184	Total Current Liabilities	12,036	14,500	14,344
<u>Non Current Liabilities</u>				
12,566	Interest Bearing Borrowings	9,262	11,325	11,325
302	Employee Benefits	253	297	297
1,487	Provisions	1,603	2,161	916
14,355	Total Non Current Liabilities	11,118	13,783	12,538
24,539	Total Liabilities	23,154	28,283	26,882
915,135	Net Assets	939,049	915,980	900,261
<u>Represented by Ratepayer Equity</u>				
306,571	Accumulated Surplus	325,256	305,220	295,279
600,729	Reserves	606,539	606,539	600,729
7,835	Other Reserves	7,254	4,221	4,253
915,135	Total Equity	939,049	915,980	900,261

CAPITAL EXPENDITURE PROGRAM

For the period ending 31 January 2016

	YEAR TO DATE 2015-16			FULL YEAR 2015-16		
	Actual	Adjusted Budget	Variance	Adjusted Budget	Achieved	Adopted Budget
	\$000's	\$000's	\$000's	\$000's	%	\$000's
Bridges	679	823	144	2,497	27%	2,471
Drainage	5	1	(4)	258	2%	305
Footpaths & Cycleways	250	443	193	1,116	22%	1,154
Plant, Machinery & Equipment	1,402	1,848	446	2,969	47%	2,525
Roads	2,691	3,538	847	12,192	22%	9,415
Buildings	3,102	3,663	561	9,931	31%	9,183
Parks & Environmental Services	335	1,141	806	3,951	8%	3,550
Waste Management	271	388	117	759	36%	690
Landfill Improvements	1	15	14	60	2%	61
Furniture and Fittings	140	178	38	244	57%	183
Information Technology	19	213	194	224	8%	122
Library Books	126	163	37	213	59%	229
Intangibles	79	226	147	781	10%	766
Grand Total	9,100	12,640	3,540	35,195	26%	30,654

SUMMARY YEAR TO DATE

As at 31 January 2016, the adjusted capital expenditure budget is \$35.2 million with 140 projects planned for the year. 7 months through 2015/16 there has been \$9.1 million spent on the capital works program, this is 26% of the annual budgeted expenditure.

Of the 140 projects planned for this year, 34% are complete, 34% have commenced, 7% are in the contract stage, and 20% are in preplanning. An amber status has been given to 4% of projects these are projects for which there are concerns over whether the project can commence within the 2015/16 capital works program. The remaining 1% is for the Library self checkout kiosk which has been removed from the current year program.

48 projects have been completed by 31 January 2016, this amounts to \$3.2 million or 9.2% of the total capital works budget. Major expenditure is expected in February and March 2016 with another 25 projects expected to reach completion. 50 projects were carried forward from the 2014/15 program and 20 of those projects are now complete.

JANUARY HIGHLIGHTS

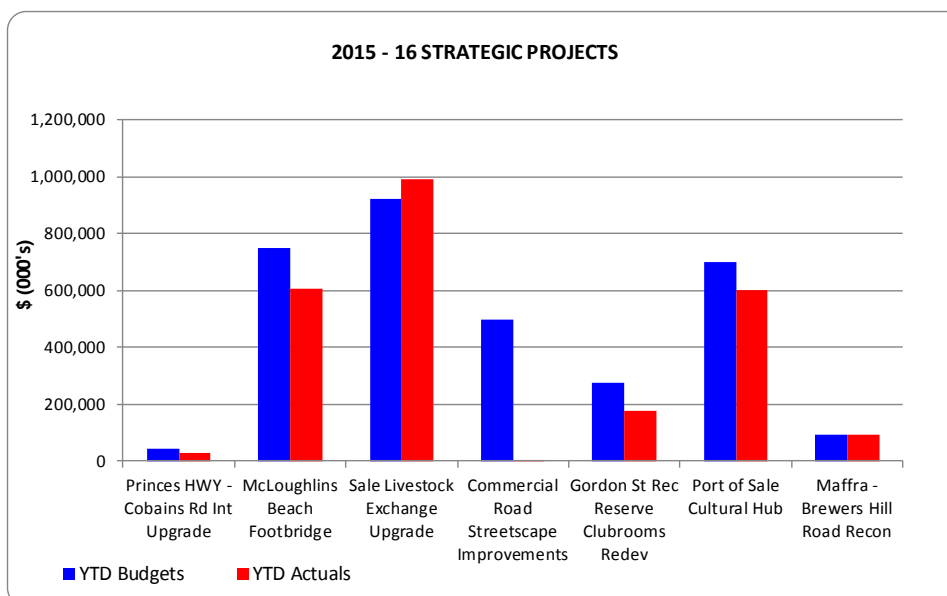
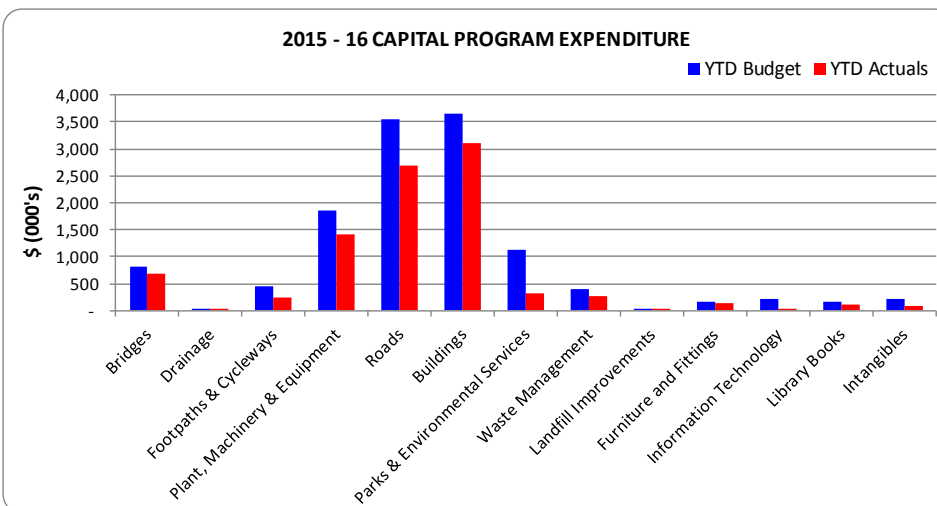
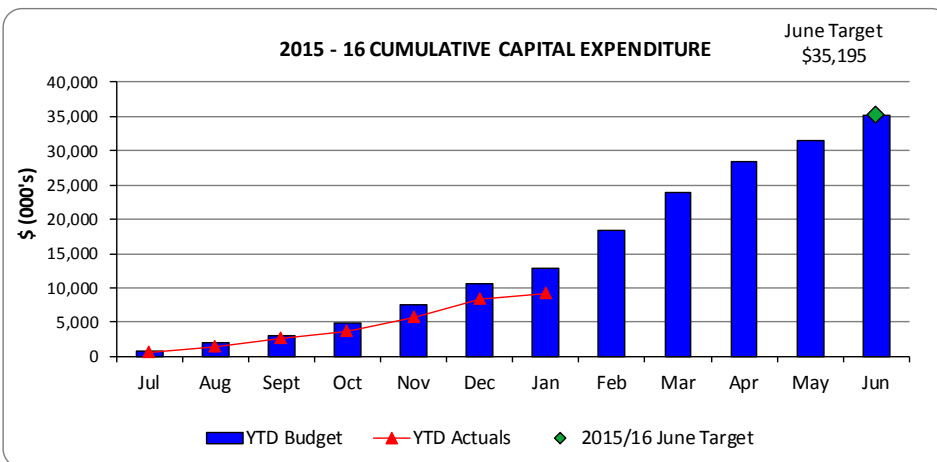
Projects completed in January 2016 include the Heyfield, Loch Sport and Yarram transfer station road entry reseals and the McLoughlins Beach footbridge. The Sale Livestock Exchange has commenced operation despite some civil works yet to be completed, the official opening will be held in April 2016.

The annual road reseal program (\$3.8 million) is 90% complete and is expected to be completed by March 2016. The reconstruction of unsealed roads are slightly behind schedule, the tenders for these programs have closed and contracts are expected to be awarded in February 2016, the 4 programs are expected to be completed by March 2016.

It was originally anticipated that the Commercial Road Yarram Streetscape would commence at the start of summer, a delay in receiving approval has meant that the program has not commenced until January 2016. The next stage of the Sale CBD Infrastructure renewal program has been delayed as the project was initially tendered unsuccessfully, the new retender will close February 2016.

Works are progressing on the Port of Sale Cultural Hub. The internal demolition is complete. The architects are currently preparing tender documentation for the hub construction works and working on the designs for precinct works which are expected to be completed in June 2016. Due to scope changes following the additional funding announcement, some of the projects' grant funding will be delayed to next year and significant building funds are unlikely to be expended this year.

The information and communications technology budget is behind schedule as equipment is on backorder and there have been delays in receiving vendor support. Some resources have also been redirected due to project reprioritisation as unexpected events have occurred, the full budget is expected to be spent by 30 June 2016.



ITEM C1.3**AUSTRALIAN BROADCASTING CORPORATION
AMENDMENT (RURAL AND REGIONAL ADVOCACY) BILL 2015**

DIVISION: CHIEF EXECUTIVE OFFICE
ACTION OFFICER: CHIEF EXECUTIVE OFFICER
DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
	✓	✓		✓	✓	✓		✓	

OBJECTIVE

To provide Council with an opportunity to support the Private Senator's Bill (Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015) which refers the workings of the ABC in regional areas to the Environment and Communications Legislation Committee of inquiry and reporting.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council note and approve the draft submission (attached) regarding the function of the Australian Broadcasting Corporation in regional areas.

BACKGROUND

On 1 December 2015 Senator Bridget McKenzie introduced a Private Senator's Bill (Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015) in the Senate to refer the workings of the ABC in regional areas to the Environment and Communications Legislation Committee of inquiry and reporting.

It is intended that the inquiry will provide an excellent opportunity for regional residents, community groups and journalists to outline their experiences and desires for ABC regional service delivery to both parliamentarians and the Australian public.

On that basis, the Wellington Shire Council was encouraged by Senator McKenzie to make a submission so that the concerns of regional residents, communities, organisations and industries are considered by the Committee.

OPTIONS

That

1. Council note and approve the draft submission (attached) regarding the function of the Australian Broadcasting Corporation in regional areas; or

2. Council do not approve the draft submission and await the outcome of Final tabled report on 20 June 2016.

PROPOSAL

That Council note and approve the draft submission (attached) regarding the function of the Australian Broadcasting Corporation in regional areas.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

COUNCIL PLAN IMPACT

The Council Plan 2013–17 Theme 2 Organisational states the following strategic objective and related strategy:

Strategic Objective

Our community is informed about Council business and is involved in Council decision making. Council advocates on behalf of the community

Strategy 1.5

“Advocate on the community’s behalf to State and Federal agencies, the private sector and industry on a range of issues relevant to Wellington Shire Council.”

This report supports the above Council Plan strategic objective and strategy.



8 February 2016

Committee Secretary
Senate Standing Committee on Environment and Communications
PO Box 6100
Parliament House
CANBERRA ACT 2600

Dear Sir/Madam

AUSTRALIAN BROADCASTING CORPORATION AMENDMENT (RURAL AND REGIONAL ADVOCACY) BILL 2015

Wellington Shire Council supports the proposed amendments to the *Australian Broadcasting Corporation Act 1983* by the *Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015*. Council encourages the Environment and Communications Committee to put the Bill to Parliament.

In regards to the proposed amendments, Wellington Shire Council provides the following feedback:

Schedule 1 – Amendments

Item 4

At the end of subsection 6(1) (d)

It is vital that the Australian Broadcasting Corporation (ABC) allocate the resources necessary to carry out the Corporation's functions and duties in rural and regional Australia.

Council agrees that local content is far more than just telling stories. Sound, pertinent content for the local area, including in times of emergency, is imperative. Given the greater distances faced by rural and regional staff, more time is required to source and cover the relevant issues.

Item 10

After Subsection 11(3)

Council commends the proposal of a biennial survey of rural and regional audiences relating to community satisfaction with the Corporation's broadcasting in rural and regional areas.

However, it seems remiss to not propose comparative surveys with other local regional broadcasters, both commercial and public. Commercial broadcasters frequently survey to determine audience share and identify methods by which to increase listenership.

Sale Service Centre
18 Desailly Street (PO Box 506), Sale Victoria 3850
Telephone 1300 366 244

Yarram Service Centre
156 Grant Street, Yarram Victoria 3971
Telephone 03 5182 5100

...2/
Contact Us Online
Web www.wellington.vic.gov.au
Email enquiries@wellington.vic.gov.au  

The Heart of Gippsland

Whilst it is the remit of the ABC to serve areas and demographics for which commercial companies do not provide, a holistic understanding of local market share would provide more substantial and unbiased data to guide community satisfaction and undertake service improvements.

Item 15**Subsection 27(2)**

We agree with the proposed inclusion of a requirement for at least five radio bulletins consisting solely or primarily of regional or local news between 5.00am and 8.00pm, at regular intervals.

A noticeable negative impact of recent programming changes has been the decline in number of dedicated local news bulletins.

It is recognised that many residents now source online content in addition to broadcast content. However community engagement informs Council that a significantly high number of Wellington Shire residents still prefer traditional forms of communication.

In a region affected by mobile blackspots, and with an ageing demographic, it is simply not yet plausible to expect all residents to seek their own content online. The Corporation must provide greater accessible news content in rural and regional areas, as opposed to so heavily focussing on transferring greater content online.

Item 16**Section 34**

Information can mean the difference between life and death to any community facing emergency. It is imperative that local ABC stations can rostered effectively in emergency broadcasting situations so that production can both ensure community safety and comply with health and safety standards.

In 2015, ABC Gippsland was recognised for 10 outstanding years supporting the Victorian community as an Emergency Broadcaster. Due to changes in staffing arrangements, the station is now unable to provide those same award winning services.

During Wellington Shire's most recent emergency events, notably the Jack River Fires in February 2014 and Whitelaws Track Fire in November 2015, the dedicated local content relied upon by our community was not provided.

For more than a decade our community has relied on the local ABC to provide comprehensive information during times of emergency. It is the station to which many of our residents automatically turn their dials. The community is used to the dedicated localised service provided, yet with no prior warning, that service was removed.

...3/

During recent events, the station has no longer provided a local service during afternoons, evenings and weekends, with cross-state emergency broadcasting now taking place from Melbourne.

This results in intermittent references to events in our local area; smaller events (yet no less critical for those impacted) receiving limited exposure; mispronunciation of place names and therefore a lack of relevant critical information to our community in times of need.

Whilst the Hazelwood mine fires received significant coverage, Jack River received almost none. Following that event, Council was advised by the impacted and at risk communities how, when used to relying on ABC Gippsland, they struggled to source vital information for the first time in many years.

Loss of localised ABC emergency broadcasting will require Council to work more closely with emergency agencies to establish new and untested methods by which to advise our communities. This on the understanding that we can no longer rely on dedicated regional informational services from a local emergency broadcaster.

Items 17 through 19

We commend the recommendations for additional reporting regarding consultation, biennial audience survey results, content changes, and regional employment data.

Wellington Shire Council recognises the valuable work of regional ABC through promoting community conversations, providing localised news services and content, debating local issues and providing essential notification of emergency service information during times of crisis including dedicated weekend and evening reporting services.

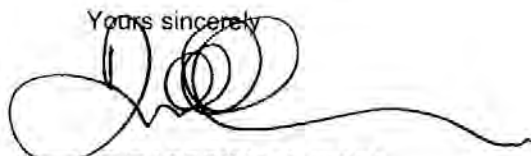
ABC Gippsland is a service that the Wellington Shire community knows and loves. Our local ABC journalists, producers and announcers strive to embed themselves within our region, they are well connected and informed, and as a result provide excellent service to our region.

Our community has recognised a change for the worse in service over recent years, through no fault of those staff who strive under great pressure from a lack of resourcing to bring relevant content, news and issues to the fore.

...4/

Council is encouraged by recent changes to the Corporation's organisational structure and programming. Whilst it is too soon to determine whether these changes, which commenced in January 2016, will provide a positive impact on services across our region, Wellington Shire Council commends the ABC for conducting and acting upon a thorough service review.

Yours sincerely

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CR DARREN McCUBBIN
Mayor

Our ref: KL: KL
ECM:

Senator Bridget McKenzie

Wellington Shire Council (Gippsland)
PO BOX 506
Sale VIC 3850

02 JAN 2016

Dear Sir/Madam,

As The Nationals Senator for Victoria I am a strong supporter of our ABC being the best it can be in the regional media landscape, but have been concerned about the de-resourcing of regional stations and loss of local expression.

On 1 December 2015 I introduced a Private Senator's Bill (*Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015*) in the Senate to refer the workings of the ABC in regional areas to the Environment and Communications Legislation Committee for inquiry and reporting.

This inquiry provides an excellent opportunity for regional residents, community groups and journalists to outline their experiences and desires for ABC regional service delivery to both parliamentarians and the Australian public.

In undertaking the inquiry the Committee will consider the Bill and recommend improvements, whilst also determining whether the Bill should be put to the Parliament. I enclose a copy of the Bill, its explanatory memorandum and the second reading speech for your perusal.

I encourage you to make a submission to ensure that the concerns of regional residents, communities, organisations and industries are considered by the Committee. It is in this context that a broad dialogue can be created and refinements to the Bill be made – all for the benefit of regional Australia.

Submissions will be accepted until 26 February 2016 and the Final Report will be tabled on 20 June 2016.

Further information is available by contacting the Committee Secretariat on (02) 6277 3526 or at:

Committee Secretary
Senate Standing Committee on Environment and Communications
PO Box 6100
Parliament House
Canberra ACT 2600
ec.sen@aph.gov.au

If I can be of assistance please don't hesitate to contact me on (03) 5441 4251.

Yours sincerely,



Bridget McKenzie
Nationals Senator for Victoria

For the Secretary to the Senate on (02) 6277 3526
140 Box 2047, Delivery Centre, Bourke VIC 3604
(03) 5441 4251 (03) 5441 4200



Contents

1	Short title.....	1
2	Commencement.....	1
3	Schedules.....	2
Schedule 1—Amendments		3
	<i>Australian Broadcasting Corporation Act 1983</i>	3

No. 1, 2015	<i>Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015</i>	1
-------------	--	---

1

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of the Act	The day after this Act receives the Royal Assent.	

2

3

4

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

5

6

7

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

8

3 Schedules

9

10

11

12

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1 Amendments

- throughout rural and regional Australia, consistent with its status as an independent national broadcasting service; and
- (iib) the responsibility of the Corporation to maintain regular transmissions of local content across a variety of platforms;

6 At the end of paragraph 6(2)(a)

Add:

- (vi) the responsibility of the Corporation as the provider of quality regional services to provide services that transcend commercial objectives so that the Corporation can meet its obligations to regional Australian areas with small populations; and
- (vii) the expectations of communities in regional areas as to the frequency and content of broadcasts; and

7 After subsection 8(2)

Insert:

(2A) Before implementing any policy affecting regional areas the Board must consult:

- (a) regional employee stakeholders; and
- (b) the Rural and Regional Advisory Council.

Note: Details of the consultations undertaken under this subsection are to be included in the Corporation's annual report (see paragraph 80(ea)).

8 Subsection 8(3)

Omit "subsection (1) or (2)", substitute "subsection (1), (2) or (2A)".

9 Subsection 11(1)

Repeal the subsection, substitute:

(1) The Board must establish:

- (a) an Advisory Council under the name Australian Broadcasting Corporation Advisory Council; and
- (b) an Advisory Council under the name Rural and Regional Advisory Council.

15 Subsection 27(2)

Repeal the subsection, substitute:

(2) Subject to subsection (5), the Corporation must:

- (a) broadcast daily from each broadcasting service regular sessions of news and information relating to current events within and outside Australia; and
- (b) broadcast daily from each radio broadcasting service, at regular intervals, at least 5 radio bulletins that consist solely or primarily of regional or local news between the period:
 - (i) beginning at 5 am each day; and
 - (ii) ending at 8 pm each day.

16 After section 33

Insert:

34 The Corporation as an employer in regional areas

The Corporation must:

- (a) ensure that there are procedures in place to ensure that emergency regional broadcasting events are staffed in accordance with occupational health and industrial safety standards; and
- (b) employ a proportion of its employees in regional areas in support of greater per capita investment in rural and regional areas of Australia than population density and commercial aims would otherwise dictate.

17 After paragraph 80(e)

Insert:

- (ea) particulars of any consultation undertaken by the Board during the period under subsection 8(2A); and

18 After paragraph 80(g)

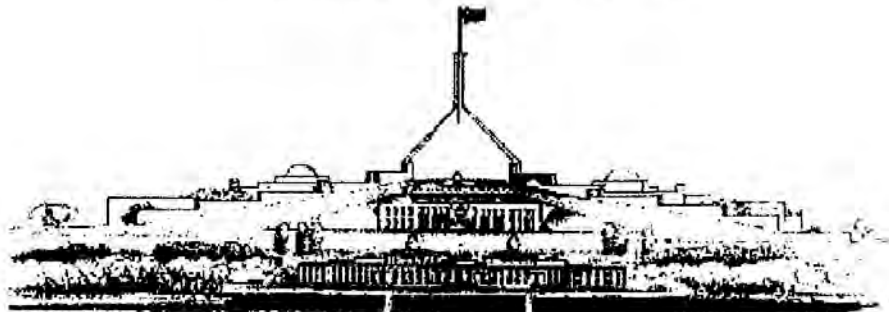
Insert:

- (h) particulars of any advice received by the Board during the period from the Rural and Regional Advisory Council; and



COMMONWEALTH OF AUSTRALIA

PARLIAMENTARY DEBATES



THE SENATE

BILLS

**Australian Broadcasting
Corporation Amendment (Rural
and Regional Advocacy) Bill 2015**

Second Reading

SPEECH

Tuesday, 1 December 2015

BY AUTHORITY OF THE SENATE

What many people have noticed is that the ABC's funding is being used to help it compete in commercial territory. Territory that once entered and conquered could help the ABC generate its own existence on its own two feet. Is this what we expect of a public broadcaster? No. We expect that a public broadcaster will go where no commercial broadcaster would see a business case, simply to ensure that those communities receive vital social and public benefits.

This Bill seeks to provide the ABC Board with the appropriate tools to govern the organisation in a manner which reflects the expectation the community has of public broadcasters. This Bill seeks to call the ABC to account and states in unambiguous terms what the ABC needs to aspire to when servicing our regions. This includes a physical presence and embeddedness that allows journalists to facilitate discussion and well-connected and informed rural and regional communities.

Mr Scott also recently said, "there's no commercial model that could sustain a Radio National, or that would make the kinds of investments in dramas that we are doing, or have the regional footprint full of local voices and local news the way we invest." Well, Mr Scott, regional and rural Australians would beg to differ on your claims of investment in their backyards.

We see the reduction of bulletins under the guise of allowing journalists more time to gather local stories. However, with two-thirds fewer bulletins within which to fit all that supposed extra content and the plan to broadcast them only in the early morning, of course regional Australians are suspicious and disappointed. Regional journalists affected by the changes were asking for more resources to cover the news, not more time to find it and dramatically less time to broadcast it.

Rural and regional Australians have an expectation of regular and relevant news. Not yesterday's news. Stories break, local emergencies occur – local content is more than just telling stories. The ABC is the organisation that provides rural and regional families, businesses and communities with the information they need and trust.

Given the diminished physical footprint of the ABC in regional Australia in recent years, this Bill will provide the Board with a clear mandate and impetus to direct greater investment towards rural and regional Australia. This investment would facilitate the local physical presence, training and knowledge required to support and sustain a regional media culture that is reflective of and enriching to its audience.

This Bill removes ambiguity as to ABC's mandate in regional Australia and reinforces the expectation that as a public broadcaster, its mandate is not to compete for breakfast news ratings, but rather to prioritise service to our regions with a civic purpose in mind, not a commercial one. As a public broadcaster, no economic rationalist need be brought to the table when arguing about the provision of basic services to our regions. The digital age should be expanding horizons and narrative choice, not creating local media black spots.

Senator McKENZIE: I seek leave to continue my remarks.

Leave granted; debate adjourned.

AUSTRALIAN BROADCASTING CORPORATION AMENDMENT (RURAL AND REGIONAL ADVOCACY) BILL 2015

OUTLINE

The purpose of this Bill is to amend the Australian Broadcasting Corporation's (the Corporation) Charter in relation to the delivery of services to rural and regional Australia in each State and Territory. Furthermore, it seeks to define the Corporation's mandate for its public service function for journalism in rural and regional Australia.

The Bill does not attempt to dictate editorial policy or opinion, but rather seeks to ensure that the mechanisms required for a high standard of rural and regional media coverage exist. The allocation of staff and resources to regional areas will help deliver and monitor the services that regional communities require.

The Bill amends the Act to also ensure that the Board has two regional-residing members. It also establishes a Rural and Regional Advisory Council to help ensure that the quality and content of broadcasting in rural and regional Australia is one that is directed to the aims of public service, the maintenance of a physical presence in regional Australia, frequent delivery of rural and regional content and representation of the regions it services.

Furthermore, the Bill provides a mechanism to assess and report on the quality of rural and regional services provided and the satisfaction of the Corporation's mandate towards rural and regional Australia.

NOTES ON CLAUSES

Clause 1: Short title

1. This clause is a formal provision which specifies that the short title of the Bill, once enacted, may be cited as the *Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Act 2015*.

Clause 2: Commencement

2. The Bill's provisions are to commence on the day after the Bill receives Royal Assent.

Clause 3: Schedules

3. This clause states that legislation that is specified within a Schedule to this Bill is amended or repealed as set out by the provisions of the Bill, and that any other item in a Schedule to the Bill has effect according to its terms.

Item 8 – Subsection 8(3)

8. This item inserts in subsection 8(3) a reference to subsection 8(2A). Subsection 8(3), as amended by this item, states that nothing in sections 8(1), (2) or (2A) imposes a duty on the Board that is enforceable by proceedings in a court.

Items 9 to 13 – Section 11

9. These items provide for the establishment, functions and membership of the Rural and Regional Advisory Council.

- a. **Item 9** repeals and substitutes subsection 11(1), to require the Board to establish a Rural and Regional Advisory Council that reports to the Board in a similar way as the Advisory Council.
- b. **Item 10** inserts subsection 11(3A) setting out the functions of the Council to advise the Board on rural and regional issues in particular and to conduct a biennial survey of regional audiences regarding their satisfaction with services. Furthermore, should a survey have been conducted that year, the results are to be reported in the annual report of that period (see item 18).
- c. **Item 11** inserts subsection 11(6A), which requires the Board to have regard, when making appointments to the Rural and Regional Advisory Council, to have regard to the desirability for those on the Rural and Regional Advisory Council to be residents in rural or regional Australia.
- d. **Item 12** amends subsection 11(10) to provide that if the Rural and Regional Advisory Council are to be remunerated, the remuneration of those members will be determined by the Remuneration Tribunal.
- e. **Item 13** inserts in subsection 11(12) the requirement that the Board must have regard to the advice of the Rural and Regional Advisory Council. See item 18, in relation to the requirement to report on these matters.

Item 14 – Subsection 12(5AC)

10. This item inserts a new subsection 12(5AC), which requires the Board have at least two directors (which may include the Chairperson) who reside in regional areas.

Item 15 – Subsection 27(2)

11. This item repeals and substitutes subsection 27(2) to include a requirement that the Corporation broadcast at least 5 radio bulletins that consist solely or primarily of regional or local news between 5am and 8pm, at regular intervals.

Item 16 – Section 34

12. This item inserts a new section 34 relating to the obligations of the Corporation as an employer in regional areas. Firstly, to require the Corporation to roster effectively in

Statement of Compatibility with Human Rights

Prepared in accordance with Part 3 of the Human Rights (Parliamentary Scrutiny) Act 2011

Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015

This Bill is compatible with the human rights and freedoms recognised or declared in the international instruments listed in section 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011*.

Overview of the Bill

This Bill amends the *Australian Broadcasting Corporation Act 1983* to insert rural and regional mandate provisions into the Australian Broadcasting Corporation's Charter, model employer requirements and to ensure that regional stations are staffed appropriately during natural disasters and emergencies.

Human rights implications

This Bill does not engage any of the applicable rights or freedoms.

Conclusion

This Bill is compatible with human rights as it does not raise any human rights issues.

Senator McKenzie

ITEM C1.4**TIMBER TOWNS VICTORIA EXECUTIVE COMMITTEE**

DIVISION: CHIEF EXECUTIVE OFFICE
ACTION OFFICER: CHIEF EXECUTIVE OFFICER
DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
				✓					

OBJECTIVE

For Council to nominate Councillor Bob Wenger for the Timber Towns Victoria, Executive Committee for 2016.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council nominate Councillor Bob Wenger for the Timber Towns Victoria, Executive Committee for 2016.

BACKGROUND

Timber Towns Victoria (TTV) is an incorporated local government association which represents the interests of 21 municipal councils, in relation to the impacts of private and public forestry on local government operations and rural/regional communities.

TTV provides a forum for local government to address the management of forests and forest industries and their impact on local communities.

Councillor Bob Wenger is currently a delegate on the Executive Committee of Timber Towns Victoria and it is proposed that Council re nominate Cr Wenger as Councils' delegate for the 2016 (Refer to attachment 1).

These appointments are undertaken annually and nominations close on 19 February 2016.

OPTIONS

That

1. Council re-nominate Councillor Bob Wenger to the Timber Towns Victoria Executive Committee for 2016; or
2. Council does not nominate Councillor Bob Wenger to the Timber Towns Victoria Executive Committee for 2016.

PROPOSAL

That Council nominate Councillor Bob Wenger to continue as Wellington Shire Council's delegate on the Timber Towns Victoria Executive Committee for 2016.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 2 Organisational states the following Strategic objective and related strategy.

Strategic Objective:

"Our community is informed about Council business and is involved in Council decision making. Council advocates on behalf of the community."

Strategy 1.5:

"Advocate on the community's behalf to State and Federal Agencies, the private sector and industry on a range of issues relevant to Wellington Shire Council".

Attachment 1



TIMBER TOWNS VICTORIA

A Local Government Association

Timber Towns Victoria Executive Committee Nomination Form 2016 - 2017

Council:	Wellington Shire Council
Current TTV Delegate(s):	Cr Bob Wenger
Current Delegate Contact Email:	bob.wenger@wellington.vic.gov.au
2016 – 2017 Executive Committee Nominee:	
Name:	Cr Bob Wenger
Postal Address:	18 Desailly Street, SALE, VIC, 3850
Phone:	5142 3178 or 0409 685 522
Email:	bob.wenger@wellington.vic.gov.au
Comments:	



C2 - REPORT

GENERAL MANAGER CORPORATE SERVICES

ITEM C2.1**ASSEMBLY OF COUNCILLORS**

DIVISION: CORPORATE SERVICES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓		✓					

OBJECTIVE

To report on all assembly of Councillor records received during the period 26 January 2016 to 9 February 2016.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council note and receive the attached Assembly of Councillors records received during the period 26 January 2016 to 9 February 2016.

BACKGROUND

Section 80A of the *Local Government Act 1989* requires a written record be kept of all assemblies of Councillors, stating the names of all Councillors and Council staff attending, the matters considered and any conflict of interest disclosures made by a Councillor. These records must be reported, as soon as practicable, at an ordinary meeting of the Council and recorded in the minutes.

Below is a summary of all assembly of Councillors records received during the period 26 January 2016 to 9 February 2016.

Assembly of Councillors summary of reports received during the period 26 January 2016 to 9 February 2016.		
Date	Matters considered	Councillors and officers in attendance
1 February 2016	New Gallery/Library Development Art Acquisitions	Cr Davine Anton Vardy, Director Gippsland Art Gallery Sale Sarah Atkinson, Gallery Support Officer Simon Gregg, Curator Gippsland Art Gallery Sale (Item 2)
2 February 2016	Councillor Community Meetings Councillors Diary Meeting	Cr Rossetti, Cr Cleary, Cr Davine, Cr Duncan, Cr McCubbin, Cr McIvor, Cr Wenger David Morcom, Chief Executive Officer Chris Hastie, General Manager Built and Natural Environment Arthur Skipitaris, General Manager Corporate Services

Assembly of Councillors summary of reports received during the period 26 January 2016 to 9 February 2016.		
Date	Matters considered	Councillors and officers in attendance
		Glenys Butler, General Manager Community & Culture Anna Larkin, Community Engagement Officer (Item 1) Sharon Willison, Mayoral & Council Support Officer (Item 1 & 2)
2 February 2016	Pre Council Agenda Advisory Committee Submissions Performance Report December 2015 Port Albert Planning Scheme Amendment ICOMM Case Study Wellington Access & Inclusions Advisory Group Update 2016/17 Budget Context	Cr Rossetti, Cr Cleary, Cr Davine, Cr McCubbin, Cr McIvor, Cr Wenger, Cr Duncan (Items 3 to 6) David Morcom, Chief Executive Officer Arthur Skipitaris, General Manager Corporate Services Chris Hastie, General Manager Built & Natural Environment Glenys Butler, General Manager Community & Culture John Websdale, General Manager Development Trish Dean, Governance Officer (Item 0) Josh Clydesdale, Manager Land Use Planning (Item 1 & 3) Sabine Provily, Strategic Planner (Item 1) Ian Carroll, Manager Finance (Item 2 & 6) Lesley Fairhall, Manager Finance (Item 2 & 6) Barry Hearsey, Coordinator Strategic Planning (Item 3) Ben Proctor, Strategic Planner (Item 3) Katy Leighfield, Coordinator Media & Public Relations (Item 4) Karen McLennan, Coordinator Social Planning & Policy (Item 5) Leanne Wishart, Rural Access Coordinator (Item 5)

OPTIONS

Council has the following options:

1. Note and receive the attached assembly of Councillors records; or
2. Not receive the attached assembly of Councillors records and seek further information for consideration at a future Council meeting.

PROPOSAL

That Council note and receive the attached assembly of Councillors records received during the period 26 January 2016 to 9 February 2016.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

LEGISLATIVE IMPACT

The reporting of written records of assemblies of Councillors to the Council in the prescribed format complies with Section 80A of the *Local Government Act 1989*.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 2 Organisational states the following strategic objective and related strategy:

Strategic Objective

"An organisation that is responsive, flexible, honest, accountable and consistent."

Strategy 2.3

"Ensure sound governance processes that result in responsive, ethical, transparent and accountable decision making."

This report supports the above Council Plan strategic objective and strategy.

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

1 February 2016

Gippsland Art Gallery Advisory Group

2. ATTENDEES

Councillors

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley		✓	Cr McCubbin		✓
Cr Rossetti		✓	Cr McIvor		✓
Cr Cleary		✓	Cr Wenger		✓
Cr Davine	✓		Cr Hole		✓
Cr Duncan		✓			✓

Officers In Attendance

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO		✓	G Butler, GML		✓
V Ebsworth AGMG		✓	J Websdale, GMD		✓
C Hastie, GMB&NE		✓	Sharon Houlihan		✓

Others in attendance (list names and item in attendance for)

Name	Item No.	Name	Item No.
Anton Vardy – Gallery Director	1-2	Clive Murray-White	
Sarah Atkinson – Minute Secretary		Brian Castles	
Brian Cantwell		Bianca Taylor	
Dr Rob Ziffer		Simon Gregg - Curator	2
Robbie Aitken		Claire Marston - Chair	
		Georgina Glanville – Ed Coordinator (guest)	

3. Matters/Items considered at the meeting (list):

1. New Gallery/Library development

2. Art Acquisitions

4. Conflict of Interest disclosures made by Councillors:

No Conflict of Interests declared.

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

2 February 2016

2. ATTENDEES:

Councillors:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley		✓	Cr McCubbin	✓	
Cr Rossetti	✓		Cr Mclvor	✓	
Cr Cleary	✓		Cr Wenger	✓	
Cr Davine	✓		Cr Hole		✓
Cr Duncan	✓				

Officers In Attendance:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO	✓		G Butler, GML	✓	
C Hastie, GMB&NE	✓		J Websdale , GMD		✓
A Skipitaris, GMCS	✓				

Others in attendance: (list names and item in attendance for)

Name	Item No.	Name	Item No.
Anna Larkin	1		
Sharon Willison	1 & 2		

3. Matters/Items considered at the meeting (list):

1. Councillor Community Meetings

2. Councillors' Diary Meeting

4. Conflict of Interest disclosures made by Councillors:

NIL

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

2. 2 February 2016

3. ATTENDEES:

Councillors:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley		✓	Cr McCubbin	✓	
Cr Rossetti	✓		Cr McIvor	✓	
Cr Cleary	✓		Cr Wenger	✓	
Cr Davine	✓		Cr Hole		✓
Cr Duncan (Items 3 to 6)	✓				

Officers in Attendance:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO	✓		G Butler, GMCC	✓	
A Skipitaris, GMCS	✓		J Websdale, GMD	✓	
C Hastie, GMBNE	✓				

Others in attendance: (list names and item in attendance for)

Name	Item No.
	0
Josh Clydesdale, Sabine Provily	1
Ian Carroll, Lesley Fairhall	2
Josh Clydesdale, Barry Hearsey, Ben Proctor	3
Katy Leighfield	4
Karen McLennan, Leanne Wishart, James Griffiths (Chair WAIAG)	5
Ian Carroll, Lesley Fairhall	6

4. Matters / Items considered at the meeting (list):

0. Pre-Council Agenda
1. Advisory Committee Submissions
2. Performance Report December 2015
3. Port Albert Planning Scheme Amendment
4. ICOMM Case Study
5. Wellington Access & Inclusions Advisory Group Update
6. 2016/17 Budget Context

5. Conflict of Interest disclosures made by Councillors:

NIL



C3 - REPORT

GENERAL MANAGER DEVELOPMENT

ITEM C3.1**PLANNING DECISIONS**

DIVISION:

DEVELOPMENT

ACTION OFFICER:

MANAGER LAND USE PLANNING

DATE:

16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
	✓	✓	✓	✓			✓		

OBJECTIVE

To provide a report to Council on recent planning permit trends and planning decisions made under delegation by Statutory Planners during the month of November and December 2015 for information.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council note the report on recent planning permit trends and Planning Application Determinations between 1 November and 31 December 2015.

BACKGROUND

Statutory Planners have delegated authority under the *Planning and Environment Act 1987* to make planning decisions in accordance with the *Planning and Environment Act 1987* and the Wellington Planning Scheme including the issue of: planning permits, amended permits, extensions of time, refusal of planning permits and notices of decision to grant a planning permit.

A copy of planning permit decisions made between 1 November and 31 December 2015 is included in Attachment 1.

Attachment 2 provides an overview of recent planning permit trends including decisions made, efficiency of decision making and the estimated value of approved development (derived from monthly Planning Permit Activity Reporting data).

OPTIONS

Council may choose to note this report, alternatively, Council may choose to seek further information and refer this report to another meeting.

PROPOSAL

That Council note the report on recent planning permit trends and planning application determinations between 1 November and 31 December 2015.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

COMMUNICATION IMPACT

The monthly report communicates information about planning trends and determinations including the issue of planning permits, amended permits, refusal of planning permits and notices of decision to grant a planning permit.

LEGISLATIVE IMPACT

All planning decisions have been processed and issued in accordance with the *Planning and Environment Act 1987* and the Wellington Planning Scheme.

COUNCIL POLICY IMPACT

All planning decisions have been issued after due consideration of relevant Council policy, including Council's Heritage Policy and the requirements of the State and Local Planning Policy Framework in the Wellington Planning Scheme.

COUNCIL PLAN

The Council Plan 2013–2017 Theme 5 Land Use Planning states the following strategic objective and related strategy:

Strategic Objective

"Appropriate and forward looking land use planning that incorporates sustainable growth and development."

Strategy 5.2

"Provide user friendly, accessible planning information and efficient planning processes."

This report supports the above Council Plan strategic objective and strategy.

ENVIRONMENTAL IMPACT

Planning decisions are made in accordance with the relevant environmental standards to ensure that environmental impacts are minimised.

**PLANNING APPLICATION DETERMINATIONS
BETWEEN 1/11/2015 AND 30/11/2015**

Application No/Year	Date Received	Property Title & Address	Proposal	Status
171-2/2013	26/03/2015	Assessment No. 363648 CA: B SEC: 24 287 MONTGOMERY RD BUNDALAGUAH	Amendment to permit for buildings/works associated with a dwelling.	Permit Issued by Delegate of Resp/Auth 23/11/2015
186-3/2013	10/11/2015	Assessment No. 218792 LOT: 821 PS: 52648 200 SHORELINE DVE GOLDEN BEACH	Amendment to permit for alterations to existing dwelling.	Permit Issued by Delegate of Resp/Auth 19/11/2015
443-2/2013	22/10/2015	Assessment No. 277657 LOT: 6 BLK: 7 PS: 3222 5 QUEEN ST PORT ALBERT	Amendment to permit for construction of a carport and garage.	Permit Issued by Delegate of Resp/Auth 27/11/2015
270-1/2014	22/08/2014	Assessment No. 227769 PCA: 1C CHARLIES ST LOCH SPORT	Buildings and works for construction of a shed (Place of Assembly).	Permit Issued by Delegate of Resp/Auth 4/11/2015
11-1/2015	19/01/2015	Assessment No. 429142 LOT: 2 PS: 724775A 1,394 DENISON RD DENISON	Development of the land for group accommodation.	Permit Issued by Delegate of Resp/Auth 27/11/2015
139-2/2015	14/10/2015	Assessment No. 366971 LOT: 6 PS: 54217 1 MCKINNON RD TINAMBA	Amendment to permit/use and development of the land for a dwelling.	Permit Issued by Delegate of Resp/Auth 4/11/2015
148-2/2015	27/10/2015	Assessment No. 357723 PC: 353870M 5,288 TINAMBA	Amendment to permit/building and works for development of outbuilding.	Permit Issued by Delegate of Resp/Auth 13/11/2015
162-1/2015	13/05/2015	Assessment No. 273680 LOT: 2 PS: 138285 POUND RDE YARRAM	Development of the land for a dwelling.	Permit Issued by Delegate of Resp/Auth 20/11/2015
166-1/2015	19/05/2015	Assessment No. 8961 PCA: 7 SEC: 39 98 MARLEY ST SALE	Buildings and works associated with development of a dwelling.	Permit Issued by Delegate of Resp/Auth 12/11/2015
210-1/2015	6/07/2015	Assessment No. 37002 UNT: 7 RP: 16407 73 DESAILLY ST SALE	Buildings and works associated with construction of a second storey.	Permit Issued by Delegate of Resp/Auth 25/11/2015
252-1/2015	31/07/2015	Assessment No. 185405 LOT: 1 PS: 218210Q 21 BOGGY CREEK RD LONGFORD	Approval of Development Plan/subdivision of the land into 5 lots.	Permit Issued by Delegate of Resp/Auth 5/11/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
281-1/2015	20/08/2015	Assessment No. 30361 LOT: 2 PS: 33311 149 RAGLAN ST SALE	Development of two dwellings on the land and two lot subdivision.	Permit Issued by Delegate of Resp/Auth 26/11/2015
288-1/2015	28/08/2015	Assessment No. 85381 LOT: A PS: 700895Y PRINCES HWY SALE	Development of a residential aged care facility.	Permit Issued by Delegate of Resp/Auth 6/11/2015
289-1/2015	31/08/2015	Assessment No. 228171 LOT: 1123 PS: 54791 5 CLARKE ST LOCH SPORT	Buildings and works associated with extension to existing dwelling.	Withdrawn 10/11/2015
292-1/2015	1/09/2015	Assessment No. 192443 LOT: 1 TP: 1527Q 95-99 PRINCE ST ROSEDALE	Create access to a road zone.	Permit Issued by Delegate of Resp/Auth 6/11/2015
293-1/2015	2/09/2015	Assessment No. 237198 LOT: 1745 PS: 58872 333 NATIONAL PARK LOCH SPORT	Buildings and works associated with construction of a dwelling.	Permit Issued by Delegate of Resp/Auth 4/11/2015
295-1/2015	3/09/2015	Assessment No. 99499 LOT: 1 PS: 545571P 238 JONES LANE MUNRO	Subdivision of the land into two lots to excise an existing dwelling.	Permit Issued by Delegate of Resp/Auth 6/11/2015
296-1/2015	3/09/2015	Assessment No. 186726 LOT: 1 TP: 199776H 40 SELLARS ST THE HONEYSUCKLES	Buildings and works associated with construction of a single dwelling.	Permit Issued by Delegate of Resp/Auth 19/11/2015
300-1/2015	8/09/2015	Assessment No. 185447 LOT: 1 PS: 115283 24 BOYLE RD LONGFORD	Buildings and works associated with extension to existing outbuilding.	Permit Issued by Delegate of Resp/Auth 13/11/2015
304-1/2015	9/09/2015	Assessment No. 239319 LOT: 1136 PS: 54791 9 POWER ST LOCH SPORT	Subdivision of the land into two residential lots.	Permit Issued by Delegate of Resp/Auth 16/11/2015
306-1/2015	10/09/2015	Assessment No. 256362 LOT: 859 PS: 40160 5 TWENTY THIRD ST PARADISE BEACH	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 19/11/2015
307-1/2015	11/09/2015	Assessment No. 13268 LOT: 6 PS: 21109 145 REEVE ST SALE	Buildings and works associated with development of six dwellings.	Permit Issued by Delegate of Resp/Auth 11/11/2015
308-1/2015	15/09/2015	Assessment No. 363143 PTL: 1 PS: 140344 215 MEWBURN PARK TINAMBA	Buildings and works associated with extension to existing dwelling.	Permit Issued by Delegate of Resp/Auth 6/11/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
309-1/2015	15/09/2015	Assessment No. 272096 LOT: 1 PS: 343286P 266 CALROSSIE-WON WON WRON	Buildings and works associated with extension to existing dwelling.	Permit Issued by Delegate of Resp/Auth 11/11/2015
311-1/2015	15/09/2015	Assessment No. 220483 LOT: 1007 PS: 52648 14 MOONRISE RD GOLDEN BEACH	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 17/11/2015
313-1/2015	16/09/2015	Assessment No. 203513 CA: 7C SEC: A 19 MAXFIELDS RD FLYNN'S CREEK	Buildings and works associated with construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 13/11/2015
314-1/2015	16/09/2015	Assessment No. 346320 CA: 56C SEC: 6 9 DONAHUE RD BOISDALE	Buildings and works associated with construction of two outbuildings.	Permit Issued by Delegate of Resp/Auth 5/11/2015
319-1/2015	21/09/2015	Assessment No. 37556 LOT: 1 TP: 899018A 15-17 ELGIN ST SALE	Two lot subdivision and development of two dwellings.	Permit Issued by Delegate of Resp/Auth 20/11/2015
325-1/2015	25/09/2015	Assessment No. 407395 LOT: 1 PS: 548374A ELMA CRT GLENMAGGIE	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 17/11/2015
326-1/2015	28/09/2015	Assessment No. 84681 CA: 92K SEC: 2 332 MARLAY POINT RD CLYDEBANK	Buildings and works associated with construction of a crossing.	Permit Issued by Delegate of Resp/Auth 12/11/2015
327-1/2015	29/09/2015	Assessment No. 83840 LOT: 1 TP: 739456V 82 HARRIS RD CLYDEBANK	Building and works associated with construction of a vehicle crossing.	Permit Issued by Delegate of Resp/Auth 6/11/2015
328-1/2015	29/09/2015	Assessment No. 104521 PTL: 103 PS: 634482S 110 WILLIAMS DVE FULHAM	Buildings and works associated with construction of shelter for fuel.	Permit Issued by Delegate of Resp/Auth 6/11/2015
329-1/2015	29/09/2015	Assessment No. 103507 CA: 29 SEC: A 38 MALVERN PARK RD DENISON	Two lot subdivision and variation to existing easement.	Permit Issued by Delegate of Resp/Auth 12/11/2015
330-1/2015	30/09/2015	Assessment No. 81661 LOT: 2 PS: 610644C BEET RD MAFFRA	Subdivision of the land (boundary realignment).	Permit Issued by Delegate of Resp/Auth 17/11/2015
332-1/2015	1/10/2015	Assessment No. 102756 LOT: 1 PS: 207804 243 KILLEENS RD NAMBROK	Resubdivision of the land into two lots.	Permit Issued by Delegate of Resp/Auth 4/11/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
334-1/2015	6/10/2015	Assessment No. 37036 LOT: 1 TP: 390693V 55-57 DESAILLY ST SALE	Use the land for a dwelling.	Permit Issued by Delegate of Resp/Auth 13/11/2015
338-1/2015	8/10/2015	Assessment No. 358341 LOT: 1 TP: 392778B 950 BUNDALAGUAH RD BUNDALAGUAH	Resubdivision of the existing lots to excise a dwelling.	Permit Issued by Delegate of Resp/Auth 12/11/2015
341-1/2015	12/10/2015	Assessment No. 274399 LT: 6 SEC: 3 SSV: ORRS 60 JOHNSON ST ALBERTON	Buildings and works associated with construction of a garage.	Permit Issued by Delegate of Resp/Auth 30/11/2015
342-1/2015	13/10/2015	Assessment No. 357863 LOT: 1 PS: 440223Y 322 BOGGY CREEK RD RIVERSLEA	Buildings and works associated with construction of a farm shed.	Permit Issued by Delegate of Resp/Auth 12/11/2015
346-1/2015	13/10/2015	Assessment No. 222034 LOT: 1183 PS: 52648 76 SUNBURST AVE GOLDEN BEACH	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 12/11/2015
347-1/2015	13/10/2015	Assessment No. 266452 LOT: 1 PS: 608280D 9 RAYS LANE CARRAJUNG LOWER	Buildings and works associated with construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 25/11/2015
350-1/2015	14/10/2015	Assessment No. 229047 LOT: 1042 PS: 55692 55 DAVIES ST LOCH SPORT	Buildings and works associated with extension to existing dwelling.	Permit Issued by Delegate of Resp/Auth 24/11/2015
351-1/2015	14/10/2015	Assessment No. 81224 LOT: 2 PS: 314080 394 AIRLY RD AIRLY	Buildings and works associated with construction of a farm shed.	Permit Issued by Delegate of Resp/Auth 25/11/2015
353-1/2015	19/10/2015	Assessment No. 370379 PC: 101531 98-104 CUNNINGHAME SALE	Use of the land for a medical centre (sports therapy).	Permit Issued by Delegate of Resp/Auth 26/11/2015
354-1/2015	19/10/2015	Assessment No. 191031 LOT: 2 PS: 709388T 2 ALBERT ST ROSEDALE	Use and development of the land for a single dwelling.	Permit Issued by Delegate of Resp/Auth 26/11/2015
355-1/2015	22/10/2015	Assessment No. 424317 LOT: E PS: 713659P 2 AUTHORS WAY SALE	Display advertising sign.	Permit Issued by Delegate of Resp/Auth 13/11/2015
357-1/2015	22/10/2015	Assessment No. 347146 LOT: 1 PS: 344831K 570 MAFFRA	Buildings and works associated with construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 24/11/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
359-1/2015	23/10/2015	Assessment No. 372540 15 BEN RENDELL DVE WOODSIDE BEACH	Buildings and works associated with extension to existing building.	Permit Issued by Delegate of Resp/Auth 20/11/2015
364-1/2015	29/10/2015	Assessment No. 36996 UNT: 6A RP: 16407 77 DESAILLY ST SALE	Resubdivision of body corporate plan to change upper limit of lots.	Permit Issued by Delegate of Resp/Auth 13/11/2015
368-1/2015	5/11/2015	Assessment No. 72413 LOT: 2 PS: 327524R 344-350 RAGLAN ST SALE	Buildings and works associated with construction of storage tanks.	Permit Issued by Delegate of Resp/Auth 20/11/2015
375-1/2015	9/11/2015	Assessment No. 195644 FORESHORE RD SEASPRAY	Transfer of existing liquor license to new premises.	Permit Issued by Delegate of Resp/Auth 19/11/2015
377-1/2015	11/11/2015	Assessment No. 14860 LOT: 1 TP: 247763D 77 STAWELL ST SALE	Buildings and works associated with development of an outbuilding.	Permit Issued by Delegate of Resp/Auth 23/11/2015
384-1/2015	18/11/2015	Assessment No. 202424 CA: 36 SEC: A LONGFORD-LOCH LONGFORD	Re-subdivision of the land into two lots (boundary realignment).	Permit Issued by Delegate of Resp/Auth 30/11/2015
387-1/2015	19/11/2015	Assessment No. 412650 CA: 27G SEC: 2 CLYDEBANK RD AIRLY	Buildings and works associated with development of a farm shed.	No Permit Required 23/11/2015
Total No of Decisions Made: 54				

**PLANNING APPLICATION DETERMINATIONS
BETWEEN 1/12/2015 AND 31/12/2015**

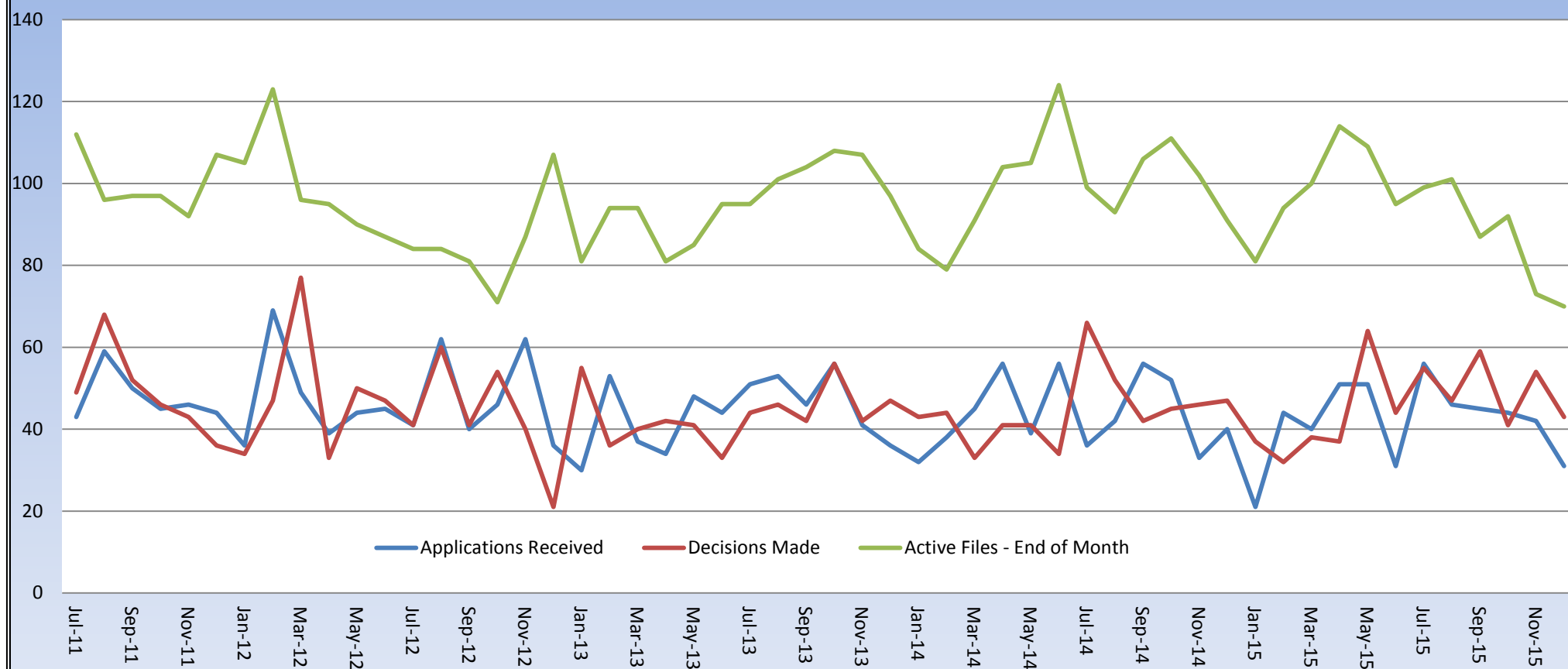
Application No/Year	Date Received	Property Title & Address	Proposal	Status
485-2/2011	15/10/2015	Assessment No. 217588 LOT: 694 PS: 52648 61 ASTRO AVE GOLDEN BEACH	Amendment to permit for relocation of a dwelling.	Permit Issued by Delegate of Resp/Auth 9/12/2015
19-2/2015	12/10/2015	Assessment No. 403030 LOT: 2 PS: 736756 13A IRVING ST SEASPRAY	Amendment to permit subdivision of 4 existing lots into 4 new lots.	Permit Issued by Delegate of Resp/Auth 11/12/2015
50-2/2015	24/11/2015	Assessment No. 431635 LOT: 3 PS: 124245 82 BLANKS RD BRIAGOLONG	Amendment to permit for use and development of a dwelling.	Permit Issued by Delegate of Resp/Auth 10/12/2015
166-2/2015	30/11/2015	Assessment No. 8961 PCA: 7 SEC: 39 98 MARLEY ST SALE	Amendment to permit/buildings and works for development of a dwelling.	Permit Issued by Delegate of Resp/Auth 1/12/2015
169-1/2015	19/05/2015	Assessment No. 432906 LOT: D PS: 635532Y RELPH AVE SALE	Subdivision of the land into 22 residential lots.	Permit Issued by Delegate of Resp/Auth 4/12/2015
237-1/2015	23/07/2015	Assessment No. 243691 LOT: 2017 PS: 70938 80 TOORAK AVE LOCH SPORT	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 23/12/2015
239-2/2015	18/11/2015	Assessment No. 317420 LOT: 2 PS: 149010G FIREBRACE RD HEYFIELD	Amendment to permit/use and development/bus depot/reduction carparking	Permit Issued by Delegate of Resp/Auth 15/12/2015
253-2/2015	8/12/2015	Assessment No. 429209 PC: 375333R BILLABONG RD PEARSONDALE	Amendment to permit/buildings and works for development of farm sheds.	Permit Issued by Delegate of Resp/Auth 16/12/2015
260-1/2015	6/08/2015	Assessment No. 405860 LOT: 3 PS: 316769V 255A MAFFRA-NEWRY MAFFRA	Use and development of a store.	Permit Issued by Delegate of Resp/Auth 22/12/2015
270-1/2015	14/08/2015	Assessment No. 403071 LOT: 1 TP: 854613N TARRA VALLEY RD YARRAM	Use and development of the land for a timber mill.	Permit Issued by Delegate of Resp/Auth 18/12/2015
271-1/2015	14/08/2015	Assessment No. 107243 CA: 39A SEC: B 375 SETTLEMENT RD KILMANY	Use and development of the land for animal keeping.	Permit Issued by Delegate of Resp/Auth 16/12/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
285-1/2015	26/08/2015	Assessment No. 286518 LOT: 1 TP: 449723Q 127 ROSS FERGUSON RD BINGINWARRI	Use and development of the land for group accommodation.	Permit Issued by Delegate of Resp/Auth 14/12/2015
288-2/2015	15/12/2015	Assessment No. 434084 LOT: A PS: 707316G PRINCES HWY SALE	Amendment to permit for development of an aged care facility.	Permit Issued by Delegate of Resp/Auth 22/12/2015
302-1/2015	8/09/2015	Assessment No. 194753 CA: 2 SEC: 11 18 CENTRE RD SEASPRAY	Subdivision of the land into two lots.	Permit Issued by Delegate of Resp/Auth 2/12/2015
315-1/2015	17/09/2015	Assessment No. 80234 LOT: 2 PS: 649513A 387 AERODROME RD SALE	Two lot subdivision to excise an existing dwelling.	Permit Issued by Delegate of Resp/Auth 16/12/2015
321-1/2015	22/09/2015	Assessment No. 402826 LOT: 13 PS: 536611F 4 RIVERSIDE DVE WURRUK	Use and development of a concrete batching plant.	Permit Issued by Delegate of Resp/Auth 23/12/2015
322-1/2015	22/09/2015	Assessment No. 90258 CA: 15 SEC: B BLANKS RD BRIAGOLONG	Subdivision of the land into two (2) lots.	Permit Issued by Delegate of Resp/Auth 11/12/2015
335-1/2015	6/10/2015	Assessment No. 317420 LOT: 1 PS: 143690 FIREBRACE RD HEYFIELD	Buildings and works associated with development of a storage shed.	Permit Issued by Delegate of Resp/Auth 3/12/2015
337-1/2015	7/10/2015	Assessment No. 81620 LOT: 1 PS: 135880 244 BEET RD MAFFRA	Buildings and works associated with extension to existing shed.	Permit Issued by Delegate of Resp/Auth 7/12/2015
339-1/2015	9/10/2015	Assessment No. 228262 LOT: 512 PS: 53108 18 CLIFF ST LOCH SPORT	Buildings and works associated with construction of a dwelling.	Permit Issued by Delegate of Resp/Auth 15/12/2015
344-1/2015	13/10/2015	Assessment No. 205351 CA: 17 SEC: A ROSEDALE-FLYNN FLYNN	Buildings and works associated with construction of a farm shed.	Permit Issued by Delegate of Resp/Auth 15/12/2015
345-1/2015	13/10/2015	Assessment No. 359729 LOT: 1 PS: 618788H 459 MILLERS RD COONGULLA	Buildings and works associated with development of a dwelling.	Permit Issued by Delegate of Resp/Auth 11/12/2015
349-1/2015	14/10/2015	Assessment No. 300962 LOT: 1 PS: 300205K 6 WON WRON RD DEVON NORTH	Buildings and works associated with development of a farm shed.	Permit Issued by Delegate of Resp/Auth 15/12/2015

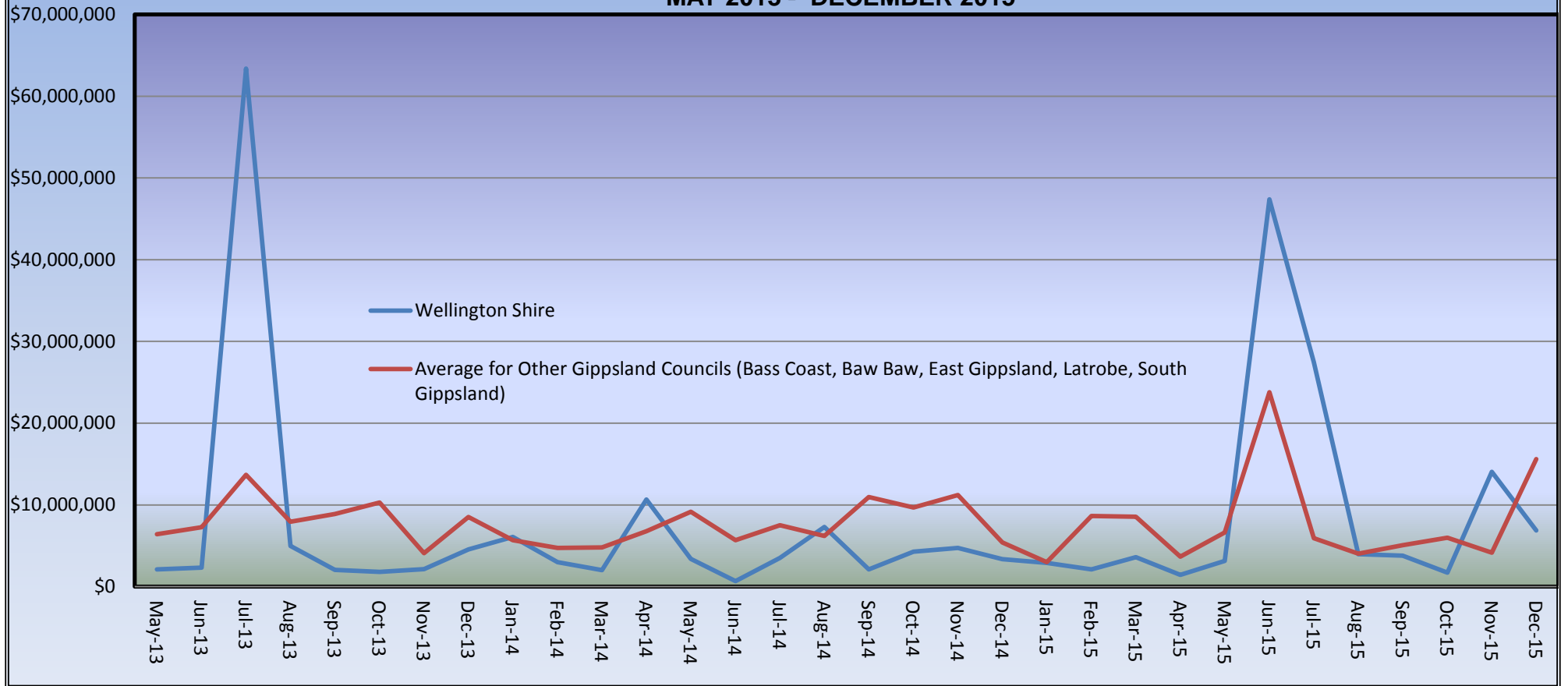
Application No/Year	Date Received	Property Title & Address	Proposal	Status
352-1/2015	15/10/2015	Assessment No. 363648 CA: B SEC: 24 287 MONTGOMERY RD BUNDALAGUAH	Re-subdivision of two existing lots into two new lots.	Permit Issued by Delegate of Resp/Auth 4/12/2015
358-1/2015	22/10/2015	Assessment No. 257386 LOT: 988 PS: 40160 20 NINTH ST PARADISE BEACH	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 11/12/2015
360-1/2015	26/10/2015	Assessment No. 405951 LOT: 9 PS: 536611F 12 RIVERSIDE DVE WURRUK	Buildings and works associated with development of an industrial shed.	Permit Issued by Delegate of Resp/Auth 23/12/2015
362-1/2015	27/10/2015	Assessment No. 5884 LOT: 1 TP: 81111W 6 JACARANDA DVE SALE	Two lot subdivision.	Permit Issued by Delegate of Resp/Auth 7/12/2015
366-1/2015	5/11/2015	Assessment No. 77743 LOT: 1 TP: 250920V 15 RAYMOND ST STRATFORD	Resubdivision of existing lot to create two new residential lots.	Permit Issued by Delegate of Resp/Auth 8/12/2015
371-1/2015	6/11/2015	Assessment No. 84384 LOT: 7 TP: 239546H LOWER HEART RD THE HEART	Re-subdivision of two existing lots to excise a dwelling.	Permit Issued by Delegate of Resp/Auth 15/12/2015
381-1/2015	16/11/2015	Assessment No. 112789 LOT: 1 PS: 713654A 140 TOONGABBIE	Buildings and works/development of a storage shed.	Permit Issued by Delegate of Resp/Auth 7/12/2015
383-1/2015	17/11/2015	Assessment No. 257600 LOT: 1011 PS: 40160 27 SIXTH AVST PARADISE BEACH	Development of the land for a dwelling.	Permit Issued by Delegate of Resp/Auth 7/12/2015
386-1/2015	18/11/2015	Assessment No. 38224 LOT: 1 PS: 37226 63-65 FOSTER ST SALE	Buildings and works associated with development of a bus shelter.	Permit Issued by Delegate of Resp/Auth 2/12/2015
389-1/2015	19/11/2015	Assessment No. 209098 CA: 36C 13 WINDY RIDGE RD LONGFORD	Buildings and works associated with development of a farm shed.	Permit Issued by Delegate of Resp/Auth 21/12/2015
393-1/2015	25/11/2015	Assessment No. 14662 LOT: 2 TP: 671889M 104 STAWELL ST SALE	Buildings and works associated with extension to existing dwelling.	No Permit Required 2/12/2015
394-1/2015	26/11/2015	Assessment No. 426684 LOT: 13 PS: 631506W 3-5 NORTHLAND DVE SALE	Buildings and works associated with development of a warehouse.	Permit Issued by Delegate of Resp/Auth 23/12/2015

Application No/Year	Date Received	Property Title & Address	Proposal	Status
398-1/2015	30/11/2015	Assessment No. 427559 LOT: 2 PS: 713657T 222 BALGONIE LANE STRATFORD	Buildings and works associated with development of a single dwelling.	Permit Issued by Delegate of Resp/Auth 24/12/2015
400-1/2015	30/11/2015	Assessment No. 365288 LOT: 1 PS: 142411 143 SELLINGS RD MAFFRA	Buildings and works/development of a replacement dwelling.	Permit Issued by Delegate of Resp/Auth 15/12/2015
401-1/2015	1/12/2015	Assessment No. 127381 PC: 353206 6 PAMPAS WAY GOLDEN BEACH	Buildings and works associated with construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 11/12/2015
404-1/2015	3/12/2015	Assessment No. 260406 LOT: 1333 PS: 40160 9-15 SEVENTH AVE PARADISE BEACH	Buildings and works associated with extension to existing shed.	Permit Issued by Delegate of Resp/Auth 15/12/2015
410-1/2015	7/12/2015	Assessment No. 367607 LOT: 1 PS: 614921F 242 VARDYS RD RIVERSLEA	Buildings/works associated with alterations and additions to dwelling.	Permit Issued by Delegate of Resp/Auth 23/12/2015
416-1/2015	14/12/2015	Assessment No. 27615 LOT: 1 TP: 323120B 102-104 MARKET ST SALE	Buildings and works associated with construction of a front fence.	Permit Issued by Delegate of Resp/Auth 15/12/2015
Total No of Decisions Made: 41				

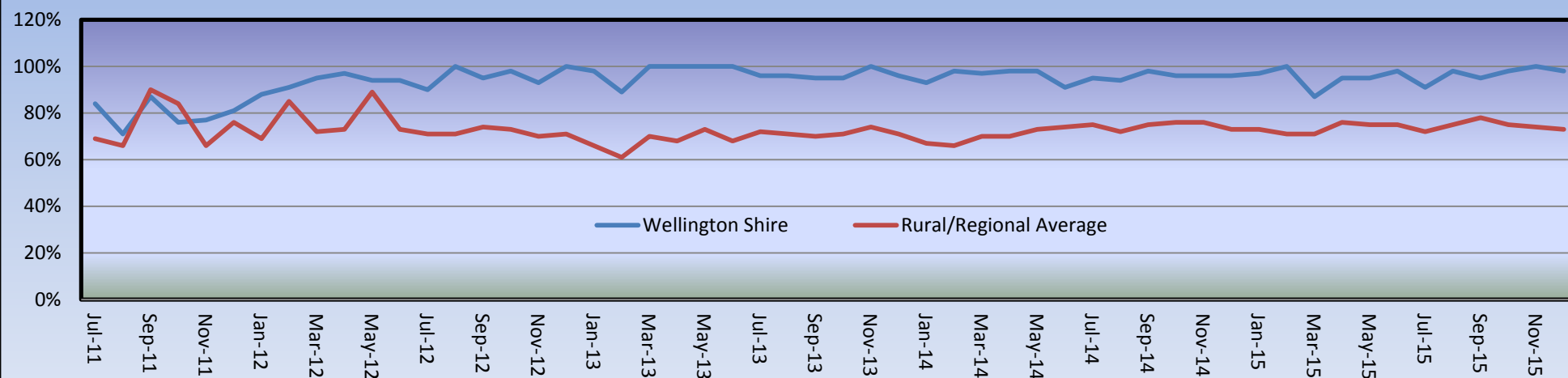
**PLANNING APPLICATIONS RECEIVED /DECISIONS /ACTIVE FILES
JULY 2011 - DECEMBER 2015**



ESTIMATED VALUE OF WORKS MAY 2013 - DECEMBER 2015



DECISIONS ISSUED WITHIN 60 DAYS JULY 2011 - DECEMBER 2015



ITEM C3.2**AMENDMENT C80 – GORMANDALE MAPPING CORRECTION**

DIVISION:

DEVELOPMENT

ACTION OFFICER:

MANAGER LAND USE PLANNING

DATE:

16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓	✓	✓			✓	✓	

OBJECTIVE

For Council to resolve to:

1. Consider all submissions made to Planning Scheme Amendment C80- Gormandale Mapping Correction;
2. Adopt Planning Scheme Amendment C80 – Gormandale Mapping Correction to rezone land from the Rural Living Zone Schedule 2 to the Township Zone; and
3. Request the Minister for Planning to approve Planning Scheme Amendment C80 – Gormandale Mapping Correction to rezone land from the Rural Living Zone Schedule 2 to the Township Zone under the provisions of the *Planning and Environment Act 1987*.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION***That*

1. Council, pursuant to Section 22 of the *Planning and Environment Act 1987*, consider all submissions made to Amendment C80 - Gormandale Mapping Correction (refer to Attachment 1).
2. Council, pursuant to Section 29 of the *Planning and Environment Act 1987*, resolve to adopt Amendment C80 - Gormandale Mapping Correction (refer to Attachment 2).
3. Council, pursuant to Section 31 of the *Planning and Environment Act 1987*, resolve to request the Minister for Planning to approve Amendment C80 - Gormandale Mapping Correction.

BACKGROUND

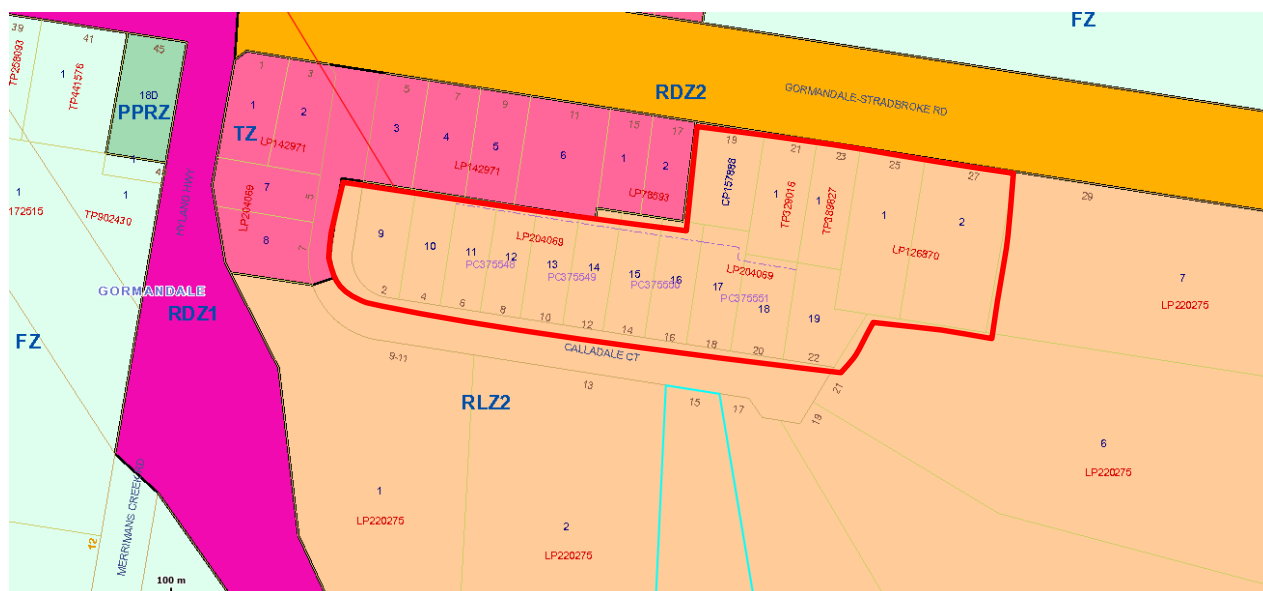
Planning Scheme Amendment C80 proposes to correct a mapping anomaly affecting land north of Calladale Court and Gormandale – Stradbroke Road, Gormandale, where the land has inadvertently been placed within the 'Rural Living Zone' rather than the 'Township Zone' (refer to map extract on the next page). It is believed that the anomaly occurred at the time of the translation of the former Alberton Planning Scheme into the 'new format' Wellington Planning Scheme in 2000.

Documentation dating back to 1982 demonstrates that the subject land was identified for residential purposes, which is supported by the subsequent issue of a planning permit for a residential subdivision (into 13 Lots) and the construction of an associated residential road in 1985.

Amendment C80 proposes to correct this mapping anomaly by rezoning the subject land from Rural Living Zone 2 to the Township Zone to ensure that the land can be appropriately developed as originally intended.



Aerial of subject land to be rezoned



Current map zonings of the subject land

Process to-date

Under the provisions of Section 20(2) of the *Planning and Environment Act 1987*, Council has the ability to expedite a streamlined planning scheme amendment process where exceptional/special circumstances prevail and the unconditional support of directly affected landowners/interested parties is obtained in writing.

Written consent has been received from all 7 directly affected landowners together with Gippsland Water and the Department of Economic Development, Jobs, Transport and Resources as interested parties to allow for this streamlined amendment process to be advanced.

The provisions of Section 98(1) of the *Local Government Act 1989* facilitates the delegation of Officers of the Strategic Planning team the power to:

- apply to the Minister for Planning to prepare an amendment to the planning scheme under Section 8A(3) of the *Planning and Environment Act 1987*; and
- to apply to the Minister for Planning for exemption from the notice requirements of Section 19 under Section 20(1) of the *Planning and Environment Act 1987*.

On the basis that Amendment C80 only seeks to correct a mapping anomaly in the Wellington Planning Scheme, Council Officers have exercised this power of delegation. A request for Authorisation for a Planning Scheme Amendment and exemption from notice under Section 20(1) was forwarded to the Minister for Planning on 7 December 2015 and consequently granted on 16 December 2015.

In granting Authorisation, the Minister for Planning directed Council to only notify the relevant 'Prescribed Ministers' of Amendment C80. The supporting Amendment documents were sent to the Prescribed Ministers requesting the submission of comments by Monday 8 February 2016. One submission indicating support for the Amendment has been received from the Minister for Environment, Climate Change and Water (refer to **Attachment 1**).

On the basis of the written support obtained from all directly interested parties and in the absence of any issues of concern having been raised by the Prescribed Ministers, it is now proposed to adopt Amendment C80 - Gormandale Mapping Correction. **Attachment 2** provides copies of the requisite Amendment documents.

OPTIONS

Council has the following options:

1. Pursuant to Section 22 of the *Planning and Environment Act 1987* consider all submissions made to Amendment C80 - Gormandale Mapping Correction, pursuant to Section 29 of the *Planning and Environment Act 1987* resolve to adopt Amendment C80 - Gormandale Mapping Correction and pursuant to Section 31 of the *Planning and Environment Act 1987* resolve to request the Minister for Planning to approve Amendment C80 – Gormandale Mapping Correction.
2. To consider all submissions and, pursuant to Section 22, 23 and 28 of the *Planning and Environment Act 1987*, resolve to abandon Planning Scheme Amendment C80 - Gormandale Mapping Correction.
3. To consider all submissions and seek further information or changes to Planning Scheme Amendment C80-Gormandale Mapping Correction for consideration at a future Council Meeting.

PROPOSAL

That Council

1. Pursuant to Section 22 of the *Planning and Environment Act 1987* consider all submissions made to Amendment C80 - Gormandale Mapping Correction (refer to **Attachment 1**).

2. Pursuant to Section 29 of the *Planning and Environment Act 1987* resolve to adopt Amendment C80 - Gormandale Mapping Correction (refer to **Attachment 2**).
3. Pursuant to Section 31 of the *Planning and Environment Act 1987* resolve to request the Minister for Planning to approve Amendment C80 - Gormandale Mapping Correction.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

Council is required to pay the requisite statutory planning fees to the Minister for Planning for this Amendment.

COMMUNICATION IMPACT

Should the Minister for Planning approve Amendment C80, notice of the approval of the Amendment will appear in the Government Gazette and will be published in the Gippsland Times.

All affected landowners will be directly notified with a letter.

LEGISLATIVE IMPACT

The adoption of Amendment C80 and the request for the Minister's approval is in accordance with the requirements of the *Planning and Environment Act 1987*.

Wellington Shire Council is committed to upholding the Human Rights principles as outlined in the *Charter of Human Rights and Responsibilities Act 2006 (Vic)* and referred to in Council's Human Rights Policy. The Human Rights Checklist has been completed and the proposed Amendment to the Wellington Planning Scheme is in accordance with Council's policy commitment to uphold human rights principles.

COUNCIL PLAN IMPACT

The Council Plan 2013–2017 - Theme 5: Land Use Planning contains the following strategic objective and related strategy:

Strategic Objective

"Appropriate and forward looking land use planning that incorporates sustainable growth and development."

Strategy 5.1

"Ensure Land Use Policies and Plans utilise an integrated approach to guide appropriate land use and development."

Amendment C80 is considered to support the above objective and strategy.

PLANNING POLICY IMPACT

Amendment C80 seeks to correct an anomaly within the Wellington Planning Scheme and does not propose a change to planning policy. The Amendment is consistent with the State and Local Planning Policy Frameworks (SPPF and LPPF) within the Wellington Planning Scheme and the relevant State Government Planning Practice Notes.

ENVIRONMENTAL IMPACT

Gormandale is located within the Merrimans Creek Potable Water Supply Catchment and is not connected to reticulated sewerage. Any future dwellings will be subject to an appropriate Land Capability Assessment and will need to comply with the requirements of Ministerial *Guidelines for Planning permit applications in open, potable water supply catchment areas* (Nov 2012) (the "Guidelines").

As the authority responsible for administering the Guidelines, Gippsland Water has provided written consent for the rezoning of the subject land from Rural Living Zone 2 to Township Zone on the basis that it will be able to place conditions on any future planning permits to mitigate against risks to the quality of water from new development within the potable catchment area.

Gormandale is also located within a coal resources area. The Department of Economic Development, Jobs, Transport and Resources has not objected to the proposed rezoning on the basis that previous planning decisions (i.e. subdivision to residential lots) have already indicated 'de facto' support for residential development on the subject land.

CONSULTATION IMPACT

In accordance with statutory requirements, information relating to Amendment C80 was provided in the following locations:

- Copies of the exhibited Amendment documents were available for viewing in the Council Service Centres in Sale and Yarram.
- Department of Environment, Land, Water and Planning website.

Having regard to the relevant statutory requirements, the Amendment was not deemed to require any further consultation with the broader community.

In the event that the Amendment is approved by the Minister for Planning:

- all landowners directly affected by the Amendment will be notified of the Minister's decision by letter; and
- public notification will be given in both the local newspaper and Government Gazette.



Department of Environment,
Land, Water & Planning

27 January 2016

Sabine Provily
Strategic Planner
Wellington Shire Council
PO Box 506
SALE VIC 3850

Our ref: SP455659
Your ref: C80

Dear Sabine

AMENDMENT C80 TO WELLINGTON PLANNING SCHEME

Thank you for your correspondence dated 4 January 2016 in respect of Planning Scheme Amendment C80 (Amendment), which was referred to the Minister for Environment, Climate Change and Water pursuant to section 19 (1) (c) of the *Planning and Environment Act 1987*. The correspondence was received on 8 January 2016.

The Amendment proposes to rezone land (2-22 Calladale Court and 19-27 Gormandale-Stradbroke Road, Gormandale) from Rural Living Zone – Schedule 2 (RLZ2) to Township Zone (TZ).

The Department of Environment, Land, Water and Planning, on behalf of the Minister for Environment, Climate Change and Water, has considered the proposed Amendment. The department supports the Amendment.

These comments are submitted without prejudice for the consideration of the Amendment by the Minister for Planning under section 35 of the *Planning and Environment Act 1987*.

All written correspondence should be sent electronically to gippsland.planning@delwp.vic.gov.au or mailed to:

Manager Statutory Planning Approvals Gippsland
Department of Environment, Land, Water and Planning
71 Hotham Street
TRARALGON VIC 3844

If you have any queries regarding this matter, please contact Regional Planning and Approvals – Gippsland at the department's Traralgon office, telephone (03) 5172 2111.

Yours sincerely

John Brennan
Manager Statutory Planning Approvals Gippsland

Privacy Statement

Any personal information about you or a third party in your correspondence will be protected under the provisions of the Privacy and Data Protection Act 2000. It will only be used or disclosed to appropriate Ministerial, Statutory Authority, or departmental staff in regard to the purpose for which it was provided, unless required or authorised by law. Enquiries about access to information about you held by the Department should be directed to the Privacy Coordinator, Department of Environment, Land, Water and Planning, PO Box 500, East Melbourne, Victoria 3002



WELLINGTON PLANNING SCHEME

AMENDMENT C80

EXPLANATORY REPORT

Who is the planning authority?

This Amendment has been prepared by the Wellington Shire Council, which is the planning authority for this Amendment.

The Amendment has been made at the request of the Wellington Shire Council.

Land affected by the Amendment

The Amendment applies to:

Property address	Title Details
2 Calladale Crt, GORMANDALE	LOT: 9 PS: 204069
4 Calladale Crt, GORMANDALE	LOT: 10 PS: 204069
6 Calladale Crt, GORMANDALE	LOT: 11 PS: 204069
8 Calladale Crt, GORMANDALE	LOT: 12 PS: 204069
10 Calladale Crt, GORMANDALE	LOT: 13 PS: 204069
12 Calladale Crt, GORMANDALE	LOT: 14 PS: 204069
14 Calladale Crt, GORMANDALE	LOT: 15 PS: 204069
16 Calladale Crt, GORMANDALE	LOT: 16 PS: 204069
18 Calladale Crt, GORMANDALE	LOT: 17 PS: 204069
20 Calladale Crt, GORMANDALE	LOT: 18 PS: 204069
22 Calladale Crt, GORMANDALE	LOT: 19 PS: 204069
19 Gormandale-Stradbroke Rd, GORMANDALE	PC: 157888
21 Gormandale-Stradbroke Rd, GORMANDALE	LOT: 1 TP: 329016N
23 Gormandale-Stradbroke Rd, GORMANDALE	LOT: 1 TP: 389827J
25 Gormandale-Stradbroke Rd, GORMANDALE	LOT: 1 PS: 126870
27 Gormandale-Stradbroke Rd, GORMANDALE	LOT: 2 PS: 126870



What the amendment does

The Amendment rezones land at Calladale Court and Gormandale-Stradbroke Road in Gormandale to correct a mapping anomaly.

The Amendment rezones 2 to 22 Calladale Court and 19 to 27 Gormandale - Stradbroke Road, Gormandale from Rural Living Zone 2 to Township Zone.

Strategic assessment of the Amendment

Why is the Amendment required?

The Amendment is required to correct a mapping anomaly, which has occurred during the introduction of the 'new format' Wellington Planning Scheme in 2000.

History of Development

- | | |
|----------------|--|
| 29 August 1984 | <p>Issue of Planning Permit 34/84 (See Attachment 1: PP34/84 for relevant extracts)</p> <p>The Shire of Alberton (inland areas) Interim Development Order 1978 (Alberton Planning Scheme) applies to the subject land.</p> <p>Two lot subdivision of a lot with split-zoning (Residential and Agricultural) within the Brown Coal Resources Area. The subdivision proposed the creation of one lot in the Residential Zone and one lot in the Agricultural Zone. The application was referred to relevant authorities. The then Department of Minerals and Energy was consulted in relation to the Gormandale Coalfield and had no objection to the proposed subdivision. The Ministry for Planning and Environment also had no objection to the subdivision.</p> |
| 7 January 1986 | <p>Issue of Planning Permit 75/85 (See Attachment 1: PP75/85 for relevant extracts)</p> <p>Thirteen (13) residential lot subdivision and one balance agricultural allotment. The then Department of Industry, Technology and Resources was consulted in relation to the coalfield and had no objection to the proposed subdivision. The Ministry for Planning and Environment did not object to the subdivision. This subdivision was then completed with the required roads, infrastructure (drainage, street lights etc) and services being provided to facilitate residential development.</p> |
| 1 June 1989 | <p>Issue of building permit for a dwelling and garage on land at 4 Calladale Court. Dwelling and garage were constructed.</p> |
| 24 July 1989 | <p>Amendment L2- Rezoning of land south of Calladale Court to Rural Residential (see Attachment 1 for relevant extracts).</p> <p>Approved by the Minister for Planning (see enclosed maps - Alberton Planning Scheme Amendment L2 and Alberton Planning Scheme Fig 6.7). Map shows land rezoned to Rural Residential south of Calladale Court. Existing lots on northern site of Calladale Court (proposed to be rezoned) are therefore surrounded by existing residential zones/ development.</p> |
| 15 June 2000 | <p>New format planning scheme incorrectly introduces Calladale Court as RLZ2 (see Attachment 1 for map Wellington 22-C2A1 zn).</p> |
| 2008 | <p>Issue of building permit for a dwelling and garage on land at 22 Calladale Court. Dwelling and garage have never been constructed, permits have since lapsed.</p> |
| November 2012 | <p>Introduction of Ministerial Guidelines: 'Planning permit applications in open, potable water supply catchment areas.'</p> |

According to Wellington Shire records no land use changes have been made to the subject lots on Gormandale - Stradbroke Road, Gormandale, which are also subject to the zoning anomaly.

Under the requirements of the Ministerial Guidelines: *'Planning permit applications in open, potable water supply catchment areas'*, the density requirements (1:40Ha) cannot be met and therefore a planning permit for a dwelling was refused in July 2015. As a consequence of this permit application it became apparent that the land had been incorrectly translated at the time of the introduction of the 'new format' Wellington Planning Scheme in 2000.

The documentation clearly demonstrates that the land was zoned and developed for residential purposes. Given this history, it is proposed to correct the mapping anomaly with a rezoning of the subject land from the Rural Living Zone - Schedule 2 to the Township Zone.

How does the Amendment implement the objectives of planning in Victoria?

The Amendment ensures that the Wellington Planning Scheme provisions are correctly applied to land on Calladale Court and Gormandale - Stradbroke Road, Gormandale in order to properly administer the Wellington Planning Scheme in accordance with the *Planning and Environment Act 1987*.

How does the Amendment address any environmental, social and economic effects?

The Amendment ensures that the Wellington Planning Scheme provisions are correctly applied to land on Calladale Court and Gormandale - Stradbroke Road, Gormandale in order to properly administer the Wellington Planning Scheme in accordance with the *Planning and Environment Act 1987*.

Does the Amendment address relevant bushfire risk?

The Amendment does not enable any material change, being the correction of a mapping anomaly. Therefore it does not increase the risk to life, property or community infrastructure.

Does the Amendment comply with the requirements of any Minister's Direction applicable to the amendment?

The Amendment is consistent with the Ministerial Direction on the *Form and Content of Planning Schemes* under section 7(5) of the Act.

The strategic assessment of the Amendment is consistent with Ministerial Direction No. 11.

How does the Amendment support or implement the State Planning Policy Framework and any adopted State policy?

As the Amendment makes changes to correct a mapping anomaly, there are no implications for the State Planning Policy Framework.

How does the Amendment support or implement the Local Planning Policy Framework, and specifically the Municipal Strategic Statement?

As the Amendment makes changes to correct a mapping anomaly, there are no implications for the Local Planning Policy Framework.

Does the Amendment make proper use of the Victoria Planning Provisions?

The Amendment corrects a mapping anomaly in the Wellington Planning Scheme. Correction of this anomaly will ensure the Planning Scheme is accurate, efficient in administration and meets legislative requirements.

How does the Amendment address the views of any relevant agency?

Both Gippsland Water and Department of Economic Development, Jobs, Transport & Resources were consulted. Both Authorities have provided advice and given consent in writing to the proposed changes.

The Department of Economic Development, Jobs, Transport & Resources recommended the deletion of the Environment Significance Overlay - Schedule 3: Urban and Construction

Buffer (ESO3) in conjunction with the rezoning, as the "Framework for the Future" policy document seems to illustrate that this area was identified as part of the 'urban area' rather than the 'urban buffer'.

As the ESO3 is also subject to the Township Zone outside the land which is subject to the mapping error, it is proposed to strategically review the application of the whole of the ESO3 at a later date and therefore not include its removal as a component of this Amendment.

Written consent has also been obtained from all of the individually directly affected landowners.

Does the Amendment address relevant requirements of the Transport Integration Act 2010?

The Amendment is not affected by the requirements of the *Transport Integration Act 2010*.

Resource and administrative costs

- **What impact will the new planning provisions have on the resource and administrative costs of the responsible authority?**

The Amendment will not place any unreasonable resource or administrative costs on the Wellington Shire Council.

Where you may inspect this Amendment

The Amendment is available for public inspection, free of charge, during office hours at the following places:

Wellington Shire Council

Sale Service Centre

18 Desailly Street

Sale VIC 3850

Wellington Shire Council

Yarram Service Centre

156 Grant Street

Yarram VIC 3971

The Amendment can also be inspected free of charge at the Department of Environment, Land, Water and Planning website at: www.delwp.vic.gov.au/public-inspection.

Attachment 1: relevant maps and subdivision information

Relevant parts Planning Permit 34/84 – Subdivision

29th August, 1984.

The Director,
Heron, Bell and Associates Pty. Ltd.,
P.O. Box 684,
TRARALGON, VIC. 3844.

Dear Sir,

Planning Application No. 34/84
Part of Crown Allotments 18A, 18B & 18C,
Parish of Millung
Yarraw-Traralgon Road and Gormandale-Stradbroke Road,
Gormandale.
Owner: Mrs. M.A. Curteis

I have to advise that the abovementioned application was considered by Council at its Meeting of 15th August, 1984.

Council determined that a permit be issued for the proposed use. Accordingly Planning Permit No. 34/84 is enclosed.

The proposed plan of subdivision was also forwarded to the relevant statutory authorities for comment. To date the S.L.C. has not replied to the subdivision. The other authorities have agreed to the plan.

With regard to the future further development of Lot 1, the Road Construction Authority advised:

"Direct vehicular access from lots 1 and 2 will not be permitted to the Yarraw-Traralgon Road, but must be via Gormandale-Stradbroke Road".

Should you have any queries regarding the abovementioned matters please do not hesitate to contact the Deputy Shire Engineer, Mr. R. Davies.

Yours faithfully,

T.J. Newton
SHIRE SECRETARY.

Enc:

Town and Country Planning Act 1961

Application No. 34/84

Town Planning Permits and Appeals Regulations 1973.

~~SHIRE OF ALBERTON (INLAND AREAS) INTERIM DEVELOPMENT ORDER 1978~~

SHIRE OF ALBERTON (INLAND AREAS) INTERIM DEVELOPMENT ORDER 1978

SHIRE OF ALBERTON

PERMIT No. 34/84

Subject to the conditions (if any) set out hereunder the following is hereby permitted: (*)

For land being Part of Crown Allotments 18A, 18B and 18C, Parish of Willung and being the land remaining in Certificate of Title Volume 9524 Folio 272 and situate at Yarram-Traralgon Road and Gormandale-Rosedale Road, Gormandale for the subdivision of the land into two allotments generally in accordance with the tentative plan of subdivision marked reference No. 5527 submitted with the application.

Conditions:

Date 29th August, 1984

Shire Secretary

THE ISSUE OF THIS PERMIT DOES NOT OBVIATE THE NECESSITY FOR COMPLYING WITH THE REQUIREMENTS OF ANY OTHER AUTHORITY PURSUANT TO ANY STATUTE OR REGULATION.

* (Insert details of use, development, matter or thing permitted and description of land referred to)

NOTE.—SEE BACK.

SHIRE OF ALBERTON

ITEM NO : 8

PLANNING AND DEVELOPMENT COMMITTEE - 8th August, 1984

SUBJECT : PLANNING MATTERS

NAME : MRS. M.A. CURTEIS

FILE NO :

OFFICER
REPORTING : DEPUTY SHIRE ENGINEER

APPLICATION NO: 34/84

LAND: Part of Crown Allotments 18A, 18B & 18C
Parish of Willung
Yarram-Traralgon Road and Gormandale-Rosedale Road, Gormandale

APPLICANTS: Heron, Dell and Associates Pty. Ltd. on behalf of
Mrs. M.A. CURTEIS

PROPOSAL: Subdivision

ZONING: Residential and Agricultural, and within Brown Coal
Resources Area - Inland Areas Interim Development Order

REPORT: The purpose of the subdivision is to enable the sale of the
residential development land from the balance of the property.

As required by the provisions for the Brown Coal Resources Area
the application has been referred to the Ministry for Planning
and Environment and to the Department of Minerals and Energy for
comment. Both the Ministry and the Department have offered no
objection to the proposal.

The Road Construction Authority has commented :-

"Direct vehicular access from lots 1 and 2 will not be
permitted to the Yarram-Traralgon Road, but must be via
Gormandale-Stradbroke Road."

RECOMMENDATION:

That a planning permit under Council's Inland Areas Interim Development Order
be issued for land being Part of Crown Allotments 18A, 18B and 18C, Parish of
Willung and being the land remaining in Certificate of Title Volume 9524 Folio
272 and situate at Yarram-Traralgon Road and Gormandale-Rosedale Road,
Gormandale for the subdivision of the land into two allotments generally in
accordance with the tentative plan of subdivision marked reference No. 5527
submitted with the application.

12 July 1984

Shire Engineer
Shire of Alberton
P O Box 1
YARRAM 3971

**Ministry for
Planning and
Environment
Victoria**

500 Collins Street
Melbourne
Victoria 3000
PO Box 2240T
Melbourne 3001

Telephone (03) 617 0211



Reference

Refer

Dear Sir

RE: PROPOSED SUBDIVISION REQUESTED BY R.P. & M.A. CURTIS
RELATING TO PART OF CROWN ALLOTMENTS 18A, 18B & 18C
PARISH OF WILLUNG

The Ministry for Planning and Environment has no objection to the
2-lot subdivision referred to in your letter dated 10th May, 1984.

Yours sincerely

DAVID LANGMORE
REGIONAL MANAGER
CENTRAL GIPPSLAND



DEPARTMENT OF MINERALS AND ENERGY

ALL CORRESPONDENCE TO BE ADDRESSED TO:-

The Secretary for Minerals and Energy
GPO Box 1883P, MELBOURNE VIC 3001



Div Reference: 82/591
Your Reference:
Contact: Phil Pascoe
En: 253

25 June 1984

Mr I McDonald Thompson
Shire Engineer
Shire of Alberton
P O Box 1
Yarram Vic 3971

ATTENTION: MR BOB DAVIES

Dear Mr Thompson

RE: PROPOSED SUBDIVISION: R.F. & M.A. CURTEIS

I refer to your letter dated 10 May 1984, relating to an application for a Planning Permit to subdivide land at part Crown Allotments 18A, 18B and 18C, Parish of Willung, Yarram - Traralgon Road, Gormandale.

In examining the attached plan of subdivision submitted with your letter, officers of my Department have advised that the subject land lies within the designated coal boundaries recommended by the Brown Coal Resource Inter-Departmental Committee and forms part of the Gormandale Coalfield. However, it has also been noted that the proposed subdivision does appear to be consistent with the present zoning boundary between the two zones affecting the property. Furthermore, the site is located within close proximity to the township. Therefore, on the basis of current zoning and location of the subject land this Department has no objection to the proposed subdivision.

The Council will be aware of the work of the Inter-Departmental Committee on Brown Coal Boundaries from previous correspondence. It is anticipated that the work of the IDC will be finalised towards the end of 1984, at which time, a clearer appreciation of town boundaries in relation to the brown coal resource will be understood. Because of the particular characteristics of the subject land, it is considered that the proposed subdivision will not prejudice the deliberations of the IDC.



FOR PERSONAL ENQUIRIES

Head Office
151 Flinders Street
Melbourne
Tel: (03) 682 9200
Telex 00295

Energy Division
Financial Policy Unit
Management Services Division
Oil and Gas Division
Policy and Planning Division
Royalty and Management Review Unit

140 Bourke Street
Melbourne
Tel: (03) 686 0555
Telex 36395
Geological Survey Division
Mining Division

COUNTRY OFFICES

Ballarat
Bendigo
Shepparton
Traralgon
Wangaratta

4405F4

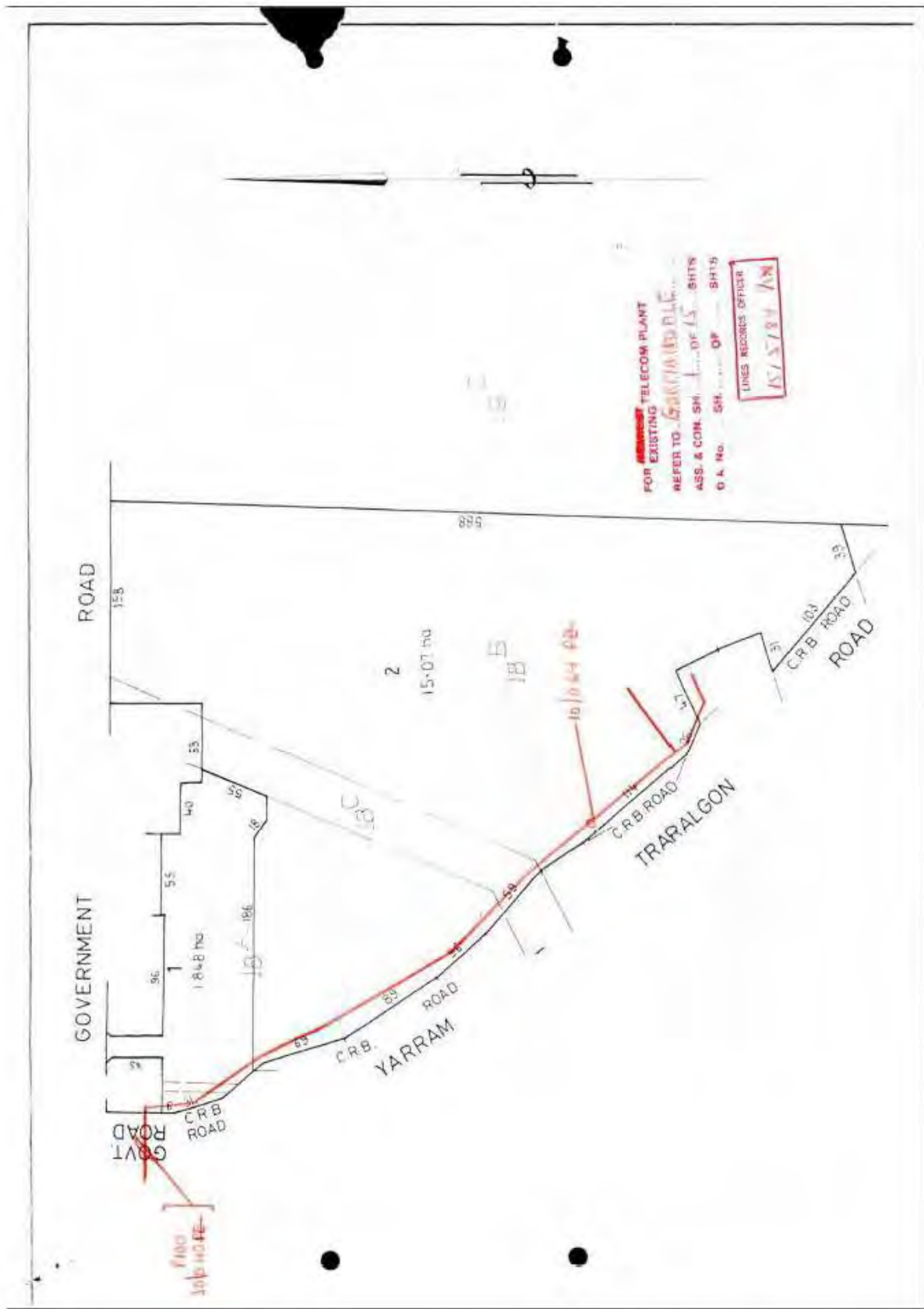
The Department hopes these comments will be of assistance to the Council. Should further clarification of any of the points raised above be required, please do not hesitate to contact Mr S Somers of my Department's Policy and Planning Division on telephone 6539 251

Yours sincerely



Dr E W Russell
SECRETARY FOR MINERALS AND ENERGY







Shire of Alberton

ALL CORRESPONDENCE
TO BE ADDRESSED TO
SHIRE SECRETARY
P.O. BOX 1, YARRAM, 3971

SHIRE OFFICE
COMMERCIAL ROAD, YARRAM
TELEPHONE (STD 051)
SHIRE SECRETARY 82 5100
GENERAL OFFICE 82 5001
SHIRE ENGINEER 82 5104

YOUR REF:

OUR REF:

IF TELEPHONING PLEASE ASK FOR

10th May, 1984

Secretary,
Department of Minerals and Energy,
151 Flinders Street,
MELBOURNE, VIC. 3000.

Dear Sir,

Re: Proposed Subdivision

The following particulars are furnished concerning the
attached plan of subdivision which is herewith submitted
for consent.

MUNICIPALITY : SHIRE OF ALBERTON

ROAD: YARRAM-TRARALGON ROAD

OWNER'S NAME: R.F. & M.A. CURTEIS

PARISH: WILLUNG C.A. PARTS OF C.A.'S 18A, 18B & 18C

LOCATION: GORMANDALE

ZONING: PART RESIDENTIAL, PART AGRICULTURAL, WITHIN BROWN COAL
RESOURCES AREA

GENERAL COMMENTS:

HOUSE ON LOT 2

Yours faithfully,

I. McD. Thompson
I. McD. Thompson
SHIRE ENGINEER.

meb

Shire of Alberton

P.O. Box 1,

YARRAM, VIC. 3971

Date 10th May 1984

The Divisional Engineer,
Traralgon Division.

Dear Sir,

Proposed Subdivision

The following particulars are furnished concerning the attached plan of subdivision which is herewith submitted for the Board's consent.

1. MUNICIPALITY SHIRE OF ALBERTON
2. ROAD YARRAM-TRARALGON ROAD
3. COUNCIL'S REFERENCE No.
4. OWNER'S NAME R.F. & M.A. CURTEIS
5. PARISH WILLUNG C. A PARTS 18A, 18B & 18C
6. WHETHER PREVIOUSLY SUBMITTED TO BOARD YES
7. BOARD'S REFERENCE No. 82/1413/1
8. LOCATION GORMANDALE
9. ZONING PART RESIDENTIAL, PART AGRICULTURAL, WITHIN BROWN COAL RESOURCES AREA
10. POSITION OF EXISTING BUILDINGS ON THE SUBDIVISIONAL
LOTS HOUSE ON LOT 2
11. EXISTING DEVELOPMENT OF ADJACENT AREAS
GRAZING AND RESIDENTIAL
12. GENERAL COMMENTS

Yours faithfully,

L.M.D. Thompson
SHIRE ENGINEER
for

FORM 3012

1/76 HOTHAM STREET, TRARALGON 3844
Postal Address: P.O. Box 684, Traralgon
Phone: (051) 74 5385 (3 lines)

50 ALBERT STREET, MOE 3825
Phone: (051) 27 1819

HERON, DELL & ASSOCIATES Pty. Ltd.
Surveyors, Consulting Engineers & Planners

Directors:

PETER G. DELL, L.S., M.J.S. (Asst.)
IAN G. KEITH, L.S., A.S.M.I.T., M.J.S. (Asst.)

REF: 5527
PGD:WLT

9th May, 1984.

Shire Engineer,
Shire of Alberton,
Shire Offices,
Commercial Road,
YARRAM.

Attention: Mr. Rob Davies.

Dear Sir,




RE: R.F. & M.A. CURTIS
PROPOSED SUBDIVISION - PART OF CROWN ALLOTMENTS
18A, 18B & 18 C - PARISH OF WILLUNG.

Please find enclosed 10 copies of the above mentioned proposed subdivision together with an Application for Permit Form. We also enclose 4 copies of a possible future subdivision of proposed lot 1 which is zoned residential.

Could you please submit the proposed 2 lot plan to the necessary statutory authorities for consent and subsequently to your Council for the issuing of a Permit.

Thanking you in anticipation.

Yours faithfully,


PETER G. DELL,
Director

enc.

5527

SHIRE OF ALBERTON

Town and Country Planning Act 1961

Town Planning Permits and Appeals Regulations 1973

SHIRE OF ALBERTON (COASTAL) PLANNING SCHEME 1962

SHIRE OF ALBERTON (INLAND AREAS) INTERIM DEVELOPMENT ORDER 1978

APPLICATION FOR PERMIT

OFFICE USE ONLY

No. 34/84

RECEIVED 10/5/84

A DETAILS OF APPLICANT (Please use block letters)

NAME HERON, DELL & ASSOCIATES Pty Ltd.

ADDRESS 1176 HOTHAM ST. YARRAM

P.O. Box 684.

POSTCODE 3844

TELEPHONE No. 745385

B INTEREST OF APPLICANT IN LAND (e.g. owner, occupier, prospective purchaser)

SURVEYOR

NOTE: Where the applicant is not the owner, the owner's certification at Item F must be completed or satisfactory evidence attached that this application is made with the owner's knowledge. Any failure to comply with this requirement will be taken into account when the application is being considered.

C DETAILS OF LAND AND TITLE PARTICULARS

EXISTING USE OF LAND (IF LAND IS NOT USED WRITE "VACANT")

GRAZING.

No.

STREET

ROSEDALE ROAD

LOCALITY

MUNICIPALITY

GORMANDALE

ALBERTON

CROWN
ALLOTMENT No.
18A/18B & 18C

SECTION

—

CROWN TOWNSHIP
OR PARISH

WILLUNG.

LOT No.

LODGED PLAN No.

TITLE VOLUME

TITLE FOLIO

D SKETCH LOCALITY PLAN
SHOW ALL DETAILS INCLUDINGAdjoining street or road and the nearest
intersecting or joining streets or road and
the names of these streets or roadsDimensions of the land and
distance from the nearest
intersecting or joining street
or road

Please see accompanying plans.

D USE, DEVELOPMENT, MATTER OR THING FOR WHICH THE PERMIT IS SOUGHT

READ NOTE 1 ON BACK BEFORE COMPLETING THIS PART OF THE FORM

To Subdivide the land in accordance with the
enclosed plans.ADDITIONAL INFORMATION ATTACHED: MAPS OR PLANS ☐ PHOTOGRAPHS ☐ OTHER MATERIAL ☐

E

DATE 20-4-84

SIGNATURE OF APPLICANT

F

OWNER'S CERTIFICATION (WHERE APPLICANT IS NOT THE OWNER)

OWNER'S NAME AND ADDRESS

R F & MA. CURTEIS

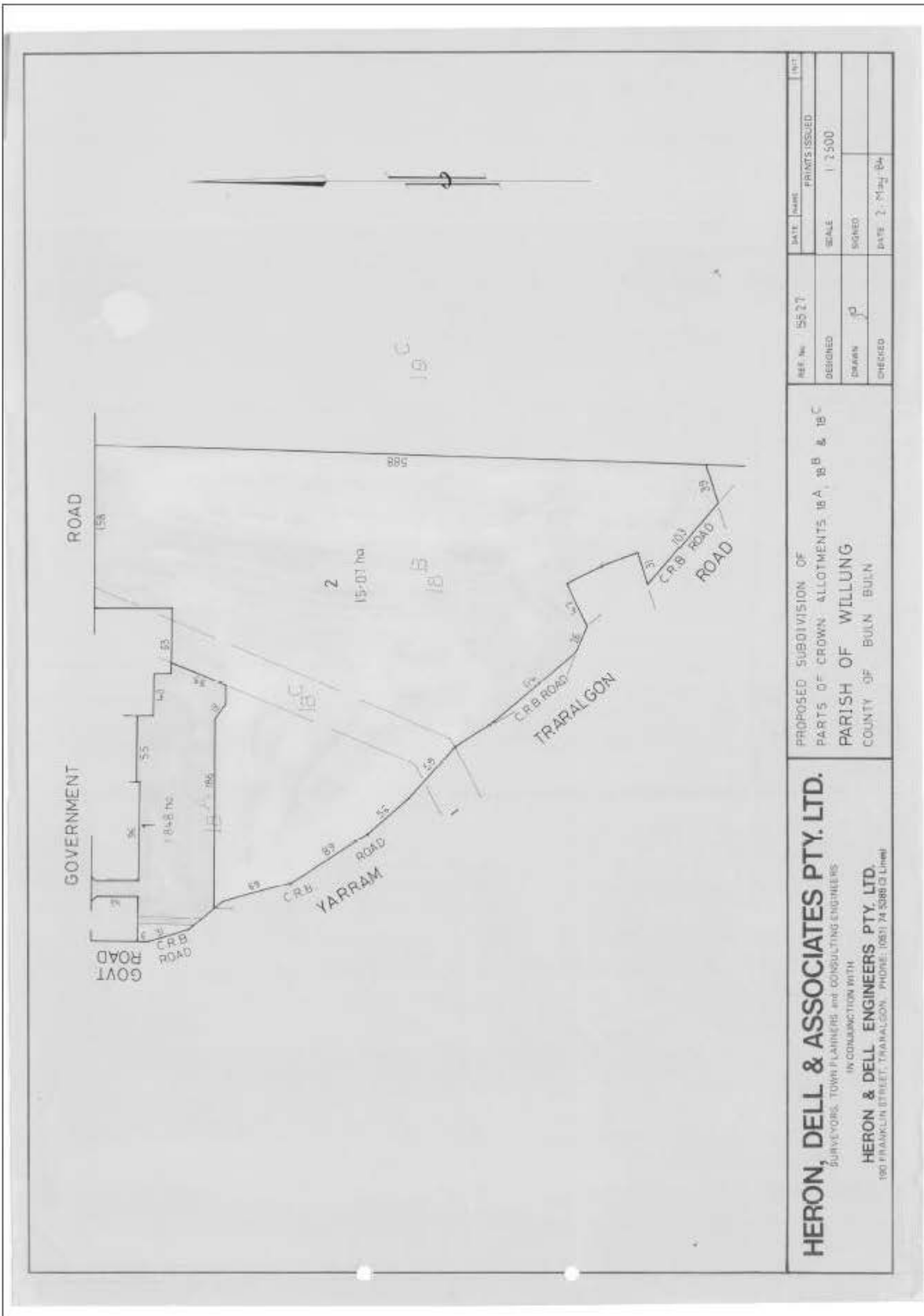
Lot 7 YARRAM ROAD GORMANDALE

X OWNER'S SIGNATURE

R. F. Curteis M. A. Curteis

DATE: 20-4-84.

THIS FORM SHOULD BE SENT TO
THE SECRETARY
SHIRE OF ALBERTON,
P.O. BOX 1, YARRAM, 3971.
PHONE (051) 82 5100FOR APPEAL PROVISIONS
SEE NOTE 2 ON BACK



HERON, DELL & ASSOCIATES PTY. LTD. SURVEYORS, TOWN PLANNERS & CONSULTING ENGINEERS IN CONNECTION WITH HERON & DELL ENGINEERS PTY. LTD. 190 FRANKLIN STREET, TRARALGON. PHONE: (081) 74 58812 (Line 1)		PROPOSED SUBDIVISION OF PARTS OF CROWN ALLOTMENTS 18A, 18B & 18C PARISH OF WILLUNG COUNTY OF BULN BULN		REF. No. 155 27	DATE 15/11/04	PRINTS ISSUED 1, 2, 500
DESIGNED		DRAWN		CHECKED		DATE 21/11/04
SCALE		SIGNED		DATE 21/11/04		

7th January, 1985.

The Director,
Heron, Dell and Associates Pty. Ltd.,
P.O. Box 684,
TRARALGON, VIC. 3844

Dear Sir,

Re: Planning Application No. 75/85
Part of Crown Allotment 18A,
Parish of Willung
Yarram-Traralgon Road, Gormandale
Proposal: Residential Subdivision
Owner: Rorco Pty. Ltd.

I have to advise that the abovementioned application was considered by Council at a Special Meeting held on 20th December, 1985.

Council determined that a permit be issued for the proposed subdivision. Accordingly Planning Permit No. 75/85 is enclosed. Your attention is drawn to the conditions of the permit.

Council further advises that upon submission of a formal plan of subdivision Council will :

- (i) require the payment of cash-in-lieu of open space pursuant to the provisions of Section 569(8A) of the Local Government Act.
- (ii) make a requirement on the plan of subdivision for the construction of the new court and easement drains. The construction of the court shall be to the following standard :
 - Kerb and channel adjacent to residential lot abutments.
 - Semi mountable kerb adjacent to the balance of lot abutment.
 - Road pavement 7.4 metres wide between face of kerbs.
 - 300mm depth pavement with sealed surface
 - Necessary road and easement drainage.

The tentative plan of subdivision submitted with the application has been referred to the necessary statutory authorities for consent.

Telecom Australia has advised :-

"I HAVE TO ADVISE THAT there are no objections in so far as this Commission is concerned.

2/..

2/..


However, there is Telecom Australia plant in this Subdivision as shown in red (approximate location) on the attached sketch. Before excavating in the vicinity the exact location and depth should be ascertained from the Lines Officer at Traralgon (Telephone 742098).

I It must be emphasized that under the provisions of the Telecom Act 1975, part 111 - The Powers of the Commission in Relation to Land: Section 19 - any costs of removal or alteration to Telecom plant caused by the Subdivision must be borne by the Subdivider".

All other authority replies are satisfactory.

Should you have any queries regarding the abovementioned matters please do not hesitate to contact the Deputy Shire Engineer, Mr. R. Davies.

Yours faithfully,


T.J. Newton
SHIRE SECRETARY

Enc:

SHIRE OF ALBERTON

PERMIT No. 75/85

Subject to the conditions (if any) set out hereunder the following is hereby permitted: (*)

For land being Part of Crown Allotment 18A, Parish of Willung and situate at Yarram-Traralgon Road, Gormandale for the subdivision of the land into 13 residential allotments and one balance allotment generally in accordance with the tentative plan of subdivision marked reference No. 5527A submitted with the application subject to the following conditions :-

Conditions:

- (i) Direct vehicular access from the lots abutting the Yarram-Traralgon Road (Lots 7 & 8) shall not be gained to the Yarram-Traralgon Road, but shall be obtained via the internal subdivisional road.
- (ii) The vendor shall advise all prospective purchasers of Lots 7 & 8 of the provisions of Condition (i) of this permit.

Date 7th January, 1986

Shire Secretary

THE ISSUE OF THIS PERMIT DOES NOT OBVIATE THE NECESSITY FOR COMPLYING WITH THE REQUIREMENTS OF ANY OTHER AUTHORITY PURSUANT TO ANY STATUTE OR REGULATION.

* (Insert details of use, development, matter or thing permitted and description of land referred to)

NOTE.—SEE BACK.

MINUTES OF MEETING

5801

SHIRE OF ALBERTON

ITEM NO. C2

COUNCIL MEETING OF FRIDAY 20TH DECEMBER, 1985

SUBJECT : PLANNING MATTERS

NAME : RORCO PTY. LTD.

FILE NO. : OFFICER
REPORTING : DEPUTY SHIRE ENGINEER

APPLICATION NO: 75/85

LAND: Part of Crown Allotment 18A, Parish of Willung
Yarram-Traralgon Road, Gormandale

APPLICANTS: Heron, Dell and Associates Pty. Ltd., on behalf
of RORCO PTY. LTD.

PROPOSAL : Residential Subdivision

ZONING: Part Residential, Part Agricultural - Inland
Areas Interim Development Order.

REPORT:

The proposal is to subdivide the Residential Zoned portion of the land into 13 residential allotments and a new court.

The application has been referred to the Ministry for Planning and Environment and the Department of Industry, Technology and Resources. No objection has been received to the proposal.

With regard to the construction of the new subdivisional court, the applicants have written :-

"We have recently submitted copies of a proposed subdivision to you together with an Application for Planning permit on behalf of Rorco Pty. Ltd.

The development of the subdivision will require construction of a new road commencing at the intersection with the Gormandale-Rosedale Road.

We wish to put forward a proposal for the construction requirements for this internal road as follows :

- We suggest that a semi mountable kerb be constructed where residential lots front the new road and also around the court bowl;
- Where kerb is not constructed the road should run off into an open table drain.
- The road pavement to be constructed of 300mm of road making gravel.
- Stormwater drainage to be constructed behind the kerb and channel to pick up all house drainage.
- No footpaths to be created.
- No vehicle crossing to be constructed.

The drainage discharge point to be confirmed by the survey and be incorporated in the overall design of civil works".

MINUTES OF MEETINGSHIRE OF ALBERTONITEM NO. C2 (Page 2)COUNCIL MEETING OF FRIDAY 20TH DECEMBER, 1985SUBJECT : PLANNING MATTERSNAME : RORCO PTY. LTD.FILE NO. : OFFICER
REPORTING : DEPUTY SHIRE ENGINEERRECOMMENDATIONS

- (a) That a planning permit under Council's Inland Areas Interim Development Order be issued for land being Part of Crown Allotment 18A, Parish of Willung and situate at Yarram-Traralgon Road, Gormandale for the subdivision of the land into 13 residential allotments and one balance allotment generally in accordance with the tentative plan of subdivision marked reference No. 5527A submitted with the application subject to the following conditions :-
- (i) Direct vehicular access from the Lots abutting the Yarram-Traralgon Road (Lots 7 & 8) shall not be gained to the Yarram-Traralgon Road, but shall be obtained via the internal subdivisional road.
 - (ii) The vendor shall advise all prospective purchasers of Lots 7 & 8 of the provisions of Condition (i) of this permit.
- (b) That the applicants be advised that upon submission of a formal plan of subdivision Council will :
- (i) require the payment of cash-in-lieu of open space pursuant to the provisions of Section 569(8A) of the Local Government Act.
 - (ii) make a requirement on the plan of subdivision for the construction of the new court and easement drains. The construction of the court shall be to the following standard :
 - Kerb and channel adjacent to residential lot abutments.
 - Semi mountable kerb adjacent to the balance lot abutment.
 - Road pavement 7.4metres wide between face of kerbs.
 - 300mm depth pavement with sealed surface
 - Necessary road and easement drainage.

Moved Cr. Gooding Seconded Cr. Kallady
"That the recommendations be adopted."

CARRIED.

Ministry for
Planning and
Environment
Victoria

Traralgon Office
1st Floor
Hotham La Trobe Building
71 Hotham Street
Traralgon 3844
Phone (051) 74 5223



Reference 85/2993

Re: J Brennan

Your Ref 1921001.8630

24 OCT 1985

Mr T J Newton
Shire Secretary
Shire of Alberton
P O Box 1
YARRAM 3971

51 OCT 1985

DSE

Dear Mr Newton

SHIRE OF ALBERTON (INLAND AREAS) IDO - PLANNING
PERMIT APPLICATION NO 75/85 (SUBDIVISION PART
C/A 18A PARISH OF WILLUNG AND ERECTION OF A
DETACHED DWELLING ON EACH LOT CREATED)

I refer to the Shire Engineer's letter dated 28 August 1985, in which comments were sought from this Ministry on the abovementioned planning permit application, which lies within the Brown Coal Resources Area.

I referred the permit application to both the State Electricity Commission and the Coal Corporation of Victoria, and both organizations offered 'no objection' to it.

As such, and having had regard to this Ministry's consideration of the matter, it is considered that the proposal is not contrary to the intent of Statement of Planning Policy No 9, and will not further prejudice the future winning of coal in the region.

Yours sincerely

STEWART SOMERS
REGIONAL MANAGER
GIPPSLAND REGION



DEPARTMENT OF INDUSTRY,
TECHNOLOGY AND RESOURCES

228 Victoria Pde, East Melbourne,
Victoria 3002 Australia
P.O. Box 173, East Melb. 3002
Tel (03) 418 8200 Telex AA 33832

DSE

82/591
1921001.8630
P. Pascoe
Ext. 393

11 October 1985

Mr I McD Thompson
Shire Engineer
Shire of Alberton
PO Box 1
YARRAM VIC 3971

Dear Mr McD Thompson

RE: PLANNING APPLICATION NO 75/85: RORCO PTY LTD

I refer to your letter dated 28 August 1985 concerning an application for subdivision of land described as Crown Allotment 18A, Parish of Willung, Township of Gormandale in the Shire of Alberton.

Officers of the Department have examined the plans of the proposed subdivision submitted with your letter and have advised as follows:-

- (i) Crown Allotment 18A lies within the designated coal protection boundary recommended by the Brown Coal Resource Inter-Departmental Committee of 1977 and constitutes part of the Gormandale Coalfield.
- (ii) The subject area is one identified as a "Category C - Identified Stage" in the Government's energy policy statement 2, "Victoria: Brown Coal". As such, the time scale for possible development of this coalfield is greater than 60 years.
- (iii) The subject area lies within the Gormandale Township boundary (which is an excluded coal) defined by the current IDC assessing brown coal resource boundaries. The final report of this IDC is expected to be published and released for distribution in early 1986.



7028(F1)



The Department, therefore, has no objection to the proposed subdivision.

Council is, however, reminded of the incomplete status of the IDC's final report insofar as the proposed recommendations have yet to be considered by the Government.

I hope these comments will be of assistance to your Council and remain willing to be of any further assistance in this matter if required.

Yours sincerely



Keith Bowen
GROUP MANAGER - MINERALS AND PETROLEUM

28th August, 1985

1921001.8630

Secretary,
Department of Minerals and Energy,
151 Flinders Street,
MELBOURNE, VIC. 3000

Dear Sir,

Re: Planning Application No. 75/85
Crown Allotment 18A,
Parish of Willuna,
Yarram-Traralgon Road and Rosedale-Gormandale Road, Gormandale
Proposal: Subdivision
Applicants: Rorco Pty. Ltd.

Please find enclosed copy of the abovementioned application which has been submitted to Council for consideration.

The proposal is for subdivision of the land.

The land the subject of the application is controlled by the Shire of Alberton (Inland Areas) Interim Development Order. The land is zoned Residential and it is within the BROWN COAL RESOURCES AREA.

Accordingly the application is submitted for your consideration.

Should you have any queries regarding the abovementioned matters please do not hesitate to contact the Deputy Shire Engineer, Mr. R. Davies.

Yours faithfully,

I. McD. Thompson
SHIRE ENGINEER

Enc:

SHIRE OFFICE
COMMERCIAL ROAD
YARRAM

Shire of Alberton



ADDRESS CORRESPONDENCE TO
SHIRE SECRETARY
P.O. BOX 1, YARRAM 3971
TELEPHONE (STD 051) 82 5100

28th August, 1985.

OUR REF 1921001.8630

District Manager,
S.E.C. Victoria,
Commercial Road,
YARRAM, VIC. 3971

Dear Sir,

Re: Proposed Subdivision

The following particulars are furnished concerning the attached plan of subdivision which is herewith submitted for consent :-

MUNICIPALITY:	SHIRE OF ALBERTON
ROAD:	YARRAM-TRARALGON ROAD AND ROSEDALE-GORMANDALE ROAD
OWNER'S NAME:	RORCO PTY. LTD.
PARISH: WILLUNG	C.A. 18A
LOCATION:	GORMANDALE
ZONING:	RESIDENTIAL - INLAND AREAS INTERIM DEVELOPMENT ORDER
GENERAL COMMENTS:	AND WITHIN BROWN COAL RESOURCES AREA.

Yours faithfully,


I. McD. Thompson
SHIRE ENGINEER

Enc:

1/76 HOTHAM STREET, TRARALGON 3844
Postal Address: P.O. Box 684, Traralgon
Phone: (051) 74 5385 (3 lines)

50 ALBERT STREET, MOE 3825
Phone: (051) 27 1819

HERON, DELL & ASSOCIATES Pty. Ltd.
Surveyors, Consulting Engineers & Planners

Directors:

PETER G. DELL, L.S., M.I.S.(Inst.)
IAN R. KEITH, L.S., A.R.M.I.T., M.I.S.(Inst.)

REF. PGD:SJC

85.07.092

27th August, 1985.

The Planning Officer,
Shire of Alberton,
Shire Offices,
Commercial Road,
YARRAM. 3971

Dear Sir,

RE: PROPOSED SUBDIVISION
RORCO PTY. LTD.,
PART OF CROWN ALLOTMENTS 18A, 18B & 18C
PARISH OF WILLUNG.

Please find enclosed 10 copies of the above mentioned proposal together with an " Application for Permit " form.


The land was previously owned by Mrs M. A. Curteis, who has recently sold it to RORCO Pty. Ltd..

Could you please submit the necessary plans to Statutory Authorities and subsequently to your Council for the issuing of a Planning Permit.

The owners wish to proceed as quickly as possible and your early consideration would be appreciated.

We would like to know what Council's requirements will be for the construction of the internal road. If you wish, we would be willing to meet with you to discuss this matter. Our company has had considerable experience with subdivisional road design and perhaps a meeting could be beneficial to both parties.

Yours faithfully,


PETER G. DELL L.S.
DIRECTOR.

Town and Country Planning Act 1961
Town Planning Permits and Appeals Regulations 1973

SHIRE OF ALBERTON

SHIRE OF ALBERTON (COASTAL) PLANNING SCHEME 1962
SHIRE OF ALBERTON (INLAND AREAS) INTERIM DEVELOPMENT ORDER 1978

APPLICATION FOR PERMIT

OFFICE USE ONLY

No. 75/85

RECEIVED 28 8 85

A DETAILS OF APPLICANT (Please use block letters)

NAME HERON, DELL & ASSOCIATES PTY. LTD.

ADDRESS 1/76 HOTHAM STREET, TRARALGON

P.O. BOX 683

POSTCODE 3844

TELEPHONE No. 051

745385

B INTEREST OF APPLICANT IN LAND (e.g. owner, occupier, prospective purchaser)

Surveyor

NOTE: Where the applicant is not the owner, the owner's certification at Item F must be completed or satisfactory evidence attached that this application is made with the owner's knowledge. Any failure to comply with this requirement will be taken into account when the application is being considered.

C DETAILS OF LAND AND TITLE PARTICULARS

EXISTING USE OF LAND (IF LAND IS NOT USED WRITE "VACANT")

grazing

No.

STREET

Roadale Road

LOCALITY

Gormandale

MUNICIPALITY

Alberton

CROWN
ALLOTMENT No.
18A,

SECTION

CROWN TOWNSHIP
OR PARISH

Willung

LOT No.

LODGED PLAN No.

TITLE VOLUME

TITLE FOLD

SKETCH LOCALITY PLAN
SHOW ALL DETAILS INCLUDING

N

Adjoining street or road and the nearest
intersecting or joining street or road and
the names of these streets or roads

Dimensions of the land and
distance from the nearest
intersecting or joining street
or road

Please see accompanying plans.

D USE, DEVELOPMENT, MATTER OR THING FOR WHICH THE PERMIT IS SOUGHT

READ NOTE 1 ON BACK BEFORE COMPLETING THIS PART OF THE FORM

To subdivide the land in accordance with the enclosed plans and to
erect one detached dwelling and the usual outbuildings on each lot.

ADDITIONAL INFORMATION ATTACHED: MAPS OR PLANS ☒ PHOTOGRAPHS ☐ OTHER MATERIAL ☐

E

DATE 27/8/85 SIGNATURE OF APPLICANT

F

OWNER'S CERTIFICATION (WHERE APPLICANT IS NOT THE OWNER)

Y

OWNER'S NAME AND ADDRESS

Rose Pty. Ltd.
14 KANA WAY GORMANDALE

X

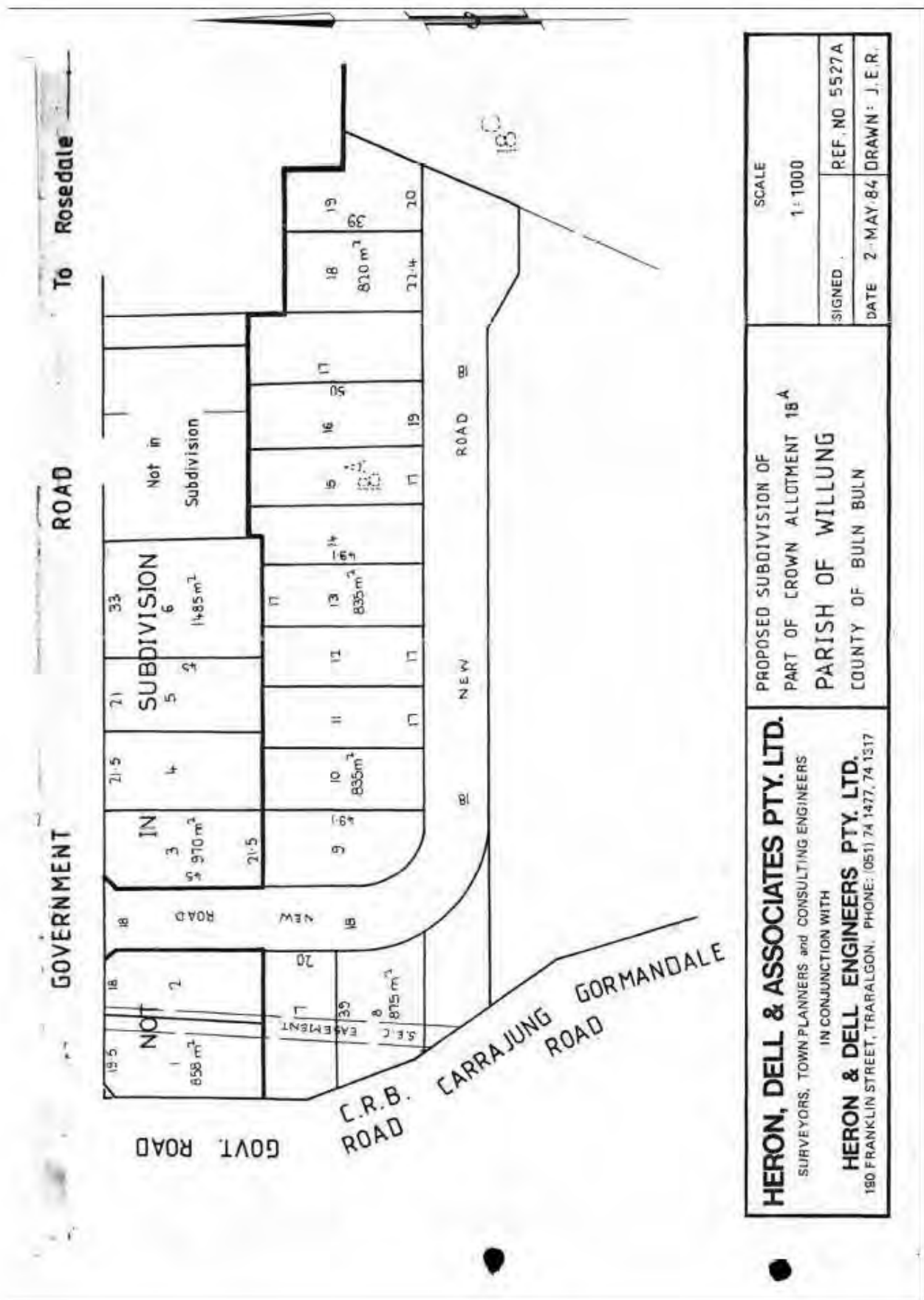
OWNER'S SIGNATURE

DELL OF ROSE

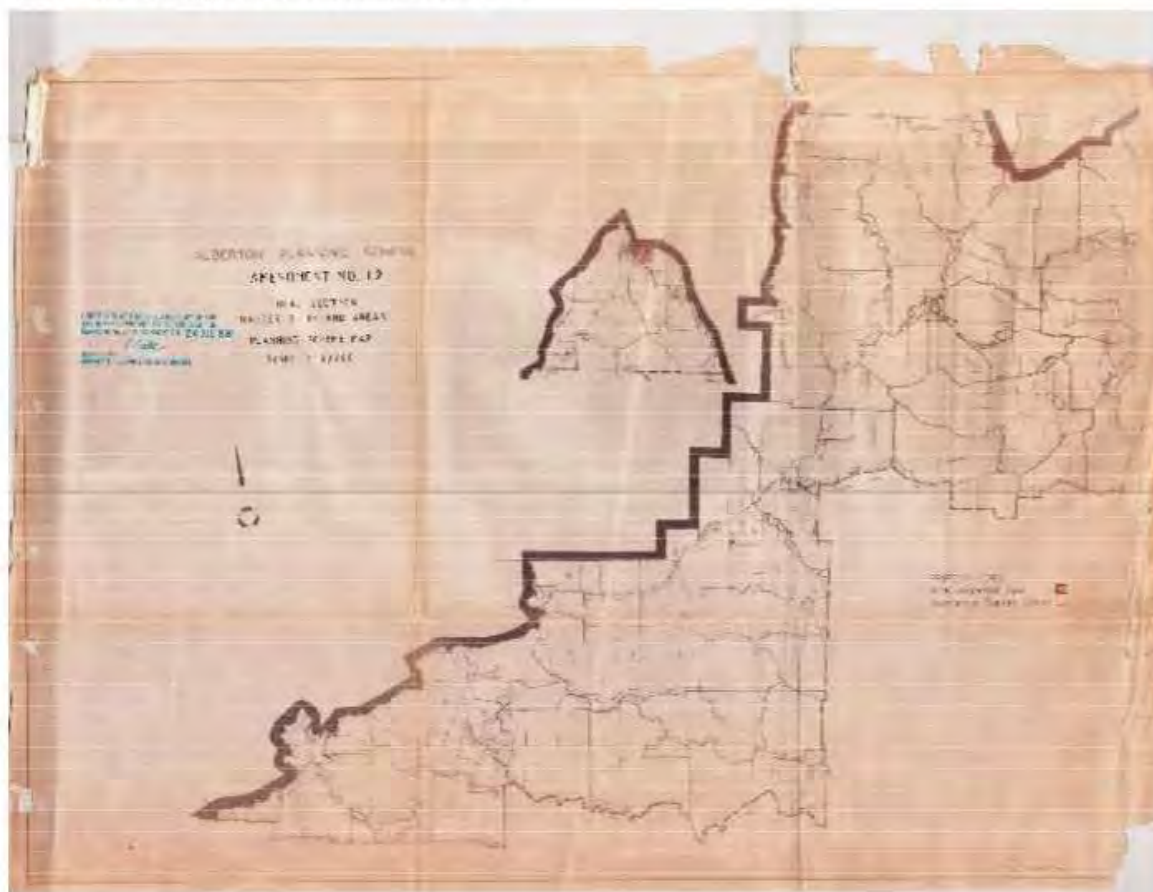
DATE: 26/8/85

THIS FORM SHOULD BE SENT TO
THE SECRETARY
SHIRE OF ALBERTON,
P.O. BOX 1, YARRAM, 3971.
PHONE (051) 82 5100

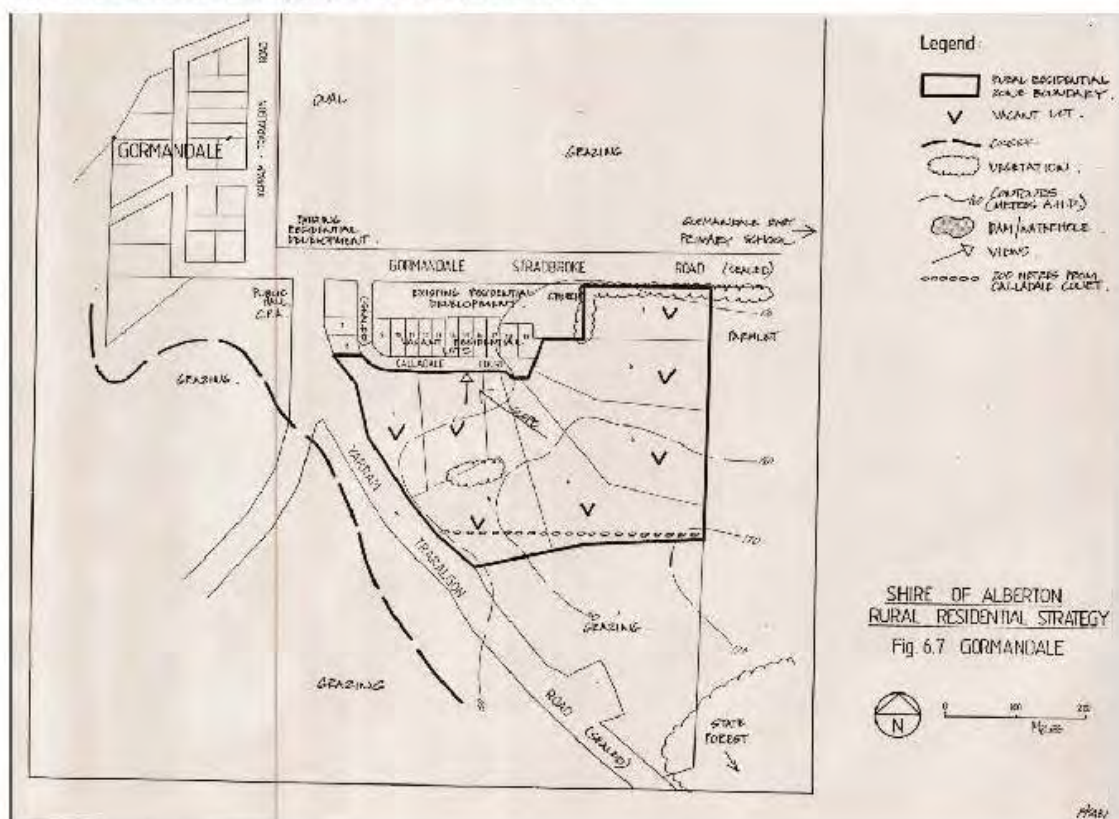
FOR APPEAL PROVISIONS
SEE NOTE 2 ON BACK



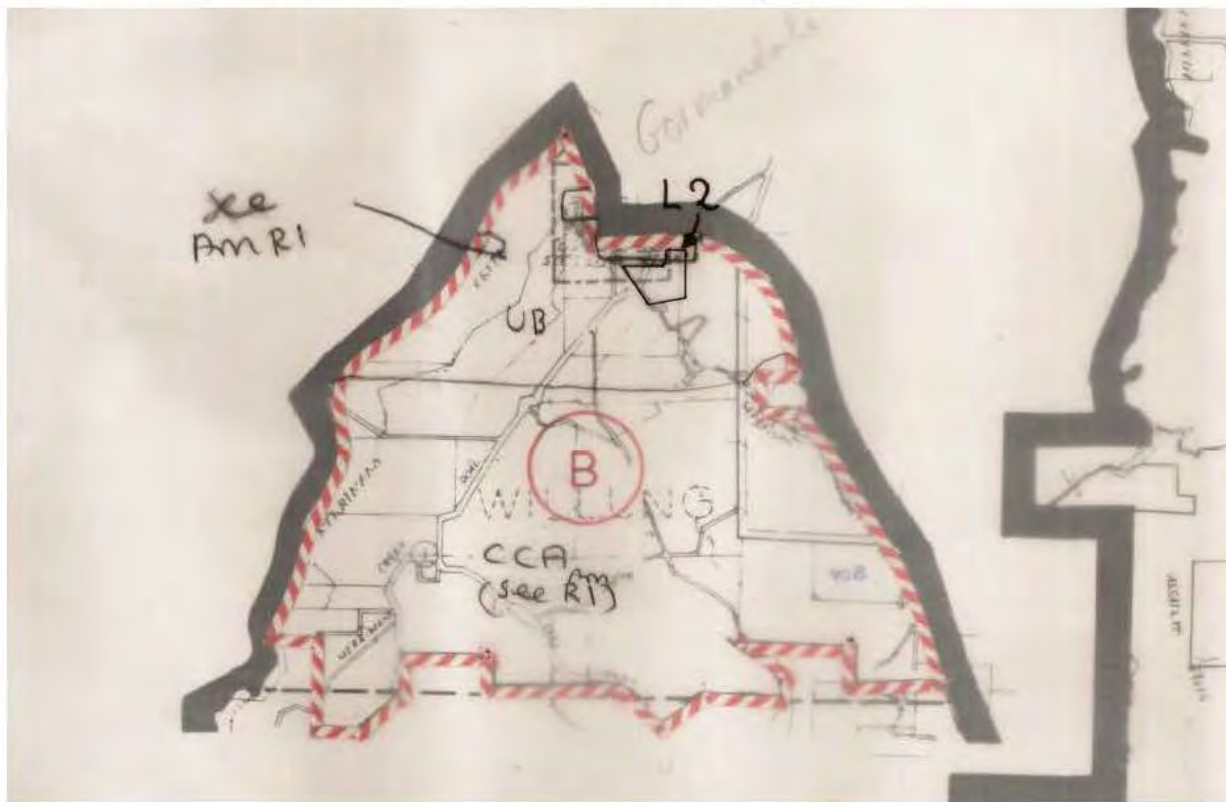
Alberton Planning Scheme Amendment L2



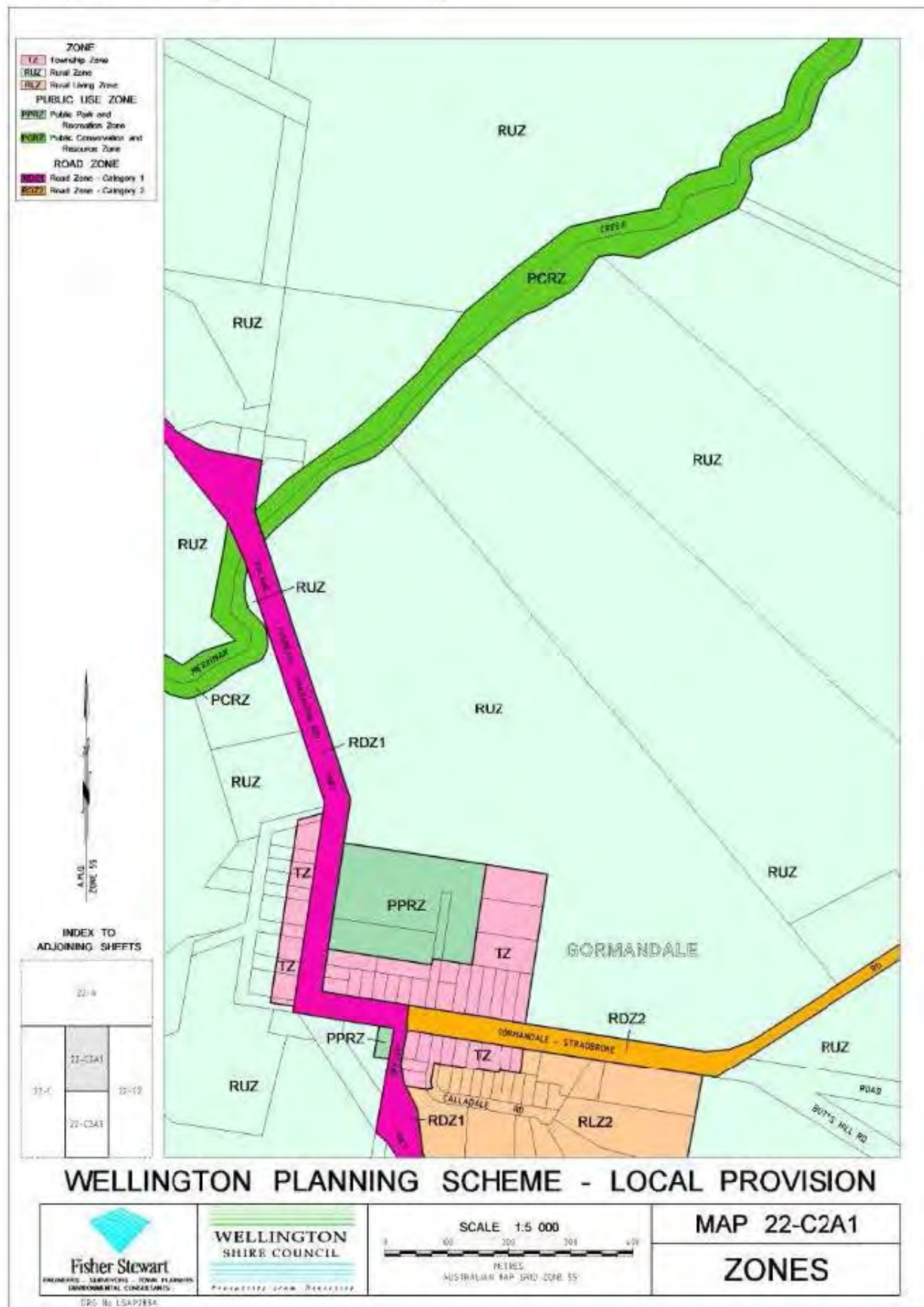
Rural residential strategy, part of Amendment L2



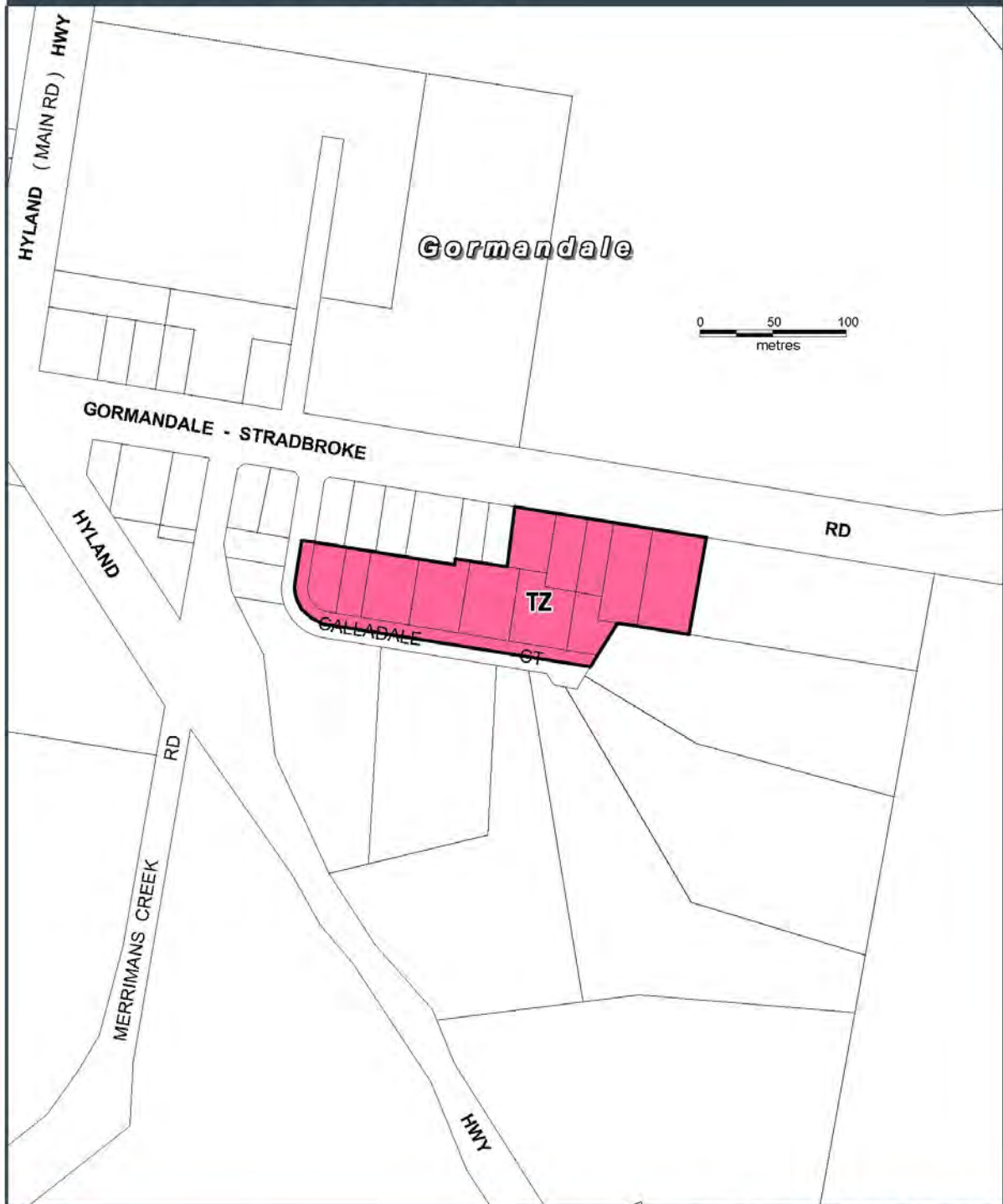
Extend of Amendment L2, rezoning of land to Rural Living Zone



Wellington Planning Scheme 2000 – map



WELLINGTON PLANNING SCHEME



LEGEND

TZ Township Zone

Part of Planning Scheme Map 144

AMENDMENT C80

| Planning Mapping Services |
| Planning Information Services |
| Planning |



Environment,
Land, Water
and Planning
002

Planning and Environment Act 1987

WELLINGTON PLANNING SCHEME

AMENDMENT C80

INSTRUCTION SHEET

The planning authority for this amendment is the Wellington Shire Council.

The Wellington Planning Scheme is amended as follows:

Planning Scheme Maps

The Planning Scheme Maps are amended by a total of 1 attached map sheet.

Zoning Maps

1. Amend Planning Scheme Map No 144 in the manner shown on the attached map marked 'Wellington Planning Scheme, Amendment C80'.

End of document



C4 - REPORT

GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT



C5 - REPORT

GENERAL MANAGER COMMUNITY AND CULTURE

ITEM C5.1**DARGO NEIGHBOURHOOD SAFER PLACE / PLACE OF LAST RESORT**

DIVISION: COMMUNITY & CULTURE
 ACTION OFFICER: COORDINATOR EMERGENCY MANAGEMENT
 DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
	✓	✓		✓	✓	✓		✓	✓

OBJECTIVE

For Council to withdraw consent to designate vacant land at the rear of the Dargo Hotel as the Neighbourhood Safer Place/Place of Last Resort (NSP/PLR) for the township of Dargo.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION*****That:***

- Council withdraw consent to designate vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land as the Neighbourhood Safer Place/Place of Last Resort (NSP/PLR) for the township of Dargo under the Country Fire Authority Act 1958 s 50J (5) in that: the Country Fire Authority has certified (vacant land at the rear of the Dargo Hotel, being Part PC 362248 and Part Crown Land) the place under this section but the council is satisfied on reasonable grounds that it is not appropriate for the place to continue to be a designated neighbourhood safer place.***

BACKGROUND

At its meeting of 5 November 2014, Council resolved to decommission the Dargo Hotel as an NSP/PLR and designate land at the rear of the hotel (vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land) as the new NS/PLR. Council officers subsequently received Phoenix modelling from the Department of Environment, Land, Water and Planning (DELWP) showing that this area may be subject to an unacceptably high level of ember attack during a bushfire. Other NSP/PLR options were investigated however these were deemed unacceptable after County Fire Authority (CFA) assessment and consultation with the community.

OPTIONS

Council has the following options:

- Withdraw consent to designate vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land as the NSP/PLR for the township of Dargo; or
- Request additional information be presented to a future Council meeting.

PROPOSAL

That Council withdraw consent to designate vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land as the NSP/PLR for the township of Dargo under the *Country Fire Authority Act 1958 s 50J (5)* in that: the Country Fire Authority has certified (vacant land at the rear of the Dargo Hotel, being Part PC 362248 and Part Crown Land) the place under this section but the council is satisfied on reasonable grounds that it is not appropriate for the place to continue to be a designated neighbourhood safer place.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

LEGISLATIVE IMPACT

Council is committed to upholding its obligations to identify and designate NSPs as outlined in the *Country Fire Authority Act (1958)*, however Council:

may decommission a Neighbourhood Safer Place if the Authority has certified a place... but ... the council is satisfied on reasonable grounds that it is not appropriate for the place to continue to be a designated neighbourhood safer place.

The Country Fire Authority assessment for a NSP/PLR does not consider the impact of ember attack. DELWP phoenix modelling has demonstrated that the area at the rear of the Hotel area may be subject to an unacceptably high level of ember attack.

COUNCIL PLAN IMPACT

The Council Plan 2013–17 Theme 7 Community Wellbeing states the following strategic objective and related strategy:

Strategic Objective

Enhance health and wellbeing for whole Community.

Strategy 7.2

Engage collaboratively with external partners to ensure a best practice approach to all aspects of emergency management.

This report supports the above Council Plan strategic objective and strategy.

COMMUNITY IMPACT

Council will continue to assist the community to plan for a bushfire emergency in Dargo. CFA advice about planning for bushfires suggests that leaving early is always the safest option, followed by having a well prepared property and plan. The highest risk option is taking shelter when plans have failed including taking shelter at an NSP/PLR.

Council has been working with the community to convey this message to help them prepare for a bushfire and hence reduce potential community impact.

CONSULTATION IMPACT

The Dargo community has been consulted extensively. Most recently in October 2015 when letters were sent to 224 property owners in and around Dargo advising that Council has been unable to find a suitable location for a NSP/PLR in Dargo. Included with each letter was a CFA template to help residents plan for a bushfire event and a CFA booklet "Your Guide to Survival" which gives residents additional information to help with their personal plans.

It is determined that Personal Plans and a Community Emergency Plan (CEP) are the best options for the community's safety in a bushfire. The Dargo Community has commenced community emergency planning to better inform and support their community and tourists in an emergency event.

There have been no submissions or expressions of concern or anxiety over Dargo not having a NSP/PLR.

RISK MANAGEMENT IMPACT

The CFA assessment of vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land was based on the immediate surrounding vegetation which was classified as grassland with minimal trees. The CFA is not required to assess the risk of ember attack in undertaking the fire rating assessment when certifying a NSP/PLR.

Approximate separation distances between the Dargo Township and continuous native vegetation range from 2.5km to 2.9km in a north to southwest arch. The tree species up to a 10km radius of Dargo present a significant risk of ember attack under certain conditions.

Behind the Dargo Hotel is a large gas tank which would also be subject to ember attack. However gas tanks are constructed to be able to withstand fire and vent if subjected to direct flame contact.

Phoenix modelling undertaken by DELWP showed that this area may be subject to an unacceptably high level of ember attack during a bushfire.

It has been determined that Personal Plans and a Community Emergency Plan (CEP) are the best options for the community's safety in a bushfire.

ITEM C5.2**BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP**

DIVISION: COMMUNITY AND CULTURE
 ACTION OFFICER: MANAGER HEALTHY LIFESTYLES
 DATE: 16 FEBRUARY 2016

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓	✓	✓					

OBJECTIVE

For Council to appoint the nominated Briagolong Cricket Club representative to the Briagolong Recreation Reserve Committee of Management, as detailed in the attached confidential report, for the remainder of the 3 year period, ending 18 December 2018.

RECOMMENDATION***That:***

- Council adopt the recommendation contained in the confidential report at Item F1.1 of the Council Meeting Agenda for Briagolong Recreation Reserve Committee of Management Membership; and***
- The information contained in the attached document Item F1.1 Briagolong Recreation Reserve Committee of Management Membership of this Council Meeting Agenda, and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Community and Culture on 29 January 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: (h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2) (b) of the Local Government Act 1989, except that once this recommendation has been adopted the name of the successful member can be made public.***

BACKGROUND

The Briagolong Recreation Reserve Committee of Management is a Special Committee of Council under Section 86 of the *Local Government Act 1989* and operates within the provisions of a Council approved Instrument of Delegation.

The objectives of the Special Committee are:

- To manage, operate and maintain the Briagolong Recreation Reserve for the community in an efficient, effective and practical manner.
- To undertake activities designed to protect, promote, utilise and develop the Briagolong Recreation Reserve for the use and enjoyment of the local community.

The Committee operates under a Terms of Reference which provide for the Council appointment of a minimum of 5 members for a 3 year term from 19 December 2015 to 18 December 2018. Committee membership is as follows:

- One Councillor
- Two Representatives from Briagolong Junior Football Netball Club
- Two Representatives from Briagolong Tennis Club
- Two Representatives from Boisdale-Briagolong Cricket Club
- Two Representatives from Briagolong & District Pony Club
- Four Representatives of the community of Briagolong. Expressions of interest shall be sought embracing an agreed range of skills and experience appropriate to the functioning of a public recreation reserve

OPTIONS

Council has the following options:

1. To appoint the nominated Briagolong Cricket Club representative to the Briagolong Recreation Reserve Committee of Management, as detailed in the attached confidential report, for the remainder of the 3 year period, ending 18 December 2018; or
2. Seek further information to be considered at a future Council meeting.

PROPOSAL

That Council appoint the nominated Briagolong Cricket Club representative to the Briagolong Recreation Reserve Committee of Management, as detailed in the attached confidential report, for the remainder of the 3 year period, ending 18 December 2018.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

LEGISLATIVE IMPACT

This report is in accordance with Section 91(4) of the *Local Government Act 1989*.

COUNCIL POLICY IMPACT

This report is in accordance with Council Policy 5.3.2 which establishes a framework for the guidance of Council in relation to the roles and responsibilities of Committees.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 4 Infrastructure states the following strategic objective and related strategy:

Strategic Objectives

Asset and infrastructure that meet current and future community needs.

Strategy 4.2

Ensure assets are managed, maintained and renewed to meet service needs



D. URGENT BUSINESS



E. FURTHER GALLERY AND CHAT ROOM COMMENTS



F. CONFIDENTIAL ATTACHMENT/S

F. CONFIDENTIAL ATTACHMENT/S

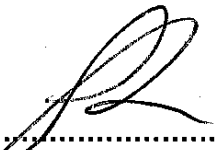
**ITEM F1.1 BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT
MEMBERSHIP
(REFER TO ITEM C5.2 OF THIS AGENDA)**



**ORDINARY COUNCIL MEETING
16 FEBRUARY 2016**

On this 29 January 2016, in accordance with Section 77 Clause (2)(c) of the *Local Government Act 1989*, I, Glenys Butler (Delegate) declare that the information contained in the attached document **BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP** is confidential because it relates to the following grounds under Section 89(2) of the *Local Government Act 1989*:

(h) any other matter which the Council or special committee considers would prejudice the Council or any person


.....

General Manager Community and Culture (Delegate)



G. IN CLOSED SESSION

G. IN CLOSED SESSION

COUNCILLOR

That the meeting be closed to the public pursuant to Section 89(2) of the Local Government Act 1989 to consider:

- a) personnel matters*
- b) the personal hardship of any resident or ratepayer*
- c) industrial matters*
- d) contractual matters*
- e) proposed developments*
- f) legal advice*
- g) matters affecting the security of Council property*
- h) any other matter which the Council or special committee considers would prejudice the Council or any person*

IN CLOSED SESSION

COUNCILLOR

That:

That:

That Council move into open session and ratify the decision made in closed session.