



## SHIRE OF BEVERLEY NOTICE OF MEETING

Dear Councillor,

Notice is hereby given that the next Ordinary Meeting of Council will be held in the Council Chambers, 136 Vincent Street Beverley, on Tuesday 25 October 2022.

### Program

3.00pm – 5.00pm                      Ordinary Meeting

A handwritten signature in black ink, appearing to read "S. Gollan", written over a horizontal line.

Stephen Gollan  
Chief Executive Officer

21 October 2022

### **DISCLAIMER**

*The recommendations contained in the Agenda are subject to confirmation by Council. The Shire of Beverley warns that anyone who has any application lodged with Council must obtain and should only rely on written confirmation of the outcomes of the application following the Council meeting, and any conditions attaching to the decision made by the Council in respect of the application. No responsibility whatsoever is implied or accepted by the Shire of Beverley for any act, omission or statement or intimation occurring during a Council meeting.*



**25 October 2022**

**ORDINARY MEETING**

**AGENDA**

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## **1. OPENING**

The Presiding Member to declare the meeting open.

The Shire of Beverley acknowledge the Traditional Owners of the land on which we meet, the Ballardong People. We pay our respects to Elders past and present.

## **2. ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE**

### **2.1 Members**

Cr DC White	Shire President
Cr CJ Lawlor	Deputy President
Cr DW Davis	
Cr PJ Gogol	
Cr SW Martin	
Cr JR Maxwell	
Cr MH Norman	
Cr AFC Sattler	
Cr TWT Seed	

### **2.2 Staff**

Mr SP Gollan	Chief Executive Officer
Mr SK Marshall	Deputy Chief Executive Officer
Mr SP Vincent	Manager of Works
Mr BS de Beer	Manager of Planning and Development Services
Mrs A Lewis	Executive Assistant

### **2.3 Observers And Visitors**

### **2.4 Apologies and Approved Leave of Absence**

### **2.5 Applications for Leave of Absence**

## **3. DECLARATIONS OF INTEREST**

## **4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

## **5. PUBLIC QUESTION TIME**

## **6. CONDOLENCES**

The Shire of Beverley flew the flag at half-mast, as a mark of respect to:

TOWNSEND	Jillian Elizabeth	4 October 2022
HILL	John Phillip	17 October 2022

## **7. CONFIRMATION OF MINUTES**

### **7.1 Minutes of The Ordinary Council Meeting Held 27 September 2022**

#### **OFFICER'S RECOMMENDATION**

That the Minutes of the Ordinary Council Meeting held Tuesday 27 September 2022 be confirmed.

## **7.2 Minutes of The Audit Committee Meeting To Be Held 25 October 2022**

### **OFFICER'S RECOMMENDATION**

That the Minutes of the Audit and Risk Committee Meeting held 25 October 2022 be received.

Minutes to be distributed at Council Meeting.

**8. TECHNICAL SERVICES**

Nil



## **9. PLANNING SERVICES**

### **9.1 Development Application – Proposed Telecommunications Infrastructure – Lot 18532 on DP84785 Yenying Lakes Road**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>13 October 2022</b>
<b>Applicant:</b>	<b>CRISP Wireless, Landowner: CM Blechynden</b>
<b>File Reference:</b>	<b>YEN 383</b>
<b>Author and Position:</b>	<b>Stefan de Beer, Manager of Planning</b>
<b>Previously Before Council:</b>	<b>N/A</b>
<b>Disclosure(s) Of Interest:</b>	<b>None</b>
<b>Attachments:</b>	<b>Application Documents Commercial in Confidence</b>

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#### **SUMMARY**

An application has been received to develop Telecommunications Infrastructure (a 30m tower and ancillary infrastructure) at lot 18532 on DP84785 Yenying Lakes Road, Beverley. It will be recommended the application be approved.

#### **BACKGROUND**

##### **The proposal**

CRISP Wireless Pty Ltd proposes to establish a telecommunications facility in order to extend their fixed wireless broadband footprint in the Wheatbelt. The Infrastructure proposed will consist of:

- a 30m high steel tower
- a combination of Dual Pole Parabolic Antennas and Sector Antennas
- a sea container housing the communications equipment
- solar panels to power the system on the roof of the sea container

The entire footprint of the proposed development will be approx. 400m<sup>2</sup>.

##### **The Subject Land**

The subject land is located within the Rural Zone pursuant to the Shire of Beverley Local Planning Scheme No. 3 (LPS3) is 255.6 hectares in extent and is vacant.

#### **COMMENT**

In assessing this application Council should consider, amongst others, the following matters:

##### ***The Shire of Beverley Local Planning Scheme No. 3:***

The subject site is located within the *Rural Zone*. The proposed *Telecommunication Infrastructure* is a 'D' use in this Zone pursuant to LPS3, which means that the use is not permitted unless the local government has exercised its discretion by granting development approval.

As submitted by the applicant in the application documentation, Shire Planner concurs that the proposal would not negatively affect the continuation of broad acre farming activities on the subject land.

Given the substantial proposed setbacks it is considered that the facility would not detrimentally impact upon the landscape or character of the rural area.

### ***Shire of Beverley Local Planning Strategy***

The proposal is deemed to be in pace with the directives of the Local Planning Strategy, where Council's actions are to "*work with the State Government, Commonwealth Government and telecommunication providers to improve internet speeds and the mobile telephone service*".

### ***State Planning Policy No. 5.2 (SPP 5.2) – Telecommunications Infrastructure, and Guidelines for the Location, Siting and Design of Telecommunications Infrastructure***

The proposal is deemed to be in pace with the directives of SPP 5.2:

*Adequate and reliable telecommunications are essential for all aspects of contemporary community life, from supporting the State's economy to creating and maintaining connected and cohesive social networks. Contact between emergency services and the community increasingly relies on the telecommunications networks.*

### **CONCLUSION**

The proposal will be recommended for approval on the grounds of the following:

- The proposal is deemed to be consistent with the relevant State Planning Policies, the Shire of Beverley Local Planning Strategy and the Shire of Beverley Local Planning Scheme No. 3;
- The proposed telecommunications infrastructure facility will benefit the immediate wider area by the provision of an improved telecommunication broadband wireless services.

### **CONSULTATION**

Consultation was not considered to be required.

### **STATUTORY ENVIRONMENT**

The application may be approved under the Shire of Beverley's Local Planning Scheme No. 3.

### **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

### **RISK IMPLICATIONS**

It is considered that the proposal has insignificant risks.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Simple majority required.

## OFFICER'S RECOMMENDATION

That Council resolve to grant planning approval for a Telecommunications Facility at Lot 18532 on DP 84785 Yenyening Lakes Road, Beverley subject to the following conditions and advice notes:

### Conditions:

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.
2. A low intensity steady red hazard/warning obstacle light shall be fitted to the tower to the satisfaction of the Civil Aviation Safety Authority (CASA) and the Shire of Beverley.

### Advice Notes:

- Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
- Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 3: The applicant is advised a building permit is required prior to commencement of any building works.
- Note 4: The applicant is advised to inform *Airservices Australia* of the communications tower installation so the location of the tower can be mapped for the information of pilots.
- Note 5: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the Planning and Development Act 2005 Part 14. An application must be made within 28 days of the determination.

Attachment 9.1 – Maps



Figure 2: Map of Bushfire Prone Area (Source: Landgate SLIP)



## **9.2 Development Application – Proposed Telecommunications Infrastructure – Lot 9604 on DP124607 Morbinning Road, Beverley**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>13 October 2022</b>
<b>Applicant:</b>	<b>CRISP Wireless, Landowner: Garthowan Pty Ltd</b>
<b>File Reference:</b>	<b>MOR149</b>
<b>Author and Position:</b>	<b>Stefan de Beer, Manager of Planning</b>
<b>Previously Before Council:</b>	<b>N/A</b>
<b>Disclosure(s) Of Interest:</b>	<b>None</b>
<b>Attachments:</b>	<b>Application Documents Commercial in Confidence</b>

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### **SUMMARY**

An application has been received to develop Telecommunications Infrastructure (a 30m tower and ancillary infrastructure) at lot 9604 on DP124607 Morbinning Road, Beverley. It will be recommended the application be approved.

### **BACKGROUND**

#### **The proposal**

CRISP Wireless Pty Ltd proposes to establish a telecommunications facility in order to extend their fixed wireless broadband footprint in the Wheatbelt. The Infrastructure proposed will consist of:

- a 30m high steel tower
- a combination of Dual Pole Parabolic Antennas and Sector Antennas
- a sea container housing the communications equipment
- solar panels to power the system on the roof of the sea container

The entire footprint of the proposed development will be approx. 400m<sup>2</sup>.

#### **The Subject Land**

The subject land is located within the Rural Zone pursuant to the Shire of Beverley Local Planning Scheme No. 3 (LPS3) is 61.2 hectares in extent and is vacant.

### **COMMENT**

In assessing this application Council should consider, amongst others, the following matters:

#### ***The Shire of Beverley Local Planning Scheme No. 3:***

The subject site is located within the *Rural Zone*. The proposed *Telecommunication Infrastructure* is a 'D' use in this Zone pursuant to LPS3, which means that the use is not permitted unless the local government has exercised its discretion by granting development approval.

As submitted by the applicant in the application documentation, Shire Planner concurs that the proposal would not negatively affect the continuation of broad acre farming activities on the subject land.

Given the substantial proposed setbacks it is considered that the facility would not detrimentally impact upon the landscape or character of the rural area.

### **Shire of Beverley Local Planning Strategy**

The proposal is deemed to be in pace with the directives of the Local Planning Strategy, where Council's actions are to "work with the State Government, Commonwealth Government and telecommunication providers to improve internet speeds and the mobile telephone service".

### **State Planning Policy No. 5.2 (SPP 5.2) – Telecommunications Infrastructure, and Guidelines for the Location, Siting and Design of Telecommunications Infrastructure**

The proposal is deemed to be in pace with the directives of SPP 5.2:

*Adequate and reliable telecommunications are essential for all aspects of contemporary community life, from supporting the State's economy to creating and maintaining connected and cohesive social networks. Contact between emergency services and the community increasingly relies on the telecommunications networks.*

### **CONCLUSION**

The proposal will be recommended for approval on the grounds of the following:

- The proposal is deemed to be consistent with the relevant State Planning Policies, the Shire of Beverley Local Planning Strategy and the Shire of Beverley Local Planning Scheme No. 3;
- The proposed telecommunications infrastructure facility will benefit the immediate wider area by the provision of an improved telecommunication broadband wireless services.

### **CONSULTATION**

Consultation was not considered to be required.

### **STATUTORY ENVIRONMENT**

The application may be approved under the Shire of Beverley's Local Planning Scheme No. 3.

### **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

## RISK IMPLICATIONS

It is considered that the proposal has insignificant risks.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
Likelihood					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Simple majority required.

## OFFICER'S RECOMMENDATION

That Council resolve to grant planning approval for a Telecommunications Facility at Lot 9604 on DP 124607 Morbinning Road, Beverley subject to the following conditions and advice notes:

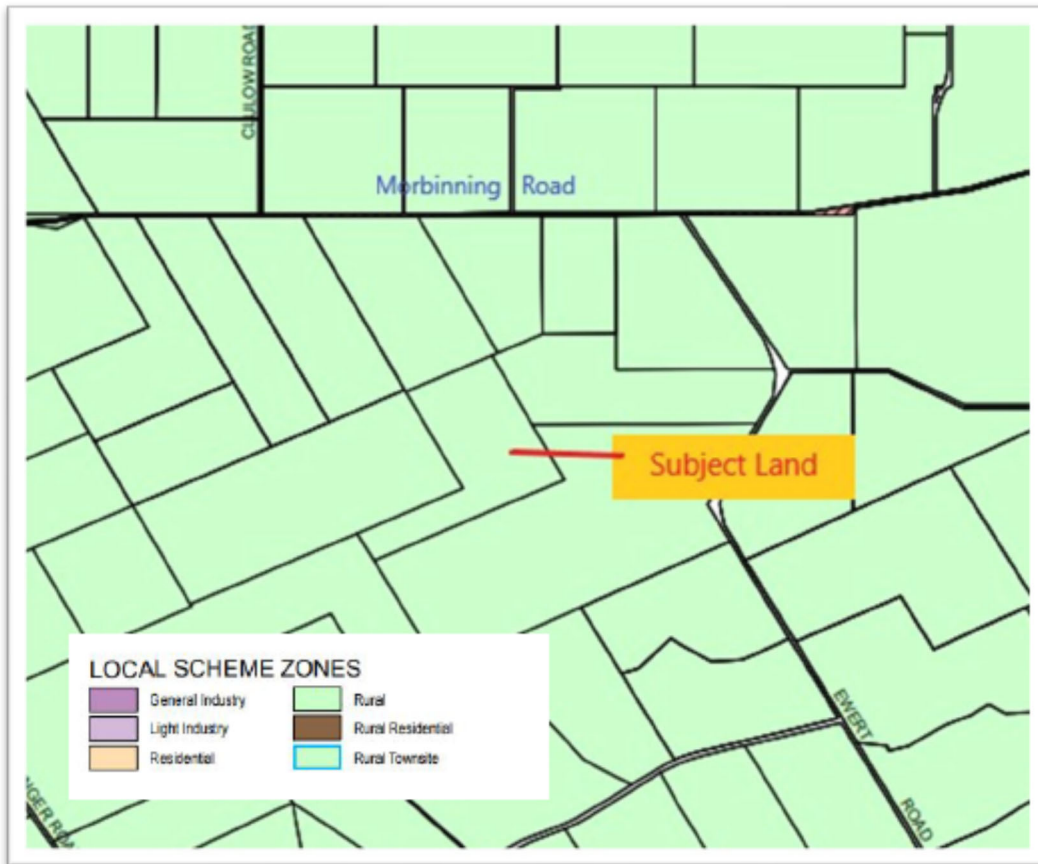
### Conditions:

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.
2. A low intensity steady red hazard/warning obstacle light shall be fitted to the tower to the satisfaction of the Civil Aviation Safety Authority (CASA) and the Shire of Beverley.

### Advice Notes:

- Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
- Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 3: The applicant is advised a building permit is required prior to commencement of any building works.
- Note 4: The applicant is advised to inform *Airservices Australia* of the communications tower installation so the location of the tower can be mapped for the information of pilots.
- Note 5: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the Planning and Development Act 2005 Part 14. An application must be made within 28 days of the determination.

Attachment – Maps





### **9.3 Beverley Soaring Society – Proposed Extension of Lease Area - Reserve 32745 (Lot 29705), Bremner Road, Beverley Airfield**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>DAY MONTH 2022</b>
<b>Applicant:</b>	<b>Persons Name</b>
<b>File Reference:</b>	<b>ADM</b>
<b>Author and Position:</b>	<b>Your Name, Your title</b>
<b>Previously Before Council:</b>	<b>Date if it has been before Council or Committee</b>
<b>Disclosure(s) Of Interest:</b>	<b>This is your disclosure as the author</b>
<b>Attachments:</b>	<b>List attachments here</b>

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#### **SUMMARY**

A request has been received from the Beverley Soaring Society (BSS) for the proposed extension of the airfield lease area. The application will be recommended for approval.

#### **BACKGROUND**

The Shire has received a proposal to extend the lease area of the Beverley Soaring Society. Please see email quoted below received from BSS President, Paul Croft:

*Further to your recent discussions with our Immediate Past President, Geoff Overheu, we wish to seek Council Approval to build additional hangars to the north of the set of three hangars that are currently nearing completion.*

*The shed style of the current hangars, which each hold two gliders and can be removed through doorways at either end of the hangar, has proved to be the most attractive and cost efficient layout and structure.*

*Our efforts to insist on a common design have provided us with an excellent "Entry Statement" to those arriving at the airfield and driving towards our Clubrooms.*

*We have, however, now simply run out of room to build new hangars to the north of our Clubrooms and to the south the area is taken up by existing older style "Tee hangars" and three other shed style hangars.*

*When we signed our Lease in 2013, we were under the impression that the area of covered by our Lease was as shown in the attached Plan 16228-003 which is dated 6 February 2013. The Lease was Executed on 5th August 2013 and signed by both parties on 30th October 2013.*

*It was only during recent lodging of the Building Applications for the three new hangars that we were made aware that the northern extremity of the Lease was actually located immediately to the north of the northern most new hangar.*

*To allow for limited future expansion, we now seek Council Approval to build hangars to the north of the existing hangars on the area shown on the Plan 16228-003. We would, of course, leave 100 m of the area, where our neighbour accesses his paddock to the west of the airfield, clear at all times. There are very*

*few trees in that area, perhaps only two or three bushes, and the area is free from utilities. The underground water main is on the east side of the roadway and the power mains are well to the west. The hangars will be the required traditional eucalyptus green color to avoid any glare or reflection and will blend in with the existing hangars.*

*We have an immediate need for two or three new identical shed type hangars to the north. That would provide hangarage for six new gliders, which we believe would be close to the maximum fleet that we could accommodate, given the restrictions of the number of towplanes that we have and the number of caravans that we are allowed to locate on our Leased area and that we have adequate space for. The Club is very close to turning new members away as we approach the maximum of 100 Flying Members which we believe is our practical limit.*

*We look forward to gaining Council Approval to build on the area to the north, as outlined above.*

Aerial Photography is attached to this report showing the existing lease area and the proposed lease area.

## **COMMENT**

The proposal is regarded as conforming with the intent of the broader established land use and it is considered to add further value to the club activities.

It is the opinion of planner that the proposal will enhance an activity that promotes a positive image of Beverley to the wider community.

## **STATUTORY ENVIRONMENT**

Shire of Beverley Local Planning Scheme No. 3.

## **CONSULTATION**

Not required or who was consulted

## **FINANCIAL IMPLICATIONS**

There are no Financial Implications relative to this issue.

## **STRATEGIC IMPLICATIONS**

There are no Strategic Plan Implications relative to this issue.

## **POLICY IMPLICATIONS**

There are no Policy Implications relative to this issue.

## **RISK IMPLICATIONS**

It is considered that the proposal has insignificant risks.

<b>Consequence</b>	<b>Insignificant</b>	<b>Minor</b>	<b>Moderate</b>	<b>Major</b>	<b>Catastrophic</b>
<b>Likelihood</b>					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

<b>Risk Rating</b>	<b>Action</b>
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## **VOTING REQUIREMENTS**

Simple Majority

## **OFFICER'S RECOMMENDATION**

That Council grant approval for the extension to the Beverley Soaring Society Lease area on Reserve 32745 (Lot 29705), Bremner Road, Beverley, and amend the Lease Agreement accordingly with an amended Lease Area Diagram, the exact extent to be based on the submitted aerial photo.

Attachment 9.3 – Existing Lease Area





### Attachment 9.3 – Proposed Extended Lease Area



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#### **9.4 Development Application – Outbuilding (Storage Shed) – 6 (Lot 63) Forrest Street**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>19 October 2022</b>
<b>Applicant:</b>	<b>Dean Charles Jacka</b>
<b>File Reference:</b>	<b>FOR 561</b>
<b>Author and Position:</b>	<b>Stefan de Beer, Manager of Planning</b>
<b>Previously Before Council:</b>	<b>No</b>
<b>Disclosure(s) Of Interest:</b>	<b>None</b>
<b>Attachments:</b>	<b>Locality Map, Site Plan, Shed Drawings, Justification Letter</b>

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#### **SUMMARY**

An application has been received to construct a Colorbond Outbuilding (Storage Shed) at 6 (Lot 63) Forrest Street. The application will be recommended for approval.

#### **BACKGROUND**

The subject site is located at 6 (Lot 63) Forrest Street, is 1,214 m<sup>2</sup> in extent and zoned Residential R10/25 in terms of the Shire of Beverley Local Planning Scheme No. 3 (LPS 3). It contains a single house and garden sheds.

The proposal is to construct a new Colorbond Outbuilding (Storage Shed) in extent 92 m<sup>2</sup> (Enclosed Shed of 70 m<sup>2</sup> and lean-to of 22 m<sup>2</sup>).

The proposal for the storage shed requires departure from the Shire's Outbuilding Policy on the following matter:

- In terms of the Outbuilding Policy, the maximum total area of an Outbuilding in the Residential R10/25 Zone is 75 m<sup>2</sup>, whereas the proposed total area will be approx. 92 m<sup>2</sup>.

The applicant submitted justification, attached to this report. It is the intention to remove the existing garden sheds with commencement of construction of the new Outbuilding.

#### **COMMENT**

When considering the proposed departure beyond the parameters as set by the Outbuilding Policy, Shire planner is of the opinion that the following aspects of the development should be taken into consideration:

The specific siting of the Outbuilding on the property;  
The general character of the immediate area;  
The proposed use of the Outbuilding;  
The size of the subject property.

It is the opinion that the proposed siting of the Outbuilding at the subject property is such that it will not have any negative visual impact on the surrounding area.

The positioning of the new Outbuilding will be such that it will be effectively screened by the Single House from the street. It is considered that the proposed development will be in pace with the character of the area.

It is also considered a better planning outcome to have sufficient under-roof storage available on a property as opposed to storage of items outside which could potentially negatively affect the visual amenity of an area.

Given the above site specific considerations and the size of the property it is not anticipated that the granting of Planning Approval for this application will create an undesirable precedent.

The proposal complies with other aspects of the Outbuilding Policy and the Residential Design Codes.

### FINANCIAL IMPLICATIONS

There are no Financial Implications relative to this issue.

### STRATEGIC IMPLICATIONS

There are no Strategic Plan Implications relative to this issue.

### POLICY IMPLICATIONS

There are no Policy Implications relative to this issue.

### RISK IMPLICATIONS

It is considered that the proposal has insignificant risks.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

### VOTING REQUIREMENTS

Simple Majority

### **OFFICER'S RECOMMENDATION**

That Council grant Planning Approval for an Outbuilding (Storage Shed) at 6 (Lot 63) Forrest Street, Beverley, subject to the following conditions and advice notes: -

#### **Conditions:**

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.
2. The outbuilding shall not be used for human habitation, commercial or industrial purposes.

#### **Advice Notes:**

- Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
- Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 3: The applicant is advised a building permit is required prior to commencement of any building works.
- Note 4: If the Outbuilding is to be used for the collection of rainwater for human consumption, all cladding and other material associated with water collection shall comply with Australian Standard 4020 (Products for use in contact with drinking water).
- Note 5: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the Planning and Development Act 2005 Part 14. An application must be made within 28 days of the determination.



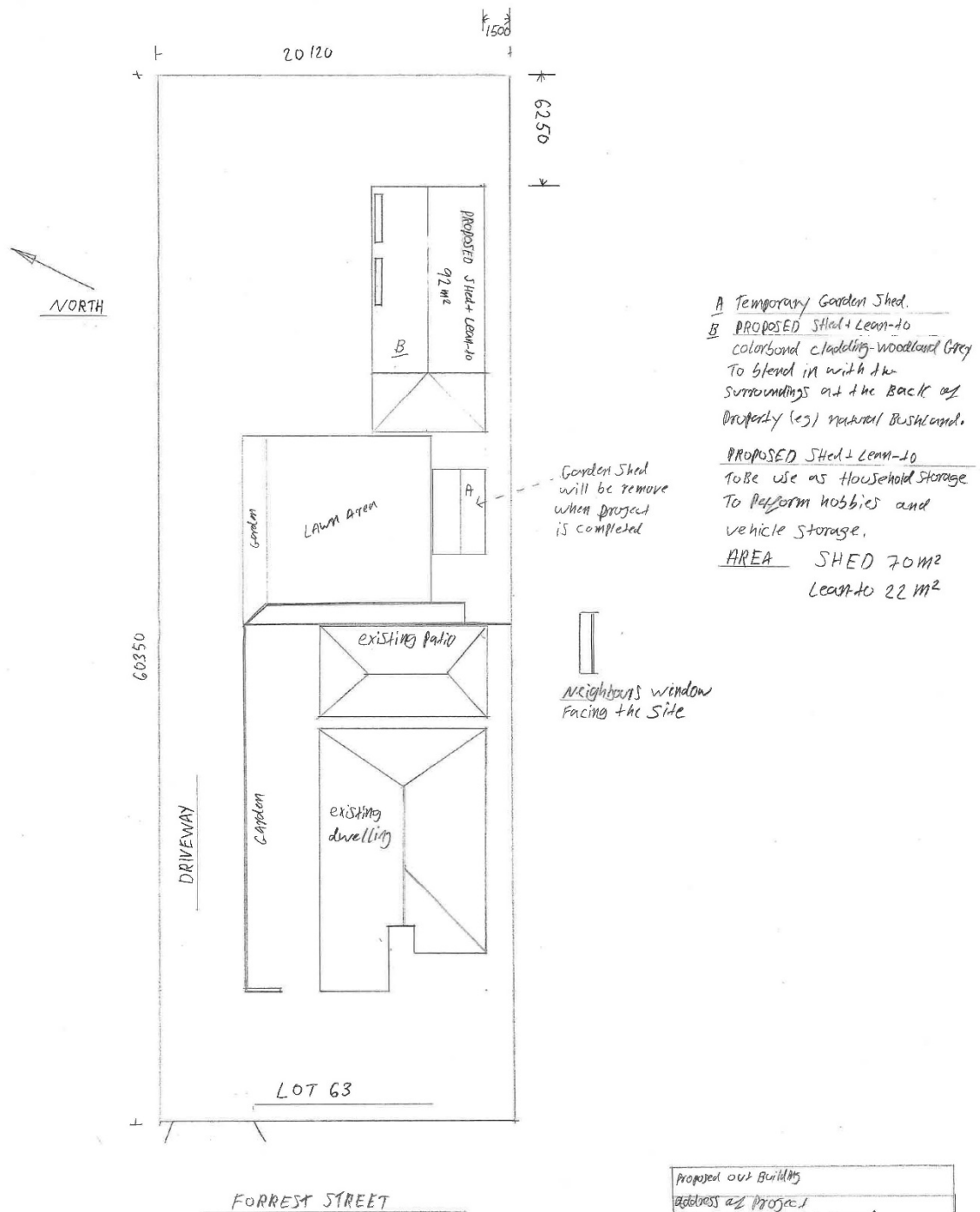
Attachment 9.4

6 (LOT 63) FORREST STREET



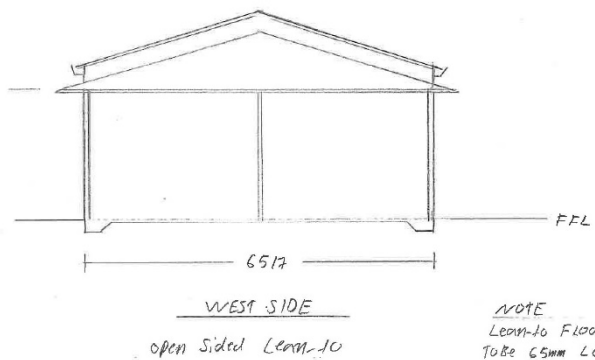
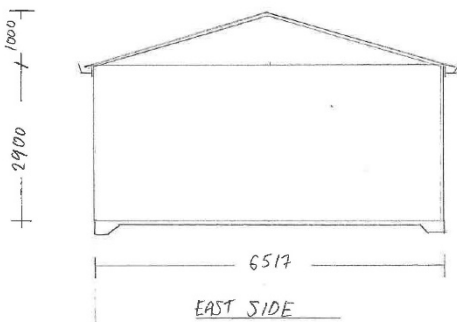
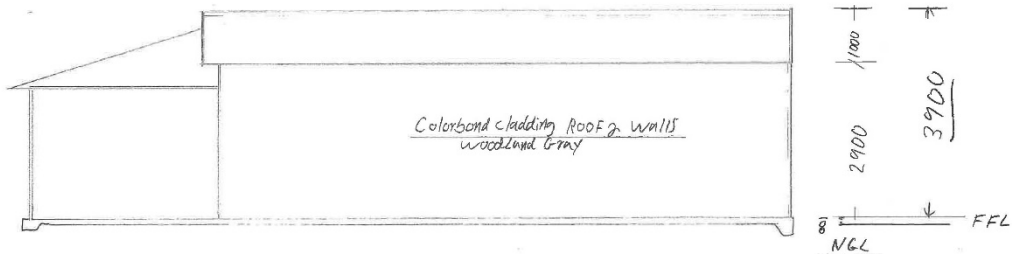
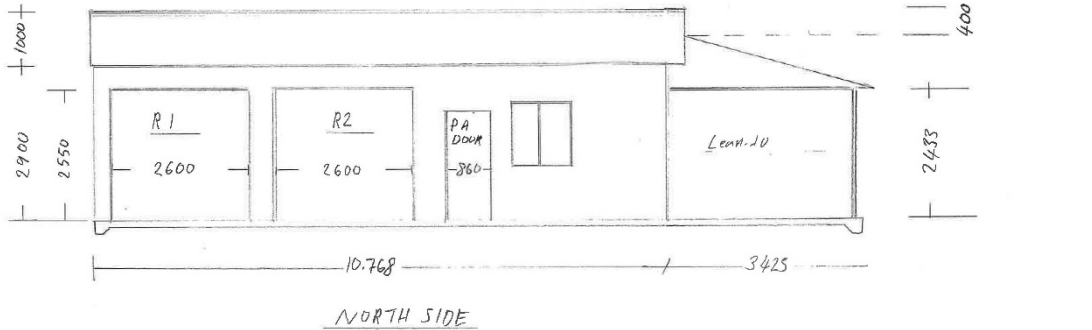
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Please refer to original documentation for all legal purposes.

Attachment 9.4



Proposed out Buildings	
address as Project 6 Forrest St Bevale, WA	
Date 12/10/22	Page 1 of 2
Scale: 1:200	
DRAWN by Dean Jacka	

Attachment 9.4



Proposed and Buildings	
address and Project 6 Forrest St Beverly WA	
Date 12/10/22	Page 2 of 2
Scale: 1:75	
DRAWN by Denn Sacka	

Attachment 9.4

Application for outbuilding, 6 Forrest St Beverley

I am aware that it is over a limit of 75 square meters. bare in mind that this shed is only 70 square meters with a lean-to that is only 22 square meters and how the lean-to is design the roof line is a lower profile that will have less impact to the surrounding area.

At the end of the outbuilding installation all the temporary garden sheds will be removed.

## **10. BUILDING SERVICES & ENVIRONMENTAL HEALTH SERVICES**

Nil

## **11. FINANCE**

### **11.1 Monthly Financial Report**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>18 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>N/A</b>
<b>Author and Position:</b>	<b>S.K. Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>N/A</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>September 2022 Financial Reports</b>

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#### **SUMMARY**

Council to consider accepting the financial report for the period ending 30 September 2022.

#### **BACKGROUND**

There is a statutory requirement that the Local Government is to prepare, each month, a statement of financial activity reporting on sources and applications of its funds and to present the statement to Council.

Council adopted a budget variance reporting parameter of 10% on budgeted items of \$10,000 or greater at the July 2022 Ordinary Meeting, item 11.3.

#### **COMMENT**

The monthly financial reports for the period ending 30 September 2022 have been provided and include:

- Financial Activity Statement by Nature;
- Statement of Net Current Assets;
- Statement of Financial Position; and
- Investment of Surplus Funds Report.

#### **STATUTORY ENVIRONMENT**

Section 6.4(1) of the *Local Government Act* provides that a local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.

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

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

The Statement is to be accompanied by:

- (a) explanation of the composition of net current assets, less committed assets and restricted assets;

- (b) explanation of the material variances; and
- (c) such other information considered relevant by the local government.

**FINANCIAL IMPLICATIONS**

All revenue and expenditure, unless disclosed in the notes to material variances, are as per the 2022/23 Budget.

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

AF004 – Investing Surplus Funds

**RISK IMPLICATIONS**

It is a requirement of the *Local Government (Financial Management) Regulations 1996* that a Statement of Financial Activity is prepared within two months of the end of the reporting period. This report mitigates the risk of non-compliance.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER’S RECOMMENDATION**

That the monthly financial report for the month of September 2022 be accepted and material variances be noted.

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY BY NATURE  
FOR THE PERIOD ENDING  
30 September 2022**

Description	Budget 2022/23	YTD Budget 2022/23	YTD Actual 2022/23	YTD Variance	Notes To Material Variances
<b>Operating Revenue</b>					
Rates	3,087,781.00	3,086,281.00	3,090,546.18	4,265.18	
Operating Grants, Subsidies and Contributions	971,715.00	198,254.00	267,708.81	69,454.81	LGGC Financial Assistance and Road Grants \$59,580 and Doctor Hire Vehicle reimbursement \$5,000 higher than anticipated.
Profit On Asset Disposal	62,000.00	0.00	0.00	0.00	
Service Charges	0.00	0.00	0.00	0.00	
Fees & Charges	714,764.00	342,651.00	343,006.06	355.06	
Interest Earnings	74,687.00	19,122.00	16,888.80	(2,233.20)	
Other Revenue	424,882.00	103,936.00	19,288.98	(84,647.02)	PWOH & POC allocation timing versus expenditure.
Non-Operating Grants, Subsidies and Contributions	2,030,994.00	316,733.00	323,548.55	6,815.55	
<b>Total Operating Revenue</b>	<b>7,366,823.00</b>	<b>4,066,977.00</b>	<b>4,060,987.38</b>	<b>(5,989.62)</b>	
<b>Operating Expenditure</b>					
Employee Costs	(2,387,077.00)	(587,444.00)	(586,483.72)	960.28	
Materials & Contracts	(2,297,228.00)	(395,700.00)	(386,412.81)	9,287.19	
Utilities	(198,572.00)	(44,100.00)	(51,868.09)	(7,768.09)	
Depreciation On Non-Current Assets	(2,400,096.00)	(600,000.00)	(594,290.72)	5,709.28	
Interest Expenses	(86,323.00)	(7,811.00)	(5,217.80)	2,593.20	
Insurance Expenses	(236,285.00)	(115,772.00)	(112,874.86)	2,897.14	
Other Expenditure	(83,975.00)	(12,997.00)	(18,299.50)	(5,302.50)	
Loss On Asset Disposal	(31,000.00)	(7,749.00)	0.00	7,749.00	
Loss on Revaluation of Non-Current Assets	0.00	0.00	0.00	0.00	
<b>Total Operating Expenditure</b>	<b>(7,720,556.00)</b>	<b>(1,771,573.00)</b>	<b>(1,755,447.50)</b>	<b>16,125.50</b>	
<b>Net Operating</b>	<b>(353,733.00)</b>	<b>2,295,404.00</b>	<b>2,305,539.88</b>	<b>10,135.88</b>	
<b>Capital Income</b>					
Self Supporting Loan - Principal Repayment	10,968.00	0.00	0.00	0.00	
Proceeds from Sale of Assets	194,000.00	0.00	0.00	0.00	
New Loan Raised	0.00	0.00	0.00	0.00	
<b>Total Capital Income</b>	<b>204,968.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	



**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY BY NATURE  
FOR THE PERIOD ENDING  
30 September 2022**

Description	Budget 2022/23	YTD Budget 2022/23	YTD Actual 2022/23	YTD Variance	Notes To Material Variances
<b>Capital Expenditure</b>					
Land and Buildings	(787,000.00)	(22,000.00)	(37,277.64)	(15,277.64)	Moort Wabiny Power connection headworks charges \$11,065 delayed 12 months. Hunt Rd Village Units 2 & 7 refurbishments \$3,011 carried over from 21/22.
Plant and Equipment	(681,500.00)	0.00	0.00	0.00	
Office Furniture and Equipment	(40,000.00)	0.00	0.00	0.00	
Road Construction	(2,004,829.00)	(247,134.00)	(271,880.39)	(24,746.39)	Vincent St Streetlights \$13,235 and Shire In Kind contribution to project \$8,709 higher than anticipated.
Other Infrastructure	(1,200,858.00)	(661,799.00)	(661,797.04)	1.96	
Land Under Control	0.00	0.00	0.00	0.00	
Leases	(6,837.00)	0.00	0.00	0.00	
Loans - Principal Repayments	(138,424.00)	(20,679.00)	(20,679.42)	(0.42)	
<b>Total Capital Expenditure</b>	<b>(4,859,448.00)</b>	<b>(951,612.00)</b>	<b>(991,634.49)</b>	<b>(40,022.49)</b>	
<b>Net Capital</b>	<b>(4,654,480.00)</b>	<b>(951,612.00)</b>	<b>(991,634.49)</b>	<b>(40,022.49)</b>	
<b>Adjustments</b>					
Depreciation Written Back	2,400,096.00	600,000.00	594,290.72	(5,709.28)	
Movement in Leave Reserve Cash Balance	0.00	0.00	779.11	779.11	
Movement in Non-Current Loan Repayments	0.00	0.00	0.00	0.00	
Movement in Non-Current SSL Income	0.00	0.00	0.00	0.00	
Movement in Non-Current Lease Repayments	0.00	0.00	0.00	0.00	
Movement in Non-Current Investments	0.00	0.00	0.00	0.00	
Movement in Non-Current LSL Provision	0.00	0.00	0.00	0.00	
Movement in Non-Current Deferred Pensioner Rates	0.00	0.00	0.00	0.00	
(Profit)/Loss on Disposal of Assets Written Back	(31,000.00)	0.00	0.00	0.00	
Loss on Revaluation of Non-Current Assets Written Back	0.00	0.00	0.00	0.00	
Rounding	0.00	0.00	0.00	0.00	
<b>Add Funding From</b>					
Transfer (To)/From Reserves	477,322.00	(7,362.00)	(7,362.29)	(0.29)	
Opening Surplus/(Deficit)	2,418,115.00	2,418,115.00	2,418,115.24	0.24	
<b>Total Adjustments</b>	<b>5,264,533.00</b>	<b>3,010,753.00</b>	<b>3,005,822.78</b>	<b>(4,930.22)</b>	
<b>CLOSING SURPLUS/(DEFICIT)</b>	<b>256,320.00</b>	<b>4,354,545.00</b>	<b>4,319,728.17</b>	<b>(34,816.83)</b>	

**SHIRE OF BEVERLEY  
STATEMENT OF NET CURRENT ASSETS  
FOR THE PERIOD ENDING  
30 September 2022**

Description	Actual 2021/22	YTD Actual 2022/23
<b>Current Assets</b>		
Cash at Bank	3,209,654.53	1,876,917.32
Cash - Unrestricted Investments	0.00	2,250,000.00
Cash - Restricted Reserves	2,229,365.68	2,236,727.97
Cash on Hand	700.00	700.00
Accounts Receivable	919,384.48	969,189.20
Prepaid Expenses	0.00	0.00
Self Supporting Loan - Current	10,968.23	10,968.23
Inventory - Fuel	19,124.29	12,071.54
<b>Total Current Assets</b>	<b>6,389,197.21</b>	<b>7,356,574.26</b>
<b>Current Liabilities</b>		
Accounts Payable	(1,466,207.41)	(532,225.05)
Loan Liability - Current	(138,423.45)	(117,744.03)
Lease Liability - Current	(6,836.70)	0.00
Annual Leave Liability - Current	(254,683.62)	(254,683.62)
Long Service Leave Liability - Current	(143,208.57)	(143,208.57)
Doubtful Debts	0.00	0.00
<b>Total Current Liabilities</b>	<b>(2,009,359.75)</b>	<b>(1,047,861.27)</b>
<b>Adjustments</b>		
Less Restricted Reserves	(2,229,365.68)	(2,236,727.97)
Less Self Supporting Loan Income	(10,968.23)	(10,968.23)
Add Leave Reserves - Cash Backed	140,188.24	140,967.35
Add Loan Principal Expense	138,423.45	117,744.03
<b>Total Adjustments</b>	<b>(1,961,722.22)</b>	<b>(1,988,984.82)</b>
<b>NET CURRENT ASSETS</b>	<b>2,418,115.24</b>	<b>4,319,728.17</b>

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL POSITION  
AS AT  
30 September 2022**

Description	Actual 2021/22	YTD Actual 2022/23	Movement
<b>Current Assets</b>			
Cash and Cash Equivalents	5,439,720.21	6,364,345.29	924,625.08
Accounts Receivable	379,002.48	935,142.20	556,139.72
Contract Asset - Current	540,382.00	34,047.00	(506,335.00)
Prepaid Expenses	0.00	0.00	0.00
Self Supporting Loan - Current	10,968.23	10,968.23	0.00
Inventory	19,124.29	12,071.54	(7,052.75)
<b>Total Current Assets</b>	<b>6,389,197.21</b>	<b>7,356,574.26</b>	<b>967,377.05</b>
<b>Current Liabilities</b>			
Accounts Payable	(1,132,647.41)	(198,665.05)	933,982.36
Contract Liability - Current	(333,560.00)	(333,560.00)	0.00
Loan Liability - Current	(138,423.45)	(117,744.03)	20,679.42
Lease Liability - Current	(6,836.70)	0.00	6,836.70
Annual Leave Liability - Current	(254,683.62)	(254,683.62)	0.00
Long Service Leave Liability - Current	(143,208.57)	(143,208.57)	0.00
Doubtful Debts	0.00	0.00	0.00
<b>Total Current Liabilities</b>	<b>(2,009,359.75)</b>	<b>(1,047,861.27)</b>	<b>961,498.48</b>
<b>Non-Current Assets</b>			
Non-Current Debtors	148,045.45	148,045.45	0.00
Non-Current Investments	58,352.75	58,352.75	0.00
Land and Buildings	29,725,078.17	29,578,536.62	(146,541.55)
Plant and Equipment	2,178,632.13	2,118,521.44	(60,110.69)
Furniture and Equipment	92,874.24	84,939.40	(7,934.84)
Infrastructure	64,135,530.18	64,726,781.61	591,251.43
Self Supporting Loan - Non Current	0.00	0.00	0.00
<b>Total Non-Current Assets</b>	<b>96,338,512.92</b>	<b>96,715,177.27</b>	<b>376,664.35</b>
<b>Non-Current Liabilities</b>			
Loan Liability - Non Current	(2,118,272.70)	(2,118,272.70)	0.00
Lease Liability - Non Current	(6,836.60)	(6,836.60)	0.00
Annual Leave - Non Current	0.00	0.00	0.00
Long Service Leave Liability - Non Current	(76,311.20)	(76,311.20)	0.00
<b>Total Non Current Liabilities</b>	<b>(2,201,420.50)</b>	<b>(2,201,420.50)</b>	<b>0.00</b>
<b>Net Assets</b>	<b>98,516,929.88</b>	<b>100,822,469.76</b>	<b>2,305,539.88</b>

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL POSITION  
AS AT  
30 September 2022**

Description	Actual 2021/22	YTD Actual 2022/23	Movement
<b>Equity</b>			
Accumulated Surplus	(47,991,692.08)	(50,289,869.67)	(2,298,177.59)
Reserves - Cash Backed	(2,229,365.68)	(2,236,727.97)	(7,362.29)
Reserve - Revaluations	(48,295,872.12)	(48,295,872.12)	0.00
<b>Total Equity</b>	<b>(98,516,929.88)</b>	<b>(100,822,469.76)</b>	<b>(2,305,539.88)</b>

<b>SHIRE OF BEVERLEY</b>						
<b>INVESTMENT OF SURPLUS FUNDS</b>						
<b>AS AT 30 September 2022</b>						
<b>Account #</b>	<b>Account Name</b>	<b>Amount Invested (\$)</b>		<b>Term</b>	<b>Interest Rate</b>	<b>Maturation</b>
<b>4054597</b>	<b>Reserve Funds Bendigo</b>					
	Long Service Leave	0.00				
	Airfield Emergency	40,497.62				
	Plant	246,229.07				
	Emergency Services	28,963.59				
	Building	514,272.11				
	Recreation Ground	592,811.50				
	Cropping Committee	183,385.25				
	Avon River Development	0.00				
	Annual Leave	140,967.35				
	Community Bus	39,873.34				
	Infrastructure	168,066.49				
	Senior Housing	180,594.38				
	Mainstreet Development	0.00				
	Avondale Mach Museum	60,826.41				
	ITC Renewal Reserve	40,240.86	2,236,727.97	3 mnths	3.30%	23/12/2022
<b>4097790</b>	<b>Term Deposit Bendigo</b>	500,000.00		4 mnths	2.90%	8/12/2022
<b>4128632</b>	<b>Term Deposit Bendigo</b>	500,000.00		2 mnths	2.50%	14/11/2022
<b>4128633</b>	<b>Term Deposit Bendigo</b>	500,000.00		4 mnths	3.20%	12/01/2023
<b>4128634</b>	<b>Term Deposit Bendigo</b>	500,000.00		5 mnths	3.40%	12/02/2023
<b>4128642</b>	<b>Term Deposit Bendigo</b>	250,000.00	2,250,000.00	6 mnths	3.60%	14/03/2023
	<b>Total</b>		<b>4,486,727.97</b>			

## **11.2 Accounts Paid by Authority**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>19 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>N/A</b>
<b>Author and Position:</b>	<b>S.K. Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>N/A</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>September 2022 List of Reports (Public to Contact Shire for the List)</b>

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### **SUMMARY**

Council to consider authorising the payment of accounts.

### **BACKGROUND**

The following list represents accounts paid by authority for the month of September 2022.

### **COMMENT**

Unless otherwise identified, all payments have been made in accordance with Council's 2022/23 Budget.

### **STATUTORY ENVIRONMENT**

Regulation 12 of the *Local Government (Financial Management) Regulations* provides that:

- (1) A payment may only be made from the municipal fund or the trust fund —
  - (a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or
  - (b) otherwise, if the payment is authorised in advance by a resolution of the council.
- (2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

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

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

- (iii) sufficient information to identify the transaction;
- and
- (b) the date of the meeting of the Council to which the list is to be presented.
- (3) A list prepared under sub regulation (1) or (2) is to be —
  - (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and
  - (b) recorded in the minutes of that meeting.

**FINANCIAL IMPLICATIONS**

Unless otherwise identified, all payments have been made in accordance with Council’s 2022/23 Budget.

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

Authority to Purchase – All acquisitions should be in accordance with budget provisions or to a maximum specified cost.

**RISK IMPLICATIONS**

Failure to present a detailed listing in the prescribed form would result in non-compliance *Local Government (Financial Management) Regulations 1996*, this report mitigates the risk of non-compliance.

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

**VOTING REQUIREMENTS**

Simple Majority

## OFFICER'S RECOMMENDATION

That the List of Accounts as presented, be received:

### September 2022:

(1) **Municipal Fund** – Account 016-540 259 838 056

**Cheque vouchers**

02 September 2022 1871-1871 (1) \$ 9,050.75 (authorised by CEO S Gollan and Pres D White)  
05 September 2022 1872-1872 (1) \$ 98.72 (authorised by CEO S Gollan and Pres D White)  
Total of cheque vouchers for September 2022 incl \$ 9,149.47 previously paid.

**EFT vouchers**

02 September 2022 EFT 8509-8516 (8) \$ 8,863.49 (authorised by CEO S Gollan and Pres D White)  
05 September 2022 EFT 8518-8523 (5) \$ 2,900.26 (authorised by CEO S Gollan and Pres D White)  
12 September 2022 EFT 8527 8561 (35) \$ 82,843.98 (authorised by CEO S Gollan and DCEO S Marshall)  
12 September 2022 EFT 8562 8562 (1) \$1,750,000.00 (authorised by CEO S Gollan and DCEO S Marshall)  
14 September 2022 EFT 8563-8565 (3) \$ 19,584.28 (authorised by DCEO S Marshall and Pres D White)  
14 September 2022 EFT 1-39 (39) \$ 62,014.04 (authorised by DCEO S Marshall and Pres D White)  
19 September 2022 EFT 8566-8569 (3) \$ 4,309.78 (authorised by CEO S Gollan and DCEO S Marshall)  
20 September 2022 EFT 8570-8571 (2) \$ 1,048.00 (authorised by CEO S Gollan and DCEO S Marshall)  
23 September 2022 EFT 8572-8576 (5) \$ 20,561.53 (authorised by CEO S Gollan and DCEO S Marshall)  
27 September 2022 EFT 8578-8585 (8) \$ 18,082.65 (authorised by CEO S Gollan and DCEO S Marshall)  
28 September 2022 EFT 1-40 (40) \$ 61,782.91 (authorised by DCEO S Marshall and Pres D White)  
30 September 2022 EFT 8586-8623 (38) \$ 455,015.01 (authorised by DCEO S Marshall and Pres D White)  
Total of EFT vouchers for September 2022 incl \$ 2,487,005.93 previously paid.

(2) **Trust Fund** – Account 016-259 838 128

**Cheque vouchers**

Nil vouchers

Total of cheque vouchers for September 2022 incl \$ 0.00 previously paid.

**EFT vouchers**

12 September 2022 EFT 8524-8526 (3) \$ 300.00 (authorised by CEO S Gollan and DCEO S Marshall)  
Total of EFT vouchers for September 2022 incl \$ 300.00 previously paid.

(3) **Direct Debit Payments** totalling \$ 78,838.42 previously paid.

(4) **Credit Card Payments** totalling \$ 3,468.27 previously paid.



### **11.3 2021/22 Management Letter**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>21 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>ADM 0231</b>
<b>Author and Position:</b>	<b>Simon Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Audit Findings for Management Letter</b>

---

#### **SUMMARY**

Council to consider receiving the Management Letter.

#### **BACKGROUND**

The final audit was conducted by AMD Chartered Accountants between 19 – 20 September 2022 and authorised by the OAG in 21 October 2022.

#### **COMMENT**

The 2021/22 Management Letter containing three moderate findings with Shire Management comment are attached for the Council's reference.

The Audit and Risk Committee will meet on 25 October 2022 prior to the Council meeting. The recommendation listed below is subject to the Committee's final resolution.

#### **STATUTORY ENVIRONMENT**

Section 7.12A of the Local Government Act 1995 provides the following:

7.12A. Duties of local government with respect to audits

- (1) A local government is to do everything in its power to —
  - (a) assist the auditor of the local government to conduct an audit and carry out his or her other duties under this Act in respect of the local government; and
  - (b) ensure that audits are conducted successfully and expeditiously.
- (2) Without limiting the generality of subsection (1), a local government is to meet with the auditor of the local government at least once in every year.
- (3) A local government is to examine the report of the auditor prepared under section 7.9(1), and any report prepared under section 7.9(3) forwarded to it, and is to —
  - (a) determine if any matters raised by the report, or reports, require action to be taken by the local government; and
  - (b) ensure that appropriate action is taken in respect of those matters.
- (4) A local government is to —
  - (a) prepare a report on any actions under subsection (3) in respect of an audit conducted in respect of a financial year; and
  - (b) forward a copy of that report to the Minister, by the end of the next financial year, or 6 months after the last report prepared under section 7.9 is received by the local government, whichever is the latest in time.

## FINANCIAL IMPLICATIONS

Nil

## STRATEGIC IMPLICATIONS

Goal 12 – Council leads the organisation and engages with the community in an accountable and professional manner.

## RISK IMPLICATIONS

Failure to approve, report and publish an Annual Report would result in non-compliance *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996*. Signing the letters forms part of the Annual Report and approving this item will mitigate potential risks.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
Likelihood					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## POLICY IMPLICATIONS

Nil

## VOTING REQUIREMENTS

Simple Majority

## PROPOSED AUDIT AND RISK COMMITTEE RECOMMENDATION

That the Management Letter be received.

## Attachment 11.3 – Management Letter Audit Findings

### ATTACHMENT

#### SHIRE OF BEVERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2022

FINDINGS IDENTIFIED DURING THE FINAL AUDIT

INDEX OF FINDINGS	RATING		
	Significant	Moderate	Minor
1. Employee entitlements		✓	
2. Sole source of supply documentation		✓	
3. Purchase orders		✓	

#### KEY TO RATINGS

The Ratings in this management letter are based on the audit team's assessment of risks and concerns with respect to the probability and/or consequence of adverse outcomes if action is not taken. We give consideration to these potential adverse outcomes in the context of both quantitative impact (for example financial loss) and qualitative impact (for example inefficiency, non-compliance, poor service to the public or loss of public confidence).

- Significant** - Those findings where there is potentially a significant risk to the entity should the finding not be addressed by the entity promptly. A significant rating could indicate the need for a modified audit opinion in the current year, or in a subsequent reporting period if not addressed. However, even if the issue is not likely to impact the audit report, it should be addressed promptly.
- Moderate** - Those findings which are of sufficient concern to warrant action being taken by the entity as soon as practicable.
- Minor** - Those findings that are not of primary concern but still warrant action being taken.

## Attachment 11.3 – Management Letter Audit Findings

ATTACHMENT

### SHIRE OF BEVERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2022

FINDINGS IDENTIFIED DURING THE FINAL AUDIT

#### 1. EMPLOYEE ENTITLEMENTS

##### Finding

Our testing of employees leave entitlement balances identified 1 instance where the balance of annual leave hours for a staff member was not rolled forward from 2021 to 2022. Therefore, a manual adjustment was required to rectify the opening balance.

Furthermore, it was identified that 6 employees have leave balances in excess 8 weeks as per the Shire's leave policy.

**Rating: Moderate**

##### Implication

Using incorrect leave hours entitlements will increase the risk of misstating the employee related provision disclosed on the financial report.

In addition, when staff members have excessive leave:

- The cost to the Shire is greater if annual leave is not paid out on a regular basis due to the cumulative effect of salary increases over a period of time; and
- It is a fundamental principle of good internal control that all employees take regular leave as it reduces the risk to perpetuate or conceal fraud.

##### Recommendation

The Shire to review the employee entitlement setup to ensure the correct accruals are being calculated.

We also recommend leave balances be managed to reduce the number of employees with excess leave hours.

##### Management comment

There is a known issue with the way Synergysoft (Council's accounting software) handles leave accruals.

Since April 2022 Employee entitlements within Synergysoft are monitored via multiple sources (Synergy, Excel, and manual calculations) to ensure correct entitlements are granted to employees.

Accruals are rectified at each employee's anniversary date based on hours worked in the year as instructed by IT Vision.

Any manual adjustments made to leave accruals are reviewed and signed off by the Deputy CEO or the CEO in their absence.

Regarding excess leave, employees with excessive leave balances are notified and directed by management to use their leave in a timely manner. This may go over financial years depending on timing and workloads. The recent Mainstreet Redevelopment project, which has spanned 12 months, has meant some executive staff have been unable to take extended leave.

**Responsible officer: Deputy CEO**

**Completion date: On going**

## Attachment 11.3 – Management Letter Audit Findings

ATTACHMENT

### SHIRE OF BEVERLEY

PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2022

FINDINGS IDENTIFIED DURING THE FINAL AUDIT

#### 2. SOLE SOURCE OF SUPPLY DOCUMENTATION

##### Finding

Our sample testing of 25 payments identified 2 instances where the Shire has not retained the required documentation in respect of the sole source of supply as per the Shire's purchasing and procurement policy.

**Rating: Moderate**

##### Implication

Without sufficient documentation to support the reasons for not obtaining the required number of quotations, there is an increased risk of favouritism of supplier and not obtaining value for money. This is also a non-compliance with the Shire's purchasing and procurement policy.

##### Recommendation

Quotes and documentation should be retained for purchases in-line with the Shire's purchasing and procurement policy. Where it is impractical to obtain quotations or where there is a sole source of supply, the reasons for this should be recorded during the requisition stage prior to committing to the purchase of goods or services.

##### Management Comment

Compliance with Council's purchasing policy is ultimately the responsibility of those Staff with purchasing authority. The supporting documentation is monitored by the Senior Finance Officer who processes creditor payments.

Without knowing the context of the identified purchases, the purchasing supporting document requirements will be reinforced to those with the appropriate authority.

**Responsible Officer: Deputy CEO**

**Completion Date: Immediately**

## Attachment 11.3 – Management Letter Audit Findings

ATTACHMENT

**SHIRE OF BEVERLEY**

**PERIOD OF AUDIT: YEAR ENDED 30 JUNE 2022**

**FINDINGS IDENTIFIED DURING THE FINAL AUDIT**

### **3. PURCHASE ORDERS**

**Finding**

Our sample testing of 25 payments identified 1 instance where a purchase order was not used to authorise the purchase of goods and services prior to placing orders with suppliers.

**Rating: Moderate**

**Implication**

There is an increased risk of unauthorised goods and services being purchased, and liabilities being incurred. This is also a non-compliance with the Shire's purchasing and procurement policy which states that ' No person shall acquire any goods and/or services without first having issued an order form to the relevant provider'

**Recommendation**

The Shire should ensure that purchase orders are approved prior to ordering of goods and services.

**Management Comment**

Noted – all purchases should be accompanied with an appropriate purchase order.

Staff with purchasing authority will be reminded to ensure purchase orders are completed as required.

**Responsible Officer: Deputy CEO**

**Completion Date: Immediately**

## **11.4 Draft 2021/22 Independent Auditor's Report**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>20 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>ADM 0047</b>
<b>Author and Position:</b>	<b>Simon Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Draft 2021/22 Audit Report</b>

---

### **SUMMARY**

Council to consider that the draft 2021/22 Independent Auditor's Report from the Office of the Auditor General be received.

### **BACKGROUND**

The audit of the 2021/22 Financial Report was conducted by AMD Chartered Accountants in September 2022.

The Independent Auditor's Report was received on 21 October 2022.

### **COMMENT**

Please see attached draft 2021/22 Independent Auditor's Report.

The Audit and Risk Committee will meet on 25 October 2022 prior to the Council meeting. The recommendation listed below is subject to the Committee's final resolution.

### **STATUTORY ENVIRONMENT**

Section 7.12A of the Local Government Act 1995 provides the following:

7.12A. Duties of local government with respect to audits

- (1) A local government is to do everything in its power to —
  - (a) assist the auditor of the local government to conduct an audit and carry out his or her other duties under this Act in respect of the local government; and
  - (b) ensure that audits are conducted successfully and expeditiously.
- (2) Without limiting the generality of subsection (1), a local government is to meet with the auditor of the local government at least once in every year.
- (3) A local government is to examine the report of the auditor prepared under section 7.9(1), and any report prepared under section 7.9(3) forwarded to it, and is to —
  - (a) determine if any matters raised by the report, or reports, require action to be taken by the local government; and
  - (b) ensure that appropriate action is taken in respect of those matters.
- (4) A local government is to —
  - (a) prepare a report on any actions under subsection (3) in respect of an audit conducted in respect of a financial year; and

- (b) forward a copy of that report to the Minister, by the end of the next financial year, or 6 months after the last report prepared under section 7.9 is received by the local government, whichever is the latest in time.

## FINANCIAL IMPLICATIONS

Nil

## STRATEGIC IMPLICATIONS

Goal 12 – Council leads the organisation and engages with the community in an accountable and professional manner.

## RISK IMPLICATIONS

Failure to approve, report and publish an Annual Report would result in non-compliance *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996*. The Independent Auditor’s Report forms part of the Annual Report, approving this report reduces potential breach.

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## POLICY IMPLICATIONS

Nil

## VOTING REQUIREMENTS

Simple Majority

## PROPOSED AUDIT AND RISK COMMITTEE RECOMMENDATION

That the Independent Auditor’s Report be received.



## Attachment 11.4



### Auditor General

#### INDEPENDENT AUDITOR'S REPORT 2022 Shire of Beverley

To the Councillors of the Shire of Beverley

#### Opinion

I have audited the financial report of the Shire of Beverley (Shire) which comprises:

- the Statement of Financial Position at 30 June 2022, the Statement of Comprehensive Income by Nature or Type, Statement of Changes in Equity, and Statement of Cash Flows and Rate Setting Statement for the year then ended
- Notes comprising a summary of significant accounting policies and other explanatory information.

In my opinion, the financial report is:

- based on proper accounts and records
- presents fairly, in all material respects, the results of the operations of the Shire for the year ended 30 June 2022 and its financial position at the end of that period
- in accordance with the *Local Government Act 1995* (the Act) and, to the extent that they are not inconsistent with the Act, Australian Accounting Standards.

#### Basis for opinion

I conducted my audit in accordance with Australian Auditing Standards. My responsibilities under those standards are further described in the Auditor's responsibilities for the audit of the financial report section below.

I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my opinion.

#### Other information

The Chief Executive Officer (CEO) is responsible for the preparation and the Council for overseeing the other information. The other information is the information in the entity's annual report for the year ended 30 June 2022, but not the financial report and my auditor's report.

My opinion on the financial report does not cover the other information and, accordingly, I do not express any form of assurance conclusion thereon.

In connection with my audit of the financial report, my responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the financial report or my knowledge obtained in the audit or otherwise appears to be materially misstated.

## Attachment 11.4

If, based on the work I have performed, I conclude that there is a material misstatement of this other information, I am required to report that fact. I did not receive the other information prior to the date of this auditor's report. When I do receive it, I will read it and if I conclude that there is a material misstatement in this information, I am required to communicate the matter to the CEO and Council and request them to correct the misstated information. If the misstated information is not corrected, I may need to retract this auditor's report and re-issue an amended report.

### **Responsibilities of the Chief Executive Officer and Council for the financial report**

The Chief Executive Officer of the Shire is responsible for:

- preparation and fair presentation of the financial report in accordance with the requirements of the Act, the Regulations and Australian Accounting Standards
- managing internal control as required by the CEO to ensure the financial report is free from material misstatement, whether due to fraud or error.

In preparing the financial report, the CEO is responsible for:

- assessing the Shire's ability to continue as a going concern
- disclosing, as applicable, matters related to going concern
- using the going concern basis of accounting unless the State Government has made decisions affecting the continued existence of the Shire.

The Council is responsible for overseeing the Shire's financial reporting process.

### **Auditor's responsibilities for the audit of the financial report**

As required by the *Auditor General Act 2006*, my responsibility is to express an opinion on the financial report. The objectives of my audit are to obtain reasonable assurance about whether the financial report as a whole is free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes my opinion. Reasonable assurance is a high level of assurance but is not a guarantee that an audit conducted in accordance with Australian Auditing Standards will always detect a material misstatement when it exists.

Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of the financial report. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations or the override of internal control.

A further description of my responsibilities for the audit of the financial report is located on the Auditing and Assurance Standards Board website. This description forms part of my auditor's report and can be found at [https://www.auasb.gov.au/auditors\\_responsibilities/ar4.pdf](https://www.auasb.gov.au/auditors_responsibilities/ar4.pdf).

### **My independence and quality control relating to the report on the financial report**

I have complied with the independence requirements of the *Auditor General Act 2006* and the relevant ethical requirements relating to assurance engagements. In accordance with ASQC 1 *Quality Control for Firms that Perform Audits and Reviews of Financial Reports and Other Financial Information, and Other Assurance Engagements*, the Office of the Auditor General maintains a comprehensive system of quality control including documented policies and procedures regarding compliance with ethical requirements, professional standards and applicable legal and regulatory requirements.

## Attachment 11.4

### **Matters relating to the electronic publication of the audited financial report**

This auditor's report relates to the financial report of the Shire of Beverley for the year ended 30 June 2022 included in the annual report on the Shire's website. The Shire's management is responsible for the integrity of the Shire's website. This audit does not provide assurance on the integrity of the Shire's website. The auditor's report refers only to the financial report. It does not provide an opinion on any other information which may have been hyperlinked to/from the annual report. If users of the financial report are concerned with the inherent risks arising from publication on a website, they are advised to contact the Shire to confirm the information contained in the website version.

Sandra Labuschagne  
Deputy Auditor General  
Delegate of the Auditor General for Western Australia  
Perth, Western Australia  
Date

## **11.5 2021/22 Councillors' Declaration**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>21 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>ADM 0047</b>
<b>Author and Position:</b>	<b>Simon Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>2021/22 Councillor's Declaration</b>

---

### **SUMMARY**

Council to consider that the 2021/22 Councillors' Declaration be signed and received.

### **BACKGROUND**

The Councillors' Declaration was first introduced by Council in 2012/13 to demonstrate Council's satisfaction of the appropriateness and integrity of the financial reports being presented.

### **COMMENT**

The Councillors' Declaration is not a legislative requirement, however it gives Council a responsibility in ensuring that the contents of the annual report and annual financial report are accurate and in line with appropriate legislation and standards.

The declaration also stipulates that it is the opinion of Council that all outstanding debts will be paid when due.

The Audit and Risk Committee will meet on 25 October 2022 prior to the Council meeting. The recommendation listed below is subject to the Committee's final resolution.

### **STATUTORY ENVIRONMENT**

Nil

### **FINANCIAL IMPLICATIONS**

Nil

### **STRATEGIC IMPLICATIONS**

Goal 12 – Council leads the organisation and engages with the community in an accountable and professional manner.

## RISK IMPLICATIONS

Low - The Councillor Declaration is not a requirement of the Local Government Act.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## POLICY IMPLICATIONS

Nil

## VOTING REQUIREMENTS

Simple Majority

## PROPOSED AUDIT AND RISK COMMITTEE RECOMMENDATION

That Council authorise the President and Deputy President to sign the 2021/22 Councillors' Declaration and include the Declaration in the 2021/22 Annual Report.

## Attachment 11.5

### **Councillors' Declaration**

In accordance with a resolution of the Councillors of the Shire of Beverley, we state that:

1. In the opinion of the Councillors:
  - 1.1 the financial statements and notes of the Shire of Beverley are in accordance with the Local Government Act 1995 and Regulations, including:
    - (a) giving a true and fair view of the Shire of Beverley's financial position as at 30 June 2022 and of its performance for the year ended on that date; and,
    - (b) complying with applicable Australian Accounting Standards; and
  - 1.2 there are reasonable grounds to believe that the Shire of Beverley will be able to pay its debts as and when they become due and payable.

On behalf of the Council:

Cr DC White  
President

Cr CJ Lawlor  
Deputy President

Dated this 25th day of October 2022

## **11.6 Draft 2021/22 Annual Report**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>20 October 2022</b>
<b>Applicant:</b>	<b>N/A</b>
<b>File Reference:</b>	<b>ADM 0199</b>
<b>Author and Position:</b>	<b>Simon Marshall, Deputy Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Draft 2021/22 Annual Report</b>

---

### **SUMMARY**

Council to consider that the 2021/22 Annual Report be accepted.

### **BACKGROUND**

The 2021/22 Annual Financial Report has been produced in-house by the Deputy Chief Executive Officer and was audited by AMD Chartered Accountants in September 2022.

### **COMMENT**

The draft 2021/22 Annual Report is attached Council's consideration

Once the complete Annual Report is adopted a date for the Annual Electors Meeting can be set and the report made available for public viewing for at least 14 days before the Annual Electors Meeting.

The Audit and Risk Committee will meet on 25 October 2022 prior to the Council meeting to review the Annual Report. The recommendation listed below is subject to the Committee's final resolution.

### **STATUTORY ENVIRONMENT**

The *Local Government Act 1995* outlines the following in relation to the Annual Report:

#### **5.53. Annual reports**

- (1) The local government is to prepare an annual report for each financial year.
- (2) The annual report is to contain —
  - (a) a report from the mayor or president; and
  - (b) a report from the CEO; and
  - [(c), (d) deleted]*
  - (e) an overview of the plan for the future of the district made in accordance with section 5.56, including major initiatives that are proposed to commence or to continue in the next financial year; and
  - (f) the financial report for the financial year; and
  - (g) such information as may be prescribed in relation to the payments made to employees; and
  - (h) the auditor's report for the financial year; and
  - (ha) a matter on which a report must be made under section 29(2) of the *Disability Services Act 1993*; and

- (hb) details of entries made under section 5.121 during the financial year in the register of complaints, including —
- (i) the number of complaints recorded in the register of complaints; and
  - (ii) how the recorded complaints were dealt with;
- and
- (iii) any other details that the regulations may require;
- and such other information as may be prescribed.

#### **5.54. Acceptance of annual reports**

- (1) Subject to subsection (2), the annual report for a financial year is to be accepted\* by the local government no later than 31 December after that financial year.

\* *Absolute majority required.*

- (2) If the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.

#### **5.55. Notice of annual reports**

The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

*Local Government (Financial Management) Regulations 1996* provide:

#### **51. Completion of financial report**

- (1) After the annual financial report has been audited in accordance with the Act the CEO is to sign and append to the report a declaration in the form of Form 1.
- (2) A copy of the annual financial report of a local government is to be submitted to the Departmental CEO within 30 days of the receipt by the local government's CEO of the auditor's report on that financial report.

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

Goal 12 – Council leads the organisation and engages with the community in an accountable and professional manner.

#### **RISK IMPLICATIONS**

Failure to approve, report and publish an Annual Report would result in non-compliance *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996*. Approval of this item will mitigate the consequence.



<b>Consequence</b>	<b>Insignificant</b>	<b>Minor</b>	<b>Moderate</b>	<b>Major</b>	<b>Catastrophic</b>
<b>Likelihood</b>					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

<b>Risk Rating</b>	<b>Action</b>
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## **POLICY IMPLICATIONS**

Nil

## **VOTING REQUIREMENTS**

Simple Majority

## **PROPOSED AUDIT AND RISK COMMITTEE RECOMMENDATION**

That the draft 2021/22 Annual Report be accepted.

**SHIRE OF BEVERLEY**  
**FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

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**SHIRE OF BEVERLEY  
FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

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

**STATEMENT BY CHIEF EXECUTIVE OFFICER**

The attached financial report of the Shire of Beverley for the financial year ended 30th June 2022 is based on proper accounts and records to present fairly the financial position of the Shire of Beverley at 30th June 2022 and the results of the operations for the financial year then ended in accordance with the *Local Government Act 1995* and, to the extent that they are not consistent with the Act, the Australian Accounting Standards.

Signed on the 28th day of July, 2022



---

S.P. Gollan  
Chief Executive Officer

**SHIRE OF BEVERLEY**  
**STATEMENT OF COMPREHENSIVE INCOME**  
**BY NATURE OR TYPE**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	NOTE	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>Revenue</b>				
Rates	23(a)	2,932,607	2,940,151	2,796,908
Operating Grants, Subsidies and Contributions	29	2,074,783	1,063,533	1,637,341
Fees and Charges	28	812,987	648,180	694,412
Interest Earnings	2(a)	35,081	25,831	50,043
Other Revenue		487,763	500,874	492,457
		<u>6,343,221</u>	<u>5,178,569</u>	<u>5,671,161</u>
<b>Expenses</b>				
Employee Costs		(2,188,326)	(2,245,286)	(2,065,363)
Materials and Contracts		(1,474,120)	(2,000,424)	(1,539,506)
Utility Charges		(234,835)	(199,182)	(219,427)
Depreciation on Non-Current Assets	2(a)	(2,379,431)	(2,405,057)	(2,359,536)
Interest Expenses	2(a)	(85,247)	(65,273)	(65,624)
Insurance Expenses		(229,584)	(227,251)	(201,256)
Other Expenditure		(113,757)	(107,725)	(93,604)
		<u>(6,705,302)</u>	<u>(7,250,198)</u>	<u>(6,544,316)</u>
		(362,081)	(2,071,629)	(873,155)
Non-Operating Grants, Subsidies and Contributions	29	3,096,186	3,659,796	2,326,087
Profit/(Loss) on Asset Disposals	21	46,248	35,100	(21,293)
<b>Net Result</b>		<b><u>2,780,353</u></b>	<b><u>1,623,267</u></b>	<b><u>1,431,639</u></b>
<b>Other Comprehensive Income</b>				
Changes on revaluation of non-current assets	14	-	-	8,393,340
<b>Total Other Comprehensive Income</b>		<u>-</u>	<u>-</u>	<b><u>8,393,340</u></b>
<b>Total Comprehensive Income</b>		<b><u><u>2,780,355</u></u></b>	<b><u><u>1,623,267</u></u></b>	<b><u><u>9,824,979</u></u></b>

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

**SHIRE OF BEVERLEY**  
**STATEMENT OF COMPREHENSIVE INCOME**  
**BY PROGRAM**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	NOTE	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>Revenue</b>				
General Purpose Funding		3,941,906	3,388,968	3,707,196
Governance		8,120	3,600	23,554
Law, Order, Public Safety		294,683	242,100	264,769
Health		1,418	300	1,910
Housing		123,864	129,692	126,792
Community Amenities		226,842	211,385	225,962
Recreation and Culture		194,146	140,541	172,148
Transport		847,491	388,327	650,004
Economic Services		283,127	177,344	124,265
Other Property and Services		10,912	(1,110)	52,014
		<u>5,932,509</u>	<u>4,681,147</u>	<u>5,348,614</u>
<b>Expenses</b>				
General Purpose Funding		(141,460)	(162,227)	(172,081)
Governance		(269,520)	(306,541)	(244,253)
Law, Order, Public Safety		(349,151)	(432,526)	(358,407)
Health		(127,166)	(144,777)	(151,554)
Education and Welfare		(69,633)	(111,017)	(71,281)
Housing		(171,332)	(205,724)	(192,335)
Community Amenities		(626,876)	(666,749)	(695,774)
Recreation and Culture		(1,386,150)	(1,527,427)	(1,390,484)
Transport		(2,541,356)	(2,519,187)	(2,483,962)
Economic Services		(511,683)	(593,888)	(397,711)
Other Property and Services		(15,014)	(17,440)	1,698
		<u>(6,209,341)</u>	<u>(6,687,503)</u>	<u>(6,156,144)</u>
<b>Finance Costs</b>				
Law, Order, Public Safety		-	-	-
Housing		-	-	-
Community Amenities		-	-	(514)
Recreation and Culture		(85,247)	(65,273)	(65,110)
	2(a)	<u>(85,247)</u>	<u>(65,273)</u>	<u>(65,624)</u>
<b>Non-Operating Grants, Subsidies and Contributions</b>				
Recreation and Culture		77,893	77,893	1,096,073
Transport		3,018,293	3,561,903	650,013
Economic Services		-	20,000	580,000
		<u>3,096,186</u>	<u>3,659,796</u>	<u>2,326,086</u>
<b>Profit/(Loss) on Disposal of Assets</b>				
Governance		21,257	(1,500)	(3,025)
Health		-	(10,000)	-
Housing		(883)	-	(3,532)
Economic Services		(5,418)	-	-
Other Property and Services		31,292	46,600	(14,736)
	21	<u>46,248</u>	<u>35,100</u>	<u>(21,293)</u>
		<u>2,780,355</u>	<u>1,623,267</u>	<u>1,431,639</u>
<b>Net Result</b>				
<b>Other Comprehensive Income</b>				
Changes on revaluation of non-current assets	14	-	-	8,393,340
<b>Total Other Comprehensive Income</b>		<u>-</u>	<u>-</u>	<u>8,393,340</u>
<b>Total Comprehensive Income</b>		<u>2,780,355</u>	<u>1,623,267</u>	<u>9,824,979</u>

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

**SHIRE OF BEVERLEY**  
**STATEMENT OF FINANCIAL POSITION**  
**AS AT 30TH JUNE 2022**

	NOTE	2021/22 Actual \$	2020/21 Actual \$
<b>CURRENT ASSETS</b>			
Cash and Cash Equivalents	3	5,731,785	5,446,092
Trade and Other Receivables	4	440,166	374,613
Contract Assets	2(a)	540,382	100,000
Inventories	6	19,124	10,281
<b>TOTAL CURRENT ASSETS</b>		<u>6,731,457</u>	<u>5,930,986</u>
<b>NON-CURRENT ASSETS</b>			
Other Receivables	4	148,045	145,806
Other Financial Assets	5	58,365	55,355
Property, Plant and Equipment	7(a)	31,996,579	32,400,881
Infrastructure	8(a)	64,135,531	60,266,729
<b>TOTAL NON-CURRENT ASSETS</b>		<u>96,338,520</u>	<u>92,868,771</u>
<b>TOTAL ASSETS</b>		<u>103,069,977</u>	<u>98,799,757</u>
<b>CURRENT LIABILITIES</b>			
Trade and Other Payables	9	1,194,835	450,588
Other Liabilities	10	333,560	462,862
Long Term Borrowings	11	138,425	102,055
Employee Related Provisions	12	397,892	359,518
Lease Liability	17	6,837	6,833
<b>TOTAL CURRENT LIABILITIES</b>		<u>2,071,549</u>	<u>1,381,856</u>
<b>NON-CURRENT LIABILITIES</b>			
Trade and Other Payables	9	280,078	292,066
Long Term Borrowings	11	2,118,273	1,277,172
Employee Related Provisions	12	76,311	98,416
Lease Liability	17	6,837	13,673
<b>TOTAL NON-CURRENT LIABILITIES</b>		<u>2,481,499</u>	<u>1,681,327</u>
<b>TOTAL LIABILITIES</b>		<u>4,553,048</u>	<u>3,063,183</u>
<b>NET ASSETS</b>		<u>98,516,929</u>	<u>95,736,574</u>
<b>EQUITY</b>			
Retained Surplus		47,991,699	44,609,993
Reserves - Cash Backed	13	2,229,360	2,830,711
Revaluation Surplus	14	48,295,870	48,295,870
<b>TOTAL EQUITY</b>		<u>98,516,929</u>	<u>95,736,574</u>

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

**SHIRE OF BEVERLEY  
STATEMENT OF CHANGES IN EQUITY  
FOR THE YEAR ENDED 30TH JUNE 2022**

	NOTE	RETAINED SURPLUS \$	RESERVES CASH/ INVESTMENT BACKED \$	REVALUATION SURPLUS \$	TOTAL EQUITY \$
Balance as at 1 July 2020		43,427,040	2,582,025	39,902,530	85,911,595
Comprehensive Income					
Net Result		1,431,639	-	-	1,431,639
Changes on Revaluation of Non-Current Assets	14	-	-	8,393,340	8,393,340
Total Comprehensive Income		1,431,639	-	8,393,340	9,824,979
Reserve Transfers		(248,686)	248,686	-	-
<b>Balance as at 30 June 2021</b>		<b>44,609,993</b>	<b>2,830,711</b>	<b>48,295,870</b>	<b>95,736,574</b>
Comprehensive Income					
Net Result		2,780,355	-	-	2,780,355
Total Other Comprehensive Income		2,780,355	-	-	2,780,355
Reserve Transfers		601,351	(601,351)	-	-
<b>Balance as at 30 June 2022</b>		<b>47,991,699</b>	<b>2,229,360</b>	<b>48,295,870</b>	<b>98,516,929</b>

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



**SHIRE OF BEVERLEY  
STATEMENT OF CASH FLOWS  
FOR THE YEAR ENDED 30TH JUNE 2022**

	NOTE	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>Cash Flows From Operating Activities</b>				
<b>Receipts</b>				
Rates		2,932,608	2,940,151	2,796,908
Operating Grants, Subsidies and Contributions		2,074,783	1,063,533	1,637,341
Fees and Charges		812,985	648,180	694,412
Interest Earnings		35,082	25,831	50,044
Other Revenue		(125,643)	500,872	899,350
		<u>5,729,815</u>	<u>5,178,567</u>	<u>6,078,055</u>
<b>Payments</b>				
Employee Costs		(2,172,057)	(2,245,286)	(2,026,781)
Materials and Contracts		(1,474,120)	(2,000,424)	(1,539,506)
Utility Charges		(234,835)	(199,182)	(219,427)
Insurance Expenses		(229,584)	(227,251)	(201,256)
Interest expenses		(78,024)	(65,273)	(66,010)
Other Expenditure		573,064	(112,963)	(87,441)
		<u>(3,615,556)</u>	<u>(4,850,379)</u>	<u>(4,140,421)</u>
<b>Net Cash Provided By (Used In)</b>				
<b>Operating Activities</b>	15(b)	<u>2,114,259</u>	<u>328,188</u>	<u>1,937,634</u>
<b>Cash Flows from Investing Activities</b>				
Payments for Purchase of Property, Plant & Equipment	7(b)	(1,123,988)	(1,276,873)	(2,027,351)
Payments for Construction of Infrastructure	8(b)	(5,238,520)	(6,802,098)	(1,269,914)
Non-Operating Grants, Subsidies and Contributions	29	3,096,186	3,296,934	2,326,087
Proceeds from Sale of Plant & Equipment	21	564,826	359,000	78,182
Proceeds (to) financial assets at amortised cost - Bonds		(11,988)	-	(11,988)
Payments from financial assets at amortised cost – Term Deposits		-	-	2,582,024
		<u>(2,713,484)</u>	<u>(4,423,037)</u>	<u>1,677,040</u>
<b>Net Cash Provided By (Used In)</b>				
<b>Investing Activities</b>		<u>(2,713,484)</u>	<u>(4,423,037)</u>	<u>1,677,040</u>
<b>Cash Flows from Financing Activities</b>				
Repayment of Debentures	22	(122,530)	(102,053)	(137,937)
Proceeds from Self Supporting Loans		14,285	14,285	17,288
Repayment of Finance Leases		(6,837)	(6,837)	20,508
Proceeds from New Debentures	22	1,000,000	1,000,000	-
		<u>884,918</u>	<u>905,395</u>	<u>(100,141)</u>
<b>Net Cash Provided By (Used In)</b>				
<b>Financing Activities</b>		<u>884,918</u>	<u>905,395</u>	<u>(100,141)</u>
<b>Net Increase (Decrease) in Cash Held</b>				
Cash at Beginning of Year		5,446,092	5,142,037	1,931,559
<b>Cash and Cash Equivalents at the End of the Year</b>	15(a)	<u><u>5,731,785</u></u>	<u><u>1,952,583</u></u>	<u><u>5,446,092</u></u>

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

**SHIRE OF BEVERLEY  
RATE SETTING STATEMENT  
FOR THE YEAR ENDED 30TH JUNE 2022**

	NOTE	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>Revenue</b>				
General Purpose Funding		1,009,298	448,316	910,288
Governance		29,377	2,100	23,554
Law, Order, Public Safety		294,683	242,100	264,769
Health		1,418	300	1,910
Housing		123,864	129,692	126,792
Community Amenities		226,842	211,385	225,962
Recreation and Culture		272,039	218,434	1,268,221
Transport		3,865,784	3,950,230	1,300,017
Economic Services		283,127	197,344	704,265
Other Property and Services		42,204	45,490	52,014
		<u>6,148,636</u>	<u>5,445,391</u>	<u>4,877,792</u>
<b>Expenses</b>				
General Purpose Funding		(141,460)	(161,727)	(172,081)
Governance		(269,520)	(306,541)	(247,278)
Law, Order, Public Safety		(349,151)	(432,526)	(358,407)
Health		(127,166)	(154,777)	(151,554)
Education and Welfare		(69,633)	(111,017)	(71,281)
Housing		(172,215)	(205,724)	(192,335)
Community Amenities		(626,876)	(666,749)	(696,288)
Recreation and Culture		(1,471,397)	(1,592,700)	(1,459,126)
Transport		(2,541,356)	(2,519,187)	(2,483,962)
Economic Services		(517,101)	(593,888)	(397,711)
Other Property and Services		(15,014)	(17,440)	(13,038)
		<u>(6,300,889)</u>	<u>(6,762,276)</u>	<u>(6,243,061)</u>
<b>Net Result Excluding Rates</b>		<b>(152,253)</b>	<b>(1,316,885)</b>	<b>(1,365,269)</b>
<b>Adjustments for Cash Budget Requirements:</b>				
<b>Non-Cash Expenditure and Revenue</b>				
Movements in Non-Current to Current Items		(37,821)	-	3,330
(Profit)/Loss on Asset Disposals	21	(46,248)	(35,100)	21,293
Depreciation and Amortisation on Assets	2(a)	2,379,431	2,405,057	2,359,536
<b>Total Non-Cash Expenditure and Revenue</b>		<b>2,295,364</b>	<b>2,369,957</b>	<b>2,384,159</b>
<b>Capital Expenditure and Revenue</b>				
Purchase Land and Buildings	7(b)	(313,877)	(329,893)	(1,805,071)
Purchase Plant and Equipment	7(b)	(810,111)	(946,980)	(191,731)
Purchase Furniture and Equipment	7(b)	-	-	(30,549)
Purchase Infrastructure Assets - Roads	8(b)	(2,925,543)	(6,556,552)	(1,203,986)
Purchase Infrastructure Assets - Other	8(b)	(2,312,977)	(245,546)	(65,928)
Proceeds from Disposal of Assets	21	564,826	359,000	78,182
Repayment of Leases	17	(6,837)	-	-
Repayment of Debentures	22	(122,530)	(102,053)	(137,937)
Proceeds from New Debentures	22	1,000,000	1,000,000	-
Self-Supporting Loan Principal Income		14,285	14,285	17,288
Transfers to Reserves (Restricted Assets)	13	(506,455)	(122,618)	(279,356)
Transfers from Reserves (Restricted Assets)	13	1,107,806	1,283,324	30,670
<b>Total Capital Expenditure and Revenue</b>		<b>(4,311,413)</b>	<b>(5,647,033)</b>	<b>(3,588,418)</b>
ADD Surplus/(Deficit) July 1 B/Fwd.	23(b)	1,653,812	1,653,810	1,426,432
LESS Surplus/(Deficit) June 30 C/Fwd.	23(b)	2,418,115	-	1,653,812
<b>Total (Deficit) to be covered by General Rate</b>	23(a)	<b>(2,932,607)</b>	<b>(2,940,151)</b>	<b>(2,796,908)</b>

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

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES**

The significant accounting policies which have been adopted in the preparation of this financial report are presented below and have been consistently applied unless stated otherwise.

**(a) Basis of Preparation**

The financial report is a general purpose financial statement which has been prepared in accordance with Australian Accounting Standards (as they apply to local governments and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the *Local Government Act 1995* and accompanying regulations.

The *Local Government Act 1995* and accompanying Regulations take precedence over Australian Accounting Standards where they are inconsistent.

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

Accounting policies which have been adopted in the preparation of this financial report have been consistently applied unless stated otherwise. Except for cash flow and rate setting information, the financial report has been prepared on the accrual basis and is based on historical costs, modified where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.

**(b) The Local Government Reporting Entity, Judgements and Estimates**

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

All monies held in the Trust Fund are excluded from the financial statements, but a separate statement of those monies appears at Note 20 to these financial statements.

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

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

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

- Estimated fair value of certain financial assets;
- Impairment of financial assets;
- Estimation of fair values of land and buildings, infrastructure and investment property;
- Estimation uncertainties made in relation to lease accounting; and
- Estimated useful life of intangible assets.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES**

**(c) Goods and Services Tax (GST)**

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).

Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to the ATO, is included with receivables or payables in the statement of financial position.

Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to the ATO, are presented as operating cash flows.

**(d) Cash and Cash Equivalents**

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

Term deposits are presented as cash equivalents if they have a maturity of three months or less from the date of acquisition and are repayable within 24 hours notice with no loss of interest.

Bank overdrafts are shown as short term borrowings in current liabilities in the statement of financial position.

**(e) Restricted Financial Assets**

Restricted asset balances are not available for general use by the local government due to externally imposed restrictions. Externally imposed restrictions are specified in an agreement, contract or legislation. This applies to reserves, unspent grants, subsidies and contributions and unspent loans that have not been fully expended in the manner specified by the contributor, legislation or loan agreement and for which no liability has been recognised.

Details of restrictions on financial assets can be found at Note 3.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(f) Trade and Other Receivables**

Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for grants, contributions, reimbursements and goods sold and services performed in the ordinary course of business.

Trade and other receivables are recognised initially at the amount of consideration that is unconditional, unless they contain significant financing components, when they are recognised at fair value.

Information about impairment of trade receivables and their exposure to credit risk can be found in Note 34.

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

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

Due to the short term nature of current receivables, their carrying amount is considered to be the same as their fair value. Non-current receivables are indexed to inflation, any difference between the face value and fair value is considered immaterial.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(f) Trade and Other Receivables (continued)**

Recognition of revenue is dependent on the source of revenue and the associated terms and conditions associated with each source of revenue and recognised as follows:

<b>Revenue Category</b>	<b>Nature of Goods and Services</b>	<b>When obligations typically satisfied</b>	<b>Payment terms</b>	<b>Returns/Refunds/Warranties</b>	<b>Determination of transaction price</b>	<b>Allocating transaction price</b>	<b>Measuring obligations for returns</b>	<b>Timing of revenue recognition</b>
Rates	General rates	Over time	Payment dates adopted by Council during the year	None	Adopted by Council annually	When taxable event occurs	N/A	When rates notice is issued
Grants, subsidies or contributions for the construction of non-financial assets.	Construction or acquisition of recognisable non-financial assets to be controlled by the local government	Over time	Fixed term transfer of funds based on agreed milestones and reporting	Contract obligation if project not complete	Set by mutual agreement with funding body	Based on the progress of works matched to performance obligations	Returns limited to repayment of transaction price of terms	Output method based on project milestones and/or completion date matched to performance obligations
Grants, subsidies or contributions with no contractual commitments	General appropriations and contributions with no reciprocal commitment	No obligations	N/A	N/A	Cash received	On receipt of funds	N/A	When assets are controlled
Fees and charges-licences, registrations, approvals	Building, planning, development and animal management, having the same nature as a licence	Single point in time	Full payment prior to issue	None	Set by State legislation or limited by legislation to the cost provision	Base don timing of issue of the associated rights	No refunds	On payment of the licence, registration or approval

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(f) Trade and Other Receivables (continued)**

<b>Revenue Category</b>	<b>Nature of Goods and Services</b>	<b>When obligations typically satisfied</b>	<b>Payment terms</b>	<b>Returns/Refunds/Warranties</b>	<b>Determination of transaction price</b>	<b>Allocating transaction price</b>	<b>Measuring obligations for returns</b>	<b>Timing of revenue recognition</b>
Fees and charges- Pool inspections	Compliance safety check	Single point in time	Equal proportion based on an equal annual fee	None	Set by State legislation	Apportioned equally across the inspection cycle	N/A	After inspection complete based on a four year cycle
Fees and charges- Other inspections	Regulatory food, health and safety	Single point in time	Full payment prior to inspection	None	Set by State legislation or limited by legislation to the cost provision	Applied fully at time of inspection	N/A	After inspection complete
Fees and charges- Waste management	Kerbside collection service	Over time	Payment on an annual basis in advance	None	Adopted by Council annually	Apportioned equally over the collection period	N/A	Output method based on regular weekly and fortnightly periods as proportionate to collection service
Fees and charges- Property hire	Use of Halls and other facilities	Single point in time	Payment in full in advance	Refund if event cancelled	Adopted by Council annually	Based on timing of entry to facility	Returned limited to repayment of transaction	On entry or at conclusion of hire
Fees and charges- Commercial lease	Lease of office facilities	Over time	Fixed term transfer of funds based on agreed lease terms	None	As per lease agreement	Based on timing of entry to facility	N/A	Output method over lease term matched to access right

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(f) Trade and Other Receivables (continued)**

<b>Revenue Category</b>	<b>Nature of Goods and Services</b>	<b>When obligations typically satisfied</b>	<b>Payment terms</b>	<b>Returns/Refunds/Warranties</b>	<b>Determination of transaction price</b>	<b>Allocating transaction price</b>	<b>Measuring obligations for returns</b>	<b>Timing of revenue recognition</b>
Fees and charges- Memberships	Community Gym and Pool Memberships	Over time	Payment in full in advance	None	Adopted by Council annually	Apportioned equally over the access period	Returned limited to repayment of transaction	Output method over 12 months matched to access right
Fees and charges- Other goods and services	Cemetery services, Library fees, private works	Single point in time	Payment in full in advance	None	Adopted by Council annually	Applied fully based on timing of provision	N/A	Output method based on provision of service or completion of works
Fees and charges- Fines	Fines issued for breaches of local laws	Single point in time	Payment in full within defined time	None	Adopted by Council annually	When taxable event occurs	N/A	When fine notice is issued
Other Revenue- Commissions	Commissions on transport licencing and building levies	Single point in time	Payment in full on sale	None	Set by mutual agreement with customer	On receipt of funds	N/A	When assets are controlled
Other Revenue- Reimbursements	Insurance claims	Single point in time	Payment in arrears for claimable event	None	Set by mutual agreement with customer	When claim is agreed	N/A	When claim is agreed



**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(g) Inventories**

***General***

Inventories are measured at the lower of cost and net realisable value.

Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

**(h) Fixed Assets**

Each class of fixed assets within either plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.

**Initial recognition and measurement**

All assets are initially recognised at cost on acquisition in accordance with *Financial Management Regulation 17A*. Where acquired at no cost the asset is initially recognised at fair value. Assets held at cost are depreciated and assessed for indicators of impairment annually.

Assets for which the fair value as at the date of acquisition is under \$5,000 are not recognised as an asset in accordance with *Financial Management Regulation 17A(5)*. These assets are expensed immediately.

Where multiple individual low value assets are purchased together as part of a larger asset exceeding the threshold, the individual assets are recognised as one asset and capitalised.

In relation to this initial measurement, cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at zero cost or otherwise significantly less than fair value, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Shire includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.

Individual assets that are land, buildings, infrastructure and investment properties acquired between scheduled revaluation dates of the asset class in accordance with the mandatory measurement framework, are recognised at cost and disclosed as being at fair value as management believes cost approximates fair value. They are subject to subsequent revaluation at the next revaluation date in accordance with the mandatory measurement framework.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(h) Fixed Assets (Continued)**

**Revaluation**

The fair value of land, buildings, infrastructure and investment properties is determined at least every five years in accordance with the regulatory framework. This includes buildings and infrastructure items which were pre-existing improvements (i.e. vested improvements) on vested land acquired by the Shire. At the end of each period valuation is reviewed and where appropriate the fair value is updated to reflect current market conditions. This process is considered to be in accordance with *Local Government (Financial Management) Regulation 17A(2)* which requires land, buildings, infrastructure, investment properties and vested improvements to be shown at fair value.

Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same class of asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss. Subsequent increases are then recognised in profit or loss to the extent they reverse a net revaluation decrease previously recognised in profit or loss for the same class of asset.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(h) Fixed Assets (Continued)**

***Depreciation of Non-Current Assets***

All non-current assets having a limited useful life (excluding freehold and vested land) are separately and systematically depreciated over their useful lives in a manner which reflects the Assets are depreciated from the date of acquisition or, in respect of internally constructed assets, from the time the asset is completed and held ready for use.

Depreciation is recognised on a straight-line basis, using rates which are reviewed each reporting period.

Major depreciation periods are:

Land	not depreciated
Buildings	25 to 50 years
Furniture and Equipment	3 to 10 years
Plant and Equipment	5 to 50 years
Sealed roads and streets	
- Formation	not depreciated
- Pavement	40 years
- Bituminous seals	15 years
Gravel roads	
- Formation	not depreciated
- Pavement	40 years
- Gravel sheet	20 years
Formed roads (unsealed)	
- Formation	not depreciated
- Pavement	40 years
Bridges	100 years
Footpaths - slab	48 years
Water supply piping & drainage systems	54 years
Parks and Ovals	25 years

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(h) Fixed Assets (Continued)**

The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.

An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in the statement of comprehensive income. When revalued assets are sold, amounts included in the revaluation surplus relating to that asset are transferred to retained surplus.

***Depreciation on revaluation***

When an item of property, plant and equipment and infrastructure is revalued, any accumulated depreciation at the date of the revaluation is treated in one of the following ways:

- (i) The gross carrying amount is adjusted in a manner that is consistent with the revaluation of the carrying amount of the asset. For example; the gross carrying amount may be restated by reference to observable market data or it may be restated proportionately to the change in carrying amount of the asset after taking into account accumulated impairment losses; or
- (ii) Eliminated against the gross carrying amount of the asset and the net amount restated to the revalued amount of the asset.

**(i) Fair Value of Assets and Liabilities**

When performing a revaluation, Council uses a mix of both independent and management valuations using the following as a guide:

Fair Value is the price that Council would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.

As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset or liability. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.

To the extent possible, market information is extracted from either the principal market for the asset or liability (i.e. the market with the greatest volume and level of activity for the asset or liability) or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (i.e. the market that maximises the receipts from the sale of the asset after taking into account transaction costs and transport costs).

For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(i) Fair Value of Assets and Liabilities (Continued)**

***Fair value hierarchy***

AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:

**Level 1**

Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.

**Level 2**

Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.

**Level 3**

Measurements based on unobservable inputs for the asset or liability.

The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.

***Valuation techniques***

Council selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Council are consistent with one or more of the following valuation approaches:

**Market approach**

Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.

**Income approach**

Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.

**Cost approach**

Valuation techniques that reflect the current replacement cost of an asset at its current service capacity.

Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, Council gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability are considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(j) Impairment of assets**

In accordance with Australian Accounting Standards the Council's cash generating non-specialised assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.

Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.

Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another standard (e.g. AASB 116). Any impairment loss of a revalued asset is treated as a revaluation decrease in accordance with that other standard.

For non-cash generating specialised assets that are measured under the revaluation model, such as roads, drains, public buildings and the like, no annual assessment of impairment is required. Rather AASB 116.31 applies and revaluations need only be made with sufficient regularity to ensure the carrying amount does not differ materially from that which would be determined using fair value at the end of the reporting period.

**(k) Trade and Other Payables**

Trade and other payables represent liabilities for goods and services provided to the Council prior to the end of the financial year that are unpaid and arise when the Council becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition. The carrying amounts of trade and other payables are considered to be the same as their fair values, due to their short term nature.

**Prepaid Rates**

Prepaid rates are, until the taxable event has occurred (start of the next financial year), refundable at the request of the ratepayer. Rates received in advance are initially recognised as a financial liability. When the taxable event occurs, the financial liability is extinguished and the Shire recognises revenue for the prepaid rates that have not been refunded.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(l) Employee Benefits**

The Council's obligations for employees' annual leave, long service leave and other employee leave entitlements are recognised as employee related provisions in the Statement of Financial Position.

**Short-term employee benefits**

Provision is made for Council's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave.

Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.

Council's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position. Council's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.

**Other long-term employee benefits**

Provision is made for employees' long service leave and annual leave entitlements not expected to be settled wholly within 12 months after the end of the annual reporting period in which the employees render the related service. Other long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations of service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.

Council's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where Council does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(m) Borrowing Costs**

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset, until such time as the asset is substantially ready for its intended use or sale.

**(n) Provisions**

Provisions are recognised when:

- a) the Council has a present legal or constructive obligation as a result of past events;
- b) for which it is probable that an outflow of economic benefits will result; and
- c) that outflow can be reliably measured.

Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.

**(o) Leases**

At the inception of the contract, the Shire assesses if the contract contains or is a lease. A contract is, or contains, a lease if the contract conveys the right to control the use of an identified asset for a period of time in exchange for consideration.

At the commencement date, a right of use asset is recognised at cost and lease liability at the present value of the lease payments that are not paid at that date. The lease payments are discounted using the interest rate implicit in the lease, if that rate can be readily determined. If that rate cannot be readily determined, the Shire uses its incremental borrowing rate.

All contracts that are classified as short-term leases (i.e. a lease with a remaining term of 12 months or less) and leases of low value assets are recognised as an operating expense on a straight-line basis over the term of the lease.

Lease for right of use assets are secured over the asset being leased.

**Right of use asset - valuation**

ROU assets are measured at cost. This means that all ROU assets (other than vested improvements) under zero cost concessionary lease are measured at zero cost (i.e. not included on the balance sheet). The exception is vested improvements which are reported at fair value.

**Right of use asset - depreciation**

Right of use assets are depreciated over the lease term or useful life of the underlying assets, whichever is the shortest. Where a lease transfers ownership of the underlying asset, or the cost of the right of use asset reflects that the Shire anticipates to exercise a purchase option, the specific asset is amortised over the useful life of the underlying asset.



**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(p) Investments in Associates**

The Council has no investments held in any third party entities.

**(q) Joint Venture**

The Council has no interest in any Joint Venture.

**(r) Rates, Grants, Donations and Other Contributions**

Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions.

Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.

Where contributions recognised as revenues during the reporting period were obtained on the condition that they be expended in a particular manner or used over a particular period, and those conditions were undischarged as at the reporting date, the nature of and amounts pertaining to those undischarged conditions are disclosed in Note 2(c).

That note also discloses the amount of contributions recognised as revenues in a previous reporting period which were obtained in respect of the local government's operation for the current reporting period.

**(s) Superannuation**

The Council contributes to a number of superannuation funds on behalf of employees. All funds to which the Council contributes are defined contribution plans.

**(t) Current and Non-Current Classification**

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where the Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for resale where it is held as non-current based on Council's intentions to release for sale.

**(u) Rounding Off Figures**

All figures shown in this annual financial report, other than a rate in the dollar, are rounded to the nearest dollar. Amounts are presented in Australian Dollars.

**(v) Comparative Figures**

Where required, comparative figures have been adjusted to conform with changes in presentation for the current financial year.

When the council applied an accounting policy retrospectively, makes a retrospective restatement or reclassifies items in its financial statement that has a material effect on the statement of financial position, a statement of financial position as at the beginning of the earliest period will be disclosed.

**(w) Budget Comparative Figures**

Unless otherwise stated, the budget comparative figures shown in this annual financial report relate to the original budget estimate for the relevant item of disclosure.

**SHIRE OF BEVERLEY  
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

**1. SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**(x) Initial application of accounting standards**

During the current year, no new or revised Australian Accounting Standards and interpretations were compiled, became mandatory and were applicable to its operations.

**(y) New Accounting Standards and Interpretations for Application in Future Periods**

The AASB has issued a number of new and amended Accounting Standards and Interpretations that have mandatory application dates for future reporting periods, some of which are relevant to the Council.

Management's assessment of the new and amended pronouncement that are relevant to the Council, applicable to future reporting periods and which have not yet been adopted are set out as follows.

	<b>Title and Topic</b>	<b>Issued</b>	<b>Applicable (*)</b>	<b>Impact</b>
(i)	AASB 2020-1 Amendments to Australian Accounting Standards – Classification of liabilities as current or non-current	March 2020	1 January 2022	AASB 2020-1 Amendments to Australian Accounting Standards – Classification of liabilities as current or non-current is not expected to impact the financial report.
(ii)	AASB 2020-3 Amendments to Australian Accounting Standards – Annual improvements 2018-2020 and other amendments	June 2020	1 January 2022	AASB 2020-3 Amendments to Australian Accounting Standards – Annual improvements 2018-2020 and other amendments is not expected to impact the financial report.
(iii)	AASB 2021-2 Amendments to Australian Accounting Standards – Disclosure of accounting policies or definition of accounting estimates	February 2021	1 January 2023	AASB 2021-2 Amendments to Australian Accounting Standards – Disclosure of accounting policies or definition of accounting estimates is not expected to impact the financial report.
(iv)	AASB 2021-7 Amendments to Australian Accounting Standards – Effective date of amendments to AASB 10 and AASB 128 and editorial corrections	December 2021	1 January 2025	AASB 2021-7 Amendments to Australian Accounting Standards – Effective date of amendments to AASB 10 and AASB 128 and editorial corrections is not expected to impact the financial report.

Notes:

(\*) Applicable to reporting periods commencing on or after the given date.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**2. REVENUE AND EXPENSES**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>(a) Net Result</b>		
The Net Result includes:		
(i) Charging as an Expense:		
<b>Auditors Remuneration</b>		
Audit Expenses	22,810	22,810
Other Services	400	400
<b>Depreciation</b>		
Buildings	726,764	683,587
Furniture and Equipment	31,481	16,438
Plant and Equipment	251,468	289,793
Roads	822,389	822,389
Bridges	385,142	385,142
Footpaths	37,944	37,944
Drainage	49,658	49,658
Parks and Gardens	74,585	74,585
	<u>2,379,431</u>	<u>2,359,536</u>
<b>Interest Expenses (Finance Costs)</b>		
Debentures ( <i>refer Note 22(a)</i> )	85,247	65,624
	<u>85,247</u>	<u>65,624</u>

(ii) Crediting as Revenue:

	<b>2021/22</b>	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Budget</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Interest Earnings</b>			
Investments			
- Reserve Funds	7,972	2,831	12,013
- Other Funds	3,402	2,500	5,741
Other Interest Revenue ( <i>refer Note 27</i> )	23,707	20,500	32,289
	<u>35,081</u>	<u>25,831</u>	<u>50,043</u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

2. REVENUE AND EXPENSES (Continued)	2021/22 Actual	2021/22 Budget	2020/21 Actual
	\$	\$	\$
(ii) Crediting as Revenue (Continued):			
<b>Contracts With Customers</b>			
Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire was recognised during the year for the following nature or types of goods or services:			
Operating grants, subsidies and contributions	2,074,783	1,063,533	1,637,341
Fees and charges	812,987	648,180	694,412
Other revenue	487,763	500,874	492,457
Non-operating grants, subsidies and contributions	<u>3,096,186</u>	<u>3,659,796</u>	<u>2,326,087</u>
	6,471,719	5,872,383	5,150,297

Additional detail on Fees and Charges and Grants can be found in notes 28 and 29.

Revenue from contracts with customers and transfers to enable the acquisition or construction of recognisable non-financial assets to be controlled by the Shire is comprised of:

Revenue from contracts with customers included as contract liability at the start of the period	333,560	-	462,862
Revenue from contracts with customers recognised during the year	6,138,159	5,872,383	4,687,435
Revenue from transfers intended for acquiring or constructing recognisable non financial assets held as a liability at the start of the period	-	-	-
Revenue from transfers intended for acquiring or constructing recognisable non financial assets during the year	<u>-</u>	<u>-</u>	<u>-</u>
	6,471,719	5,872,383	5,150,297

Information about receivables, contract assets and contract liabilities from contracts with customers along with financial assets and associated liabilities arising from transfers to enable the acquisition or construction of recognisable financial assets is:

Trade and other receivables from contracts with customers	-	-
Contract Assets	540,382	100,000
Contract Liabilities from contracts with customers	(333,560)	(462,862)
Financial assets held from transfers for recognisable financial assets	-	-
Grant liabilities from transfers for recognisable non financial assets	-	-

Contract assets primarily relate to the Shire's right to consideration for work completed but not billed at 30 June 2022.

Contract liabilities for contracts with customers primarily relate to grants with performance obligations received in advance for which revenue is recognised over time as the performance obligations are met. Information is not provided about remaining performance obligations for contracts with customers that had an original expected duration of one year or less.

Consideration from contracts with customers is included in the transaction price.

Performance obligations in relation to contract liabilities from transfers for recognisable non financial assets are satisfied as project milestones are met or completion of construction or acquisition of the asset. All associated performance obligations are expected to be met over the next 12 months.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**2. REVENUE AND EXPENSES (Continued)**

**(b) Statement of Objective**

In order to discharge its responsibilities to the community, Council has developed a set of operational and financial objectives. These objectives have been established both on an overall basis and for each of its broad activities/programs.

Council operations as disclosed in this report encompass the following service orientated activities/programs:

**GOVERNANCE**

Member of Council Allowances and Reimbursements, Civic Functions, Election Expenses and Administration Expenses.

**GENERAL PURPOSE FUNDING**

Rates Levied, Interest on Late Payment of Rates, General Purpose Grants and Interest Received on Investments.

**LAW, ORDER, PUBLIC SAFETY**

Supervision of various Local Laws, Fire Prevention and Animal Control.

**HEALTH**

Subsidisation of the Beverley Medical Practice, Environmental Health, Food Control and Pest Control.

**EDUCATION AND WELFARE**

Pre-Schools and other Education. Care of Families and Children.

**HOUSING**

Aged Persons Residence and Staff Housing.

**COMMUNITY AMENITIES**

Refuse Collection Services, Landfill Site Operations, Protection of the Environment. Administration of the Town Planning Scheme and Urban Stormwater and Drainage Works.

**RECREATION AND CULTURE**

Maintenance of Halls, Swimming Pool, Recreation Ground, Reserves, Libraries and Other Culture.

**TRANSPORT**

Maintenance of Roads, Drainage Works, Footpaths, Street Lighting, Crossovers, Verge Maintenance and Street Sweeping.

**ECONOMIC SERVICES**

Weed Control, Area Promotion, Implementation of Building Controls, Swimming Pool Inspections.

**OTHER PROPERTY & SERVICES**

Private Works, Public Works Overheads, Plant Operations, Materials, Salaries and Wages Controls and Other Unclassified Activities.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>3. CASH AND CASH EQUIVALENTS</b>		
Cash at bank and on hand	2,876,799	1,848,465
Term Deposits	2,854,986	3,597,627
	<u>5,731,785</u>	<u>5,446,092</u>
Unrestricted	2,876,799	1,848,465
Restricted	2,854,986	3,597,627
	<u>5,731,785</u>	<u>5,446,092</u>

The following restrictions have been imposed by regulations or other externally imposed requirements:

Reserve Funds - Cash Backed ( <i>refer Note 13</i> )	2,229,360	2,830,711
Unspent Grants	333,560	462,862
ILU Retention Fees - Bond	292,066	304,054
	<u>2,854,986</u>	<u>3,597,627</u>

**4. TRADE AND OTHER RECEIVABLES**

**Current**

Rates Outstanding	266,561	257,252
Sundry Debtors	112,442	103,076
GST Receivable	50,195	-
Loans - Clubs/Institutions	10,968	14,285
	<u>440,166</u>	<u>374,613</u>

**Non-Current**

Rates Outstanding - Pensioners	148,045	134,838
Loans - Clubs/Institutions	-	10,968
	<u>148,045</u>	<u>145,806</u>

**5. OTHER FINANCIAL ASSETS**

**Non-Current**

Investment - Local Government House*	58,365	55,355
	<u>58,365</u>	<u>55,355</u>

\*The Shire of Beverley holds three units in the Local Government House Trust.

**6. INVENTORIES**

**Current**

Fuel and Materials	19,124	10,281
	<u>19,124</u>	<u>10,281</u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>7. PROPERTY, PLANT AND EQUIPMENT</b>		
<b>(a) Land and Buildings</b>		
Freehold Land at Fair Value	2,434,196	2,457,196
<b>Total Land</b>	<b>2,434,196</b>	<b>2,457,196</b>
Buildings at Fair Value	35,938,350	35,840,573
Less Accumulated Depreciation	(8,647,471)	(7,923,506)
<b>Total Buildings</b>	<b>27,290,879</b>	<b>27,917,067</b>
<b>Total Land and Buildings</b>	<b>29,725,075</b>	<b>30,374,263</b>
<b>Plant and Equipment</b>		
Plant and Equipment at Cost	4,165,780	4,048,028
Less Accumulated Depreciation	(1,987,151)	(2,145,766)
<b>Total Plant and Equipment</b>	<b>2,178,629</b>	<b>1,902,262</b>
<b>Furniture and Equipment</b>		
Furniture and Equipment at Cost	222,897	222,897
Less Accumulated Depreciation	(130,022)	(98,541)
<b>Total Furniture and Equipment</b>	<b>92,875</b>	<b>124,356</b>
<b>Total Property, Plant and Equipment</b>	<b>31,996,579</b>	<b>32,400,881</b>

**Land and Buildings:**

A valuation of land and building assets was undertaken by an external consultant in April 2021 and the valuation was adopted as the fair value in June 2021.

The revaluation of land and building assets resulted in an increase on revaluation of \$8,393,343 in the net value of land and buildings.

All of this increase was credited to the revaluation surplus (refer Note 13) and was recognised as Changes on Revaluation of non-current assets in the Statement of Comprehensive Income.

**Plant and Equipment:**

Plant and equipment assets are measured under the cost model.

**Furniture and Equipment:**

Furniture and equipment assets are measured under the cost model.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**7. PROPERTY, PLANT AND EQUIPMENT (Continued)**

**(b) Movements in Carrying Amounts**

Movement in the carrying amounts of each class of property, plant and equipment between the beginning and the end of the current financial year.

Fair Value Hierarchy Valuation Approach Last Valued	<u>Land</u>	<u>Non- Specialised Buildings</u>	<u>Specialised Buildings</u>	<u>Total Buildings</u>	<u>Total Land and Buildings</u>	<u>Plant and Equipment</u>	<u>Furniture and Equipment</u>	<u>Total</u>
	Level 2 Market 2021	Level 2/3 Market/Cost 2021	Level 3 Cost 2021			Level 3 Cost 2021	Level 3 Cost 2021	
	\$	\$	\$	\$	\$	\$	\$	\$
Balance as at the beginning of the year	2,457,196	8,931,794	18,985,273	27,917,067	30,374,263	1,902,262	124,356	32,400,881
Additions	-	47,783	266,094	313,877	313,877	810,111	-	1,123,988
(Disposals)	(23,000)	(207,883)	(5,418)	(213,301)	(236,301)	(282,276)	-	(518,577)
Depreciation (Expense)	-	(203,834)	(522,930)	(726,764)	(726,764)	(251,468)	(31,481)	(1,009,713)
<b>Carrying amount at the end of year</b>	<b><u>2,434,196</u></b>	<b><u>8,567,860</u></b>	<b><u>18,723,019</u></b>	<b><u>27,290,879</u></b>	<b><u>29,725,075</u></b>	<b><u>2,178,629</u></b>	<b><u>92,875</u></b>	<b><u>31,996,579</u></b>

The fair value of Land and Buildings is determined at least every five years in accordance with legislative requirements. Additions since the date of valuation are shown as cost, given they were acquired at arm's length and any accumulated depreciation reflects the usage of service potential, it is considered the recorded written down value approximates fair value. At the end of each intervening period the valuation is reviewed and where appropriate the fair value is updated to reflect current market conditions.



**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**7 PROPERTY, PLANT AND EQUIPMENT (Continued)**

**(c) Carrying Value Measurements**

<b>Asset Class</b>	<b>Fair Value Hierarchy</b>	<b>Valuation Technique</b>	<b>Basis of valuation</b>	<b>Date of last Valuation</b>	<b>Inputs used</b>
<b>(i) Fair Value</b>					
<b>Land and buildings</b>					
Freehold land	2	Market approach using recent observable market data for similar properties.	Independent Registered Valuer	June 2021	Inputs, other than quoted prices, that are observable for the asset, either directly or indirectly e.g. local land sales.
Non-specialised buildings	2/3	Market approach using recent observable market data for similar properties & Cost approach using depreciated replacement cost.	Independent Registered Valuer	June 2021	Inputs, other than quoted prices, that are observable for the asset, either directly or indirectly e.g. local property sales and Depreciated replacement cost to acquire a modern equivalent that would provide equal utility.
Specialised buildings	3	Cost approach using depreciated replacement cost.	Independent Registered Valuer	June 2021	Depreciated replacement cost to acquire a modern equivalent that would provide equal utility.

Level 3 inputs are based on assumptions with regards to future values and patterns of consumption utilising current information. If the basis of these assumptions were varied, they have the potential to result in a significantly higher or lower fair value measurement.

During the period there were no changes in the valuation techniques used by the local government to determine the fair value of property, plant and equipment using either level 2 or level 3 inputs.

**(ii) Cost**

Plant and Equipment	-	Deemed Cost	Deemed Cost	N/A	Purchase Cost
Furniture and Equipment	-	Deemed Cost	Deemed Cost	N/A	Purchase Cost

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	2021/22 Actual \$	2020/21 Actual \$
<b>8. INFRASTRUCTURE</b>		
<b>(a) Roads - Valuation</b>	41,797,483	38,871,940
Less Accumulated Depreciation	<u>(12,719,316)</u>	<u>(11,896,927)</u>
	29,078,167	26,975,013
Bridges - Valuation	42,227,546	42,227,546
Less Accumulated Depreciation	<u>(13,483,014)</u>	<u>(13,097,872)</u>
	28,744,532	29,129,674
Footpaths - Valuation	3,853,629	1,893,308
Less Accumulated Depreciation	<u>(1,263,314)</u>	<u>(1,225,370)</u>
	2,590,315	667,938
Drainage - Valuation	3,055,856	2,703,200
Less Accumulated Depreciation	<u>(719,949)</u>	<u>(670,291)</u>
	2,335,907	2,032,909
Parks & Ovals - Valuation	2,034,941	2,034,941
Less Accumulated Depreciation	<u>(648,331)</u>	<u>(573,746)</u>
	1,386,610	1,461,195
	<u>64,135,531</u>	<u>60,266,729</u>

**Infrastructure:**

A full road asset network revaluation was undertaken by external consultants in December 2017. The fair value is determined as the current replacement cost (CRC) less accumulated depreciation to reflect the already consumed or expired economic benefits. This approach is consistent with AASB 116 and following review of current market rates were adopted as the fair value at 30 June 2018.

A full bridge asset valuation was undertaken by external consultants in December 2017. The fair value is determined as the current replacement cost (CRC) less accumulated depreciation to reflect the already consumed or expired economic benefits. This approach is consistent with AASB 116 and were adopted as the fair value at 30 June 2018.

A full footpath asset network revaluation was undertaken by external consultants in December 2017. The fair value is determined as the current replacement cost (CRC) less accumulated depreciation to reflect the already consumed or expired economic benefits. This approach is consistent with AASB 116 and were adopted as the fair value at 30 June 2018.

A full drainage asset network valuation was undertaken by external consultants in December 2017. The fair value is determined as the current replacement cost (CRC) less accumulated depreciation to reflect the already consumed or expired economic benefits. This approach is consistent with AASB 116 and were adopted as the fair value at 30 June 2018.

A full parks and ovals asset valuation was undertaken by external consultants in December 2017. The fair value is determined as the current replacement cost (CRC) less accumulated depreciation to reflect the already consumed or expired economic benefits. This approach is consistent with AASB 116 and were adopted as the fair value at 30 June 2018.

**SHIRE OF BEVERLEY  
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

**8. INFRASTRUCTURE (Continued)**

**(b) Movements in Carrying Amounts**

Movement in the carrying amounts of each class of infrastructure between the beginning and the end of the current financial year.

	<u>Roads</u>	<u>Bridges</u>	<u>Footpaths</u>	<u>Drainage</u>	<u>Parks &amp; Ovals</u>	<u>Total</u>
Fair Value Hierarchy	Level 3	Level 3	Level 3	Level 3	Level 3	
Valuation Approach	Cost	Cost	Cost	Cost	Cost	
Last Valued	2018	2018	2018	2018	2018	
	\$	\$	\$	\$	\$	\$
Balance at the beginning of the year	26,975,013	29,129,674	667,938	2,032,909	1,461,195	60,266,729
Additions	2,925,543	-	1,960,321	352,656	-	5,238,520
Depreciation (Expense)	(822,389)	(385,142)	(37,944)	(49,658)	(74,585)	(1,369,718)
<b>Carrying amount at the end of year</b>	<b><u>29,078,167</u></b>	<b><u>28,744,532</u></b>	<b><u>2,590,315</u></b>	<b><u>2,335,907</u></b>	<b><u>1,386,610</u></b>	<b><u>64,135,531</u></b>

The fair value of infrastructure is determined at least every three years in accordance with legislative requirements. Additions since the date of valuation are shown at cost, given they were acquired at arm's length and any accumulated depreciation reflects the usage of service potential, it is considered the recorded written down value approximates fair value. At the end of each intervening period the valuation is reviewed and where appropriate the fair value is updated to reflect current market conditions. This process is considered to be in accordance with Local Government (Financial Management) Regulation 17A (2) which requires infrastructure to be shown at fair value.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**8. INFRASTRUCTURE (Continued)**

**(c) Carrying Value Measurements**

Asset Class	Fair Value Hierarchy	Valuation Technique	Basis of valuation	Date of last Valuation	Inputs used
<b>(i) Fair Value</b>					
<b>Roads</b>	3	Cost approach using depreciated replacement cost.	Independent Valuation	June 2018	Sample assessment of Road assets conducted.
<b>Bridges</b>	3	Cost approach using depreciated replacement cost.	Independent Valuation	June 2018	Full pick up and condition assessment of Bridge assets conducted.
<b>Footpaths</b>	3	Cost approach using depreciated replacement cost.	Independent Valuation	June 2018	Sample assessment of Footpath assets conducted.
<b>Drainage</b>	3	Cost approach using depreciated replacement cost.	Independent Valuation	June 2018	Full pick up and condition assessment of Drainage assets conducted.
<b>Parks &amp; Ovals</b>	3	Cost approach using depreciated replacement cost.	Independent Valuation	June 2018	Full pick up and condition assessment of Parks & Ovals assets conducted.

Level 3 inputs are based on assumptions with regards to future values and patterns of consumption utilising current information. If the basis of these assumptions were varied , they have the potential to result in a significantly higher or lower fair value measurement.

During the period there were no changes in the valuation techniques used to determine the fair value of infrastructure using level 3 inputs.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>9. TRADE AND OTHER PAYABLES</b>		
<b>Current</b>		
Sundry Creditors	1,118,737	387,308
GST Payable	-	1,815
ILU Retention Fee - Bond	11,988	11,988
Accrued Interest on Debentures	12,463	5,238
Accrued Salaries and Wages	51,647	44,239
	<u>1,194,835</u>	<u>450,588</u>
<b>Non-Current</b>		
ILU Retention Fee - Bond	280,078	292,066
	<u>280,078</u>	<u>292,066</u>

**10. OTHER LIABILITIES**

<b>Current</b>		
Contract Liabilities	333,560	462,862
	<u>333,560</u>	<u>462,862</u>

Performance obligations for each type of liability are expected to be recognised as revenue in accordance with the following time bands:

	<b>Contract</b>	
	<b>Liabilities</b>	
Less than 1 year	333,560	
	<u>333,560</u>	

Contract liabilities represent the Shire's obligation to transfer goods or services to a customer for which the Shire has received consideration from the customer.

With respect to transfer for recognisable non-financial assets, contract liabilities represent performance obligations which are not yet satisfied.

Contract liabilities are recognised as revenue when the performance obligations in the contract are satisfied.

**11. LONG-TERM BORROWINGS**

<b>Current</b>		
Secured by Floating Charge		
Debentures	138,425	102,055
	<u>138,425</u>	<u>102,055</u>
<b>Non-Current</b>		
Secured by Floating Charge		
Debentures	2,118,273	1,277,172
	<u>2,118,273</u>	<u>1,277,172</u>

Additional detail on borrowings is provided in Note 22.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>12. EMPLOYEE RELATED PROVISIONS</b>		
Analysis of Total Provisions		
Current Provisions	397,892	359,518
Non Current Provisions	76,311	98,416
	<u>474,203</u>	<u>457,934</u>
<b>Provision for Annual Leave</b>		
Opening balance as at 1 July 2021	252,079	198,907
Additional provisions	26,169	76,737
Amounts used	(23,565)	(23,565)
Balance at 30 June 2022	<u>254,683</u>	<u>252,079</u>
<b>Provision for Long Service Leave</b>		
Opening balance as at 1 July 2021	205,855	220,444
Additional provisions	74,539	46,285
Amounts used	(60,874)	(60,874)
Balance at 30 June 2022	<u>219,520</u>	<u>205,855</u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>13. RESERVES - CASH BACKED</b>			
<b>(a) Annual Leave Reserve</b>			
<i>Purpose - to be used to fund annual leave requirements.</i>			
Opening Balance	139,689	139,689	139,052
Amount Set Aside / Transfer to Reserve	499	140	637
Amount Used / Transfer from Reserve	-	-	-
	140,188	139,829	139,689
<b>(b) Avon River Development Reserve</b>			
<i>Purpose - to be used to develop the Avon River pool and surrounding environment.</i>			
Opening Balance	25,960	25,959	25,842
Amount Set Aside / Transfer to Reserve	34	26	118
Amount Used / Transfer from Reserve	(25,994)	(20,115)	-
	-	5,870	25,960
<b>(c) Building Reserve</b>			
<i>Purpose - to be used to fund the construction of new and renovation of existing Council buildings.</i>			
Opening Balance	290,321	290,321	288,997
Amount Set Aside / Transfer to Reserve	321,109	290	1,324
Amount Used / Transfer from Reserve	(100,000)	(224,000)	-
	511,430	66,611	290,321
<b>(d) Community Bus Reserve</b>			
<i>Purpose - to be used for the replacement of the Community Bus.</i>			
Opening Balance	38,016	38,016	37,843
Amount Set Aside / Transfer to Reserve	1,637	1,198	173
Amount Used / Transfer from Reserve	-	-	-
	39,653	39,214	38,016
<b>(e) Cropping Committee Reserve</b>			
<i>Purpose - to be used to fund Community Based projects and assist Community Groups.</i>			
Opening Balance	190,703	190,702	159,096
Amount Set Aside / Transfer to Reserve	45,669	24,851	31,607
Amount Used / Transfer from Reserve	(24,000)	(44,000)	-
	212,372	171,553	190,703
<b>(f) Emergency Services Reserve</b>			
<i>Purpose - to be used to acquire Emergency Service support equipment.</i>			
Opening Balance	28,701	28,700	28,570
Amount Set Aside / Transfer to Reserve	103	29	131
Amount Used / Transfer from Reserve	-	-	-
	28,804	28,729	28,701
<b>(g) LSL and Gratuity Reserve</b>			
<i>Purpose - to be used to fund Long Service Leave and Gratuity payment obligations.</i>			
Opening Balance	-	-	30,567
Amount Set Aside / Transfer to Reserve	-	-	103
Amount Used / Transfer from Reserve	-	-	(30,670)
	-	-	-

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>13. RESERVES - CASH BACKED (Continued)</b>			
<b>(h) Office Equipment Replacement Reserve</b>			
<i>Purpose - to be used for the replacement of office equipment.</i>			
Opening Balance	-	-	-
Amount Set Aside / Transfer to Reserve	20,018	20,000	-
Amount Used / Transfer from Reserve	-	-	-
	<u>20,018</u>	<u>20,000</u>	<u>-</u>
<b>(i) Plant Replacement Reserve</b>			
<i>Purpose - to be used for the purchase of major plant.</i>			
Opening Balance	418,970	418,968	367,264
Amount Set Aside / Transfer to Reserve	50,900	50,419	51,706
Amount Used / Transfer from Reserve	(225,000)	(247,500)	-
	<u>244,870</u>	<u>221,887</u>	<u>418,970</u>
<b>(j) Recreation Ground Reserve</b>			
<i>Purpose - to be used for the upgrade or maintenance of recreation areas and buildings, including the Swimming Pool.</i>			
Opening Balance	577,460	577,461	432,413
Amount Set Aside / Transfer to Reserve	7,074	5,578	145,047
Amount Used / Transfer from Reserve	-	-	-
	<u>584,534</u>	<u>583,039</u>	<u>577,460</u>
<b>(k) Road Construction Reserve</b>			
<i>Purpose - to be used to fund the construction and maintenance of roads.</i>			
Opening Balance	551,030	551,030	513,661
Amount Set Aside / Transfer to Reserve	1,108	551	37,369
Amount Used / Transfer from Reserve	(385,000)	(385,000)	-
	<u>167,138</u>	<u>166,581</u>	<u>551,030</u>
<b>(l) Airfield Emergency Lighting Reserve</b>			
<i>Purpose - to be used for the upgrade and maintenance of the Airfield runway lighting.</i>			
Opening Balance	40,130	40,130	39,947
Amount Set Aside / Transfer to Reserve	143	40	183
Amount Used / Transfer from Reserve	-	-	-
	<u>40,273</u>	<u>40,170</u>	<u>40,130</u>
<b>(m) Senior's Housing Reserve</b>			
<i>Purpose - to be used for the future development and current maintenance of Senior's Housing.</i>			
Opening Balance	162,054	162,054	152,773
Amount Set Aside / Transfer to Reserve	57,536	19,129	9,281
Amount Used / Transfer from Reserve	(40,000)	(20,000)	-
	<u>179,590</u>	<u>161,183</u>	<u>162,054</u>
<b>(n) Mainstreet Redevelopment Reserve</b>			
<i>Purpose - to be used to fund the redevelopment of Vincent Street including undergrounding of power supply.</i>			
Opening Balance	307,402	307,402	306,000
Amount Set Aside / Transfer to Reserve	410	307	1,402
Amount Used / Transfer from Reserve	(307,812)	(307,709)	-
	<u>-</u>	<u>-</u>	<u>307,402</u>



**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	2021/22 Actual \$	2021/22 Budget \$	2020/21 Actual \$
<b>13. RESERVES - CASH BACKED (Continued)</b>			
<b>(o) Avondale Machinery Museum Reserve</b>			
<i>Purpose - to be used to fund Avondale Machinery Museum upgrades and special projects.</i>			
Opening Balance	60,275	60,275	60,000
Amount Set Aside / Transfer to Reserve	215	60	275
Amount Used / Transfer from Reserve	-	(35,000)	-
	60,490	25,335	60,275
<b>(n) Summary</b>			
Opening Balance	2,830,711	2,830,707	2,582,025
Amount Set Aside / Transfer to Reserve	506,455	122,618	279,356
Amount Used / Transfer from Reserve	(1,107,806)	(1,283,324)	(30,670)
<b>Total Reserves</b>	2,229,360	1,670,001	2,830,711

All of the reserve accounts are supported by money held in financial institutions and match the amounts shown as restricted cash in this financial report.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>14. ASSET REVALUATION SURPLUS</b>		
Asset revaluation surplus have arisen on revaluation of the following classes of non-current assets:		
<b>(a) Land and Buildings</b>		
Opening balance	17,916,211	9,522,871
Revaluation Increment	-	8,393,340
	<u>17,916,211</u>	<u>17,916,211</u>
<b>(b) Plant and Equipment</b>		
Opening Balance	436,388	436,388
	<u>436,388</u>	<u>436,388</u>
<b>(c) Infrastructure - Footpaths</b>		
Opening Balance	538,684	538,684
	<u>538,684</u>	<u>538,684</u>
<b>(d) Infrastructure - Bridges</b>		
Opening Balance	25,921,379	25,921,379
	<u>25,921,379</u>	<u>25,921,379</u>
<b>(e) Infrastructure - Drainage</b>		
Opening Balance	1,798,258	1,798,258
	<u>1,798,258</u>	<u>1,798,258</u>
<b>(f) Infrastructure - Parks &amp; Ovals</b>		
Opening Balance	1,684,950	1,684,950
	<u>1,684,950</u>	<u>1,684,950</u>
<b>TOTAL ASSET REVALUATION RESERVES</b>	<u><u>48,295,870</u></u>	<u><u>48,295,870</u></u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**15. NOTES TO THE STATEMENT OF CASH FLOWS**

**(a) Reconciliation of Cash**

For the purposes of the statement of cash flows, cash includes cash and cash equivalents, net of outstanding bank overdrafts. Cash at the end of the reporting period is reconciled to the related items in the statement of financial position as follows:

	<b>2021/22</b> <b>Actual</b> \$	<b>2021/22</b> <b>Budget</b> \$	<b>2020/21</b> <b>Actual</b> \$
Cash and Cash Equivalents	<u>5,731,785</u>	<u>1,952,583</u>	<u>5,446,092</u>

**(b) Reconciliation of Net Cash Provided By Operating Activities to Net Result**

Net Result	2,780,355	1,623,267	1,431,639
Amortisation	-	2,405,057	-
Depreciation	2,379,431	(35,100)	2,359,536
(Profit)/Loss on Sale of Asset	(46,250)	-	21,292
(Increase)/Decrease in Receivables	(597,340)	-	407,444
(Increase)/Decrease in Inventories	(8,841)	-	(937)
Increase/(Decrease) in Payables	686,823	(5,240)	6,164
Increase/(Decrease) in Employee Provisions	16,269	-	38,583
Grants/Contributions for the Development of Assets	<u>(3,096,186)</u>	<u>(3,659,796)</u>	<u>(2,326,087)</u>
Net Cash from Operating Activities	<u>2,114,261</u>	<u>328,188</u>	<u>1,937,634</u>

**(c) Undrawn Borrowing Facilities  
Credit Standby Arrangements**

Credit Card limit	15,500	15,500
Credit Card Balance at Balance Date	<u>(2,865)</u>	<u>(11,317)</u>
<b>Total Amount of Credit Unused</b>	<u>12,635</u>	<u>4,183</u>

**Loan Facilities**

Loan Facilities - Current	138,425	102,055
Loan Facilities - Non-Current	<u>2,118,273</u>	<u>1,277,172</u>
<b>Total Facilities in Use at Balance Date</b>	<u>2,256,698</u>	<u>1,379,227</u>

<b>Unused Loan Facilities at Balance Date</b>	<u>-</u>	<u>-</u>
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**16. CONTINGENT LIABILITIES**

Council does not have any known contingent liabilities as at 30 June 2022.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>17. LEASE LIABILITY AND CAPITAL COMMITMENTS</b>		
<b>(a) Lease Liabilities</b>		
Payable:		
- Current	6,837	6,833
- Non-current	6,837	13,673
	<u>13,674</u>	<u>20,506</u>

The Shire has one lease relating to the provision of a photocopier. The lease term is three years with fixed repayments.

**(b) Capital Expenditure Commitments**

Contracted for:		
- capital expenditure projects	1,530,000	96,170
- plant & equipment purchases	-	506,980
	<u>1,530,000</u>	<u>603,150</u>
Payable:		
- not later than one year	1,530,000	603,150
	<u>1,530,000</u>	<u>603,150</u>

**18. JOINT VENTURE**

The Shire of Beverley did not participate in any joint venture in the 2021/22 financial year.

**19. TOTAL ASSETS CLASSIFIED BY FUNCTION AND ACTIVITY**

Governance	1,162,825	1,013,303
Law, Order, Public Safety	208,177	187,730
Health	647,034	466,468
Housing	3,642,303	3,312,129
Community Amenities	204,910	98,067
Recreation and Culture	23,169,054	10,962,294
Transport	63,437,997	65,063,432
Economic Services	1,351,438	570,509
Other Property and Services	2,308,376	1,861,084
Unallocated	6,937,863	15,264,741
	<u>103,069,977</u>	<u>98,799,757</u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**20. TRUST FUNDS**

Funds held at balance date over which the Shire has no control and which are not included in the financial statements are as follows:

All funds held in trust are required by law or are held by agreement with fund owners.

<b>Description</b>	<b>Balance 1-Jul-21 \$</b>	<b>Amounts Received \$</b>	<b>Amounts Paid (\$)</b>	<b>Reclassification Municipal Fund (\$)</b>	<b>Balance 30-Jun-22 \$</b>
Unclaimed Monies	319	84	(84)	-	319
Nomination Deposits	-	560	(560)	-	-
Second Hand Housing Deposits	5,000	-	-	-	5,000
Housing Rental Bonds	5,092	2,300	(1,390)	-	6,002
Subdivision Bonds	10,000	-	-	-	10,000
Cat Trap Bonds	-	50	-	-	50
Key Bonds	2,350	450	(1,080)	-	1,720
Cleaning Bonds	1,650	1,350	(1,050)	-	1,950
Project Retention Fee Fund	33,963	180,537	(33,963)	-	180,537
Cornerstone Commercial Tenancy Bond	8,508	-	(3,180)	-	5,328
	<u>66,882</u>				<u>210,906</u>

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**21. DISPOSAL OF ASSETS**

	2021/22 Actual Net Book Value	2021/22 Actual Sales Proceeds	2021/22 Actual Profit	2021/22 Actual (Loss)	2021/22 Budget Net Book Value	2021/22 Budget Sales Proceeds	2021/22 Budget Profit	2021/22 Budget (Loss)	2020/21 Actual Net Book Value	2020/21 Actual Sales Proceeds	2020/21 Actual Profit	2020/21 Actual (Loss)
Land	23,000	-	-	(23,000)	-	-	-	-	-	-	-	-
Buildings - Non Specialised	207,883	230,000	22,117	-	-	-	-	-	-	-	-	-
Buildings - Specialised	5,418	-	-	(5,418)	-	-	-	-	-	-	-	-
Plant and Equipment	282,277	334,826	80,273	(27,724)	323,900	359,000	80,600	(45,500)	99,475	78,182	-	(21,293)
	518,578	564,826	102,390	(56,142)	323,900	359,000	80,600	(45,500)	99,475	78,182	-	(21,293)

The following assets were disposed of during the year.

	Net Book Value		Sale Price		Profit (Loss)	
	Actual \$	Budget \$	Actual \$	Budget \$	Actual \$	Budget \$
<b>Governance</b>						
2020 Mazda CX9	45,766	50,500	54,100	41,000	8,334	(9,500)
2016 Holden SV6 Wagon	11,622	12,000	24,545	20,000	12,923	8,000
<b>Health</b>						
2018 Holden Commodore Sedan	-	20,000	-	10,000	-	(10,000)
<b>Housing</b>						
50 Dawson Street - Land	23,000	-	-	-	(23,000)	-
50 Dawson Street - Residence	207,883	-	230,000	-	22,117	-
<b>Economic Services</b>						
Kinetic Sculpture (demolished)	5,418	-	-	-	(5,418)	-
<b>Other Property &amp; Services</b>						
2010 Holden Colorado 4x4 Utility	6,065	6,400	13,636	15,000	7,571	8,600
2013 John Deere 670GP Grader	138,555	145,000	190,000	209,000	51,445	64,000
2011 Isuzu Tip Truck	32,216	34,000	24,545	24,000	(7,671)	(10,000)
2012 Bomag Multi Tyre Roller	48,053	56,000	28,000	40,000	(20,053)	(16,000)
	518,578	323,900	564,826	359,000	46,248	35,100

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
Profit on Asset Disposal	102,390	-
(Loss) on Asset Disposal	(56,142)	(21,293)
	46,248	(21,293)

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**22. BORROWINGS AND LEASE LIABILITIES**

**(a) Repayments - Borrowings**

Particulars	Principal	New Loans	Principal Repayments		Principal Outstanding		Interest Repayments		Principal	New Loans	Principal Repayments	Principal Outstanding	Interest Repayments
	1-Jul-21	30-Jun-22	30-Jun-22		30-Jun-22		30-Jun-22		1-Jul-20	30-Jun-21	30-Jun-21	30-Jun-21	30-Jun-21
	Actual	Actual	Actual	Budget	Actual	Budget	Actual	Budget	Actual	Actual	Actual	Actual	Actual
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
<b>Community Amenities</b>													
Loan 119 - Storm Water Dams <i>Loan Date: 23 June 2016</i> <i>Term: 5 Years</i> <i>Fixed Interest Rate: 2.21%</i>	-	-	-	-	-	-	-	-	31,337	-	31,337	-	514
<b>Recreation &amp; Culture</b>													
Loan 117 - Bowling Greens* <i>Loan Date: 22 November 2006</i> <i>Term: 15 Years</i> <i>Fixed Interest Rate: 6.16%</i>	9,047	-	9,047	9,046	-	-	485	461	26,334	-	17,287	9,047	1,466
Loan 118 - Recreation Centre <i>Loan Date: 10 May 2013</i> <i>Term: 20 Years</i> <i>Fixed Interest Rate: 4.68%</i>	698,712	-	47,103	47,103	651,609	651,609	36,994	37,000	743,686	-	44,974	698,712	36,823
Loan 120 - Cornerstone Centre <i>Loan Date: 12 April 2018</i> <i>Term: 15 Years</i> <i>Fixed Interest Rate: 3.50%</i>	671,468	-	45,904	45,904	625,564	625,564	27,460	27,812	715,807	-	44,339	671,468	26,821
<b>Transport</b>													
Loan 121 - Vincent Street Streetscape <i>Loan Date: 10 August 2021</i> <i>Term: 20 Years</i> <i>Fixed Interest Rate: 1.99%</i>	-	1,000,000	20,476	-	979,524	1,000,000	20,308	-	31,337	-	31,337	-	514
	1,379,227	1,000,000	122,530	102,053	2,256,697	2,277,173	85,247	65,273	1,517,164	-	137,937	1,379,227	65,624

(\*) Self supporting loan financed by payments from third parties. All other loan repayments were financed by general purpose revenue.

**(b) New Borrowings**

Particulars/Purpose	Amount Borrowed		Institution	Loan Type	Term (Years)	Total Interest & Charges	Interest Rate %	Amount Used		Balance Unspent
	Actual	Budget						Actual	Budget	
	\$	\$				\$		\$	\$	
<b>Transport</b>										
Vincent Street Streetscape Project <i>Loan Date - 10 August 2021</i>	1,000,000	1,000,000	WATC	Fixed Term Debenture	20	217,125	1.99%	1,000,000	1,000,000	-

**(c) Unspent Borrowings**

Council had no unspent debentures at the balance date.

**(d) Overdraft**

Council did not utilise an overdraft facility in the 2021/22 financial year.

**(e) Lease Liabilities**

Purpose	Actual							Budget			
	Principal	New Leases	Principal Repayments	Principal Outstanding	New Leases	Principal Repayment	Principal Outstanding	Principal	New Loans	Principal Repayment	Principal Outstanding
	1-Jul-20	2020-21	2020-21	30-Jun-21	2021-22	2021-22	30-Jun-22	1-Jul-21	2021-22	2021-22	2021-22
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Photocopier	-	20,511	-	20,511	-	6,837	13,674	20,511	-	6,837	13,674
	-	20,511	-	20,511	-	6,837	13,674	20,511	-	6,837	13,674

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**23. RATING INFORMATION**

**(a) Rates**

RATE TYPE	Rate in \$	Number of Properties	2021/22 Rateable Value \$	2021/22 Rate Revenue \$	2021/22 Interim Rates \$	2021/22 Back Rates \$	2021/22 Total Revenue \$	2021/22 Budget Rate Revenue \$	2021/22 Budget Interim Rates \$	2021/22 Budget Back Rates \$	2021/22 Budget Total Revenue \$	2020/21 Total Revenue \$
<b>General Rate</b>												
General Rate - GRV	0.115782	502	5,851,422	677,489	(203)	-	677,286	677,489	1,000	-	678,489	645,332
General Rate - UV	0.008237	569	268,373,000	2,210,588	(2,028)	-	2,208,560	2,210,588	1,000	-	2,211,588	2,149,862
General Rate - UV Mining	0.008237	-	-	-	-	-	-	-	-	-	-	-
<b>Sub-Totals</b>		1,071	274,224,422	2,888,077	(2,231)	-	2,885,846	2,888,077	2,000	-	2,890,077	2,795,194
<b>Minimum Rates</b>	<b>Minimum \$</b>											
Minimum Rates - GRV	896	160	604,543	143,360	-	-	143,360	142,464	-	-	142,464	138,186
Minimum Rates - UV	896	161	13,477,700	144,256	-	-	144,256	144,256	-	-	144,256	110,037
Minimum Rates - UV Mining	896	18	212,625	16,128	-	-	16,128	16,128	-	-	16,128	3,412
<b>Sub-Totals</b>		339	14,294,868	303,744	-	-	303,744	302,848	-	-	302,848	251,635
Discounts <i>(refer note 26)</i>							3,189,590				3,192,925	3,046,829
<b>Total Amount Raised from General Rate</b>							(258,213)				(255,274)	(252,411)
							2,931,377				2,937,651	2,794,418
Ex-Gratia Rates							3,621				3,000	3,449
Rates Written Off							(2,391)				(500)	(959)
Specified Area Rate <i>(refer note 24)</i>							-				-	-
<b>Total Rates</b>							2,932,607				2,940,151	2,796,908



**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**23. RATING INFORMATION (Continued)**

<b>(b) Information on Surplus/(Deficit)</b>	<b>2021/22</b>	<b>2020/21</b>	<b>2020/21</b>
<b>Brought Forward</b>	<b>(30 June 2022</b>	<b>(1 July 2021</b>	<b>(30 June 2021</b>
	<b>Carried</b>	<b>Brought</b>	<b>Carried</b>
	<b>Forward)</b>	<b>Forward)</b>	<b>Forward)</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Surplus/(Deficit) - Rate Setting Statement</b>	<u>2,418,115</u>	<u>1,653,812</u>	<u>1,653,812</u>
<b><u>Comprises:</u></b>			
Cash - Unrestricted	2,876,799	1,848,468	1,848,468
Cash - Restricted Grant Funds	333,560	462,862	462,862
Cash - Restricted Reserves	2,229,360	2,830,709	2,830,709
Rates - Current	266,561	257,252	257,252
Sundry Debtors	112,442	103,076	103,076
Contract Asset	540,382	100,000	100,000
GST Receivable	50,195	-	-
Inventories			
- Fuel and Materials	19,124	10,281	10,281
<b>Less:</b>			
Reserves - Cash Backed	(2,229,360)	(2,830,709)	(2,830,709)
Sundry Creditors	(1,118,737)	(395,958)	(395,958)
Contract Liability	(333,560)	(462,862)	(462,862)
Lease Liability	(6,837)	-	-
Accrued Expenses	-	-	-
Accrued Interest on Debentures	(12,463)	(5,239)	(5,239)
Accrued Salaries and Wages	(51,647)	(44,239)	(44,239)
Current Employee Benefits Provision	(397,892)	(359,518)	(359,518)
Employee Benefits - Cash Backed	140,188	139,689	139,689
<b>Surplus/(Deficit)</b>	<u>2,418,115</u>	<u>1,653,812</u>	<u>1,653,812</u>

There was no difference between the Surplus/(Deficit) 1 July 2021 Brought Forward position used in the 2021/22 audited financial report and the Surplus/(Deficit) Carried Forward position as disclosed in the 2020/21 audited financial report.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**24. SPECIFIED AREA RATE**

Council has not levied any Specified Area Rates during 2021/22 financial year.

**25. SERVICE CHARGES**

Council has not levied any Service Charges during the 2021/22 financial year.

**26. DISCOUNTS, INCENTIVES, CONCESSIONS, & WRITE-OFFS**

	Type	Disc %	Total Cost/ Value \$	Budget Cost/ Value \$	2020/21 Actual \$
General Rates	Discount	10.00%			
Minimum Rate	Discount	10.00%	258,213	255,274	252,411

A discount on rates is granted to all who pay their rates in full within 35 days of the date of service appearing on the rate notice.

**27. INTEREST CHARGES AND INSTALMENTS**

	Interest Rate %	Admin. Charge \$	Revenue \$	Budgeted Revenue \$	2020/21 Actual \$
Interest on Unpaid Rates	7.00%	-	20,260	14,500	25,820
Interest on Deferred Pensioner Rates	2.26%	-	166	2,000	3,691
Interest on Instalments Plan	5.50%	-	3,281	4,000	2,778
Admin. Charge on Instalments Plan	0.00%	10	3,560	4,000	2,990
			27,267	24,500	35,279

Ratepayers had the option of paying rates in four equal instalments, due on 10th September 2021, 10th November 2021, 10th January 2022 and 10th March 2022. Administration charges and interest applied to the final three instalments.

**28. FEES & CHARGES**

	<b>2021/22 Actual \$</b>	<b>2020/21 Actual \$</b>
General Purpose Funding	30,244	30,855
Governance	-	4,595
Law, Order, Public Safety	10,829	18,988
Health	164	327
Housing	99,769	104,054
Community Amenities	238,627	234,859
Recreation and Culture	151,103	152,189
Transport	7,195	7,195
Economic Services	261,888	122,190
Other Property and Services	13,168	19,160
	<u>812,987</u>	<u>694,412</u>

All fees are generally set on a cost recovery basis.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**29. GRANT REVENUE**

Grants, subsidies and contributions are included as operating revenues in the Statement of Comprehensive Income:

	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>
<b>By Nature and Type:</b>		
Operating Grants, Subsidies and Contributions*	2,074,783	1,637,341
Non-Operating Grants, Subsidies and Contributions	3,096,186	2,326,087
	<u>5,170,969</u>	<u>3,963,428</u>
<b>By Program:</b>		
General Purpose Funding	943,973	829,389
Governance	2,385	2,071
Law, Order, Public Safety	283,854	159,472
Health	855	-
Education and Welfare	-	-
Housing	12,107	10,750
Community Amenities	203	3,091
Recreation and Culture	81,987	1,116,059
Transport	3,822,233	1,258,218
Economic Services	20,890	581,755
Other Property and Services	2,482	2,623
	<u>5,170,969</u>	<u>3,963,428</u>

\* Operating Grants, Subsidies and Contributions total includes Reimbursements of \$268,088.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

<b>30. ELECTED MEMBERS REMUNERATION</b>	<b>2021/22</b>	<b>2021/22</b>	<b>2020/21</b>
	<b>Actual</b>	<b>Budget</b>	<b>Actual</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
The following fees, expenses and allowances were paid to council members and/or the president.			
<b>Meeting Fees</b>			
Cr Don Davis	7,850	7,850	12,100
Cr Peter Gogol	3,600	3,600	3,600
Cr Chris Lawlor	3,600	3,600	3,600
Cr Matthew Norman	900	1,800	-
Cr Sue Martin	3,600	3,600	3,600
Cr John Maxwell	1,800	1,800	-
Cr Alan Sattler	1,800	1,800	-
Cr Tim Seed	3,600	3,600	3,600
Cr David White	7,850	7,850	3,600
Cr Darryl Brown	-	1,800	1,800
Cr Terrence McLaughlin	1,800	1,800	3,600
Cr Chris Pepper	1,800	1,800	3,600
	<u>38,200</u>	<u>40,900</u>	<u>39,100</u>
<b>President's Allowance</b>			
Cr David White	2,750	-	-
Cr Don Davis	2,750	5,500	5,500
	<u>5,500</u>	<u>5,500</u>	<u>5,500</u>
<b>Deputy President's Allowance</b>			
Cr Chris Lawlor	688	-	-
Cr Chris Pepper	687	1,375	1,375
	<u>1,375</u>	<u>1,375</u>	<u>1,375</u>
<b>Travel Allowance</b>			
Cr Terrence McLaughlin	306	5,000	2,091
	<u>306</u>	<u>5,000</u>	<u>2,091</u>
<b>Telecommunications Allowance</b>			
Cr Don Davis	3,248	4,239	1,122
Cr Peter Gogol	3,748	4,239	1,122
Cr Chris Lawlor	3,748	4,239	1,122
Cr Matthew Norman	3,248	4,239	-
Cr Sue Martin	3,748	4,239	1,122
Cr John Maxwell	3,248	4,239	-
Cr Alan Sattler	3,248	4,239	-
Cr Tim Seed	3,748	4,239	1,122
Cr David White	3,748	4,238	1,122
Cr Darryl Brown	-	-	500
Cr Terrence McLaughlin	500	-	1,122
Cr Chris Pepper	500	-	1,122
	<u>32,732</u>	<u>38,150</u>	<u>9,476</u>

**SHIRE OF BEVERLEY  
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

**31. EMPLOYEE NUMBERS**

	<b>2021/22 Actual \$</b>	<b>2020/21 Actual \$</b>
The number of full-time equivalent employees at balance date	<u>28</u>	<u>28</u>
Number of Employees earning \$100,000+ Gross Salary per annum.	<u>2</u>	<u>2</u>

The Chief Executive Officer and Deputy Chief Executive Officer earned a gross salary of \$100,000+ in 2021/22.

**32. MAJOR LAND TRANSACTIONS**

Council did not participate in any major land transactions during the 2021/22 financial year.

**33. TRADING UNDERTAKINGS AND MAJOR TRADING UNDERTAKINGS**

Council did not participate in any trading undertakings or major trading undertakings during the 2021/22 financial year.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**34. FINANCIAL RISK MANAGEMENT**

This note explains the Shire's exposure to financial risks and how these risks could affect the Shire's future financial performance.

<b>Risk</b>	<b>Exposure arising from</b>	<b>Measurement</b>	<b>Management</b>
<b>Market risk - interest rate</b>	Long term borrowings at variable rates	Sensitivity analysis	Utilise fixed interest rate borrowings
<b>Credit risk</b>	Cash and cash equivalents, trade receivables, financial assets and debt investments	Aging analysis Credit analysis	Diversification of bank deposits, credit limits. Investment policy
<b>Liquidity risk</b>	Borrowings and other liabilities	Rolling cash flow forecasts	Availability of committed credit lines and borrowing facilities

The Shire does not engage in transactions expressed in foreign currencies and is therefore not subject to foreign currency risk.

Financial risk management is carried out by the finance area under policies approved by the Council. The finance area identifies, evaluates and manages financial risks in close co-operation with the operating divisions. Council have approved the overall risk management policy and provide policies on specific areas such as investment policy.

**(a) Interest rate risk**

**Cash and cash equivalents**

The Shire's main interest rate risk arises from cash and cash equivalents with variable interest rates, which exposes the Shire to cash flow interest rate risk.

Excess cash and cash equivalents are invested in fixed interest rate term deposits which do not expose the Shire to cash flow interest rate risk. Cash and cash equivalents required for working capital are held in variable interest rate accounts and non-interest bearing accounts. Carrying amounts of cash and cash equivalents at the 30 June and the weighted average interest rate across all cash and cash equivalents are reflected in the table below.

	<b>Weighted Average Interest Rate</b>	<b>Carrying Amounts</b>	<b>Fixed Interest Rate</b>	<b>Variable Interest Rate</b>	<b>Non Interest Bearing</b>
	<b>%</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>2021/22</b>					
Cash and cash equivalents	0.93%	5,439,720	2,229,366	3,209,655	700
<b>2020/21</b>					
Cash and cash equivalents	0.18%	5,142,037	2,830,709	2,311,028	300

**Sensitivity**

Profit or loss is sensitive to higher/lower interest income from cash and cash equivalents as a result of changes in interest rates.

	<b>2021/22</b>	<b>2020/21</b>
	<b>\$</b>	<b>\$</b>
Impact of a 1% movement in interest rates on profit and loss and equity*	57,318	54,461

\* Holding all other variables constant

**Borrowings**

Borrowings are subject to interest rate risk - the risk that movements in interest rates could adversely affect funding costs. The Shire manages this risk by borrowing long term and fixing the interest rate to the situation considered the most advantageous at the time of negotiation. The Shire does not consider there to be any interest rate risk in relation to borrowings. Details of interest rates applicable to each borrowing may be found at Note 22.

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**34. FINANCIAL RISK MANAGEMENT (Continued)**

**(b) Credit risk**

***Trade Receivables***

The Shire's major receivables comprise rates annual charges and user fees and charges. The major risk associated with these receivables is credit risk – the risk that the debts may not be repaid. The Shire manages this risk by monitoring outstanding debt and employing debt recovery policies. It also encourages ratepayers to pay rates by the due date through a 10% rate discount incentive.

Credit risk on rates and annual charges is minimised by the ability of the Shire to recover these debts as a secured charge over the land, that is, the land can be sold to recover the debt. The Shire is also able to charge interest on overdue rates and annual charges at higher than market rates, which further encourages payment.

The Shire applies the AASB 9 simplified approach to measuring expected credit losses using a lifetime expected loss allowance for all trade receivables. To measure the expected credit losses, rates receivable are separated from other trade receivables due to the difference in payment terms and security for rates receivable.

The loss allowance as at 30 June 2022 was determined as follows for rates and trade receivables:

No expected credit loss was forecast on 30 June 2022 for rates receivable as penalty interest applies to unpaid rates and properties associated with unpaid rates may be disposed of to recover unpaid rates.

No expected credit loss was forecast on 30 June 2022 for trade receivables.

**SHIRE OF BEVERLEY  
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

**34. FINANCIAL RISK MANAGEMENT (Continued)**

**(c) Payable and borrowings liquidity risk**

Payables and borrowings are both subject to liquidity risk – that is the risk that insufficient funds may be on hand to meet payment obligations as and when they fall due. Council manages this risk by monitoring its cash flow requirements and liquidity levels and maintaining an adequate cash buffer. Payment terms can be extended and overdraft facilities drawn upon if required.

The contractual undiscounted cash flows of Council's Payables and Borrowings are set out in the Liquidity Sensitivity Table below:

	<b>Due within 1 year \$</b>	<b>Due between 1 &amp; 5 years \$</b>	<b>Due after 5 years \$</b>	<b>Total contractual cash flows \$</b>	<b>Carrying values \$</b>
<b>2021/22</b>					
Payables	1,194,835	-	-	1,194,835	1,194,835
Borrowings	-	-	2,256,697	2,256,697	2,256,698
	<u>1,194,835</u>	<u>-</u>	<u>2,256,697</u>	<u>3,451,532</u>	<u>3,451,533</u>
<b>2020/21</b>					
Payables	450,588	-	-	450,588	450,588
Borrowings	9,047	-	1,370,180	1,379,227	1,379,227
	<u>459,635</u>	<u>-</u>	<u>1,370,180</u>	<u>1,829,815</u>	<u>1,829,815</u>



**SHIRE OF BEVERLEY  
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT  
FOR THE YEAR ENDED 30TH JUNE 2022**

**34. FINANCIAL RISK MANAGEMENT (Continued)**

**(c) Payables  
Borrowings (Continued)**

Borrowings are also subject to interest rate risk – the risk that movements in interest rates could adversely affect funding costs. Council manages this risk by borrowing long term and fixing the interest rate to the situation considered the most advantageous at the time of negotiation.

The following tables set out the carrying amount, by maturity, of the financial instruments exposed to interest rate risk:

	<b>&lt;1 year</b>	<b>&gt;1&lt;2 years</b>	<b>&gt;2&lt;3 years</b>	<b>&gt;3&lt;4 years</b>	<b>&gt;4&lt;5 years</b>	<b>&gt;5 years</b>	<b>Total</b>	<b>Weighted Average Effective Interest Rate</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>%</b>
<b>Year Ended 30 June 2022</b>								
<b>Fixed Rate</b>								
Debentures	-	-	-	-	-	2,256,697	2,256,697	2.36%
Weighted Average Effective Interest Rate	0.00%	0.00%	0.00%	0.00%	0.00%	2.36%		
<b>Year Ended 30 June 2021</b>								
<b>Fixed Rate</b>								
Debentures	9,047	-	-	-	-	1,370,180	1,379,227	4.07%
Weighted Average Effective Interest Rate	6.16%	0.00%	0.00%	0.00%	0.00%	4.10%		

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**35. RELATED PARTY DISCLOSURES**

**(a) Key Management Personnel Compensation**

<b>Key Management Personnel (KMP)</b> <i>Executive Staff with decision making responsibilities regarding the allocation of Council's resources.</i>	<b>Short Term Benefits *</b>	<b>Post-Employment Benefits **</b>	<b>Other Long Term Benefits ***</b>	<b>Termination Benefits ****</b>
Executive Staff Total	486,199	61,710	75,176	-

**\* Short-term employee benefits**

These amounts include all gross salary, paid leave, fringe benefits and cash bonuses awarded to KMP.

Details in respect to fees and benefits paid to Elected Members may be found at Note 30.

**\*\* Post-employment benefits**

These amounts are the current-year's estimated cost of providing for the Shire's superannuation contributions made during the year.

**\*\*\* Other long term benefits**

These amounts represent long service benefits accruing during the year.

**\*\*\*\* Termination benefits**

These amounts represent termination benefits paid to KMP (Note: this may or may not be applicable in any given year).

**SHIRE OF BEVERLEY**  
**NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**  
**FOR THE YEAR ENDED 30TH JUNE 2022**

**35. RELATED PARTY DISCLOSURES (Continued)**

**(b) Related Party Disclosures**

**i) Ordinary Citizen Transactions**

Use of facilities or any other Council provided service where a discount or special terms were applied that would not otherwise be offered to any other person.

<b>KMP/Elected Member</b>	<b>Related Party</b>	<b>Nature</b>	<b>Value</b>
Chief Executive Officer	N/A	Subsidised Gym Membership	200
Deputy Chief Executive Officer	N/A	Subsidised Gym Membership	200
Manager of Works	N/A	Subsidised Gym Membership	200
Manager of Planning and Development Services	N/A	Subsidised Gym Membership	200

**ii) Leasing Agreements - Domestic Residential**

Use of Council owned Domestic Residential Property whether by lease agreement or provisions under any other special terms that would not otherwise be offered to any other member of the public.

<b>KMP/Elected Member</b>	<b>Related Party</b>	<b>Nature</b>	<b>Value</b>
Chief Executive Officer	N/A	Subsidised Housing Lease	13,000
Deputy Chief Executive Officer	N/A	Subsidised Housing Lease	13,000
Manager of Planning and Development Services	N/A	Subsidised Housing Lease	13,000

**iii) Leasing Agreements - Commercial**

Use of Council owned Commercial Property whether by lease agreement or provisions under any other special terms that would not otherwise be offered to any other member of the public.

<b>KMP/Elected Member</b>	<b>Related Party</b>	<b>Nature</b>	<b>Value</b>
Manager of Planning and Development Services	Fun 2B Kids Family Day Care	Commercial lease of Office Space.	17,698

**The Independent Audit Report will be Provided by your Auditor**

**The Independent Audit Report will be Provided by your Auditor**

**The Independent Audit Report will be Provided by your Auditor**

**SHIRE OF BEVERLEY  
COUNCILLOR'S DECLARATION  
FOR THE YEAR ENDED 30TH JUNE 2022**

In accordance with a resolution of the Councillors of the Shire of Beverley, we state that:

1. In the opinion of the Councillors:
  - 1.1 the financial statements and notes of the Shire of Beverley are in accordance with the Local Government Act 1995 and Regulations, including:
    - (a) giving a true and fair view of the Shire of Beverley's financial position as at 30 June 2022 and of its performance for the year ended on that date; and,
    - (b) complying with applicable Australian Accounting Standards; and
  - 1.2 there are reasonable grounds to believe that the Shire of Beverley will be able to pay its debts as and when they become due and payable.

On behalf of the Council:

**Cr D W White**  
President

**Cr C J Lawlor**  
Deputy President

Dated this <sup>th</sup> day of October 2022

## **12. ADMINISTRATION**

### **12.1 Annual Electors Meeting**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>19 October 2022</b>
<b>Applicant:</b>	<b>Shire of Beverley</b>
<b>File Reference:</b>	<b>ADM 0047</b>
<b>Author and Position:</b>	<b>S.P. Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Occurs Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Nil</b>

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#### **SUMMARY**

Council to select a suitable date to hold the Annual Electors Meeting subject to the approval of the Annual Report at the Audit and Risk Committee Meeting scheduled for 10am, 25 October 2022.

#### **BACKGROUND**

Following the receipt of the Annual Report, a suitable date must be chosen to convene the Annual Electors Meeting.

#### **COMMENT**

As per legislation, an Electors Meeting must be held within 56 days of Council receiving the corresponding financial year's Annual Report.

Should the Annual report be received at this Council meeting, the last date on which the Annual Electors Meeting can be held is Monday 19 December 2022.

With the exception of 2022, Annual Electors Meetings have generally been held in the evening. Attendance by the public is listed below:

2022 – 8 people (daytime meeting)  
2021 – 5 people (for 19/20 year)  
2020 – (no meeting)  
2019 – 7 people  
2018 – 11 people  
2017 – 13 people

Management propose that a meeting be held on Wednesday 7 December 2022, 10am at the Cornerstone. This will allow for an adequate advertising period.

The Cornerstone Function Room is available as is the Town Hall as a backup if more than 30 people attend.

Council are welcome to approve or change the proposed time and date.



## STATUTORY ENVIRONMENT

### 5.27. Electors' general meetings

- (1) A general meeting of the electors of a district is to be held once every financial year.
- (2) A general meeting is to be held on a day selected by the local government but not more than 56 days after the local government accepts the annual report for the previous financial year.
- (3) The matters to be discussed at general electors' meetings are to be those prescribed.

## FINANCIAL IMPLICATIONS

Nil

## STRATEGIC IMPLICATIONS

Nil

## POLICY IMPLICATIONS

Nil

## RISK IMPLICATIONS

Failure hold an Annual Electors Meeting would result in non-compliance *Local Government Act 1995*.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
Likelihood					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Simple Majority

## OFFICER'S RECOMMENDATION

That;

1. Council advertise and hold the Annual Electors Meeting on Wednesday 7 December 2022 commencing at 10am; and
2. the availability of the 2021/22 Annual Report be advertised in the November and December issues of the Beverley Blarney.

## **12.2 Local Government Reform – Changes to Council Size**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>10 October 2022</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0102</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>September 2022 Information Bulletin</b>
<b>Disclosure(s) Of Interest:</b>	<b>N/A</b>
<b>Attachments:</b>	<b>Representation Review Advertisement Discussion Paper (under separate cover)</b>

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### **SUMMARY**

Council to consider its options to reduce from a Council of 9 elected members to either 5,6 or 7 members and the consultation process.

### **BACKGROUND**

Reforms to the Local Government Act were initiated in 2019. On 27 June 2019 the Local Government Legislation Amendment Act 2019 was passed by Parliament. This Act addressed the following key areas: elected member training, the treatment of gifts, a new code of conduct, changes to the Standards Panel, best practice standards for CEO recruitment, performance review and early termination; and greater transparency through more information being made more easily accessible online. The Shire of Beverley adopted new code of conducts, amended its CEO recruitment policy and ensured all required information was available on our website.

Further to those reforms, six new reforms based on themes were announced:

1. Earlier intervention, effective regulation and stronger penalties
2. Reducing red tape, increasing consistency and simplicity
3. Greater transparency and accountability
4. Stronger local democracy and community engagement
5. Clear roles and responsibilities
6. Improved financial management and reporting.

The Department of Local Government, Sport and Cultural Industries invited comments from Local Governments and the wider community to inform implementation of the reforms. The consultation period ran from the 10 November 2021 to 25 February 2022. In January 2022 the Shire of Beverley Council submitted its responses to the suggested reforms.

In its submission, the Shire of Beverley strongly opposed the original reform that Local Governments with a population of 5000 be reduced to just 5 Councillors. Fortunately, most smaller local governments agreed and the new wider reforms announced by the Minister on 3 July 2022 amended that Councils with a population of 5000 or less may decide to have 5, 6 or 7 Councillors.

On 20 September 2022 Minister for Local Government Hon. John Carey advised all Western Australian local governments of pathways to the election reforms (which were announced as a wider package of local government reforms on 3 July 2022).

As part of the reforms new requirements will be introduced to provide for:

- the introduction of optional preferential voting
- directly elected mayors and presidents for band 1 and 2 local governments
- councillor numbers based on population
- the removal of wards for band 3 and 4 local governments.

While drafting of the Amendment Bill is ongoing and expected to be introduced in early 2023, the Minister has advised that two pathways to make the transitions at the 2023 Ordinary Local Government elections must now be initiated.

The advice outlines two approaches.

### **Voluntary Pathway**

This pathway will require the Council to make the steps outlined below, and could involve staging any larger changes in the number of councillors over two ordinary elections. This pathway provides the greatest possible lead time to plan for next year's ordinary elections.

If Council wishes to undertake this process, it should, by 28 October 2022:

- Advise the DLGSC of its intention to undertake a voluntary process. This advice should include a high-level plan outlining the potential changes to be implemented for the ordinary elections to be held in 2023 (and in 2025, if applicable); and
- Initiate a Ward and Representation Review to determine the specific changes to the structure of the council for the 2023 and 2025 ordinary elections, to be completed by 14 February 2023.

### **Reform Election Pathway**

Alternatively, it is intended that the Amendment Act will provide for all changes to be implemented through reform elections in 2023. This pathway would provide that all of the Council's offices can be declared vacant, all wards can be abolished (if applicable), and the number of Council offices would be set based on the reform proposals.

Elections would then be held to fill all Council offices, with a split between two and four year terms as might be necessary to re-establish an ordinary election cycle.

Local Governments may specifically decide to follow the Reform Election Pathway. If this is the Council's intention, advice to the DLGSC is required by 28 October 2022.

It is also intended that the Amendment Act will contain provisions for the Reform Election Pathway to apply if a local government:

- Does not advise of an intention to follow the Voluntary Pathway, or
- Decides to follow the Voluntary Pathway, but does not suitably complete a Ward and Representation Review by the dates outlined.

## **COMMENT**

At the September Council Briefing Session, Shire management advised Council it wishes to voluntarily keep a Council of seven members and Council appeared to be in agreeance.

If Council choses the Reform Election Pathway over the Voluntary Pathway there is the potential to have seven completely new Councillors. This is not practical and provides no consistency when our current Councillors have completed their training, understand the decision-making process in Local Government and are very knowledgeable on current Shire matters. Whilst seven new councillors is unlikely to occur, it could happen.

If Council reduces to less than seven Councillors and being in a smaller Community, there is a high probability to have issues reaching a quorum if there is illness, declarations of interest, leave of absence or other work/community commitments amongst the Councillors.

Staff are of the opinion that the higher number of Councillors will be a better representation of the spread of ratepayers across the Shire. If there were only five Councillors and there were three in attendance, there really would be a question of the Community being adequately represented. Having only five Councillors will also limit the ability to create a diverse Council.

Reducing Councillor numbers will increase the burden of responsibility and place a higher task on fewer Councillors The workload balance of Councillors being on Council, Committee's and Community groups will be critical and possibly result in future disinterest nominating for Council.

Fortunately not seen in Beverley, there is the potential in small groups or an individual to dominate in a group, and/or unduly influence or more easily work against others. Often people do not speak up in a smaller group if they do not feel there is support for their argument. In a larger group there may be more opinions, arguments and comments to listen to and make a more informed decision than that of a small group.

To voluntary reduce to seven Councillors, there are two options available:

### **Option 1**

At the 2023 Election the usual four positions (currently held by Cr's Lawlor, Gogol, Norman and Seed) will reduce to three vacancies.

From 2023 – 2025 the Shire will operate with 8 Councillors.

Then at the 2025 Election the usual five positions (currently held by Cr's White, Davis, Maxwell, Martin and Sattler) will reduce to four vacancies.

After the 2025 Election we will then have the required 7 Councillors.

### **Option 2**

At the 2023 Election the usual four positions (again, currently held by Crs Lawlor, Gogol, Norman and Seed) will reduce to two vacancies and immediately meet the

required 7 councillors. However at the 2025 Election, one or two of the five positions up for election that year should be a 2 year term.

It will be recommended to Council that the Voluntary Pathway be taken, using the Option 1 process and that a representation review be advertised. An information paper will be available discussing Council's intention of reducing from nine Councillors to seven Councillors. If Council are in agreeance, advertising of the review will begin on Wednesday 26 October 2022 and public comment will close on Wednesday 7 December 2022. This will allow a period of 6 weeks for the Community to comment.

It should be noted that the initial advertisement cannot state Councils preferred position but the Information paper can discuss it.

The advertisement and information paper are attached.

## **STATUTORY ENVIRONMENT**

Local Government Act 1995

Division 4 — Membership and size of the council

2.17. Members of council

- (1) If the method of filling the office of mayor or president is election by electors, the council is to consist of —
  - (a) the mayor or president; and
  - (b) not less than 5 nor more than 14 councillors one of whom is to hold the office of deputy mayor or deputy president in conjunction with his or her office as a councillor.

7. Reviews

- (1) Before carrying out a review a local government has to give local public notice advising —
  - (a) that the review is to be carried out; and
  - (b) that submissions may be made to the local government before a day fixed by the notice, being a day that is not less than 6 weeks after the notice is first given.
- (2) In carrying out the review the local government is to consider submissions made to it before the day fixed by the notice.

## CONSULTATION

Council  
Department of Local Government  
Representation Review - Community

## FINANCIAL IMPLICATIONS

N/A at the review stage.

## STRATEGIC IMPLICATIONS

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

## POLICY IMPLICATIONS

N/A

## RISK IMPLICATIONS

If Council do not provide written advice by Friday 28 October 2022 of its intentions it will have no choice but to follow the Reform Pathway. Taking the voluntary pathway allows Council to have Community input and make informed decisions.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Absolute Majority

## OFFICER'S RECOMMENDATION

That Council;

1. Provide formal written advice to the Department of Local Government Sport and Communities that it will be taking the Voluntary Pathway and it plans to implement the changes at the Ordinary Election in 2023 and in 2025.
2. Advertise the Review of System of Representation from Wednesday 26 October 2022.
3. Close the public submission period for the Review of System of Representation on Wednesday 7 December 2022 at 4pm.

## Attachment 12.2 – Advertisement

### **Shire of Beverley Review of System of Representation**

The Shire of Beverley is conducting a review of its system of representation and invites public participation in the review. The review is a result of the Local Government Reforms announced by the Minister for Local Government on 20 September 2022 which will see Councillor numbers reduced based on population.

The number of elected Councillors and the no ward structure will be assessed, though this does not limit the matters that members of the community can raise in relation to the system of representation in the Shire.

This assessment will take into account the views of the community and outline any other matters that may be considered.

Public Submissions are invited by hand, post or email and must be submitted to the Shire of Beverley at:

Shire of Beverley  
PO Box 20  
136 Vincent Street  
BEVERLEY WA 6304

Email [ali.lewis@beverley.wa.gov.au](mailto:ali.lewis@beverley.wa.gov.au)

(if emailing please ensure the subject line states Review of System of Representation)

**Submissions must be received no later than 4:00pm Wednesday 7 December 2022.**

**For further information and a copy of the discussion paper please either contact the Shire Office on 9646 1200 or visit the Shire website.**

## **12.3 Policy Manual Annual Review**

<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>17 October 2022</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0468</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Policy Manual – Under Separate Cover</b>

### **SUMMARY**

Council to adopt any changes made through the annual review of the Shire of Beverley Policy Manual.

### **BACKGROUND**

Council are required to complete an annual review of the Policy Manual. The Policy Manual was last reviewed in November 2021.

### **COMMENT**

Listed below are the new policies added since the November 2021 review.

Policy Name	New
Staff Leave COVID 19	New
ICT Usage Policy	New
Appointment of an Acting CEO	New
Memorial Seat Policy	New
Grader Loading	New
Higher Duties Allowance	New
New Staff Remuneration	New

All Shire Staff were asked to review the policies relevant to their work area, below are the changes requested:

Policy Title	Page	Policy No.	Suggested Changes
1.13 COVID-19 Financial Hardship Policy	27	AF013	<ul style="list-style-type: none"> <li>Delete and Remove Policy</li> </ul>
3.8 Community Bus	72	C008	<ul style="list-style-type: none"> <li>Remove the word “encouraged”</li> </ul>
4.2 Council Agendas	97	EM002	<ul style="list-style-type: none"> <li>Change to ‘discussion papers will be delivered electronically’</li> </ul>
9.5 Protective Clothing – Outside Staff	139	S005	<ul style="list-style-type: none"> <li>Change title to “Personal Protective Equipment”</li> <li>Add Legal Subsidiary – Work Health &amp; Safety Regulations (General) 2022</li> <li>Add Personal in front of Protective Clothing</li> </ul>



Policy Title	Page	Policy No.	Suggested Changes
9.7 Injury Management and Rehabilitation	141	S007	<ul style="list-style-type: none"> <li>Delete previous policy and replace with new attached policy.</li> </ul>
9.8 Noise	142	S008	<ul style="list-style-type: none"> <li>Change all reference to Occupational Health and Safety to Work Health and Safety or Work Health &amp; Safety Act 2020.</li> <li>Amend reference to regulation - Change to Work Health &amp; Safety Regulations (General) 56.</li> <li>Add Legal Subsidiary – Work Health &amp; Safety Regulations (General) 2022.</li> </ul>
9.9 Occupational Health & Safety Policy	143	S009	<ul style="list-style-type: none"> <li>Delete previous policy and replace with new attached policy.</li> </ul>
9.23 Service Pay Allowance	163	S023	<ul style="list-style-type: none"> <li>“That the following Service Pay Allowances, as set out below, are paid to all current and future employees <b>with the exception of employees designated in Policy S003.</b>”</li> </ul>
9.27 Drug and Alcohol Policy	169	S027	<ul style="list-style-type: none"> <li>Change all reference to Occupational Health and Safety to Work Health and Safety or Work Health &amp; Safety Act 2020.</li> </ul>
9.30 Staff COVID-19 Isolation Leave	181	S030	<ul style="list-style-type: none"> <li>Now that isolation is no longer mandatory, delete or suspend policy.</li> </ul>

### STATUTORY ENVIRONMENT

*Local Government Act 1995* – Section 2.7 (2) (b) – The Council is to determine the Local Government’s policies.

### FINANCIAL IMPLICATIONS

Nil

### STRATEGIC IMPLICATIONS

Strategic Community Plan

Goal 12 – Council leads the organisation and engages with community in an accountable and professional manner.

### POLICY IMPLICATIONS

A001: Policy Manual

## **VOTING REQUIREMENTS**

Absolute Majority

## **OFFICER'S RECOMMENDATION**

That Council adopt any changes made in the annual review of the Policy Manual and incorporate them within the working document.

Attachment 12.3 – New Injury and Rehabilitation Policy (to replace previous S007)

**9.7 Injury Management and Rehabilitation**

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	

<b>Policy No:</b>	<b>S007</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
1. Work Health & Safety Act 2020

<b>Legal (Subsidiary):</b>
1. Workers Compensation and Injury Management Act 1981

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>INJURY MANAGEMENT AND REHABILITATION</b>
<b>Objective:</b>	<b>To comply with the Work Health &amp; Safety Act 2020 &amp; Workers Compensation and Injury Management Act 1981 in relation to work related injury and rehabilitation.</b>

**POLICY SCOPE**

This policy applies to all Shire of Beverley workers who sustain injury, illness or disability during direct work-related activities.

**POLICY STATEMENT**

It is the policy of the Shire of Beverley:

- a) To make provision for the injury management and rehabilitation of all workers who have sustained a compensable work-related illness, injury or disability.
- b) To treat all workers with dignity and respect.
- c) To guarantee that all information is treated with sensitivity and confidentiality.
- d) To return the injured worker to the fullest capacity for gainful employment of which they are capable.

The 'Key Principles of Injury Management', as identified by WorkCover, will be adopted. They are:

- 1. Recognition that employers and injured workers are the primary stakeholders within the workers' compensation system.
- 2. Maintenance in or a safe return to work is the expected outcome.
- 3. Medical practitioners and employers play a central decision-making role in the return to work of injured workers.
- 4. The focus of all services should be workplace based.

### Attachment 12.3 – New Injury and Rehabilitation Policy (to replace previous S007)

5. The injury management process should be transparent, cost effective and efficient.
6. Early intervention and pro-active injury management is critical in achieving return to work goals.
7. When vocational rehabilitation is required, all parties are involved in a process that is transparent and requires joint decision making.

Attachment 12.3 – New Policy to replace previous S009

**9.9 Work Health and Safety**

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	October 2022

<b>Policy No:</b>	<b>S009</b>
<b>Date Last Reviewed:</b>	11 <sup>th</sup> October 2022

<b>Legal (Parent):</b> Work Health & Safety Act 2020
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<b>Legal (Subsidiary):</b> Work Health & Safety Regulations (General) 2022
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>WORK HEALTH AND SAFETY</b>
<b>Objective:</b>	<b>To promote sound and effective Work Health and Safety practices as a common objective for the Chief Executive Officer, Senior Staff, Employees and Contractors.</b>

**Policy Objective**

To confirm the Shire of Beverley commitment to and outline the principles regarding the management of Work Health and Safety in the workplace.

**Policy Scope**

This policy applies to all elected members, employees, volunteers and contractors of the Shire of Beverley.

**Policy Statement**

We at the Shire of Beverley believe that the safety, health and well-being of all people employed by us, or people affected by our work, is a priority and must be considered during all work performed by us or on our behalf.

**Objectives**

The objectives of this policy are to, as far as reasonably practicable:

- Achieve a safe and incident free workplace.
- Provide adequate training, instruction and supervision to enable employees to perform their work safely and effectively.
- Involve employees and subcontractors in the decision-making process through regular communication and consultation.
- Ensure employees and contractors identify and control risks when in the workplace.
- Consider Work Health and Safety in project planning and work activities.

### Attachment 12.3 – New Policy to replace previous S009

The success of our Work Health and Safety performance depends on:

- The commitment of all persons
- Allocation of resources and achieving the policy objectives.
- Planning work activities with due consideration given to Work Health and Safety.
- Undertaking the risk management process in an effective manner.
- Communicating and consulting with our employees and contractors.

We are committed to fulfilling the objectives of this policy and expect the same of all employees and contractors working on our behalf.

<b>Chief Executive Officer</b>	<b>Work Health &amp; Safety Officer</b>	<b>Shire President</b>	<b>Action</b>
<i>Stephen Gollan</i>	<i>Ashleigh Fleay</i>	<i>David White</i>	<i>Reviewed, Amended &amp; Adopted October 22</i>

# Policy Manual

Shire of Beverley







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# 1. Accounting & Finance

## 1.1 Depreciation

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	Depreciation
<b>Objective:</b>	To establish the depreciation method and rates for the Shire of Beverley.

### Policy

#### **Depreciation - Method**

All Property, Plant and Equipment to be depreciated using the straight line method.

From 1 July 1993, assets are to be depreciated from date of acquisition or, in the case of internally constructed assets, from the time the asset is completed and held ready for use.

#### **Depreciation – Rates**

All Property, Plant and Equipment, including freehold land, are depreciated as follows:

Land (freehold)	-	Nil
Buildings – Housing	-	25 years
Buildings – Public Buildings	-	50 years
Plant and Equipment	-	5 years
Light Plant	-	10 years
Heavy Plant	-	15 years
Furniture and Equipment	-	10 years
Office Equipment (Electronic)	-	5 years
Office Equipment (Computers)	-	3 years

## 1.2 Annual and Long Service Liability

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>ANNUAL AND LONG SERVICE LIABILITY</b>
<b>Objective:</b>	<b>To establish annual and long service liabilities.</b>

### Policy

Each year, the accrued liability for annual leave and long service for that year is calculated on the presumption that all employees remain in service.

Employees are to accrue no more than 40 days annual leave.

Council may allocate funds to the Leave Reserve to cover the liability if leave is not taken within the current financial year.

Policy Amended: 25 October 2016

### 1.3 Corporate Credit Card

<b>Policy Type:</b>	Finance and Accounting
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>CORPORATE CREDIT CARD</b>
<b>Objective:</b>	<b>To provide Council and Staff with consistent guidelines for the use of the Credit Card.</b>

#### Policy

##### **Use of the Corporate Credit Card**

The use of the Corporate Credit Card is only approved if there is a demonstrated need and advantage to the Shire. These include:

- Elimination or reducing time spent on paper based ordering and payments;
- Reduction of administrative costs;
- Reducing the number of payments per month;
- Provision of a useful resource in an emergency situation; and
- Reducing the need to carry cash on the premises.

##### **Applications for a Corporate Credit Card and Approval**

All applications for a Corporate Credit Card shall be approved by the Chief Executive Officer.

In the case of the Chief Executive Officer, the Council shall approve the application and determine the conditions for use and maximum credit limit and credit limit for each individual transaction.

##### **Register**

A register shall be maintained by the Deputy Chief Executive Officer of any Credit Cards issued. The register shall include:

- Date of approval by Chief Executive officer;
- Name of card holder;
- Conditions of use of the card; and
- A review date for continuing use of the card, not exceeding 24 months.

##### **Issuing of Corporate Credit Cards to Elected Members**

- (1) The Local Government Act does not make provision for the issuing of credit cards to Elected Members. (A Local Government can only pay allowances or reimburse expenses to an Elected Member).
- (2) Elected Members shall not be issued with a Corporate Credit Card as there are no provisions within the Act which allow an Elected Member to incur a debt.

## **Policies and Procedures Governing the Use of the Corporate Credit Card**

The following shall be controlling the use of the Corporate Credit Card:

### **General:**

- An agreement is to be signed by the cardholder, which sets out the cardholder's responsibilities and legal obligations when using the Credit Card;
- A register by the Deputy Executive Officer of all current cardholders should be kept which includes card numbers, expiry date of the Credit Card, credit limit and details of goods and services the cardholder has authority to purchase;
- All new and existing cardholders shall be provided with a copy of the policies relating to the use of Credit Cards;
- When an employee misplaces their Credit Card, they shall promptly report the matter to the Deputy Chief Executive Officer who shall immediately cancel the card;
- When on extended periods of leave, the cardholder is to hand in their credit card to the Deputy Chief Executive Officer until their return;
- Credit Cards shall not be transferred to other users;
- Use of the reward schemes, such as Fly Buys, will not be permitted for personal gain;
- All surrendered Credit Cards shall be destroyed by the Deputy Chief Executive Officer in the presence of another employee;
- In the event that a cardholder fails to comply with the policy's requirements, the Chief Executive Officer shall withdraw the use of the Corporate Credit Card and take appropriate disciplinary action.
- All criminal/illegal acts of alleged misuse shall be reported to the Police and other relevant authorities; and
- The use of Corporate Credit Cards for personal entertainment uses is prohibited.

### **Purchasing**

- Credit Cards shall only be used for purchasing goods and services on behalf of the Shire;
- Personal expenditure is strictly prohibited;
- A Credit Card shall not be used for cash withdrawals;
- Maximum credit limit shall be based on the cardholder's need and approved by the Chief Executive Officer and Council. The following will be used as a guide: -

Maximum credit limit and transaction limit per card will be as follows:

Name	\$ Credit Limit Per Month	\$ Maximum Credit Limit per Transaction
Chief Executive Officer	10,000.00	5,000.00
Manager of Works	5,000.00	5,000.00
Avondale Museum	500.00	500.00

- Purchases made by email, telephone or over the internet to be authorised by the Chief Executive Officer and all paperwork is to be kept and payments verified;

### **Payments**

- The cardholder shall provide appropriate and sufficient documentary evidence of all charges, as required, on a regular basis;
- Time frames for all payment of accounts shall be monitored by the Deputy Chief Executive Officer to ensure that credit charges are minimised and accounts are paid so as not to incur a penalty or interest;
- Cardholders cannot approve expenditure incurred on their own cards – these will be referred to the Chief Executive Officer for approval – the Chief Executive Officer shall refer any such instances to the Deputy Chief Executive Officer.
- A separate itemised account will be presented to Council each month as part of the "Accounts Paid by Authority" Agenda item.

Policy Amended: 25 October 2016

Policy Amended: 26 September 2017

Policy Amended: 27 August 2019

Policy Amended: 25 August 2020

Policy Amended: 23 November 2021

## 1.4 Investing Surplus Funds

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Financial Management Act 2006

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>INVESTING SURPLUS FUNDS</b>
<b>Objective:</b>	<b>To provide guidelines for investing surplus funds.</b>

### Policy

1. The Deputy Chief Executive Officer reviews the cash position of the Council. During the review the Deputy Chief Executive Officer considers such things as the balance of sundry creditors and debtors, supply orders outstanding, normal operating expenses such as payroll and loan repayments and any other abnormal payments.
2. Any cash held, in excess of current requirements, is transferred to interest bearing term deposits for an appropriate period of time. The maximum periods are set as follows:

Municipal Account	6 months
Reserve Account	1 year
3. The nature, location and transactions relating to each investment are documented in an investment register (Financial Management Regulation 19 (2)). Investments are reconciled and recorded in the general ledger each month and are reported to Council.



## 1.5 Bank Accounts and Payments

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1. LG (Financial Management) Regulations 1996

ADOPTED POLICY	
<b>Title:</b>	<b>BANK ACCOUNTS AND PAYMENTS</b>
<b>Objective:</b>	<b>To provide a signing policy for all bank accounts.</b>

### Policy

1. That the Chief Executive Officer and the Deputy Chief Executive Officer are the authorised signatories to enable effective and efficient payment of accounts on behalf of the Shire of Beverley.
2. All payments including the Municipal Fund, the Trust Fund, Payroll and all Electronic Fund Transfers must have the signatures of **both** the Chief Executive Officer and the Deputy Chief Executive Officer.
3. Where either the Chief Executive Officer or the Deputy Chief Executive Officer are unavailable, the payment will be authorised by one Councillor and either the Chief Executive Officer or the Deputy Chief Executive Officer.
4. Where both the Chief Executive Officer and Deputy Chief Executive Officer are unavailable, the President and one Councillor may authorise payments.
5. Where the Chief Executive Officer or Deputy Chief Executive Officer are claimants for an expense reimbursement, they shall not authorise the payment. Such reimbursement payments shall be authorised as per point three (3) above.

Policy Amended: March 2015  
 Policy Amended: May 2015  
 Policy Amended: 27 August 2019

## 1.6 Rates Recovery

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>RATES RECOVERY</b>
<b>Objective:</b>	<b>To collect all rates, annual charges and user charges due to Council in an efficient and effective manner. This policy is also to ensure that ratepayers who do not meet their obligations to Council will be treated in a fair and consistent manner by providing firm guidelines for the Rates Officer to follow.</b>

### Policy

Council authorises the Chief Executive Officer to make arrangements with ratepayers to clear debts and further Council authorises the Chief Executive Officer to take appropriate action to recover overdue Rates and Charges, ensuring the most cost effective method is used.

There will be no general distinction made for pensioners or any class of ratepayer, with each case being individually dealt with according to the circumstances. Council is aware that at different times ratepayers may experience genuine hardship in meeting rate payments and upon application suitable arrangements for the payment of rates will be considered.

The Shire of Beverley levies rates on an annual basis, with some exceptions. In accordance with legislation the ratepayer is given a minimum of 35 days, from the date of issue, to pay their rates. After this date, if an instalment option has not been chosen, rates are considered overdue and in arrears. Arrears are subject to a penalty interest, calculated daily.

- Where rates remain outstanding 14 days after the due date shown on the Rate Notice and the ratepayer has NOT elected to pay by the 4-instalment option, an Overdue Notice shall be issued requesting full payment within 7 days.
- Where rates still remain outstanding after the 7 days, a Final Notice shall be issued requesting immediate payment.
- Rates remaining unpaid after the expiry date on the Final Notice will be examined for the purpose of issuing a Notice of Intention to Summons.
- Where a payment still remains outstanding, despite the issue of a Notice of Summons, and the ratepayer has not entered into a payment arrangement a Claim (Summons) will be issued for recovery, provided the debt is greater than \$1,000.

- Where a Claim has been issued and remains unsatisfied, action will be taken to pursue that Claim by a Collection agency to secure payment of the debt.
- Following the issue of a Claim and addition of legal costs, a reasonable offer to discharge a rate account will not be refused.
- 'Payments by Special Arrangement' instalments will be calculated so that the minimum repayment will clear, or substantially reduce, the balance owing by the end of the current financial year, with a minimum repayment of \$50/week. A new arrangement must be entered into each financial year.
- Failure to adhere to a payment arrangement that has been put in place will result in legal action for recovery of unpaid rates and charges.
- Legal proceedings will continue until payment of rates imposed is secured. This includes the issue of a Property Seizure and Sale Order (PSSO) against goods and land if necessary.
- If a Property Seizure and Sale Order (PSSO) against land is proposed, to collect outstanding rates due, on a property where the **owner resides**, approval of Council shall be obtained before the PSSO is lodged.
- PSSO's against land will be used to collect outstanding amounts in respect to investment properties without a requirement that these be referred to Council.
- In cases where the owner of a leased or rented property, on which rates are outstanding, cannot be located, or refuses to settle rates owed, notice will be served on the lessee or tenant under the provisions of section 6.60 of the Local Government Act 1995, requiring the lessee or tenant to pay to Council the rent due under the lease/tenancy agreement as it becomes due, until the amount in arrears has been fully paid.
- Where the owner is registered for a pensioner rebate on rates and ESL (where the deferment option may be available) or where the owner is registered for a seniors rebate (25% & no deferment option); debt recovery may proceed for the collection of unpaid charges which are not subject to a rebate or deferment (eg: rubbish collection charges).
- Where a Rates and Charges debt remains outstanding for 3 years and legal proceedings have not been successful, Council will, under section 6.64 of the *Local Government Act 1995*:
  - Take possession of the land;
  - Lease the Land;
  - Transfer the land to the Crown; or
  - Sell the land.

Policy Amended: 23 November 2021

## 1.7 Purchasing and Procurement

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1. Local Government Regulations 1996

ADOPTED POLICY	
<b>Title:</b>	<b>PURCHASING AND PROCUREMENT</b>
<b>Objective:</b>	<b>To ensure consistency for all purchasing activities that occur within all the Shire of Beverley operational areas and to provide compliance with the Local Government Act 1995 and the Local Government (Functions and General) Regulations 1996.</b>

### Policy

#### **INTENT**

The intent of this policy is to provide clear direction to staff when carrying out purchasing of goods and services for the Shire of Beverley and to ensure that purchasing is undertaken in an efficient, effective, economical and sustainable manner that provides transparency and accountability of the procurement process. This policy:

- Provides the Shire of Beverley with an effective way of purchasing goods and services.
- Ensures that purchasing transactions are carried out in a fair and equitable manner.
- Strengthens integrity and confidence in the purchasing system.
- Ensures that the Shire of Beverley receives value for money in its purchasing.
- Provides for the Shire of Beverley to consider the environmental impact of the procurement process across the life cycle of goods and services.
- Ensures the Shire of Beverley is compliant with all regulatory obligations.
- Promotes effective governance and definition of roles and responsibilities.
- Apply purchasing practices that withstands probity.

#### **ETHICS AND INTEGRITY**

All officers and employees of the Shire of Beverley shall observe the highest standards of ethics and integrity in undertaking purchasing activity and act in an honest and professional manner that supports the good standing of the Shire of Beverley.

The following principles, standards and behaviours must be observed and enforced through all stages of the purchasing process to ensure the fair and equitable treatment of all parties;

- Full accountability shall be taken for all purchasing decisions and the efficient, effective and proper expenditure of public monies based on achieving value for money;
- All purchasing practices shall comply with relevant legislation, regulations, and requirements consistent with the Shire of Beverley policies and code of conduct;
- Purchasing is to be undertaken on a competitive basis in which all potential suppliers are treated impartially, honestly and consistently;

- All processes, evaluations and decisions shall be transparent, free from bias and documented in accordance with applicable policies and audit requirements;
- Any actual or perceived conflicts of interest are to be identified, disclosed and appropriately managed; and
- Any information provided to the Shire of Beverley by a supplier shall be treated as commercial-in-confidence and should not be released unless authorised by the supplier or relevant legislation.

**VALUE FOR MONEY**

Value for money is an overarching principle governing purchasing that allows the best possible outcome to be achieved for the Shire of Beverley. It is important to note that compliance with the specification is more important than obtaining the lowest price, particularly taking into account user requirements, quality standards, sustainability, life cycle costing, and service benchmarks

An assessment of the best value for money outcome for any purchasing should consider:

- All relevant whole-of-life costs and benefits whole of life cycle costs (for goods) and whole of contract life costs (for services) including transaction costs associated with acquisition, delivery, distribution, as well as other costs such as but not limited to holding costs, consumables, deployment, maintenance and disposal.
- The technical merits of the goods or services being offered in terms of compliance with specifications, contractual terms and conditions and any relevant methods of assuring quality;
- Financial viability and capacity to supply without risk of default. (Competency of the prospective suppliers in terms of managerial and technical capabilities and compliance history); and
- Competition in the allocation of orders or the awarding of contracts. This is achieved by obtaining a sufficient number of competitive quotations wherever practicable.

Where a higher priced conforming offer is recommended, there should be demonstrable benefits over and above the lowest total priced, conforming offer.

**SUSTAINABLE PROCUREMENT**

Sustainable Procurement is defined as the procurement of goods and services that have less environmental and social impacts than competing products and services.

The Shire of Beverley is committed to sustainable procurement and where appropriate shall endeavour to design quotations and tenders to provide an advantage to goods, services and/or processes that minimise environmental and negative social impacts. Sustainable considerations must be balanced against value for money outcomes in accordance with any Shire of Beverley sustainability objectives.

**PURCHASING THRESHOLD**

Where the value of procurement (excluding GST) for the value of the contract over the full contract period (including options to extend) is, or is expected to be:

Amount of Purchase	Requirements
Up to \$5,000	Direct purchase from supplier at purchaser(s) discretion.
\$5,001 - \$29,999	One written quote.
\$30,000 - \$49,999	Obtain at least two written quotations.
\$50,000 - \$249,999	Obtain at least three written quotations containing price and specification of goods and services (with procurement decision based on all value for money considerations).
\$250,000 and above	Conduct a public tender process.

Where it is considered beneficial, tenders may be called in lieu of seeking quotations for purchases under the \$250,000 threshold (excluding GST). If a decision is made to seek public tenders for Contracts of less than \$250,000, a Request for Tender process that entails all the procedures for tendering outlined in this policy must be followed in full.

The Chief Executive Officer may, where it is not possible to obtain the minimum quotations or in any other justifiable circumstances, waive the need to seek the required number of quotations prior to undertaking a purchase.

All parties providing quotations are to be notified if they are unsuccessful (note successful parties will be notified formally by issue of a purchase order).

The Shire of Beverley will compile and maintain a preferred list of suppliers if the Chief Executive Officer believes it is warranted. Only one quote, unless considered prudent to seek more, is required for prospective purchases made from a supplier listed on the Shire's preferred list of suppliers.

#### **Up to \$5,000**

Where the value of procurement of goods or services does not exceed \$5,000, direct purchase from the supplier may be made. However, it is recommended to use discretion and occasionally undertake market testing with a greater number or more formal forms of quotation to ensure best value is maintained.

This purchasing method is suitable where the purchase is relatively small and low risk.

Record keeping requirements must be maintained in accordance with record keeping policies.

#### **\$5,001 to \$29,999**

This category is for the procurement of goods or services where the value of such procurement ranges between \$5,001 and \$29,999.

A (one) written quotation is required.

The general principles for obtaining written quotations are:

- Ensure that the requirement/specification is clearly understood by the Shire of Beverley employee seeking the quotations;
- Ensure that the requirement is clearly, accurately and consistently communicated to each of the suppliers being invited to quote;

Record keeping requirements must be maintained in accordance with record keeping policies.

#### **\$30,000 to \$49,999**

For the procurement of goods or services where the value exceeds \$30,000 but is less than or equal to \$49,999, it is required to obtain at least two written quotes (commonly a sufficient number of quotes would be sought according to the type and nature of purchase).

The responsible officer is expected to demonstrate due diligence seeking quotes and to comply with any record keeping and audit requirements.

Record keeping requirements must be maintained in accordance with record keeping policies.

NOTES: The general principles relating to written quotations are:

- An appropriately detailed specification should communicate requirement(s) in a clear, concise and logical fashion.
- Invitations to quote should be issued simultaneously to ensure that all parties receive an equal opportunity to respond.
- Offer to all prospective suppliers at the same time any new information that is likely to change the requirements.
- Responses should be assessed for compliance, then value for money and all evaluations documented.
- Respondents should be advised as soon as possible after the final determination is made and approved.

#### **\$50,000 to \$249,999**

For the procurement of goods or services where the value exceeds \$50,000 but is less than or equal to \$249,999, it is required to obtain at least three written quotations containing price and a sufficient amount of information relating to the specification of goods and services being purchased.

For this procurement range, the selection should not be based on price alone, and it is recommended to consider some of the qualitative factors such as quality, stock availability, accreditation, time for completion or delivery,

warranty conditions, technology, maintenance requirements, organisation's capability, previous relevant experience and any other relevant factors as part of the assessment of the quote.

## **REGULATORY COMPLIANCE**

### **Tender Exemption**

In the following instances public tenders or quotation procedures are not required (regardless of the value of expenditure):

- An emergency situation as defined by the Local Government Act 1995;
- The purchase is under a contract of WALGA (Preferred Supplier Arrangements), Department of Treasury and Finance (permitted Common Use Arrangements), Regional Council, or another Local Government;
- The purchase is under auction which has been authorised by Council;
- The contract is for petrol, oil, or other liquid or gas used for internal combustion engines; or
- Any of the other exclusions under Regulation 11 of the Functions and General Regulations apply.

### **Sole Source of Supply (Monopoly Suppliers)**

The procurement of goods and/or services available from only one private sector source of supply (i.e. manufacturer, supplier or agency) is permitted without the need to call competitive quotations provided that there must genuinely be only one source of supply. Every endeavour to find alternative sources must be made. Written confirmation of this must be kept on file for later audit.

**Note:** The application of provision "sole source of supply" should only occur in limited cases and procurement experience indicates that generally more than one supplier is able to provide the requirements.

### **Anti-Avoidance**

The Shire of Beverley shall not enter two or more contracts of a similar nature for the purpose of splitting the value of the contracts to take the value of consideration below the level of \$250,000, thereby avoiding the need to publicly tender.

### **Tender Criteria**

The Shire of Beverley shall, before tenders are publicly invited, determine in writing the criteria for deciding which tender should be accepted.

An evaluation panel shall be established prior to the advertising of a tender and include a mix of skills and experience relevant to the nature of the purchase.

### **Advertising Tenders**

Tenders are to be advertised in a state-wide publication e.g. "The West Australian" newspaper, Local Government Tenders section, preferably on a Wednesday or Saturday.

The tender must remain open for at least 14 days after the date the tender is advertised.

The notice must include:

- a brief description of the goods or services required;
- information as to where and how tenders may be submitted;
- the date and time after which tenders cannot be submitted;
- particulars identifying a person from who more detailed information as to tendering may be obtained;

detailed information shall include:

- detailed specifications of the goods or services required;
- the criteria for deciding which (if any) tender should be accepted; and
- how tenders are to be submitted: by hand, post or other electronic means

### **Issuing Tender Documentation**

Tenders will not be made available (counter, mail, internet, referral, or other means) without a robust process to ensure the recording of details of all parties who acquire the documentation.

This is essential as if clarifications, addendums or further communication is required prior to the close of tenders, all potential tenderers must have equal access to this information.

### **Tender Deadline**

A tender that is not received in full in the required format by the advertised Tender Deadline shall be rejected.

### **Opening of Tenders**

No tenders are to be removed from the tender box, or opened (read or evaluated) prior to the Tender Deadline.

Tenders are to be opened in the presence of the Chief Executive Officer's delegated nominee and preferably at least one other Council Officer. The details of all tenders received and opened shall be recorded in the Tenders Register.

Tenders are to be opened in accordance with the advertised time and place. There is no obligation to disclose or record tendered prices at the tender opening, and price information should be regarded as *commercial-in-confidence* to the Local Government. Members of the public are entitled to be present.

At least two Shire of Beverley Officers will be present at the opening of tenders. WALGA E-Quotes are an exception and can be opened by one officer.

### **No Tenders Received**

Where the Shire of Beverley has invited tenders, however no compliant submissions have been received, direct purchases can be arranged on the basis of the following:

- a sufficient number of quotations are obtained;
- the process follows the guidelines for seeking quotations between \$40,000 and \$149,999 (listed above);
- the specification for goods and/or services remains unchanged; and
- purchasing is arranged within 6 months of the closing date of the lapsed tender.

### **Tender Evaluation**

Tenders that have not been rejected shall be assessed by the Shire of Beverley by means of a written evaluation against the pre-determined criteria. The tender evaluation panel shall assess each tender that has not been rejected to determine which tender is most advantageous.

### **Addendum to Tender**

If, after the tender has been publicly advertised, any changes, variations or adjustments to the tender document and/or the conditions of tender are required, the Shire of Beverley may vary the initial information by taking reasonable steps to give each person who has sought copies of the tender documents notice of the variation.

### **Minor Variation**

If after the tender has been publicly advertised and a successful tenderer has been chosen but before the Shire of Beverley and tenderer have entered into a Contract, a minor variation may be made by the Shire of Beverley.

A minor variation will not alter the nature of the goods and/or services procured, nor will it materially alter the specification or structure provided for by the initial tender.

### **Notification of Outcome**

Each tenderer shall be notified of the outcome of the tender following Council resolution. Notification shall include:



- The name of the successful tenderer.
- The total value of consideration of the winning offer.

The details and total value of consideration for the winning offer must also be entered into the Tenders Register at the conclusion of the tender process.

**Records Management**

All records associated with the tender process or a direct purchase process must be recorded and retained. For a tender process this includes:

- Tender documentation;
- Internal documentation;
- Evaluation documentation;
- Enquiry and response documentation;
- Notification and award documentation.

For a direct purchasing process this includes:

- Quotation documentation;
- Internal documentation;
- Order forms and requisitions.

Record retention shall be in accordance with the minimum requirements of the State Records Act, and the Shire of Beverley internal records management policy.

**OFFICERS AUTHORITY TO PURCHASE**

1. No person shall acquire any goods and/or services without first having issued an order form to the relevant provider.

(In the case where multiple purchases are made from local businesses, order forms shall be given to the supplier at least every month.)

2. Only those persons authorised to sign purchase orders shall be permitted to acquire goods and/or services.
3. The following persons are authorised to sign purchases orders:

<b>CEO .....</b>	<b>GENERAL AUTHORITY</b>
<b>DEPUTY CEO .....</b>	<b>GENERAL AUTHORITY</b>
<b>WORKS SUPERVISOR .....</b>	<b>\$100,000 MAX *</b>
<b>BUILDING SURVEYOR .....</b>	<b>\$....3,000 MAX *</b>
<b>BUILDING MAINTENANCE OFFICER.....</b>	<b>\$....3,000 MAX *</b>
<b>COMMUNITY EMERGENCY SERVICES MANAGER.....</b>	<b>\$....3,000 MAX</b>
<b>TOWN PLANNER .....</b>	<b>\$....3,000 MAX</b>
<b>LEADING HAND.....</b>	<b>\$....2,000 MAX</b>
<b>MOTOR MECHANIC.....</b>	<b>\$....2,000 MAX</b>
<b>LEADING HAND GARDNER.....</b>	<b>\$....2,000 MAX</b>
<b>ENVIRONMENTAL HEALTH OFFICER.....</b>	<b>\$....1,500 MAX</b>

\* EXEMPTION is granted for purchase of fuel stocks.  
All acquisitions should be in accordance with budget provisions or to a maximum specified cost.

Policy Amended: 26 May 2020  
Policy Amended: 28 July 2020  
Policy Amended: 23 November 2021

## 1.8 Petty Cash

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>AF008</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>PETTY CASH POLICY</b>
<b>Objective:</b>	<b>To provide direction in the appropriate use of petty cash and associated reconciliation.</b>

### Policy

Petty Cash on hand is to be to a maximum of \$100 and is to be securely stored in a locked cash box in the Administration Office safe.

Use of petty cash is restricted to the purchase of incidental items when cash is required and may include Transport Licencing transactions, such as number plate changes, and impromptu donations to charity.

The Senior Administration Officer is to monitor petty cash and reconcile quarterly, with any balancing funds to be drawn from Council's Municipal account by way of cheque requisition.

Appropriate tax invoice or other evidence of petty cash use is to be given to the Senior Administration Officer so that petty cash balance can be reconciled.

Use of petty cash for any purpose is to be authorised by the Chief Executive Officer or in their absence, the Deputy Chief Executive Officer.

## 1.9 Rates – Special Payment Agreements

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	February 2015

<b>Policy No:</b>	<b>AF009</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>SPECIAL PAYMENT AGREEMENTS</b>
<b>Objective:</b>	<b>To Achieve Timely Payment of Rates</b>

### Policy

Where a ratepayer cannot pay their Rates account in full and, for whatever reason, is not able to pay by instalments, they may request to pay by a Special Payment Agreement.

Any Special Payment Agreement is to be authorised by the Chief Executive Officer, who may use their discretion when determining payment amounts and frequency.

However, all payments under a Special Payment Agreement are to be finalised by 30 June in the same rating year.

Any variance to the agreed Special Payment Agreement may lead to the agreement being void.

The Chief Executive Officer may use their discretion in voiding Special Payment Agreements.

Only Current year rates are to be paid by Special Payment Agreement.

Special Payment Agreement payments are to be by direct debit only.

All Rates in arrears are to be cleared before a Special Payment Agreement can be entered into.

Penalty interest at the current interest rate will still be applied to any outstanding amounts.

An Administration Fee of \$30 is to be applied to each Special Payment Agreement.

The Chief Executive Officer to report Special Payment Agreements to Council via the Information Bulletin.

## 1.10 Asset Capitalisation

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	24 March 2015

<b>Policy No:</b>	<b>AF010</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1. Local Government (Financial Management) Regulations 1996

ADOPTED POLICY	
<b>Title:</b>	<b>ASSET CAPITALISATION</b>
<b>Objective:</b>	<b>To establish the method to record Assets</b>

### Policy

Assets are required to be capitalised and recorded on Council's Asset Register

1. Fixed assets less than \$5,000.00 in value (individual or grouped), are to be fully expensed at the time of purchase.
2. Where appropriate, fixed assets of a value less than \$5,000.00 (individual or grouped), are to be recorded in a Small Plant and Equipment Inventory.
3. Fixed assets over \$5,000.00 in value (individual or grouped), are to be classified, recorded in the Asset Register, and depreciated as set out in the Depreciation Policy (AF001).

Policy Amended: 21 February 2017

Policy Amended: 28 August 2018

## 1.11 Related Party Disclosure

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	22 August 2017

<b>Policy No:</b>	<b>AF011</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. AASB 124

<b>Legal (Subsidiary):</b>
1. Local Government Act 1995
2. Local Government (Financial Management) Regulations 1996.

ADOPTED POLICY	
<b>Title:</b>	<b>RELATED PARTY DISCLOSURE</b>
<b>Objective:</b>	The objective of the Policy is to ensure that the existence of certain related party relationships, related party transactions and information about the transactions, necessary for users to understand the potential effects on the Financial Statements are properly identified, recorded in Council's systems, and disclosed in Council's Annual Financial Report in compliance with AASB 124

### Policy

#### **BACKGROUND**

The relevant standard for the purpose of this Policy is *AASB 124 Related Party Disclosures*, July 2015 (AASB 124).

#### **POLICY STATEMENT**

Council in complying with disclosure requirements in AASB 124, will;

- (1) identify related party relationships, related party transactions and ordinary citizen transactions;
- (2) identify information about the related party transactions for disclosure;
- (3) establish a procedure to capture and record the related party transactions and information about those transactions;
- (4) identify the circumstances in which disclosure is required; and
- (5) determine the disclosures to be made about those items in the Annual Financial Report for the purpose of complying with AASB 124.

Refer to Shire of Beverley Related Party Disclosure Procedure Guidelines.

Policy Amended: 27 August 2019

## 1.12 Rates – Rates Exemption (Non-Rateable Land)

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	26 June 2018

<b>Policy No:</b>	<b>AF012</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	RATES EXEMPTION (NON-RATEABLE LAND)
<b>Objective:</b>	To Apply Rates Exemptions for Non-Rateable Land

### Policy

This policy aims to provide guidance to Council and Council Staff when determining if rate exemption status applies to 'non-rateable land'.

### **Legislation**

All land in an area is rateable unless it is exempt from rating. Rate exemptions may apply under specific circumstances for entities such as public benevolent institutions and public charities.

Rate Exemptions are legislative, and must be compliant. In accordance with the Local Government Act 1995 – 6.26. Rateable Land; (2) The following land is not rateable land -; (g) land used exclusively for charitable purposes.

### **Definition – Charitable Purpose**

A charitable purpose is defined at common law, as it is not currently defined in the Local Government Act 1995. *trusts for the relief of poverty; trusts for the advancement of education; trusts for the advancement of religion; or trusts for other purposes beneficial to the community.*

**Statement** – The Shire of Beverley is committed in assisting Charitable Organisations based within the Shire who provide assistance to members of the public.

Organisations are required to evidence their right to an exemption, and demonstrate the land is used exclusively for charitable purposes.

### **Application of the Policy**

General rules for application will include the following considerations.

Criteria –

An application for Charitable Rate Exemption status must be made in writing by completing a Request for Charitable Rate Exemption Form (Appendix A) and provide any supporting documentation according to the checklist on the application form.

The applicant applying for more than one property must submit a separate application for each property. This supports the principle that it is 'land use', not the applicant that is being assessed.

If the property is leased, a copy of the lease is required with the application.

### **Determination**

Applicants will be notified in writing of the Council's decision, with correspondence to include details of:

The date the exemption applies from, the section of the LG Act applicable to the exemption, the review period (ie. 2 years); and the amount of general rates reversed.

Where exemption from rates is approved, the property will still be subject to the Emergency Services Levy and any other service charges (eg Rubbish collection charges, etc).

### **Objection**

An objection should be made by the person named in the rate record as the owner of land or by the agent or attorney of the person. Where the property is leased, it should be by the leasee or by the agent or attorney of that person.

Where the application is refused, the applicant may object under s. 6.76 of the Local Government Act 1995, on the basis that the land or part of the land was not rateable land. The applicant has the right to appeal a decision made under s. 6.76 to the State Administrative Tribunal (SAT).

### **Reviews**

All properties holding rate exemption status from rates will be subject to reviews at least every 2 years to ensure continued rating exemption.

### **Delegation of Authority**

All properties holding rate exemption status applies. Council delegates authority to Chief Executive Officer to approve applications that meet all the eligibility criteria.

### **Roles and Responsibilities**

The Chief Executive Officer shall be responsible for the application of delegations of authority in regards to the policy.

The Deputy Chief Executive Officer shall be responsible for referring matters to Council in regards to this policy.

The Finance Officer, shall be responsible for the review and monitoring of the operation of the policy and be responsible for the day to day operations of the policy.

### **Relevant Documents**

Local Government Act 1995 – Section 6.26

Rates & Charitable Land Use Exemption Applications – WALGA Best Practise Guidelines

Request for Charitable Rate Exemption Form (Appendix A)



Application for Rates Exemption – Non Rateable Land

**Property Details**

Assessment # \_\_\_\_\_

Property Address - \_\_\_\_\_

**Property Owner Details**

Applicant Name - \_\_\_\_\_

Owner Name (if different from above) - \_\_\_\_\_

Postal Address - \_\_\_\_\_

E-mail Address - \_\_\_\_\_

Contact Phone Number - \_\_\_\_\_

**Applicant Details**

Contact Person \_\_\_\_\_ Position \_\_\_\_\_

Postal Address - \_\_\_\_\_

E-mail Address - \_\_\_\_\_

Contact Phone Number - \_\_\_\_\_

**Current Use of Property**

Please quote which sub-section of the Local Government Act 1995 are you claiming the rates exemption under (see over) - \_\_\_\_\_

What is the Property Used For - \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

**Office Use Only**

Title Checked - \_\_\_\_\_

Organisation Incorporated - \_\_\_\_\_

Approved/Denied \_\_\_\_\_ Date \_\_\_\_\_



### **Non Rateable Land**

Council can apply rates and charges to all land, with the following exceptions as per section 6.26, subsections s6.26(2) to s6.26(6) of the Local Government Act 1995.

6.26 (2) The following land is not rateable land –

(a) land which is the property of the Crown and –

(i) is being used or held for a public purpose; or

(ii) is unoccupied, except –

(1) Where any person is, under paragraph (e) of the definition of Owners in section 1.4, the owner of the land other than by reason of that person being the holder of a prospecting licence held under the Mining Act 1978 in respect of land the area of which does not exceed 10 ha or a miscellaneous licence held under that Act; or

(2) Where and to the extent and manner in which a person mentioned in paragraph (f) of the definition of owner in section 1.4 occupies or makes use of the land; and

(b) land in the district of a local government while it is owned by the local government and is used for the purposes of the local government other than for purposes of a trading undertaking (as that term is defined in and for the purpose of section 3.59) of the local government; and

(c) land in a district while it is owned by a regional local government and is used for the purposes of the regional local government other than for the purposes of a trading undertaking (as that term is defined in and for the purpose of section 3.59) of the regional local government; and

(d) land used or held exclusively by a religious body as a place of public worship or in relation to that worship, a place of residence of a minister of religion, a convent, nunnery or monastery, or occupied exclusively by a religious brotherhood or sisterhood; and

(e) land used exclusively by a religious body as a school for the religious instruction of children; and

(f) land used exclusively as a non-government school within the meaning of the School Education Act 1999; and

(g) land used exclusively for charitable purposes; and

(h) land vested in trustees for agricultural or horticultural show purposes; and

(i) land owned by Co-operative Bulk Handling Limited or lease from the Crown or a statutory authority (within the meaning of that term in the Financial Management Act 2006) by that company and used solely for the storage of grain where that company has agreed in writing to make a contribution to the local government; and

(j) land which is exempt from rates under any other written law; and

(k) land which is declared by the Minister to be exempt from rates.

(3) If Co-operative Bulk Handling Limited and the relevant local government cannot reach an agreement under subsection (2) (i) either that company or the local government may refer the matter to the Minister for determination of the term of the agreement and the decision of the Minister is final.

(4) The Minister may from time to time, under subsection (2)(k), declare that any land or part of any land is exempt from rates and by subsequent declaration cancel or vary the declaration.

(5) Notice of any declaration made under subsection (4) is to be published in the Gazette.

(6) Land does not cease to be used exclusively for a purpose mentioned in subsection (2) merely because it is used occasionally for another purpose which is of a charitable, benevolent, religious or public nature.

## 1.13 COVID-19 Financial Hardship Policy – Policy Suspended

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	28 April 2020

<b>Policy No:</b>	<b>AF013</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>COVID-19 FINANCIAL HARDSHIP POLICY (POLICY SUSPENDED)</b>
<b>Objective:</b>	<b>To ensure that we offer fair, equitable, consistent and dignified support to ratepayers suffering hardship, while treating all members of the community with respect during and after the COVID-19 pandemic.</b>

### Objective

To give effect to our commitment to support the whole community to meet the unprecedented challenges arising from the COVID19 pandemic, the Shire of Beverley recognises that these challenges will result in financial hardship for some of our ratepayers during the period 23 March – 31 July 2020.

This Policy is intended to ensure that we offer fair, equitable, consistent and dignified support to ratepayers suffering hardship, while treating all members of the community with respect and understanding at this difficult time

### Scope

This policy applies to:

1. Rates and service charges levied for the 2020/21 financial year.

It is a reasonable community expectation, as we deal with the effects of the pandemic that those with the capacity to pay rates will continue to do so. For this reason the Policy is not intended to provide rate relief to ratepayers who are not able to evidence financial hardship and the statutory provisions of the *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996* will apply.

### Statement

#### **Payment difficulties, hardship and vulnerability\*\*\***

Payment difficulties, or short term financial hardship, occur where a change in a person's circumstances result in an inability to pay a rates or service charge debt.

Financial hardship occurs where a person is unable to pay rates and service charges without affecting their ability to meet their basic living needs, or the basic living needs of their dependants.

The Shire of Beverley recognises the likelihood that COVID19 will increase the occurrence of payment difficulties, financial hardship and vulnerability in our community. This policy is intended to

apply to all ratepayers experiencing financial hardship regardless of their status, be they a property owner, tenant, business owner etc.

### **Anticipated Financial Hardship due to COVID19**

We recognise that many ratepayers are already experiencing financial hardship due to COVID-19. We respect and anticipate the probability that additional financial difficulties will arise when their rates are received.

We will write to ratepayers at the time their account falls into arrears, to advise them of the terms of this policy and encourage eligible ratepayers to apply for hardship consideration. Where possible and appropriate, we will also provide contact information for a recognised financial counsellor and/or other relevant support services.

### **Financial Hardship Criteria**

While evidence of hardship will be required, we recognise that not all circumstances are alike. We will take a flexible approach to a range of individual circumstances including, but not limited to, the following situations during 23 March and 31 July 2020:

- Recent unemployment or under-employment
- Sickness or recovery from sickness
- Low income or loss of income
- Unanticipated circumstances such as caring for and supporting extended family

Ratepayers are encouraged to provide any information about their individual circumstances that may be relevant for assessment. This may include demonstrating a capacity to make some payment and where possible, entering into a payment proposal. We will consider all circumstances, applying the principles of fairness, integrity and confidentiality whilst complying our statutory responsibilities.

The Chief Executive Officer will have delegated authority (and in consultation with the Rates Officer) to determine whether a hardship case exists or not based on the supporting documents and evidence provided by the applicant.

Supporting documents include:

2 months of payslips showing decrease in hours/pay due to COVID-19;

Letter from previous employer stating employment termination due to COVID-19;

Statutory Declaration from a person who is being cared for as a result of COVID-19;

Medical Certificate noting inability to work/reduction in work ability due to COVID-19 or risk of COVID-19.

### **Payment Arrangements**

Payment arrangements facilitated in accordance with Section 6.49 of the Act are of an agreed frequency and amount. These arrangements will consider the following:

- That a ratepayer has made genuine effort to meet rate and service charge obligations in the past;
- The payment arrangement will establish a known end date that is realistic and achievable;
- The ratepayer will be responsible for informing the Shire of Beverley of any change in circumstance that jeopardises the agreed payment schedule.

In the case of severe financial hardship, we reserve the right to consider waiving additional charges or interest (excluding the late payment interest applicable to the Emergency Services Levy).

### **Interest Charges**

A ratepayer that meets the Financial Hardship Criteria and enters into a payment arrangement may request a suspension or waiver of interest charges. Applications will be assessed on a case by case basis.

## **Deferment of Rates**

Deferment of rates may apply for ratepayers who have a Pensioner Card, State Concession Card or Seniors Card and Commonwealth Seniors Health Care Card registered on their property. The deferred rates balance:

- remains as a debt on the property until paid;
- becomes payable in full upon the passing of the pensioner or if the property is sold or if the pensioner ceases to reside in the property;
- may be paid at any time, BUT the concession will not apply when the rates debt is subsequently paid (deferral forfeits the right to any concession entitlement); and
- does not incur penalty interest charges.

## **Debt recovery**

We will suspend our debt recovery processes whilst negotiating a suitable payment arrangement with a debtor. Where a debtor is unable to make payments in accordance with the agreed payment plan and the debtor advises us and makes an alternative plan before defaulting on the 3<sup>rd</sup> due payment, then we will continue to suspend debt recovery processes.

Where a ratepayer has not reasonably adhered to the agreed payment plan, then for any Rates and Service Charge debts that remain outstanding on 1 July 2021, we will offer the ratepayer one further opportunity of adhering to a payment plan that will clear the total debt by the end of the 2021/2022 financial year.

Rates and service charge debts that remain outstanding at the end of the 2021/22 financial year, will then be subject to the rates debt recovery procedures prescribed in the *Local Government Act 1995*.

## **Review**

We will establish a mechanism for review of decisions made under this policy, and advise the applicant of their right to seek review and the procedure to be followed.

## **Communication and Confidentiality**

We will maintain confidential communications at all times and we undertake to communicate with a nominated support person or other third party at your request.

We will advise ratepayers of this policy and its application, when communicating in any format (i.e. verbal or written) with a ratepayer that has an outstanding rates or service charge debt.

We recognise that applicants for hardship consideration are experiencing additional stressors, and may have complex needs. We will provide additional time to respond to communication and will communicate in alternative formats where appropriate. We will ensure all communication with applicants is clear and respectful.

## **Summary**

In summary Council delegate the Chief Executive Officer authorisation to:

1. consider offering, upon request, a waiving of interest on outstanding rates between 23 March and 31 July 2020, where rates payment will be delayed for those businesses directly affected by Commonwealth and State Government's COVID-19 control measures;
2. consider offering, upon request, a waiving of interest on outstanding rates between 23 March and 31 July 2020 for those individuals that can demonstrate hardship due to the COVID-19 pandemic;

\*\*\* Adapted from the Ombudsman Western Australia publication, **Local government collection of overdue rates for people in situations of vulnerability: Good Practice Guidance:**

<http://www.ombudsman.wa.gov.au/>

**Policy Suspended: 23 November 2021**

## 1.14 Regional Price Preference

<b>Policy Type:</b>	Accounting and Finance
<b>Date Adopted:</b>	28 July 2020

<b>Policy No:</b>	<b>AF014</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
<ol style="list-style-type: none"> <li>1. Local Government Act 1995 – Sections 3.57, 5.41</li> <li>2. State Records Act 2000</li> </ol>

<b>Legal (Subsidiary):</b>
<ol style="list-style-type: none"> <li>1. Local Government (Functions and General) Regulations 1996 – Part 4A Regional price Preference.</li> </ol>

ADOPTED POLICY	
<b>Title:</b>	<b>REGIONAL PRICE PREFERENCE</b>
<b>Objective:</b>	<b>To promote and support local businesses and the community by giving preferential consideration to Regional Businesses and Regional Content when considering the provision of goods and services via tender and quotation.</b>

### Policy

#### **Regional Business Preference**

This preference enables businesses within the Prescribed Area to claim a price preference for their whole bid.

The preference will apply to all quotations of \$10,000 or greater, and all tenders invited by the Shire of Beverley.

To qualify as a Regional Business, a business must meet the following conditions:

1. A permanent office in the Prescribed Area for at least six (6) months prior to the closing date of tenders/quotations.
2. Permanent Staff based in the prescribed area.
3. The Regional Business is required to provide written evidence within the quotation/tender submission which demonstrates compliance with condition 1 and 2.

#### **Regional Content Preference**

This preference enables businesses not located within the Prescribed Area to claim a price preference for the goods and/or services purchased from within the Prescribed Area.

Note: Travel and accommodation costs associated with sending Staff/Sub Contractors from outside the Prescribed Area to work on a regional contract, are not considered regional content and are not eligible for the "Regional Content Preference".

The preference will apply to all quotations of a collective value of \$10,000 or greater, and all tenders invited by the Shire of Beverley. Businesses wishing to claim the Regional Content Preference are required to provide written evidence as described within the request for quotation/tender documentation. Businesses outside the Prescribed Area, who claim that they will use Regional Content in the delivery of the contract outcomes, will be required, as part of the contract conditions, to demonstrate that they have actually used them.

**Price Preference**

Preference will be given to a regional business by assessing their submission as if the price bids were reduced by:

- (a) 10% (up to a maximum price reduction of \$50,000) for goods and services; or
- (b) 5% (up to a maximum price reduction of \$50,000) for construction (building) services ; or
- (c) 10% (up to a maximum of \$500,000) for goods or services including construction (building), if Council is seeking tenders for the provision of those goods or services for the first time, due to those goods or services having been, until then, undertaken by Council.

**Value for Money**

Whilst price is a competitive consideration in the provision of goods and services via quotation and/or tender, it is only one aspect of the evaluation process. Value for Money principles, as described within AF007 Purchasing and Procurement will be employed by assessing the price component in conjunction with the quotation/tender selection criteria and requirements.

**Prescribed Area**

The Prescribed area is the Wheatbelt sub-region of Avon. The Avon area is the Shires of Beverley, Cunderdin, Dowerin, Goomalling, Northam, Quairading, Tammin, Toodyay and York.

**Responsibilities**

The Shire of Beverley, where practicable will:

1. Ensure that the application of a local price preference is clearly identified within the quote or tender documentation to which the preference is to be applied.
2. Operate this policy in conjunction with the Shire of Beverley Purchasing and Procurement Policy AF007 for tenders and quotations when evaluating and awarding contracts.

**Legislation**

*Local Government (Function and General) Regulations 1996 Part 4A* were amended to allow non-metropolitan local governments to offer a price preference to regional suppliers when deciding which Tender to accept. A price preference can only be applied if a local government authority has advertised and adopted a regional price preference policy.

## 2. Administration

### 2.1 Policy Manual

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>A001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>POLICY MANUAL</b>
<b>Objective:</b>	<b>To effectively review the Policy Manual.</b>

#### Policy

Council shall maintain a manual and up to date recording of the various policies of Council.

1. Additions, deletions and amendments to Council policy shall only be effected by an absolute majority of Council.
2. A review of the Policy Manual shall be conducted annually, and as and when a policy is varied by Council.
3. The Policy Manual shall be available for public inspection and comment free of charge at the Shire Administration Office. Copies will be made available for sale at a cost set by the Shire of Beverley's current fees and charges.

Policy Updated: 25 October 2016

## 2.2 Legal Advice

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>A002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>LEGAL ADVICE</b>
<b>Objective:</b>	<b>To allow the Chief Executive Officer to seek legal advice.</b>

### Policy

The Chief Executive Officer is authorised to obtain from solicitors such legal advice and opinion as is deemed necessary to enable the proper legal administration of Council's business and in support of a report or submission to Council or a Committee on matters which require advice from legal authority.



## 2.3 Risk Management

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	December 2014

<b>Policy No:</b>	<b>A003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>RISK MANAGEMENT</b>
<b>Objective:</b>	<b>The Shire of Beverley (“the Shire”) Risk Management Policy documents the commitment and objectives regarding managing uncertainty that may impact the Shire’s strategies, goals or objectives.</b>

### **Policy**

It is the Shire’s Policy to achieve best practise (aligned with AS/NZS ISO 31000: 2009 Risk Management), in the management of all risks that may affect the Shire, its customers, people, assets, functions, objectives, operations or members of the public.

Risk Management will form part of the Strategic, Operational, Project and Line Management responsibilities and where possible, be incorporated within the Shires Integrated Planning Framework.

The Shire’s Management Team will determine and communicate the Risk Management Policy, Objectives and Procedures, as well as, direct and monitor implementation, practise and performance.

Every employee within the Shire is recognised as having a role in risk management from the identification of risks to implementing risk treatments and shall be invited and encouraged to participate in the process.

Consultants may be retained at times to advise and assist in the risk management process, or management of specific risks or categories of risk.

**The Risk Management Governance Framework document, outlines the full Risk Management Policy and Procedures.**

Policy Amended: 27 August 2019

## 2.4 Public Interest Disclosure

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>A004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Public Interest Disclosure Act 2003

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>PUBLIC INTEREST DISCLOSURE</b>
<b>Objective:</b>	<b>To comply with necessary obligations under the Public Interest Disclosure Act 2003.</b>

### Policy

#### **Support for Staff who make Public Interest Disclosures**

The Shire of Beverley does not tolerate corrupt or other improper conduct, including mismanagement of public resources, in the exercise of the public functions of the Shire of Beverley and its officers, employees and contractors.

The Shire of Beverley is committed to the aims and objectives of the *Public Interest Disclosure Act 2003*. It recognises the value and importance of contributions of staff to enhance administrative and management practices and strongly supports disclosures being made by staff as to corrupt or other improper conduct.

The Shire of Beverley will take all reasonable steps to provide protection to staff that make *such* disclosures from any detrimental action in reprisal for the making of a public interest disclosure.

The Shire of Beverley does not tolerate any of its officers, employees or contractors *engaging* in acts of victimisation or reprisal against those who make public interest disclosures.

These internal procedures provide for the manner in which the Shire of Beverley will comply with its obligations under the *Public Interest Disclosure Act 2003*.

They provide for the manner in which:

- disclosures of public interest information shall be made to the Public Interest Disclosure Officer (PID Officer).
- the PID Officer shall investigate the information disclosed, or cause that information to be investigated.
- the PID Officer may take action following the completion of the investigation.
- the PID Officer shall report to the discloser as to the progress and outcome of that investigation and the action taken as a consequence.
- the confidentiality of the discloser, and any person who may be the subject of a public interest disclosure, shall be maintained.
- records as to public interest disclosures shall be maintained and reporting obligations complied with.

## **Object of the Act**

The Public Interest Disclosure Act 2003 commenced operation on 1 July 2003. The object of the Act is to:

- facilitate the disclosure of public interest information;
- provide protection for those who make disclosures; and
- provide protection for those who are the subject of a disclosure.

This is achieved by:

- protecting the person making the disclosure from legal or other action;
- providing for the confidentiality of the identity of the person making the disclosure and a person who is the subject of a disclosure; and
- providing remedies for acts of reprisal and victimisation that occur substantially because the person has made a disclosure.

The rights and obligations created by the Act are described in Appendix 1 to these Procedures.

[Note for Public Authorities:

***The text at Part I of these Guidelines should be reproduced as an Appendix to the Internal Procedures, for the information of PID Officers and staff and customers of the public authority]***

### **Designation of Public Interest Disclosure (PID) Officer**

The person from time to time holding or acting in the position of **Deputy Chief Executive Officer** is designated as the Public Interest Disclosure Officer, or PID Officer, of the Shire of Beverley. The PID Officer is responsible for receiving disclosures of public interest information relating to matters falling within the sphere of responsibility of the Shire of Beverley.

The contact details of the PID Officer are as follows:

#### **Deputy Chief Executive Officer**

**PO Box 20  
BEVERLEY WA 6304**

**Phone: 9646 1200                      Fax: 9646 1409  
dceo@beverley.wa.gov.au**

After assuming or beginning to act in the position of **Deputy Chief Executive Officer** the person holding or acting in that position must forward a completed PID Officer's Declaration (see FORMS) to the Office of the Public Sector Standards Commissioner. A copy of the completed PID Officer's Declaration shall be retained on a file to be kept for that purpose.

The person holding or acting in the position of **Deputy Chief Executive Officer** at the commencement of these procedures shall forward a completed PID Officer's Declaration to the Office of the Public Sector Standards Commissioner as soon as is practicable. A copy of the completed PID Officer's Declaration shall be retained on a file to be kept for that purpose.

**Corruption and Crime Commission** The Act also provides for the Corruption and Crime Commission to receive public interest disclosures of information relating to an offence under State law. Subsequent references in these procedures to the PID Officer shall be taken to include an employee or officer of the Commission who receives, on behalf of the Commission, information relating to an offence under State law.

**Police**

The Act also provides for any police officer to receive public interest disclosures of information relating to an offence under State law. Subsequent references in these procedures to the PID Officer shall be taken to include an officer who receives a public interest disclosure relating to an offence under State law.

**Ombudsman**

The Act also provides for the Ombudsman to receive public interest disclosures of information relating to matters of administration within the jurisdiction of the Ombudsman, and matters relating to most public officers. Subsequent references in these procedures to the PID Officer shall be taken to include an officer of the Ombudsman who receives, on behalf of the Ombudsman, information relating to these matters.

**Auditor General**

The Act also provides for the Auditor General to receive public interest disclosures of information relating to substantial unauthorised or irregular use of, or substantial mismanagement of, public resources. Subsequent references in these procedures to the PID Officer shall be taken to include a person appointed by the Auditor General who receives, on behalf of the Auditor General information relating to these matters.

**Receiving Public Interest Disclosures****Advice to Disclosers**

Before a discloser makes a public interest disclosure to a PID Officer, the PID Officer shall advise the discloser of the following matters:

If they choose to make a public interest disclosure they will not as a result

- incur any civil or criminal liability.
- be liable to any disciplinary action under State law.
- be liable to be dismissed or have his or her services dispensed with or otherwise terminated.
- be liable for any breach of a duty of secrecy or confidentiality or any other applicable restriction on disclosure.

If they choose to make a public interest disclosure they may have the right to take civil proceedings if they are subject to detrimental action as a result of making the disclosure.

If they choose to make a public interest disclosure then their identity will not be disclosed except in accordance with the Act (disclosure of their identity may be required in the course of the investigation or in taking action in some circumstances).

If they choose to make a public interest disclosure then they will have the right to be informed of the progress and outcome of the investigation and action taken as a result.

If they choose to make a public interest disclosure:

- They are only protected if they believe on reasonable grounds that the information to be disclosed is or may be true;
- They will commit an offence, and lose the protection of the Act, if they know the information to be false or misleading in a material particular or are reckless about whether the information is false or misleading in a material particular.
- They will forfeit the protection given by the Act if they disclose the information otherwise than under the Act (ie if they provide the information to the media or a person who is not a proper authority).
- They will forfeit the protection given by the Act if they fail, without reasonable excuse, to assist a person investigating the matter to which the information relates, by supplying any information requested.

They may commit an offence if they disclose information that might identify or tend to identify anyone as a person in respect of whom a disclosure of public interest information has been made.

The disclosure will only be protected if the PID Officer is the proper authority for receiving that kind of information, as indicated in the following table:

Proper Authorities for Receiving Disclosures of Public Interest Information

When the disclosure relates to...	the proper authority is...
The sphere of responsibility of a public authority (eg matters about the public authority or its officers, or which the public authority has the function of investigating)	The Public Interest Disclosure Officer (PID Officer) of the Public Authority
Offences under State law.	A police officer or the Corruption and Crime Commission
Substantial unauthorised or irregular use of, or substantial mismanagement of, public resources	The PID Officer of the public authority concerned, or the Auditor General
Matters of administration affecting someone in their personal capacity falling within the jurisdiction of the Ombudsman	The PID Officer of the public authority concerned or the Ombudsman
A police officer	The Commissioner of Police or the Corruption and Crime Commission
A Member of the Legislative Council	The President of the Legislative Council
A Member of the Legislative Assembly	The Speaker of the Legislative Assembly
A judicial officer	The Chief Justice
A public officer who is not a member of Parliament, a Minister, a Judicial Officer or a Commissioned or other officer specified in schedule 1 of the Parliamentary Commissioner Act 1971	The PID Officer of the public authority concerned, the Ombudsman or the Commissioner for Public Sector Standards
A person or a matter of a prescribed class	A person declared by the regulations to be a proper authority

**Important Note:** In addition, the information disclosed must be public interest information as defined in the Act. Not all proper authorities to which a disclosure may be made will be required or have the power to investigate the information disclosed. In some cases it may be necessary for the discloser or information to be referred to another proper authority with power to investigate the information.

**Assessing a Public Interest Disclosure**

The PID Officer must, on receiving the information confirm that the discloser, after receiving the advice referred to in section 1, wishes to make a public interest disclosure under the Act. If they do the PID Officer must make an initial assessment of whether:

- the information disclosed relates to a public authority, a public officer or a public sector contractor.
- the information disclosed relates to the performance of a public function.
- the information disclosed tends to show improper conduct.
- the improper conduct is of the kind for which the PID Officer is the proper authority (see the table in section 1).
- the discloser believes on reasonable grounds that the information is or may be true.
- the information is not protected by legal professional privilege.

If the above questions are all answered "yes", then the disclosure of information is a public interest disclosure to which the Act will apply.

In assessing whether a disclosure is a public interest disclosure, the PID Officer should consider the *Flowchart for Receiving Disclosures* at Appendix 2, as well as complete Part 1 of the *Assessment Form Public Interest Disclosure* at Appendix 5.

### **Form of Public Interest Disclosure**

If a disclosure is a public interest disclosure, the discloser and the PID Officer should complete the *Public Interest Disclosure Lodgement Form* (see FORMS). The PID Officer should also complete Part 2 of the *Assessment Form For Public Interest Disclosures* (see FORMS).

On completion of this form, the PID Officer should create a separate file for the Public Interest Disclosure, with the following text clearly marked on the front of the File.

**“CONFIDENTIAL**

**The material in this file relates to a public interest disclosure made under the *Public Interest Disclosure Act 2003***

**Disclosure of information that might identify or tend to identify either the discloser or a person in respect of whom the disclosure has been made is an offence, unless the disclosure occurs in accordance with the Act.**

**Penalty: \$24,000 or imprisonment for two years”**

The making of the public interest disclosure should also be recorded in the Public Interest Disclosure Register, described in section J of these Procedures, for reporting to the Commissioner for Public Sector Standards.

- F. Investigating a Public Interest Disclosure
- 1. Determining whether the matter must be investigated

After receiving a disclosure, the PID Officer must consider whether:

- the disclosure relates to the Shire of Beverley, its officers or contractors.
- the disclosure relates to a matter or person that Shire of Beverley has a function or power to investigate.

If the answer to both of these questions is “no”, the PID Officer is not required by the Act to investigate the matter.

Where the PID Officer considers that he or she lacks sufficient power to effectively investigate the matter, but the information received causes him or her to form the opinion that a public authority, public officer or public sector contractor may have engaged in improper conduct, the PID Officer should refer the matter to another appropriate investigative body. For example, an allegation of an offence supported by cogent evidence may need to be referred by a PID Officer to the Police for investigation.

The PID Officer must also consider whether:

- the matter is trivial.
- the disclosure is vexatious or frivolous.
- there is no reasonable prospect of obtaining sufficient evidence due to the time that has elapsed since the occurrence of the matter.
- the matter is being or has been adequately or properly investigated by another proper authority to which an appropriate disclosure of public interest information has been made under the Act.

If the answer to any of these questions is “yes”, the PID Officer is not required by the Act to investigate the matter.

The questions to be considered in the initial assessment by the PID Officer are indicated in the *Flowchart for Investigating Information Disclosed* at Appendix 3, and Part 1 of the *Assessment Form for Public Interest Disclosures* (see FORMS) should be completed.

In assessing whether a public interest disclosure should be investigated, a PID Officer should consider the *Flowchart for Investigating Information Disclosed* (Appendix 3) and complete Part 3 of the *Assessment Form for Public Interest Disclosures* (see FORMS).

## 2. Investigating information received in a Public Interest Disclosure

Where the PID Officer determines that the disclosure is a public interest disclosure that should be investigated, the officer must investigate the disclosed matter himself or herself or engage another person to carry out the investigation.

In conducting an investigation, typical procedures could include:

- Drawing up terms of reference, which should clarify the key issues identified by the disclosure.
- Specifying a date by which the investigation should be completed.
- Ensuring the objectives of the investigation include collecting and collating information relating to the disclosure, considering the information collected and drawing conclusions objectively and impartially.
- Maintaining procedural fairness for the person who is the subject of the disclosure.
- Giving information to the person who is the subject of a disclosure about their rights and obligations under the Act, the Code of Conduct and Integrity, any agency code of conduct, and the law.
- The investigator making contemporaneous notes of discussions and interviews and, where practicable and appropriate, recording discussions and interviews on audio or videotape.
- Ensuring strict security with all investigations, so as to maintain the confidentiality requirements of the Act.

If a disclosure is withdrawn, a proper authority may still continue to investigate the issues raised.

### **Maintaining Confidentiality in an Investigation**

The Act imposes strict confidentiality requirements in relation to the identity of the discloser and persons in respect of whom a public interest disclosure has been made. The disclosure of information which might identify or tend to identify these persons, except in accordance with the Act, is a serious offence, punishable with a maximum penalty of \$24,000 or two years imprisonment.

The confidentiality provisions of the Act do not apply to all information disclosed in a public interest disclosure, but only to information that might identify or tend to identify the discloser and persons in respect of whom a public interest disclosure has been made.

One of the circumstances in which identifying information may be disclosed is with the consent of the person concerned. It is important that this consent be recorded. The *Consent to Disclosure of Identifying Information* form should be used for this purpose (see FORMS).

Identifying information relating to a discloser may be disclosed without the discloser's consent where:

- it is necessary to do so, having regard to the rules of natural justice; or
- it is necessary to do so to enable the matter to be investigated effectively.

However, before information is disclosed for these reasons the person making the disclosure must take all reasonable steps to inform the person whose identity is to be disclosed:

- that the disclosure is being made; and
- the reasons for the disclosure being made.

This information should be given, where practicable, in the form for *Notification of Disclosure of Identifying Information* (see FORMS).

Where identifying information in relation to a discloser is conveyed to another person for these reasons, the other person should be warned that disclosure of the information to a third person may involve a serious offence.

Identifying information relating to a person in respect of whom a public interest disclosure has been made can be disclosed at the investigation stage where the disclosure:

- is necessary to enable the matter to be investigated effectively;
- there are reasonable grounds to believe that the disclosure of identifying information is necessary to prevent or minimise the risk of injury to any person or damage to any property.

In addition, disclosures made in accordance with section 152 or 153 of the *Corruption and Crime Commission Act* are exempt from these confidentiality requirements.

Particularly where a discloser works for the Shire of Beverley, protecting the identity of the discloser is an important part of protecting the discloser from reprisals and victimisation. Careful consideration must be given as to whether the disclosure of information that might identify or tend to identify a discloser is necessary for the effective investigation of the matter or having regard to the rules of natural justice.

Where a PID Officer appoints a third person to conduct an investigation in relation to the public interest disclosure, he or she must consider whether it is necessary to inform the investigator of the identity of the discloser. In some cases it may not be necessary to provide the investigator with the identity of the discloser. Where it is necessary, to enable an effective investigation, or having regard to the rules of natural justice, to provide identifying information to the investigating officer, then the discloser should be notified in the manner described above.

### **Recording the Outcome of an Investigation**

The outcome of an investigation should be clearly and comprehensively recorded. In addition to any investigation report, the person conducting the investigation should complete part 4 of the *Assessment Form for Public Interest Disclosure* (see FORMS).

The result of the investigation should also be recorded in the Public Interest Disclosure Register, described in section J of these Procedures (sample Register is provided as Appendix 5). All reporting requirements to the Commissioner for Public Sector Standards required under the Act will be based on extracts from this Register.

## **G. Taking Action Following an Investigation**

### **1. General**

The PID Officer must take action where he or she forms the opinion that a person may be, or has been or may in the future be, involved in improper conduct. Action that may be taken includes:

- preventing the matter to which the disclosure relates from continuing or occurring
- referring the matter to the Police or other appropriate body, or
- taking disciplinary action against a person responsible for the matter.

Before taking any action, the person against whom the action is to be taken is to be given the opportunity to make written or oral submissions.

In taking that action the PID Officer remains limited by the powers and functions that are conferred by the legislation under which the Officer operates. The Act does not give the PID Officer additional powers to take action.

As well as being limited to matters within the functions and powers of the PID Officer, the action to be taken is guided by what is necessary and reasonable.

### **Maintaining Confidentiality when Taking Action**

When taking action, the confidentiality of identifying information must be maintained, unless its disclosure is authorised by the Act.

The only additional exception, beyond those identified in relation to investigations, is where disclosure of the identity of a person who is the subject of a public interest disclosure is necessary in taking action following the investigation.

### **Recording Action Taken**

In addition to keeping other records, the PID Officer shall complete Part 5 of the *Assessment Form for Public Interest Disclosures* (see FORMS) and record a summary of the action taken in the Public Interest Disclosure Register. All reporting requirements to the Commissioner for Public Sector Standards required under the Act will be based on extracts from this Register.

## **H. Reporting to a Discloser on the Progress and Outcome of an Investigation**



Where the PID Officer decides not to investigate information disclosed under the Act, or discontinues an investigation, the Officer must give the person who made the disclosure reasons for doing so.

Within three months of the disclosure being made the PID Officer must notify the discloser of the action taken or proposed to be taken in relation to the disclosure.

A discloser may also request a progress report.

If an investigation is not complete, the PID Officer may provide to the discloser a progress report on the current status of the investigation.

If an investigation is complete, the PID Officer must provide a final report to the discloser, stating the outcome of the investigation and the reason for taking action following the investigation.

In providing information and reports to disclosers, the PID Officer must not give information that, in the officer's opinion, would be likely to adversely affect:

- any person's safety;
- the investigation of an offence or possible offence; or
- necessary confidentiality as to the existence or identity of another person who has made a disclosure of public interest information under the Act.

## **Protecting Disclosers**

### **Victimisation and Reprisals**

The Shire of Beverley will not tolerate any acts of victimisation or reprisal as a result of a person making, or proposing to make, a public interest disclosure.

Any victimisation or reprisals must be reported immediately to the Chief Executive Officer or the PID Officer, who must take immediate action to prevent the continuance of this unlawful conduct.

Where victimisation or reprisals are reported, a record of the report and the action taken must be placed on the file relating to the public interest disclosure.

Steps taken to prevent acts of victimisation or reprisal should be recorded in a manner that they will be accessible for reference, should legal action be taken against the Shire of Beverley.

### **Confidentiality**

The confidentiality requirements in relation to information which might identify or tend to identify a discloser or a person in respect of whom a public interest disclosure has been made must be complied with at all times. As noted above, the disclosure of this identifying information, except in accordance with the Act, is an offence.

All files relating to a public interest disclosure, whether paper or electronic, must be secure and accessible only by authorised persons. Files should carry clear warnings that there are penalties for unauthorised divulgence of information concerning a disclosure.

It is strongly recommended that sensitive information is not emailed or faxed to machines with general or shared access.

### **Public Interest Disclosure Register**

The Shire of Beverley shall maintain a Public Interest Disclosure Register recording a unique register number and key information for each disclosure.

- The register should include a summary of information relating to:
- The discloser
- Public authorities about which a disclosure is made
- People named in the disclosure
- The nature of the disclosure
- The investigation process and the action, if any, taken
- Communication with the discloser
- Disclosure of the discloser's identity, if applicable
- Disclosure of identity of persons named in the disclosure
- Claims of unlawful disclosure of discloser's identity or identity of persons named in the disclosure
- Claims of victimisation
- Key dates

A sample *Public Interest Disclosure Register* is provided at Appendix 5. An electronic version can be found on the website at [www.opssc.wa.gov.au/pid](http://www.opssc.wa.gov.au/pid). Additional information may also be recorded in the Register at the discretion of the public authority.

All reporting requirements to the Commissioner for Public Sector Standards required under the Act will be based on extracts from the fields shown in the sample Register.

### **Reporting Requirements**

Under the Act public authorities will need to report to the Commissioner each year as outlined below.

#### Principal Executive Officer Report

Under section 23 (f) of the Act, the Shire of Beverley is required to report annually to the Commissioner for Public Sector Standards on:

- **the number of public interest disclosures received over the report period;**
- **the results of any investigations conducted as a result of the disclosures; and**
- **the action, if any, taken as a result of each investigation.**
- **Commissioner's Compliance Report**

Under section 19 and 22 of the Act, the Commissioner is required to monitor compliance with the Act, to assist public authorities to comply with the Act and the Code and to provide an Annual Report to Parliament.

Under section 27 of the Act the Minister will carry out a review of the Act in 2006.

To enable the Commissioner and the Minister to meet these obligations Shire of Beverley will provide a report each year on compliance with and administration of the Act as requested by the Commissioner.

### **Report Format and Submission**

An electronic format for the Principal Executive Officer Report and the information for the Commissioner's Compliance Report will be provided each year by the Commissioner and both will be able to be submitted in a single electronic submission. The reports will cover the period 1 July in any year to 30 June in the subsequent year.

Where there has been no action on a disclosure in the reporting period the format of the report will provide for a simple nil return. Where action relating to one or more disclosures has occurred, all data required will be obtainable as a simple extract from the Public Interest Disclosure Register.

### **Making Information Available**

These internal procedures shall be made available for access by all staff and members of the public. Copies of these internal procedures are available from the Public Interest Disclosure Officer and are to be kept at the:

**Shire of Beverley  
Administration Building  
136 Vincent Street  
BEVERLEY WA 6304.**

After the commencement of the Act all staff should be provided with the *Information for Staff* at Appendix 6. This information should also be provided to new staff on induction.

Where a person makes an allegation about improper conduct, but the person has not referred to the Act, the person should be advised that they might want to make a public interest disclosure under the Act. If they may wish to do so, they should be referred to the PID Officer for guidance on how to make a disclosure under the Act and on the implications of having done so.

## 2.5 Workforce Planning and Management Policy

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	26 May 2015

<b>Policy No:</b>	<b>A005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>WORKFORCE PLANNING AND MANAGEMENT POLICY</b>
<b>Objective:</b>	<b>To ensure that strategic, operational and legislative objectives are met by effective workforce planning and resourcing to demonstrate compliance with the Integrated Planning requirements of the Local Government Act (1995) Regulation S5.56(2).</b>

### Policy

Workforce planning is a continuous process of shaping the workforce to ensure it is capable of delivering organisational objectives into the future. It provides the framework for assessing the demand and supply of the workforce and aims to have the right people in the right place at the right time to affect the delivery of organisational goals, resourced through effective long term financial and business plans.

#### Principles – Framework - Process

The Shire considers workforce planning to be an essential management function in its operations. They recognise that the achievement of all goals and objectives are reliant on the appropriate capacity, skills, knowledge of the workforce.

Council is committed to resourcing workforce requirements through its integrated planning processes.

Council also recognises that the responsibility for managing people lies with the person who has the executive responsibility for the objectives of the service/activity/ function of their division.

The Shire will ensure the Workforce Plan addresses current and future best practice human resource management practices that include effective and efficient recruitment and retention; performance management, training and development; legislative compliance; occupational safety and health; support and encouragement.

### **Responsibilities**

- Executive, managers and supervisors have the responsibility and accountability for ensuring that all staff are managed appropriately within their own work areas.
- In each of these areas, current and future demand and supply should be assessed as part of the annual and strategic planning cycles.
- All managers will ensure effective setting of KPIs and performance criteria for their staff that will meet relevant organisational objectives.
- Staff appraisals will incorporate training and development plans to ensure the current and future skills and knowledge needs are met wherever practicable, with gaps and omissions reported to the DCEO and/ or the Human Resources Officer for inclusion in the Workforce Plan.
- The Human Resources officer will collect and monitor workforce relevant workforce data and statistics.

- The relevant organisational planning and performance monitoring personnel will research relevant workforce data, demographics and trends as part of the integrated planning cycle.
- All elected members and staff involved in organisational, operational or project planning will ensure that workforce implications are considered and included in all strategic or operational plans.

### **Monitor and review**

The Organisation will implement a robust reporting and recording system that will be regularly monitored to ensure human resource supply and demand management is appropriately implemented and sustained across the organisation and there is ongoing identification of issues and trends.

Workforce planning's key performance indicators, relating to both organisational and personal performance will be developed, implemented and monitored, by the Shire's Executive and Council as appropriate.

## 2.6 Habitual or Vexatious Complaints

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>A006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>HABITUAL OR VEXATIOUS COMPLAINTS</b>
<b>Objective:</b>	<b>To provide guidelines for employees to determine what is a habitual or vexatious complaint and how to deal with it.</b>

### Policy

#### **Habitual or Vexatious Complainants**

1. For the purpose of this policy, the following definition of habitual or vexatious complainants will be used:

The repeated and/or obsessive pursuit of:

- (i) Unreasonable complaints and/or unrealistic outcomes; and/or
  - (ii) Reasonable complaints in an unreasonable manner.
2. Where complaints continue and have been identified as habitual or vexatious in accordance with the criteria set out in the attached document (Schedule A), the CEO, following discussions with the Senior Management Team, will seek agreement to treat the complainant as a habitual or vexatious complainant and for an appropriate course of action to be taken. The attached schedule (B) details the options
  3. The CEO will notify complainants, in writing, of the reasons why their complaint has been treated as habitual or vexatious, and the action that will be taken. *The CEO will also notify the Council Members that a constituent has been designated as a habitual or vexatious complainant.*
  4. Once a complainant has been determined to be habitual or vexatious, their status will be kept under review *after one year* and monitored by the CEO with reports being taken to Council as required. If a complainant subsequently demonstrates a more reasonable approach then their status will be reviewed.

## **Schedule A – Criteria for Determining Habitual or Vexatious Complaints**

Complainants (and/or anyone acting on their behalf) may be deemed to be habitual or vexatious where previous or current contact with them shows how they meet one of the following criteria:

Where complainants:

1. Persist in pursuing a complaint where the Council's complaints process has been fully and properly implemented and exhausted.
2. Persistently change the substance of a complaint or continually raise new issues or seek to prolong contact by continually raising further concerns or questions whilst the complaint is being addressed. (Care must be taken, however, not to disregard new issues which are significantly different from the original complaint as they need to be addressed as separate complaints).
3. Are repeatedly unwilling to accept documented evidence given as being factual or deny receipt of an adequate response in spite of correspondence specifically answering their questions or do not accept that facts can sometimes be difficult to verify when a long period of time has elapsed.
4. Repeatedly do not clearly identify the precise issues which they wish to be investigated, despite reasonable efforts of the Council to help them specify their concerns, and/or where the concerns identified are not within the remit of the Council to investigate.
5. Regularly focus on a trivial matter to an extent which is out of proportion to its significance and continue to focus on this point. It is recognized that determining what is a trivial matter can be subjective and careful judgment will be used in applying this criteria.
6. Have threatened or used physical violence towards employees at any time. This will, in itself, cause personal contact with the complainant and/or their representative to be discontinued and the complaint will, thereafter, only be continued through written communication. The Council has determined that any complainant who threatens or uses actual physical violence towards employees will be regarded as a vexatious complainant. The complainant will be informed of this in writing together with notification of how future contact with the Council is to be made.
7. Have, in the course of addressing a registered complaint, had an excessive number of contacts with the Council – placing unreasonable demands on employees. A contact may be in person, by telephone, letter, email or fax. Judgment will be used to determine excessive contact taking into account the specific circumstances of each individual case.
8. Have harassed or been verbally abusive on more than one occasion towards employees dealing with the complaint. Employees recognize that complainants may sometimes act out of character in times of stress, anxiety or distress and will make reasonable allowances for this. *Some complainants may have a mental health disability and there is a need to be sensitive in circumstances of that kind.*
9. Are known to have recorded meetings or face-to-face/telephone conversations without the prior knowledge and consent of other parties involved.
10. Make unreasonable demands on the Council and its employees and fail to accept that these may be unreasonable, for example, insist on responses to complaints or enquiries being provided more urgently than is reasonable or within the Council's complaints procedure or normal recognized practice.
11. Make unreasonable complaints which impose a significant burden on the human resources of the Council and where the complaint:
  - Clearly does not have any serious purpose or value; or
  - Is designed to cause disruption or annoyance; or
  - Has the effect of harassing the public authority; or
  - Can otherwise fairly be characterized as obsessive or manifestly unreasonable.

12. Make repetitive complaints and allegations which ignore the replies which Council Officers have supplied in previous correspondence.

### **Schedule B – Options for Dealing with Habitual or Vexatious Complainants**

The options below can be used singularly or in combination depending on the circumstances of the case and whether the complaint process is ongoing or completed.

1. A letter to the complainant setting out responsibilities for the parties involved if the Council is to continue processing the complaint. If terms are contravened, consideration will then be given to implementing other action as indicated below.
2. Decline contact with the complainant, either in person, by telephone, by fax, by letter, by email or any combination of these, provided that one form of contact is maintained. This may also mean that only one named officer will be nominated to maintain contact (and a named deputy in their absence). The complainant will be notified of this in person.
3. Notify the complainant, in writing, that the Council has responded fully to the points raised and has tried to resolve the complaint but there is nothing more to add and continuing contact on the matter will serve no useful purpose. The complainant will also be notified that the correspondence is at an end, advising the complainant that they are being treated as a habitual or vexatious complainant and as such the Council does not intend to engage in further correspondence dealing with the complaint.
4. Inform the complainant that in extreme circumstances the Council will seek legal advice on habitual or vexatious complaints.
5. Temporarily suspend all contact with the complainant, in connection with the issues relating to the complaint being considered habitual or vexatious, while seeking legal advice or guidance from its solicitor or other relevant agencies.



## 2.7 Asset Management

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	September 2016

<b>Policy No:</b>	<b>A007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>ASSET MANAGEMENT POLICY</b>
<b>Objectives:</b>	<b>To provide clear direction in the provision and management of all Council's assets. To ensure that assets support Council's strategic vision &amp; objectives, and the delivery of sustainable services to agreed quality levels.</b>

### **POLICY**

The Shire will provide and manage assets that support the delivery of services in line with its Strategic Vision (Strategic Community Plan). Through a commitment to continuous improvement in its organisational asset management, the Shire will develop, adopt and implement a Strategy and Management Plans.

The Shire will manage its assets in a whole-of-life and economically, environmentally, culturally and socially sustainable manner. Asset management decisions will consider other key Shire policies and priority will be given to existing assets and services over new ones. Long term resource needs (Asset Management Plans) will be balanced against availability (Long Term Financial Plan).

### **SCOPE**

The Shire considers assets (such as infrastructure, land, plant and equipment) to be any that support the delivery of one or more of the following services:

- Property
- Recreation
- Transport
- Plant, Vehicles and Equipment
- Information Technology
- Waste

This Policy applies to all assets that are required to be managed by the Shire, where their components have a useful life of more than one year and a replacement cost greater than \$5,000.

### **Framework**

The Shire's Asset Management Vision shall be achieved through the implementation of an integrated planning and reporting framework that consists of:

An Asset Management Strategy that shall define the Shire's asset management Vision, Objectives, Outcomes, Enablers (e.g. Roles and Responsibilities, Training etc.), Performance Monitoring and Implementation Plan. Asset Management Plans that are driven by community informed service levels, future demand changes, long term sustainability and risk management.

Policy Updated: 23 October 2018

## 2.8 Closed Circuit Television (CCTV) Policy

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	23 February 2021

<b>Policy No:</b>	<b>A 008</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>CLOSED CIRCUIT TELEVISION (CCTV) POLICY</b>
<b>Objective:</b>	<b>To provide guidance for the operation of CCTV operated and controlled by the Shire of Beverley.</b>

### Objective

To provide guidance for the operation of CCTV operated and controlled by the Shire of Beverley –

- Within, on or around Shire buildings;
- Installed in public spaces; and
- Future acquisition and implementation of CCTV within the Shire.

### Scope

This policy applies to the Shire of Beverley owned, leased and operated CCTV systems only.

This policy deals with the installation and monitoring of CCTV as a strategic element of the Shire's commitment to safety and crime reduction.

### Introduction

In order to protect our assets, maintain our low rates of graffiti, vandalism, anti-social behaviour and other offences related to Statue Law, the Shire of Beverley has undertaken to use CCTV camera recording systems within the Shire of Beverley on our property and in public areas. The CCTV is to act as a deterrent and provide evidence, if required, in an attempt to reduce such acts against people and property within the Shire.

The CCTV systems may be installed anywhere throughout the Shire of Beverley within the local government boundaries.

The CCTV Surveillance System is only one of several initiatives designed to assist in preventing crimes against the person and property in Shire of Beverley. It is recognised, however, that such crime will never be totally prevented.

### Operating Procedures

#### Role and purpose of CCTV System

The Shire utilises fixed CCTV surveillance systems throughout the locality in public areas in order to:

- a. Deter and prevent offences against person or property.
- b. Protect Shire owned assets.
- c. Provide a record / evidence to events or incidents which may have occurred in the area of use.
- d. Improve the safety and amenity of residents and visitors within the Shire of Beverley.

### **CCTV staff**

- a. All staff assigned to the CCTV operations must be duly authorised by the CEO to undertake this task. Via this policy the CEO is also an authorised officer.
- b. All staff shall follow the terms and procedures of this policy when dealing with CCTV.
- c. All authorised staff shall sign the approved Code of Conduct contained in this policy.

### **Recording of Images and Still Photographs**

- a. Video images and still photographs are recorded by cameras fixed at various sites to view any identified crime within the Shire of Beverley under the control of the CEO;
- b. Downloading and storage of images or still photographs shall only occur if the Shire of Beverley CEO is of the opinion that an offence against a Statute Law has been or is being committed;
- c. At no time shall the CCTV vision or still photographs recorded be stored showing members of the public going about their lawful business;
- d. All information recorded, collected and collated by means of the CCTV system shall remain the sole property of the Shire of Beverley.
- e. Any incident recorded and stored or downloaded or still photograph taken shall be noted in the CCTV log book including date, time and category of incident;
- f. The date, time and category of incident shall be noted on the rear of any still photograph taken;
- g. All recordings and still photographs shall be kept in secure storage under the control of the Shire of Beverley;
- h. All original recordings shall be erased and still photographs shall be shredded after ninety days (90) after the date of the recording unless a request is made in writing for it to be held;
- i. All written requests for access to original recordings shall be filed within the Shires data record system;
- j. The CEO and/or authorised officer(s) may view any tape on a random basis;

### **Viewing of Images and Still Photographs**

- a. WA Police officers, lawyers acting on behalf of individuals engaged in legal proceedings related to a recorded incident or individuals acting as their own legal counsel in relation to a recorded incident may request to view a recording of that incident;
- b. Such a request must specify the date, time and location of the incident which the person wishes to view;
- c. Requests by lawyers and individuals shall be made in writing and lodged with the Shire;
- d. Requests to view a recording shall be responded to within ten (10) working days.

### **Copying of Images and Still Photographs**

- a. The CEO may authorise the copy of original recordings where a recorded incident is the subject of legal proceedings;
- b. Any recording copied is to be marked "copy" and certified as such;
- c. Certified copy of recordings may only be released to the WA Police, lawyers acting on behalf of individuals engaged in legal proceedings related to a recorded incident, or individuals acting as their own legal counsel in relation to a recorded incident;
- d. Certified copies will only be released to the parties named above when permission to do so has been received from the CEO of the Shire and on the completion of the appropriate documentation.

### **Release of Original Recordings or Still Photographs**

Original recordings and still photographs shall not be released to any person or organisation unless requested under a search warrant, court summons or by legal instrument.

### **Joint Operations with WA Police**

- a. Members of the WA Police may request the cooperation of the Shire of Beverley CCTV Surveillance systems for the purpose of covert surveillance of WA Police operations;
- b. Such requests shall be made by the WA Police officer responsible for coordinating the operation;
- c. The request shall detail the times and general purpose for which surveillance support is requested;
- d. The CEO may decline to provide cooperation;
- e. The CEO may withdraw cooperation at any time during the operation.

## **Code of Practice for CCTV Surveillance System**

This policy contains a Code of Practice containing the basic standards with which the Shire of Beverley CCTV Surveillance System will be operated.

This Code of Practice is based on 14 key principles:

### **Principle 1**

*The CCTV Surveillance System will be operated fairly, within applicable law, and only for the purpose for which it is established or which are subsequently agreed in accordance with this Code of Practice.*

### **Principle 2**

*The CCTV Surveillance System will be operated with due regard to the privacy and civil liberties of individual members of the public, including the rights to freedom of religious and political expression and assembly.*

### **Principle 3**

*The public interest in the operation of the CCTV Surveillance System will be recognised by ensuring the security and integrity of operational procedures.*

### **Principle 4**

*The Shire has primary responsibilities for compliance with the purposes and objectives of the CCTV Surveillance System, for the maintenance, management and security of the program, and the protection of the interests of the public in relation to the program.*

### **Principle 5**

*The Shire will be accountable to the public for the effective operation and management of the CCTV Surveillance System.*

### **Principle 6**

*The public will be provided with clear and easily accessible information in relation to the operation of the Shire of Beverley CCTV Surveillance System.*

### **Principle 7**

*Regular monitoring and evaluation of the CCTV Surveillance System will be undertaken to identify whether the purposes of the program are being complied with and objectives are being achieved.*

### **Principle 8**

*Staff employed to operate and access CCTV Camera systems, whether they are operators, managers, or contractors will meet the highest standards probity.*

### **Principle 9**

*Access to the CCTV Camera systems will be restricted to authorised officers and other authorised personnel.*

### **Principle 10**

*Information recorded will be accurate, relevant and not exceed that necessary to fulfil the purposes of the CCTV Surveillance System.*

### **Principle 11**

*Information will be obtained fairly and in accordance with the privacy provisions of Principal 2.*

### **Principle 12**

*The retention of, and access to vision, photographs and recorded material will be only for the purposes provided by this Code of Practice. Photographs and recorded material will be retained for ninety (90) days unless they are required in relation to the investigation of crime for court proceedings.*

### **Principle 13**

*Contact related to the CCTV Surveillance System between the Shire of Beverley and the W.A. Police will be conducted strictly in accordance with the Code of Practice.*

### **Principle 14**

*The CCTV Surveillance System must address the interests of all who may be affected by it, and not be confined to the interests of the Shire or the needs of the Criminal Justice System.*

### **Code of Practice System Description**

The surveillance system is comprised of fixed cameras positioned to view crime hotspot areas identified in consultation with local Police. CCTV cameras record data to an associated external hard driver. All images are recorded and retained for ninety days (90) unless they are required in relation to an investigation of crime or for court proceedings.

### **Code of Practice Purpose**

#### **Principle 1**

*The CCTV Surveillance System will be operated fairly, within applicable law, and only for the purpose for which it is established or which are subsequently agreed in accordance with this Code of Practice.*

#### **Principle 2**

*The CCTV Surveillance System will be operated with due regard to the privacy and civil liberties of individual members of the public, including the rights to freedom of religious and political expression and assembly.*

#### **Principle 3**

*The public interest in the operation of the CCTV Surveillance System will be recognised by ensuring the security and integrity of operational procedures.*

The primary purpose of the Shire of Beverley CCTV Surveillance System is to assist in the identification of crimes against persons and property for example:

- Assault;
- Sexual assault;
- Graffiti
- Vandalism
- Break and enter
- Damage to property
- Anti social behaviour

The objectives of the CCTV Surveillance System are:

- i) to reduce crime levels by deterring potential offenders;
- ii) to reduce the fear of crime;
- iii) to assist in the detection and prosecution of offenders; and
- v) to help secure a safer environment for those people who live within the Shire of Beverley.

Temporary cameras may be installed for major or special events or other operational requirements.

### **Code of Practice – Responsibilities of the Shire as the Owner of the System**

#### **Principle 4**

*The Shire has primary responsibilities for compliance with the purposes and objectives of the CCTV Surveillance System, for the maintenance, management and security of the program, and the protection of the interests of the public in relation to the program.*

The Shire will be responsible for the introduction and implementation of this Code of Practice and for ensuring compliance with the principles contained within the Code.

The Shire will comply with the requirements for accountability set out in this Code of Practice.

### **Code of Practice – Accountability**

#### **Principle 5**

*The Shire will be accountable to the public for the effective operation and management of the CCTV Surveillance System.*

An audit will be conducted once a year by a CEO appointed authorised Officer, on any recorded information, log books and other documentation relating to the CCTV Surveillance System.

## **Code of Practice – Public Information**

### **Principle 6**

*The public will be provided with clear and easily accessible information in relation to the operation of the Shire of Beverley CCTV Surveillance System.*

Advertising or notification within the local area will occur when CCTV systems commence operation and periodically throughout the year of operation to advise of the use of CCTV within the Shire, the advertising and advice will:

- i) inform the public that cameras are in operation;
- ii) inform people entering the area as to the possible operation and recording of activities in public areas; and
- iii) identify the Shire of Beverley as the owner of the system.

## **Code of Practice – Assessment of the System and Code of Practice**

### **Principle 7**

*Regular monitoring and evaluation of the CCTV Surveillance System will be undertaken to identify whether the purposes of the program are being complied with and objectives are being achieved.*

The Shire will regularly monitor the operation of the CCTV Surveillance System and implementation of the Code of Practice. It is responsible for ensuring that the CCTV Surveillance System is regularly subject to evaluation to identify whether its purposes are being complied with and whether objectives are being achieved.

## **Code of Practice – Management of Recorded Information**

### **Principle 8**

*Staff employed to operate and access CCTV Camera systems, whether they are operators, managers, or contractors will meet the highest standards probity.*

### **Principle 9**

*Access to the CCTV Camera systems will be restricted to authorised officers and other authorised personnel.*

A set of Standard Operating Procedures have been developed for the operation of the CCTV system.

A Code of Conduct is incorporated into this policy and this makes plain to relevant staff that they risk disciplinary proceedings (including dismissal) if they breach any of the provisions of the Code of Practice, Protocols or Standard Operating Procedures;

## **Code of Practice – Control of Operation Cameras**

### **Principle 10**

*Information recorded will be accurate, relevant and not exceed that necessary to fulfil the purposes of the CCTV Surveillance System.*

### **Principle 11**

*Information will be obtained fairly and in accordance with the privacy provisions of Principal 2.*

All use of cameras will be in accord with the purposes of the CCTV Surveillance System as outlined in this Code of Practice and Standard Operating Procedures. Cameras will not be used to look into adjacent or nearby premises or buildings. Any misuse is to be treated as a breach of the Code of Practice and subject to disciplinary action.

Operators of camera equipment will act in accordance with the highest standards of probity. Only staff with responsibility for using the equipment will have access to operating controls.

## **Code of Practice – Stills and Recorded Material**

### **Principle 12**

*The retention of, and access to vision, photographs and recorded material will be only for the purposes provided by this Code of Practice. Photographs and recorded material will be retained for ninety (90) days unless they are required in relation to the investigation of crime for court proceedings.*

Access to and use of recorded materials and photographs will only take place:

- i) in compliance with the needs of police in connection with the investigation of crime; or
- ii) if necessary for the purpose of legal proceedings.

Recorded material and photographs will not be sold or used for commercial purposes or the provision of entertainment.

The showing of recorded material or photographs to the public will be allowed only in accordance with the needs of the police in connection with the investigation of crime or in any other circumstances provided by law. The CEO must formally approve any such action.

Use of recorded material or photographs by the media should only occur to gain public information with respect to the identity of a person/s wanted in connection with a criminal investigation. Subject to the agreement of the Police, the CEO may approve such releases. In such cases the recognisable characteristics of other people in the footage shall be obscured.

Images from recordings shall not, under any circumstances, be used to publicise the existence of Shire of Beverley CCTV Surveillance System.

Appropriate security measures will be taken against unauthorised access to, alteration, disclosure, accidental loss or destruction of recorded material.

#### **Code of Practice – Contact with Police**

##### ***Principle 13***

*Contact related to the CCTV Surveillance System between the Shire of Beverley and the W.A. Police will be conducted strictly in accordance with the Code of Practice.*

Police officers will not be permitted to remove any recorded material or photograph, operate video equipment or have contact with recorded material or photographs at any time unless under the terms of this Code of Practice, the Protocols or Standard Operating Procedures or subject to the execution of a search warrant or other relevant legal process.

Any involvement in the CCTV Surveillance System by W.A. Police will be recorded by the Shire of Beverley and will be subject to audit.

#### **Code of Practice – Breaches of the Code**

##### ***Principle 14***

*The CCTV Surveillance System must address the interests of all who may be affected by it, and not be confined to the interests of the Shire or the needs of the Criminal Justice System.*

Prime responsibility for ensuring the Code of Practice is adhered to rests with the Shire. This responsibility includes ensuring that breaches of the Code are investigated and remedied to the extent that breaches of the Code are within the Shire power to remedy.

**Code of Conduct – Authorised Officers**

*This Code of Conduct has been developed to ensure that the highest ethical standards are Practiced by Authorised Officers who operate the Shire of Beverley closed circuit television monitoring equipment (CCTV).*

**BEHAVIOUR OF AUTHORISED OFFICERS:**

The Shire of Beverley expects its Authorised Officers to:

- Treat all people captured on camera with the same dignity as if they were having face to face contact with the person.
- At all times act in an honest and legal manner and carry out duties in a manner that reflects community values.
- Interact with fellow workers and Police in a timely, courteous and cooperative manner.

If doubt arises as to the appropriateness of a working behaviour, first consider whether the action is legal and then consider how the behaviour would appear if it was reported in the newspapers.

**CONFIDENTIALITY**

The Shire of Beverley expects Authorised Officers to ensure confidentiality of information gathered by surveillance or learnt from CCTV operations, by not discussing any events with fellow workers who have no direct responsibility for the matter. In addition, officers will not discuss events with family, friends, or acquaintances. All the above applies during and after termination of employment.

**ETHICAL USE OF RECORDING EQUIPMENT AND RECORDED MATERIAL**

- In the course of carrying out duties, cameras must not be used for personal benefit to invade individual or group privacy. Cameras must only be used where there is a belief that an offence has or is likely to occur.
- Material shall not be copied or removed from the Shire of Beverley recording facility without formal authorisation of the Chief Executive Manager.
- Business records (hard copy or photographic) can only be destroyed with authorisation and in accordance with approved Council policies and government regulations.
- Tapes and photographs shall only be released to the police when requested in writing in the correct format and the appropriate authorisation having been granted.

**REPORTING AN INAPPROPRIATE WORK BEHAVIOUR**

If the occasion occurs that an officer witnesses or becomes aware of an officer of the Shire of Beverley work behaviour is or was inappropriate, and the incident has not been dealt with through normal supervisory procedures, then the officer is obliged to report the incident to his/her Executive Manager. In return, the Executive Manager will guarantee that any reported matters will be handled with sensitivity and without repercussion.

**NON COMPLIANCE WITH CODE OF CONDUCT**

The Shire of Beverley takes pride in the high standards of integrity and honesty it expects and receives from its staff. As a consequence, if the occasion arises where it has been found that an officer has not complied with this Code of Conduct, the Shire of Beverley may take disciplinary action which may result in dismissal.

**I have read and understood the above Code of Conduct and agree to abide by these conditions.**

**SIGNATURE:**.....

**DATE:**.....



**REQUEST FORM TO BE COMPLETED BY POLICE FOR USE OF  
SURVEILLANCE RECORDS**

To: Chief Executive Officer

It is requested that a hard drive/thumb drive (device provided by Police) copy or photograph showing an Incident which is the subject of Police inquires on (date and approximate time) \_\_\_\_\_ be released to me for the purpose of Evidence/Investigations.

I accept full responsibility for this hard drive/thumb drive copy / photograph whilst it is in my possession and understand that I am **NOT** at liberty to make or release copies of the footage or permit other persons to make copies or lend it to persons outside the Police Service.

The hard drive/thumb drive copy / photograph will **NOT** be released to the Media under any circumstances unless authorised by the CEO of the Shire of Beverley.

**POLICE**

SIGNED: \_\_\_\_\_

NAME: \_\_\_\_\_

RANK & NO: \_\_\_\_\_

STATION/SECTION: \_\_\_\_\_

DATE: \_\_\_\_\_

**SHIRE of BEVERLEY**

CEO or Authorised Officer Only

SIGNED: \_\_\_\_\_

NAME: \_\_\_\_\_

DATE: \_\_\_\_\_

## 2.9 Information and Communications Technology (ICT) Usage

<b>Policy Type:</b>	Administration
<b>Date Adopted:</b>	24 May 2022

<b>Policy No:</b>	<b>A009</b>
<b>Date Last Reviewed:</b>	24 May 2022

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>INFORMATION AND COMMUNICATIONS TECHNOLOGY (ICT) USAGE POLICY</b>
<b>Objective:</b>	<b>To establish guidelines on the appropriate usage of the Shire’s information and communication technology (ICT) systems and devices to ensure the ongoing security and integrity of the Shire’s network system.</b>

### Objective

To establish guidelines on the appropriate usage of the Shire’s information and communication technology (ITC) systems and devices to ensure the ongoing security and integrity of the Shire’s network system.

### Policy Statement

Effective security is a team effort involving the participation and support of every Shire of Beverley employee who deals with information and/or information and communication systems and devices. Every digital device user must understand this policy and carry out their use of digital devices in accordance with this policy. For the purposes of this policy the term employee/s shall cover staff, councillors, volunteers and any person performing work on a permanent basis with the Shire of Beverley.

### General Use of ICT Equipment

1. Users should be aware that the data they create on the corporate systems remain the property of the Shire of Beverley. The confidentiality of personal (non-work related) information stored on any network device belonging to the Shire of Beverley cannot be guaranteed.
2. A degree of personal use is allowed on the Shire’s equipment/devices/systems. Employees should exercise conservative judgment regarding the reasonableness of personal use but should be guided by the following principles:
  - personal use should be conducted either before or after contracted hours of work or during authorised breaks;
  - personal use should be limited and brief, avoiding excessive downloads or transmissions. An example of acceptable personal use would be conducting brief transactions through internet banking;
  - personal use should not breach anything in this policy, particularly relating to the downloading of offensive or copyrighted materials;
  - managers will determine the specific acceptable personal use for their respective business areas as this will differ according to the needs of each group; and
  - if there is any uncertainty regarding acceptable personal use then employees should consult their supervisor or manager for guidance.
3. For security and network maintenance purposes, authorised individuals within the Shire of Beverley may monitor equipment, systems and network traffic at any time, according to the specific nature and requirements of their roles.

4. The Shire of Beverley reserves the right to audit networks and systems on a periodic basis to ensure system integrity and compliance with this policy.

All emails sent by Shire of Beverley employees should include the approved signature and disclaimer at the foot of the body of the email, in the format specified by the Shire of Beverley style guide.

### **Security and Proprietary Information**

1. All information stored in the Shire of Beverley's corporate systems should be regarded as confidential and care must be exercised before sharing or distributing any information. If there is any uncertainty regarding the level of confidentiality involved then employees should consult their supervisor or manager for guidance.
2. Passwords should be kept secure and accounts must not be shared. Authorised users are responsible for the security of their passwords and accounts. Passwords should be changed in accordance with advice from the Shire of Beverley ICT Consultants.
3. All devices connected to the Shire of computing systems/networks, regardless of ownership, must be running approved and up to date virus-scanning software.
4. Employees must use caution when opening files received from unknown senders.

### **Acceptable Use**

The information in this policy provides a framework for activities which fall into the category of unacceptable use, but do not represent an exhaustive list. Some users are exempted from these restrictions during the course of carrying out responsibilities related to their role.

Under no circumstances is any user authorised to engage in any activity that is illegal under local, state, federal or international law while connected to or utilising Shire of Beverley ICT systems or resources.

### **System and Network Activities**

*The following activities are not permitted:*

- Violations of the rights of any person or company/organisation protected by copyright, trade secret, patent or other intellectual property, or similar laws or regulations, including, but not limited to, the duplication, installation or distribution of pirated or other software products that are not appropriately licensed for use by the Shire of Beverley or the end user.
- Unauthorised copying or digitising of copyrighted material and the installation of any copyrighted software for which the Shire of Beverley or the end user does not have an active license.
- Exporting software, technical information, encryption software or technology, in violation of international or regional export control laws. The appropriate manager should be consulted prior to export of any material where status is unclear.
- Introduction of malicious programs or codes into the network or onto devices connected to the network.
- Revealing your account password to others or allowing use of your account by others.
- Using Shire of Beverley equipment for the downloading or distribution of any material that could be considered as offensive. If an employee receives such material they should notify their manager and also the ICT Team.
- Making fraudulent offers of products, items, or services, or running private business interests via any Shire of Beverley equipment, device or account.
- Undertaking Private Work

*The following activities are not permitted unless they are within the scope of regular responsibilities for an expressly authorised role/position:*

- Effecting security breaches or disruptions of network communication. Security breaches include, but are not limited to, accessing data of which the user is not an intended recipient or logging into a server or account that the user is not expressly authorised to access.
- Executing any form of network monitoring which will intercept data not intended for the user's host.
- Attempting to avoid or bypass the Shire of Beverley's network security measures.

- Interfering with any others users account, by whatever means.
- Using the system in a way that could damage or affect the performance of the network in any way.

### **Email and Communications Activities**

The following activities are not permitted:

- Except in the course of normal business notifications, sending or forwarding unsolicited electronic messages, including the sending of junk mail or other advertising material, jokes, or chain communication to individuals who did not specifically request such material.
- Any form of harassment via electronic/ICT means.
- Unauthorised use, or forging, of email header information.
- Solicitation of communication for any other electronic address, other than that of the poster's account, with the intent to harass or to collect replies.
- Creating or forwarding chain letters, pyramid schemes, or any manner of financial information aimed to entice subscription, of any type.
- Use of any of the Shire of Beverley network or systems for the purpose of generating unsolicited communications.
- Providing information about, or lists of, the Shire of Beverley employees to parties outside the Shire of Beverley or to personal email addresses.
- Communicating in a manner that could adversely affect the reputation or public image of the Shire of Beverley.
- Communicating in a manner that could be construed as making statements or permission to do so.

Users should also endeavour to archive their Inbox, Sent Items, Deleted Items and other email boxes on a regular basis, by either archiving or saving in the central record system. A size limit per mailbox may be implemented to ensure that the system is functioning optimally.

### **Remote Access**

Employees with remote access are subject to the same rules and regulations that apply to the Shire of Beverley corporate equipment and systems. That is, their network and servers to ensure the security and integrity of data and records.

Employees are reminded of the following conditions relating to remote access to the Shire of Beverley system:

- Family members must not violate any of the Shire of Beverley policies, perform illegal activities, or use the access for outside business interests.
- The device that is connected should be secure from access by external non-Shire of Beverley parties and should be under the complete control of the user.
- The use of non-Shire of Beverley email accounts (e.g. Hotmail, Gmail, Bigpond etc.) or other external resources is not permitted for the conduct of Shire of Beverley business, thereby ensuring official business is not confused with personal business.
- All devices (whether personal or corporate) connected to the Shire of networks via remote access technologies should have up-to-date anti-malicious-code software.

### **Provision and Use of Mobile Phones and Information/ Communication Devices**

Some employees will be supplied with a mobile phone and/or other mobile computing device if it is deemed necessary to their position. All mobile/portable devices supplied remain the property of the Shire of Beverley and users must not change service providers unless authorized in writing to do so.

Where a mobile phone or device provides an email service, all emails sent or received or otherwise processed via the mobile device that are classified as a record of the Shire of Beverley should be sent through the Shire of Beverley server, to ensure the integrity of the recordkeeping system.

Where the device includes a digital camera, users are to use the technology in a sensible manner. A failure to do so may lead to disciplinary action including possible termination of employment. Employees may also be held criminally liable for their actions.

It is unlawful for drivers to operate a mobile phone and/or other mobile computing device whilst driving. Phone calls may otherwise be made or received providing the device is accessible while mounted/fixed to the vehicle or does not need to be touched by the user. An employee who operates a mobile phone and/or other mobile computing device whilst driving may face disciplinary action including possible termination of employment. Employees may also be held criminally liable for their actions.

The following conditions apply to the provision and use of mobile phones and other electronic devices:

- The allocation of mobile phones and other devices for business purposes shall be determined by the CEO and the Deputy CEO based on operational need.
- The purchase and replacement of mobile phones and other devices shall be determined by the CEO and DCEO.
- All staff in receipt of a mobile phone and other device shall sign an acceptance form acknowledging the provisions of this policy.
- A Shire mobile phone is to be used for business use except in the event of a personal emergency, unless otherwise approved by CEO or documented as a benefit in an Employee's Employment Package.
- Should an employee's private use and/or other device be determined by the CEO to unreasonable and excessive, such costs attributed to that use shall be reimbursed by the employee.
- A Councillor or employee in possession of a mobile telephone and/or other device is responsible for its use and care, and shall provide immediate notification of any loss, damage or malfunction, with explanation to the particular circumstances.
- The Shire may withdraw entitlement to use a mobile phone or other device should there be evidence or an admission as to personal neglect or abuse. Reimbursement of the cost for repair, replacement, or reimbursement of excessive use may be sought from the offending officer at the discretion of the CEO.
- Staff may be required to return mobile phones and/or devices to the office or other staff members during period of leave.
- The CEO may award a Mobile Phone Allowance to certain staff to allow them to carry and use their personal mobile phone for calls / texts for work purposes as and when the need arises.
- Where a mobile phone or device is willingly or maliciously damaged or lost, the person to which the mobile phone or device is responsible shall repair or replace the mobile phone or device at their cost.

### **Consequences of Breaching This Policy**

Any employee found to have breached this policy may be subject to disciplinary action including possible termination of employment. The Shire of Beverley may also be obligated to refer any breach of this policy to an external agency where an employee may be held criminally liable for their actions.

Private/personal or unauthorised use of corporate ICT systems and/or devices may result in the employee being obligated to pay any extra costs incurred.

**SHIRE OF BEVERLEY  
INFORMATION AND COMMUNICATIONS TECHNOLOGY USAGE AGREEMENT**

I, \_\_\_\_\_ acknowledge that I have read the Information and Communications Technology Usage Policy and accept the guidelines relating to all devices and networks contained in the policy which ensure the ongoing security and integrity of the Shire of Beverley's network system.

\_\_\_\_\_

Name

\_\_\_\_\_

Position

\_\_\_\_\_

Signature

\_\_\_\_\_

Date

**Witness**

\_\_\_\_\_

Name

\_\_\_\_\_

Position

\_\_\_\_\_

Signature

\_\_\_\_\_

Date

## 3. *Community*

### 3.1 Community Use of Town Hall Meeting Room

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COMMUNITY USE OF TOWN HALL MEETING ROOM</b>
<b>Objective:</b>	<b>To provide a place for local community groups to meet and share information.</b>

#### Policy

Local Community groups may use the Town Hall Meeting Room at no cost.

Groups wishing to use the meeting room are to book in advance.

Policy Amended: 25 October 2016





### 3.2 Hiring of Furniture and Other Equipment

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>HIRING OF FURNITURE AND OTHER EQUIPMENT</b>
<b>Objective:</b>	<b>To advise the community and staff of building hire rules.</b>

#### Policy

Where a Shire of Beverley managed building has been hired, the hire includes the use of furniture, fittings or effects, crockery, cutlery, glassware etc normally located in the building. Such items are not to be removed from the premises except when permitted in writing by Chief Executive Officer.

Chair hire as per the Fees and Charges schedule is expressly the old green chairs, formerly used at the Amenities Building and now stored in the Exhibition Shed. Chairs may not be hired from the Hall or Amenities Building.

### 3.3 Deposits for Hiring Buildings

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>DEPOSITS FOR HIRING BUILDINGS</b>
<b>Objective:</b>	<b>To establish a safeguard for the hire of Shire owned buildings.</b>

#### Policy

The hiring of any Shire of Beverley managed facility is conditional upon a key bond and cleaning bond being paid to safeguard against the cost of repairs of any damage caused to the building or its contents, including crockery. The bond shall also cover any major cleaning by the Maintenance Officer, above normal duties, after the function.

1. All costs of major cleaning and repairs are to be deducted from bond monies. Any costs over and above the amount of the bond are to be recovered from the persons or group having hired the facility.
2. The bond is not to be returned until the key is returned and the premises have been checked for damage by Staff.

### 3.4 Liquor on Shire of Beverley Property

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>LIQUOR ON SHIRE OF BEVERLEY PROPERTY</b>
<b>Objective:</b>	<b>To establish liquor control in Shire owned property.</b>

#### Policy

No liquor of any type shall be permitted to be stored or consumed on Shire of Beverley controlled public property without the consent of the Chief Executive Officer.

1. Clubs may apply for seasonal consent to consume liquor with all dates to be shown on the letter of consent. Groups and individuals may apply for one-off consent for events.
2. If liquor is to be sold, a liquor permit from the relevant authority must be obtained.

### 3.5 Public Buildings – Time Limits

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>PUBLIC BUILDINGS – TIME LIMITS</b>
<b>Objective:</b>	<b>To establish a closing time for hired buildings owned by the Shire of Beverley.</b>

#### Policy

The maximum time for which all Shire of Beverley hired buildings are allowed to remain open and in use is 2:00am.

Noise should be at a very minimum from midnight – 2:00am.

All lights are to be turned off and all doors and windows closed and locked by 2:00am.

### 3.6 Swimming Pool Season

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>SWIMMING POOL SEASON</b>
<b>Objective:</b>	<b>To establish the yearly swimming season.</b>

#### Policy

Having regard to prevailing weather conditions, the season will normally commence on 1 November each year and close on the 31 March the following year.

### 3.7 Swimming Pool – Supervision

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>SWIMMING POOL SUPERVISION</b>
<b>Objective:</b>	<b>To ensure the safety of Children patronising the Swimming Pool.</b>

#### Policy

No child under 10 years of age is allowed into the Swimming Pool unless accompanied by a person aged 18 years or older.

The Swimming Pool Manager is to enforce this Policy.

### 3.8 Community Bus

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C008</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COMMUNITY BUS</b>
<b>Objective:</b>	<b>To establish guidelines for the Hire of the Community Bus.</b>

#### Policy

The Community Bus is available for hire according to the current Fees Schedule. The driver is to hold a current LR class licence. The kilometres, drivers details and any mechanical faults are to be recorded. All passengers, are encouraged to wear their seatbelts.

### 3.9 Flag Poles

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C009</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>FLAG POLES</b>
<b>Objective:</b>	<b>To establish guidelines for the flying of flags.</b>

#### Policy

The single flag pole outside the Shire of Beverley Office is dedicated to flying a local Shire Flag Monday – Friday during office hours. The single flag pole at the Shire Office will have the Be Very You logo Flag flown (even if the Town Hall flag is at half-mast).

The three grouped flag poles will fly the Australian Flag, the Western Australian State Flag and the Aboriginal Flag. These three flags will follow all protocol as directed by the Department of Prime Minister and Cabinet.

The Shire of Beverley will fly the Shire Flag at Half Mast on the Town Hall to recognise residents and former residents of Beverley who have passed away. The flag will fly continually from time of notification to the time of burial, cremation or memorial when it will be taken down. The notification must come from a family member of the deceased.

Amended: 25 February 2020



### 3.10 Caravan Park – Maximum Stay

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C010</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>MAXIMUM STAY IN CARAVAN PARK</b>
<b>Objective:</b>	<b>To establish guidelines for staying in the Caravan Park.</b>

#### Policy

The Beverley Caravan Park is dedicated for visitors and tourists and does not accept long term rentals.

The maximum permitted stay in the Beverley Caravan Park is 28 days. Any stay longer than 28 days is to seek permission in writing from the Chief Executive Officer. The Chief Executive Officer has the authority to accept or reject a stay longer than 28 days up to a maximum of 3 months.

Policy Amended: 23 October 2018

### 3.11 Caravan Park – Dogs

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C011</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1.
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>DOGS IN THE CARAVAN PARK</b>
<b>Objective:</b>	<b>To establish guidelines for persons staying with dogs in the Caravan Park.</b>

#### Policy

Dogs are permitted in the Caravan Park if kept in a caravan or on a leash at all times. If a dog kept in the caravan park becomes a problem through excessive noise, lack of hygiene or misbehaviour, the owners and dog can be asked to leave.

## 3.12 Community Grants

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>C012</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COMMUNITY GRANTS</b>
<b>Objective:</b>	<b>To provide positive financial support for Not For Profit Community Groups</b>

### **Objective**

To provide positive financial support to Incorporated, Not for Profit Beverley focussed community organisations that will assist with the development of their chosen interest and that meets the application criteria (subject to budget constraints) and promotes the Shire of Beverley as a positive, supportive and caring community organisation.

### **Policy**

The Shire of Beverley will make an allocation of funds in its budget to be used to provide financial assistance to Incorporated, Not for Profit Community Organisations that can demonstrate an association with the Shire of Beverley. Funding for Incorporated, Not for Profit Community Organisations will be made bi-annually. Calls for submissions will be advertised in the Beverley Blarney.

An allowance for these funds will be included in the Shire of Beverley Annual Budget funded from the Cropping Committee Reserve (as balance of Reserve funds allow).

Examples of Not for Profit organisations are:-

Sporting Clubs, CWA, P & C, Arts and Cultural Groups or other Shire of Beverley local interest groups.

Funding to Community Organisations fall into two categories:-

#### **1. Minor Community Grants**

Funding of less than \$1,000 with no matching funds required from the applicant.

Projects must seek to further the development of one of the following:

- early years (0 to 4 years);
- environment;
- history and or heritage;
- seniors;
- tourism;
- volunteer upskilling;
- sport and recreation
- youth (5 to 18 years).

## **2. Community Grants**

Funding between \$1,000 - \$5,000 with a 50:50 matching component where applicants must contribute at least 50% of total project cost from either the applicant organisation or confirmed other funding sources. Evidence of other funding sources must be provided.

### **Assessment**

Organisations registered for GST will have their grant grossed up by 10%

Applications need to demonstrate the benefits to the community or individual.

Applications for Minor and Community Grants will be assessed and referred to Council for a final determination.

Preference will be given to projects with demonstrated community support.

All applicants will be notified in writing of the outcome of their application for Shire of Beverley assistance.

Decisions regarding funding applications are final and will not be reconsidered.

### **Funding will not be provided for: -**

Uniforms

Consumables (including food and beverages, stationery and other office supplies)

Awards and prizes

Minor equipment (footballs, netballs, hockey sticks etc. Junior Sporting Clubs are exempt)

Recurrent salaries and recurrent operational costs

Completed projects or equipment already purchased

Projects that are the responsibility of other Government Agencies.

Deficit funding for organisations that are experiencing a shortfall in cash or revenue or anticipated revenue.

### **Application Criteria**

All applicant organisations must be based within the Shire of Beverley, with a majority of members of the applicant organisation preferably being residents of the Shire of Beverley.

All applications for financial assistance must be submitted on the Shire of Beverley "Application for Financial Assistance" form.

The applicant should submit documented estimates of expenditure as part of the application ie quotes or written estimates.

All applications must be received by the designated closure date. No late applications will be considered.

For Community Grants the applicants and other contributions to the proposed project may come from one or more of the following sources:-

- Applicant organisations cash;
- State or Federal Government funding agencies;
- Donations of material and /or cash;
- Voluntary labour (max 1/3 of total contribution cost)
- Voluntary labour cost to be calculated at a maximum of \$25 per hour.

Only one (1) application per financial year for financial assistance from a Community Grant will be considered per organisation.

Community organisations may apply for Minor Grants in each of the funding rounds, however, each grant must be for a separate project. (Where an organisation applies for more than one Minor Grant they must prioritise their applications).

Prior approval in writing must be sought for any substantial change to the assistance request.

The Community Organisation must provide a tax invoice to the Shire of Beverley before \_\_\_\_\_.

## **Acquittal**

Projects must be completed by \_\_\_\_\_. Project and financial reports must be submitted to the Shire of Beverley, in "Section F Grant Acquittal" of the application, by \_\_\_\_\_.

Organisations with outstanding acquittals will not be eligible to apply for the next funding round.

Once an allocated budget has been utilised all subsequent requests for funding must be presented to Council for consideration.

## **UNDERTAKINGS AND CONDITIONS**

If a grant is provided the organisation agrees to the following conditions:

1. The grant will be used for the purpose which it was given and will be expended within the financial year granted, unless otherwise agreed in writing by the Shire of Beverley.
2. If successful in your application, your organisation is required to provide the Shire of Beverley with a tax invoice before the \_\_\_\_\_ for the amount of allocated funds.
3. The acquittal must be returned to the Shire of Beverley within one month of completion of your project or by \_\_\_\_\_. Copies of project receipts must be attached
4. The Shire of Beverley will issue an invoice to the organisation for an amount equal to any unexpended funds.
5. If there is to be any delay in the expenditure of the grant, a written request will be made to the Shire of Beverley seeking approval for an extension of time.
6. A grant will not be approved for a project that has commenced or been completed.
7. Any special conditions that are attached to the grant will be met.
8. All relevant records will be kept for a period of 7 years and will be made available for audit at any time.
9. The Shire of Beverley will be acknowledged in any publications or media coverage for its support.
10. Your project should be discussed with a Shire of Beverley representative prior to applying.
11. Keep a copy of your application for your own record.
  - A Shire Officer will contact you if more information is required.
  - All applicants are advised in writing of the outcome.
  - Applications are processed in the order in which they are received.
  - Assessment will take a minimum of one month.

Please refer to the Shire Office for the Application Package, which can slightly alter each grant period.

Policy Amended: 23 October 2018  
Policy Amended: 23 November 2021

### 3.13 Community Use of the Digital Signage Trailers

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	December 2016

<b>Policy No:</b>	<b>C013</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COMMUNITY USE OF THE DIGITAL SIGNAGE TRAILERS</b>
<b>Objective:</b>	<b>To provide free advertising for local, not for profit groups running community events</b>

#### Policy

The Shire of Beverley may allow not for profit community groups to advertise on the Digital Signage Trailers providing they are running a community event which will provide significant benefit to Beverley.

Community groups may advertise their events, free of charge, on the digital signage boards; under the following conditions:

- The Shire has priority use, for example road works.
- The Shire decides on the location of the trailers.
- The trailers must be booked, through the Shire booking system, a minimum of one week in advance.
- The advertisement can run for a maximum of 14 days, and
- be no more than 3 slides long.
- The advertisement will benefit the community

Wording will be limited due to the size of the screen, and be subject to change at the discretion of the Shire.

Policy Amended: 23 October 2018

### 3.14 Brand Usage ‘Beverley – Be very you’

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	May 2017

<b>Policy No:</b>	<b>C014</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>BRAND USAGE ‘BEVERLEY – BE VERY YOU’</b>
<b>Objective:</b>	<b>A guide to assist in the correct usage of the Beverley – Be very you logo</b>

#### Policy

#### **Logo Usage Guidelines**

You are permitted to use the *Beverley – Be very you* logo (logo) for display on any printed material, websites, social media accounts, and promotional material, provided it complies with the Terms and Conditions and meets the logo usage guidelines outlined below.

You are welcome to use the logo on any printed material or online forum that promotes your business, group, event, or the town of Beverley, in a positive way. The phrase can be used as is or altered slightly in a way that suits your business provided the words ‘Be very’ are maintained. The word ‘you’ can be replaced, on the condition it complies with the Terms and Conditions, is not offensive, and does not promote any unruly or unethical behaviour. A few examples of how you can use this text are provided.

#### **Logo Display**

The logo must stand alone. A minimum amount of space must be visible between the logo and other text, graphics or photos. The minimum space is defined as the approximate size of the ‘e’ in Beverley. The logo must not be positioned on top of a photo unless the background is clear (i.e. a solid, light colour, or white).

#### **Logo Colour**

The logo should always be used in full colour when displayed on websites or on social media. The logo should be used in full colour for printed material unless a colour version is not practical and then it can be used in black, or white, depending on which is most visually pleasing on the specific document.

The preferred background is white. When this is not possible it may be used on a solid, light colour background. If the background must be black or a dark colour, the white logo can be used. The background must be a solid colour.

#### **Logo Size**

The logo must be at least 10mm high (*will be determined when artwork is finalized*) on any printed material. The logo must retain original proportions and not be resized in any way that would cause distortion or degradation to the quality of the logo. On any online forum the logo must be big enough to clearly read the phrase ‘Be very you’.

### Terms and Conditions

The logo may not be displayed on any material, printed or online, that could be considered offensive, or defamatory to any person, people, group, or organisation.

The logo may not be displayed on any material to promote any illegal activities, including but not limited to the sale of alcohol to minors.

The logo may not be displayed on any material to promote an event for any specific political party, lobby group, or advocacy group.

Stakeholders must adhere to the usage recommendations.

Failure to comply with these terms will result in immediate revoking of permission to use the logo.

The Shire of Beverley reserves the right to refuse or revoke permission to use the logo.

If you need clarification on any of these terms and conditions please speak with the Tourism Project Officer at the Shire of Beverley.

### Contract for use

I, \_\_\_\_\_, representing (business, group, organisation), \_\_\_\_\_  
\_\_\_\_\_, agree to the Terms and Conditions listed above and understand failure to comply will result in a revoking of permission to use the logo.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

### Examples of 'Be very you' alternatives

The examples provided below are just some of the ways you can incorporate the *Be very you* message into your promotion. Please be aware of the alternate connotation each individual phrase has whether and not it could be construed to cause offence to any person or group.

Café/bakery Be very **satisfied**

Be very **chatty**

Be very **happy**

Pub/hotel Be very **merry**

Be very **bubbly**

Tennis Be very **bouncy**

Photography Be very **clicky**

Be very **focused**

Walks/hiking Be very **muddy**

Be very **fresh**

BnBs Be very **at home**

Be very **comfortable**



### 3.15 Cornerstone Digital Display

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	18 December 2018

<b>Policy No:</b>	<b>C015</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>USE OF THE CORNERSTONE DIGITAL DISPLAY</b>
<b>Objective:</b>	<b>To provide guidance regarding the utilisation of the Cornerstone Digital Display facing Vincent Street.</b>

#### Policy

The intended use of the Cornerstone Digital Display is that it be used as a communication tool to inform visitors and residents of relevant local information and details of local events.

Only information relevant to the Beverley district is to be displayed on the Cornerstone Digital Display.

Information allowable to be displayed is as follows:

- The date and time;
- Local temperature;
- Shire Of Beverley Information Notices;
- Community Resource Centre Information Notices;
- Total Fire Ban/Harvest Ban Alerts;
- Holiday wishes limited to Easter and Christmas; and
- Information regarding Community Not For Profit Events.

Further, advertising on the Cornerstone Digital Display is allowable pursuant to the following conditions:

- The Advertising is of a local business; or
- The Advertising for a local profit generating Event; and
- A fee of \$50 ex GST for set up and maintenance and \$50 ex GST per calendar month (paid in advance) to display is paid.

Community information and paid advertising display will run on a continuous loop between 6.00am and 8.00pm, being the operating period (total 14 hours).

A display will run for 10 seconds.

A loop will be for a maximum of 4 minutes or 24 10 second displays per screen.

The minimum exposure per display over the operating time will be 210 times shown during the operating period.

No alteration or discount will be applied to the fee chargeable for paid advertising in the event of reduced exposure from short term (less than 24 hour) power outages or equipment failure.

For outages lasting longer than 24 hours a pro rata refund will be applied to each additional outage hour over 24 hours based on a 28 day month (392 operating hours).

Refund calculation =  $\$50/392 = \$0.13$  ex GST per outage hour over 24 hours.

The Shire of Beverley will be responsible for managing, updating and programming the Cornerstone Digital Display.

The Chief Executive Officer is to determine suitability of display items and approve displays at their discretion.

## CORNERSTONE DIGITAL SIGN ADVERTISING TERMS & CONDITIONS

Advertising on the Cornerstone Digital Display is allowable pursuant to the following conditions:

- The Advertising is of a local business; or
- The Advertising of a local profit generating Event; and
- A fee of \$50 ex GST for set up and maintenance and \$50 ex GST per calendar month (paid in advance) to display is paid.

The advertising display will run on a continuous loop between 6.00am and 8.00pm, being the operating period (total 14 hours).

A display will run for a maximum of 10 seconds.

A loop will be for a maximum of 4 minutes or 24 10 second displays per screen.

The minimum exposure per display over the operating time will be 210 times shown during the operating period.

No alteration or discount will be applied to the fee chargeable for paid advertising in the event of reduced exposure from short term (less than 24 hour) power outages or equipment failure.

For outages lasting longer than 24 hours a pro rata refund will be applied to each additional outage hour over 24 hours based on a 28 day month (392 operating hours).

Refund calculation =  $\$50/392 = \$0.13$  ex GST per outage hour over 24 hours.

The Shire of Beverley will be responsible for managing, updating and programming the Cornerstone Digital Display.

The Chief Executive Officer is to determine suitability of display items and approve displays at their discretion.

### DECLARATION

I, \_\_\_\_\_ have read, understood and agree to the terms and conditions relating to advertising on the Shire of Beverley's Cornerstone Digital Display.

I approve the exhibition of the approved advertisement for \_\_\_\_\_ to be displayed for the months of \_\_\_\_\_ to \_\_\_\_\_ .

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

### 3.16 Beverley Blarney

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	27 August 2019

<b>Policy No:</b>	<b>C016</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>	1.
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<b>Legal (Subsidiary):</b>	1.
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<b>Title:</b>	<b>BEVERLEY BLARNEY</b>
<b>Objective:</b>	<b>To provide guidelines on the production and distribution of the Beverley Blarney.</b>

The Beverley Blarney is a free monthly publication produced by the Shire of Beverley for the benefit of the Community to aid in the distribution of local news, events, announcements and business.

#### Production

The Shire of Beverley may pay a monthly fee to a group, person or business to collate, design and edit the Beverley Blarney on behalf of the Shire of Beverley. The current payment stands with the Beverley Community Resource Centre (CRC).

Should the Beverley CRC no longer wish to produce the Beverley Blarney they are to provide two months (two issues) notice. Should the Shire of Beverley no longer wish the Beverley CRC to produce the Beverley Blarney it is to provide three months (three issues) notice.

The CRC will monitor the [blarney@beverley.wa.gov.au](mailto:blarney@beverley.wa.gov.au) email address and respond to all advertising requests it receives. Any reports or advertisements that the editor is unsure about should be directed to the Shire CEO for clarification.

Shire staff will assist with any queries received via the Shire Office, directing advertisers to send requests to the blarney email address or taking the advertisement, payment (if necessary) and placing it in the Blarney pigeon hole.

Community Groups with community announcements will not be charged for advertising. A group community announcement is considered as monthly club notes, notice of AGM, posters for open days or activities etc.

Individuals with community announcements will not be charged for advertising. An individual community announcement is considered as either a birthday, anniversary, death or thank you notice.

Local Community Groups with sponsored activities that provide economic benefit to the town are permitted to recognise their sponsors with logos within their advertising. Eg – Beverley Show, Open Days (Sporting Clubs), Triathlon, Station Arts, CRC and BDHS. If there is an advertising query which this policy does not address or remains silent, the query should be referred to the Shire of Beverley Chief Executive Officer.

Where a paid advertisement or community announcement is changed for either information, grammatical or professional beautification purposes, the advert/announcement is to be sent back to the advertiser for approval prior to printing.

The Beverley Blarney does not print offensive opinion pieces or “Brickbats and Bouquets”. Special opinion pieces which are community related and not offensive maybe directed to the Chief Executive Officer and if approved, payment for the advertisement will be required.

Pieces which could be considered helpful to the community may be directed to and approved by the CEO. Political advertising during State and Federal Elections must be paid for. Political media statements maybe approved if the information is relevant and helpful to the Beverley Community.

Private Business will be charged for their advertising at the rate appropriate to the advertising size. Advertising is likely to be moved each month to suit editing and a requested location cannot be guaranteed or accommodated.

The Shire of Beverley and Beverley CRC are not required to pay for advertising.

The monthly Shire President Report is to be located on page two (2) of the Blarney. If possible other Shire information should follow on from the President’s Report.

Payments for advertising will be received or invoiced by the Shire of Beverley. Size D, Size E and Trading Post adverts must be paid at the time of advertising and will not be invoiced. 12 month advertising rates, with 2 free months must be paid upfront and will not be invoiced monthly.

The Beverley Blarney must be proof read by a Shire of Beverley Staff member prior to going to print.

The Beverley Blarney should where possible, be finalised at least two nights prior to the 1<sup>st</sup> of each month.

#### Printing and Distribution

The Shire of Beverley may pay a monthly fee to a group, person or business to print and distribute the Beverley Blarney on behalf of the Shire of Beverley.

Should the group/person/business no longer wish to print and distribute the Beverley Blarney they are to provide one months (one issue) notice. Should the Shire of Beverley no longer wish the group/person/business to print and distribute the Beverley Blarney it is to provide three months (three issues) notice.

The Beverley Blarney should where possible, be printed on the last two nights of the month, ready for distribution on the 1<sup>st</sup> of the month.

The Beverley Blarney is to be distributed to various businesses listed on the Blarney distribution sheet.

If a new business requests to be a distribution point, approval should be given by the Chief Executive Officer (refer to the attached distribution list).

Each quarter the distributor should review any excess copies left at various businesses and adjust if necessary.

#### Social Media

Shire Staff are required to upload the Blarney and Presidents Notes to the Shire Website on the 1<sup>st</sup> day of the month (or Monday should the 1<sup>st</sup> be a Saturday or Sunday).

A link should be placed on the Shire Facebook page advertising the availability of each new issue.

Beverley Blarney Distribution Sheet

Business Name	Quantity
Avon Trading	50
Beverley Pharmacy	40
Elders Beverley	20
Beverley IGA	110
Beverley Post Office & Newsagency	440
Beverley CRC	15
Beverley Shire Counter	20
Shire of Beverley Prepaid Post	20
Beverley Caravan Park	10
Beverley Medical Centre	10
T-Bone Butcher	20
Red Vault	20
East End Gallery	15
Beverley Bakehouse	40
Avondale Museum	15
Beverley Frail Aged Lodge	6
York Tourist Bureau	12

Policy Amended: 23 November 2021

### 3.17 Avondale Agricultural Museum Collection Policy

<b>Policy Type:</b>	Community
<b>Date Adopted:</b>	25 February 2020

<b>Policy No:</b>	<b>C017</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>AVONDALE AGRICULTURAL MUSEUM COLLECTION POLICY</b>
<b>Objective:</b>	<b>To provide guidelines on the development and management of the collection.</b>

#### Background

The Avondale Agricultural Museum Collection is located at Avondale Farm, in the Shire of Beverley. Avondale farm is a 710ha property, located 6km west of the Town of Beverley on Waterhatch Road. The property comprises 520ha arable farming land and 190ha non arable land comprising a bush reserve (53.5ha), rocky grazing, treed water courses and a built heritage precinct.

Avondale farm was one of the earliest pastoral properties developed in the Beverley district in the 1830's. Avondale Farm is valued for its role in agricultural research and education. Established as a State Farm in 1919, Avondale Farm was held by the Agriculture Department of WA as a venue for agricultural research from 1924 until the 1990's and subsequently as a public education site until 2009, when the National Trust took over the management of the property.

The original Avondale Agricultural Museum Collection was comprised of items donated by farmers from around the State for the sesquicentenary celebrations in 1979. The exhibition concentrated on items of technological significance, much of which was restored by the Department of Agriculture's workshop. The collection was specifically put together to represent the historical equipment of all the processes in agricultural production and therefore tells the story of the development of farming in the Western Australian Wheatbelt.

The original museum building was constructed to house the donated farm machinery. The building was extended in the early 2000's to house the growing collection that represents some of Western Australia agricultural machinery dating back to the 1850's

The Shire of Beverley took over the collection from the Agriculture Department in 2009, at the same time management of the property was transferred to the National Trust.

#### Statement Of Purpose Or Mission Statement

The purpose of the Avondale Agricultural Museum Collection is to tell the story of the mechanisation and innovation in farming in the Western Australian Wheatbelt region from the early 1850's to 1979.

The Museum aims to provide an educational and tourism experience that is complementary to the interpretation of 'Avondale Farm' which tells the story of the development of Agriculture in WA, intertwining early European settlement, the culture and traditions of the Ballardong Aboriginal people and the natural environment.

The Museum will incorporate objects, history and stories associated with the development of Agriculture in Western Australia, the history of Avondale Farm and the significant contribution made to Agricultural from the research carried out at Avondale.

### **Purpose And Scope Of The Collection Policy**

The collection policy will be the guiding document for the development and management of the collection.

The policy will guide the formation of a management structure, museum funding, a review of the existing collection and subsequent inclusion of items into the Avondale Agricultural Museum collection.

The collection management policy will guide the procedures by which the museum is managed and funded. The procedures developed to implement these policies will be outlined in a separate document.

### **Museum Management**

The Shire of Beverley owns and is responsible for the Avondale Agriculture Museum Collection.

Museum governance, future planning and funding will be the responsibility of the Shire of Beverley.

The Shire of Beverley will be responsible for the operations of the Museum in accordance with the policies and procedures of the Museum.

### **What The Museum Will Collect**

The key theme of the Avondale Agricultural Museum Collection is to tell the story of the mechanisation and innovation in farming in the Western Australian Wheatbelt region. The collection was put together to represent the historical equipment of all the processes in agricultural production and therefore is representative of a class of artefacts important to the development of farming in the Wheatbelt of WA.

The Museum will incorporate objects, history and stories associated with the development of Agriculture in Western Australia, the history of Avondale farm and the significant contribution made to Agricultural research at Avondale.

Contributing significantly to the value of the Museum Collection are the operational vehicles. A large number of the tractors and vehicles are operational, enabling demonstrations of farm practices and differentiating the collection from similar collections throughout WA.

The environs in which the Museum is located at Avondale also adds value to the museum collection and is another differentiating feature. Avondale Farm was an Agricultural research facility which made a significant contribution to agricultural research in the State and is still a working farm.

The collection dates from the 1850's to 1979.

The types of objects to be collected include agricultural machinery, agricultural implements, operating manuals for historical machinery, photographs and written and oral histories.

The objects will reflect the development of Agriculture in WA and could include

- equipment used in agricultural research;
- vehicles and machinery in working order or able to be restored to working order for the purpose of demonstrations;
- historical equipment that contributes to the processes in agricultural production; and
- objects important to the development of farming in the south of WA

The collection is available for viewing at Avondale Farm, 505 Waterhatch Road Beverley. Opening hours are determined by the Shire in consultation with the National Trust (WA) who manage Avondale Farm. Access may be provided for special events by arrangement. Access to Museum records will be provided by appointment only.

Temporary exhibitions may be installed and objects used in demonstrations at special events.



## **How the Museum Will Collect**

### **Method of Acquisition**

The Museum will acquire objects for the permanent collection by donation, bequest, purchase or transfer.

All decisions regarding the acquisition of objects for the museum will be made by the Acquisition Committee.

The museum will not accept conditional donations.

Loans will be considered on a case by case basis, and would normally only be considered where the object is rare and adds significant value to the current museum collection or it would enhance a temporary exhibition or event display. Decisions on items to acquire by loan will be made by the Acquisition committee.

### **Acquisition Committee**

The Acquisition committee will be full Council for the Shire of Beverley. All recommendations made by the committee will be documented and retained in the Shire of Beverley Office.

### **Acquisition Criteria**

The Committee will consider the following criteria before approving acquisition of an object:

- **Relevance**  
The museum only collects objects that relate to the museum's purpose and key collecting areas
- **Significance**  
Priority is given to objects which are significant for their historic, aesthetic, scientific/research or social/spiritual value.
- **Provenance and Documentation**  
Priority will be given to objects from Avondale Farm and surrounding Wheatbelt Shires and where the history of the object is known and associated documentation and support material can be provided. Items can be obtained from other areas where it enhances the understanding of the key themes within the collection.
- **Condition, intactness, integrity**  
The condition of the object must be taken into consideration when acquiring material. Badly damaged material will not normally be accepted into the collection.
- **Interpretive Potential**  
Objects that tell a story that adds to the interpretation of museum themes will be prioritised.
- **Rarity**  
Objects may be prioritised if they are rare examples of a particular kind of object
- **Representativeness**  
Objects may be prioritised if they are an excellent representative example of a particular kind of object
- **Duplications**  
Objects that duplicate items already in the collection will not be accepted unless they are of superior condition and/or historic value. In such a case the duplicate may be considered for deaccessioning.
- **Legal Requirements**  
The museum only accept objects where the donor/vendor has legal title to the object
- **Resource Implications**  
The museum will consider its responsibility in relation to items that have highly specialised conservation, storage and display needs and the ability of personnel to care for these items, including the financial resources required to safely house such items.

## **Legal / Ethical Obligations**

### **Aboriginal Artefacts**

Should objects that are traditional Aboriginal objects be offered to the museum for inclusion in its collection the Shire will comply with the Aboriginal Heritage Act 1972.

The Shire acknowledges that it has a mandatory obligations under the Aboriginal Heritage Act 1972 (WA) to provide notice in writing to the Minister of Aboriginal Affairs in relation to any object in its custody that may be classified as Aboriginal cultural material. The Shire shall give a description of that object and the manner in which it came to be in its custody or under its control.

### **Prohibited Weapons And Firearms**

Should objects that could be considered to be prohibited or controlled weapons be offered to the Museum for inclusion in its collection, the Shire will comply with the Weapons Act 1999 and the Weapons Regulations 1999. Such weapons could include historical swords, blunt ceremonial swords, bayonets, batons, cat o'nine tails, and concealed weapons, firearms including longarms, pistols and handguns.

### **Storage & Conservation**

The Museum aims to achieve high standards of collection care and storage based on the National Standards for Museum and Galleries v1.5.

Objects will be stored and conserved in accordance with the Collection Policy Procedures Manual.

## **Deaccessioning And Disposal Procedures**

### **Criteria For Deaccessioning**

Deaccessioning is the administrative process of removing an item from the collection.

An object can be deaccessioned from the Museum's collection if

- It does not comply with the current collection policy of the Museum.
- It is damaged beyond repair.
- The conservation and storage costs for it are beyond the means of the museum.
- It is a lesser quality duplicate of an object the museum already owns and it is not required for changeover, education or other purposes.
- It lacks any supporting information to enable proper identification or to establish its relevance to the collection.
- It has disputed ownership and a substantiated request for the return of the object to its original owner is received

### **Deaccession Procedures**

To formally de-accession an object from the Museum collection the following procedure should be followed:

- The object identified for removal from the collection must come before the Acquisition Committee for consideration with close reference to the criteria stated above (8.1)
- The object identified above for deaccession must be held for a twelve month 'cooling off' period before it is finally disposed of.
- Staff, volunteers, committee members and their families are prohibited from purchasing, or otherwise obtaining, a deaccessioned object, except by public auction or open tender process.
- Any funds acquired from the sale of the de-accessioned item should be used for acquisition or care of the collections.

## **Disposal Procedures**

Once a decision has been made by the Acquisition committee to deaccession an object, the object should be removed from the collection in the following priority order:

1. Returned to the donor or family. If after a thorough search this is impossible, the object should be;
2. Transferred to another appropriate institution;
3. Sold by public auction or open tender process, where appropriate;
4. Used as an education/interpretive tool;
5. Destroyed or recycled if appropriate

## **Winding-Up Procedures**

In the event that the Museum is to be wound up, a resolution of the Beverley Shire Council is required.

The museum will be wound up in accordance with the National Standards for Australian Museums and Galleries v1.5 (in particular A1.1.3 and A1.1.4) or the equivalent standards at the time.

The Shire of Beverley disposal of assets policy will also apply.

## **LOANS**

### **Loan Procedures**

The Museum will consider the lending and borrowing of objects if by doing so it assists the Museum in meeting its purpose. The lending and borrowing of objects will be considered on a case by case basis, and would normally only be considered where the object is rare and adds significant value to the current museum collection or it would enhance a temporary exhibition or event display.

Decisions on items to acquire by loan will be made by the Acquisition committee who will consider the following:

- Permanent and long term loans will not be accepted by the Museum.
- The Museum will loan and borrow material to help meet its purpose.
- The Museum holds separate forms for inward and outward loans
- The maximum loan period is 12 months.

The procedure for inward and outward loans is contained within the Collection Procedures manual.

### **Oral History Policy**

Oral histories form an important part of the Avondale Agricultural Machinery Museum. When collecting oral histories

- An Oral History Agreement is signed by the person interviewed, which clearly states the purpose and intended uses of the interviews and what copyright provisions apply.
- The Museum abides by the Guidelines of Ethical Practise of the Oral History Association of Australia.

Oral histories will be collected, used and made available to the public in accordance to the procedures outlines in the Collection Procedures Manual.

### **Access**

The collection is accessible to the public through regular opening hours and by appointments. Use of the Museum for special events is by arrangement with the MSC, with approval from the Shire of Beverley.

The collection records are accessible for research purposes by appointment.

### **Review Your Collection Policy**

The museum collection policy will be reviewed annually as part of the Shire of Beverley Policy Manual annual review.

### 3.18 Request for Purchase and Placement of Memorial Seats

<b>Type:</b>	Community
<b>Date Adopted:</b>	23 August 2022

<b>Policy No:</b>	<b>C018</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
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<b>Legal (Subsidiary):</b>
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<b>ADOPTED POLICY</b>	
	<b>Request for Purchase and Placement of Memorial Seats</b>
<b>Objective:</b>	<b>To recognise residents who have made a significant contribution to the Beverley Community and ensure applications are managed on a consistent basis.</b>

#### **SCOPE**

This policy applies to the placement of memorial seats in the Shire of Beverley owned/managed parks, reserves, public open space and streetscapes (other than Vincent Street).

#### **POLICY**

The Shire of Beverley recognises that members of the community may wish to use public open space to commemorate a person/s through a memorial, which adds to the value of the well being of the community.

In order for the Shire to ensure its public open spaces continue to serve their purpose and are not transformed into places of mourning, and that its assets are not impacted negatively, applications for memorial seats in public open space will be limited to:

- recognising residents who have made a significant contribution to the Shire or Community over a minimum of 15 years.

Each application will be assessed on its individual merit, firstly meeting the basic criteria and subject to the conditions within this policy.

All applications must meet the following criteria:

- The application must be on the prescribed form.
- Memorial seats shall only commemorate a person no longer living.
- The deceased was a resident of Beverley for a minimum of 15 years.
- The deceased made a significant contribution to the community through volunteering, business, cultural, social or sporting aspects.
- Placement of the memorial would benefit the community in acknowledging the deceased.
- The applicant is to fund the purchase and installation of the memorial seat and plaque.

## **IMPLEMENTATION**

- The application will be presented to Council for determination.
- The requested location will be considered, but final determination will be by the CEO or Manager of Works.
- The Shire will co-ordinate the selection, purchase, installation, and maintenance of the seat and plaque.
- All plaques will be to a standard size and be purchased through an approved bronze plaque foundry.
- Personal items are not to be fixed to the memorial seat or placed at the base of the seat.
- No ashes are to be placed in or near the seat.
- Additional plaques may be approved on memorial seats subject to approval from the original applicant or their immediate family.

### **Life of the Seat and Plaque**

The seat and plaque remain the property of the Shire of Beverley. The memorial seat and plaque have a finite life. The Shire envisages that the seat/plaque will be located at the site for a period of not less than 10 years from the date of installation. Should a piece of memorial park furniture be damaged beyond repair, it will be deemed to be at the end of its useful life and the Shire will use reasonable endeavours to contact the applicant to inform them of this.

### **Cost**

Applicants must meet the cost of the purchase and installation of furniture and plaque. Costs are determined on a case by case basis. Applicants will be advised the total cost prior to the application being presented to the CEO or Council for consideration. Applicants can advise at this stage if they do not wish to proceed with the application. Costs are to be paid in full before the Shire will undertake the purchase of the memorial.

### **Plaques**

The memorial plaque can be no larger than 120mm x 80mm and be up to 20 words.

## Memorial Seat and Plaque Application Form

### APPLICANT:

First Name:	
Surname:	
Postal Address:	
Email:	
Mobile:	
Alternate Contact Name:	
Mobile and Email:	

### MEMORIAL:

First Name:	
Surname:	
Date (from to) Lived in Beverley	
Contribution to Beverley Community:	

### PLAQUE DETAILS

Wording (max of 20 words)	
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Please number your preferred location, with 1 being most preferred

Location	
Avon River Park	
Avon Park – RV Friendly side	
Information Bay	
Streetscape/Footpath (please name road)	
Catholic Cemetery	
Anglican Cemetery	
Other -	

- I accept the final location will be decided by the Shire of Beverley.  
 I have read the Memorial Seats Policy and understand the payment, implementation and life of memorial conditions.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

## 4. *Elected Members*

### 4.1 Ordinary Meetings of Council

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>ORDINARY MEETINGS OF COUNCIL</b>
<b>Objective:</b>	<b>To advise of Ordinary Council Meeting Times.</b>

#### Policy

Ordinary Meetings of Council are generally held on the fourth Tuesday of each month, except for January.

Council Briefing to commence at 1.00pm.  
Ordinary Meeting to commence at 3.00pm.

Policy Amended: 26 September 2017  
Policy Amended: 27 August 2019  
Policy Amended: 22 September 2020

## 4.2 Council Agendas

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>COUNCIL AGENDAS</b>
<b>Objective:</b>	<b>To provide guidelines for the production and distribution of Council Agendas.</b>

### Policy

Ordinary Council meeting Agendas are distributed to the following persons:

Councillors  
 Chief Executive Officer  
 Deputy Chief Executive Officer  
 Shire Planner  
 Works Supervisor  
 Administration Workers to share a copy

Additionally, a copy is available on the Shire website.

Subject to individual Councillors discretion, the Notice of Meetings, agendas including all confidential items, other information bulletins and corporate discussion papers will be either electronically or hand delivered.

Conditions:

1. Agenda items requiring a decision to be made by Council are to be submitted in writing to the Chief Executive Officer by close of business on the Tuesday, eight days before the meeting.
2. The Agenda is to be distributed a minimum of 72 hours before the Meeting Date as per the Local Government Act 1995. Shire of Beverley staff will distribute any agenda no later than 5pm Thursday prior to a Tuesday meeting.
3. The inclusion and distribution of late items is at the discretion of the Chief Executive Officer.

Policy Amended: 23 October 2018  
 Policy Amended: 27 August 2019  
 Policy Amended: 22 September 2020  
 Policy Amended: 23 November 2021



### 4.3 Media Statements and Public Relations

<b>Policy Type:</b>	Elected Member
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>MEDIA STATEMENTS AND PUBLIC RELATIONS</b>
<b>Objective:</b>	<b>To provide guidelines for communicating to outside parties.</b>

#### Policy

Publicity of Shire of Beverley activities through the media will be by the authority of the President or, where the President agrees, the Chief Executive Officer. Media releases and statements are to be confirmed by the President before distribution.

A press release file is to be maintained for reference purposes.

## 4.4 Conference and Meeting Expenses

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>CONFERENCE AND MEETING EXPENSES</b>
<b>Objective:</b>	<b>To establish guidelines for payment of Councillor conferences and meetings.</b>

### Policy

Where a Councillor is authorised to attend a conference, meeting, course or other Council business as defined in Policy EM011 Attendance at Events, the Shire of Beverley will pay for:

- fees at cost;
- travel, to be paid at ATO Travel Rates;
- Councillor's accommodation; and
- meals and other incidentals with these expenses to a maximum of \$150 per day.

Additionally, the Shire of Beverley will pay for spouses to attend any official partner programme connected with the conference.

Policy Amended: 25 October 2016  
 Policy Amended: 23 November 2021

## 4.5 Honour/Photo Board

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COUNCILLOR HONOUR AND PHOTO BOARDS</b>
<b>Objective:</b>	<b>To provide guidelines for the information provided on Councillor Honour and Photo Boards located in the Shire of Beverley office.</b>

### Policy

The Honour/Photo Board is to be updated after elections or as necessary.

Details to be listed under the photo are: surname, initials, the year of election/commencement and retirement/termination, including titles but excluding honours, for:

- (a) each Councillor, for each period of service;
- (b) Presidential service; and
- (c) each Chief Executive Officer appointed.

## 4.6 Recording Voting of Motions

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>RECORDING VOTING OF MOTIONS</b>
<b>Objective:</b>	<b>To provide guidelines for recording votes in all Council Meetings.</b>

### Policy

The minute taker must record the mover and seconder of each motion and the number of votes for/against all motions at all Council Meetings.

The recording of personal voting is not required, unless a Councillor specifically asks for their vote to be recorded.

## 4.7 Elected Member Allowances

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1. Local Government Advisory Board

ADOPTED POLICY	
<b>Title:</b>	<b>ELECTED MEMBER ALLOWANCES</b>
<b>Objective:</b>	<b>To comply with payment of sitting fees as set by legislation.</b>

### Policy

As set by legislation, advice from Local Government Advisory Board and the Salaries & Allowance Tribunal the Shire of Beverley is to pay sitting fees according to the band rate that it sits in.

Sitting Fees are to be paid to Councillors as a lump sum bi-annually and in leave of absence of 3 months or longer, pro-rata bi-annually.

Policy Amended: 25 October 2016

Policy Amended: 23 October 2018

Policy Amended: 27 August 2019

## 4.8 Standing Committees

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>EM008</b>
<b>Date Last Reviewed:</b>	22 September 2020

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>STANDING COMMITTEES</b>
<b>Objective:</b>	<b>This policy lists committees of Council and non-Council committees. Committees are decided biannually by Council directly following the Local Government Elections and there for this policy will be altered accordingly.</b>

### Policy

#### **Committees of Council**

Audit and Risk Committee – Three Councillors  
 Corporate Strategy Committee – All Councillors  
 Economic & Community Strategy Committee – All Councillors  
 Cropping Committee – Three Councillors  
 Works Committee – Four Councillors

#### **Legislative Committees**

Central Country Zone of WALGA – 2 Councillors (President and Deputy President)  
 Fire Control Officers Meeting – President + 1 Councillor  
 Local Emergency Management Committee – President + 1 Councillor

If a Community Committee wishes to have a Councillor at their meeting or on their committee, they must write to Council to request representation.

Committee positions will be allocated after each election.

Policy Amended: 26 September 2017  
 Policy Amended: 27 August 2019  
 Policy Amended: 23 November 2021

## 4.9 Electoral Caretaker Period Policy

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	25 September 2018

<b>Policy No:</b>	<b>EM009</b>
<b>Date Last Reviewed:</b>	23 November 2021

<p><b>Legal (Parent):</b></p> <p>1. Sections 4.87, 5.93 and 5.103 of the <i>Local Government Act 1996</i></p> <p>2. Regulation 8 of the <i>Local Government (Rules of Conduct) Regulations 1996</i></p>
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<p><b>Legal (Subsidiary):</b></p> <p>1.</p>
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ADOPTED POLICY	
<b>Title:</b>	<b>ELECTORAL CARETAKER PERIOD POLICY</b>
<b>Objective:</b>	This Policy establishes protocols for the purpose of preventing actual and perceived advantage or disadvantage to a candidate in a Local Government Election, through the use of public resources or decisions made by the Council or administration on behalf of the Shire of Beverley during the period immediately prior to an election

### Policy Objective

This Policy establishes protocols for the purpose of preventing actual and perceived advantage or disadvantage to a candidate in a Local Government Election, through the use of public resources or decisions made by the Council or administration on behalf of the Shire of Beverley during the period immediately prior to an election.

### Policy Scope

This policy applies to Council Members and Employees and specifically applies during a 'Caretaker Period' to:

- (a) Decisions made by the Council;
- (b) Decisions made under delegated authority;
- (c) Decisions made administratively;
- (d) Promotional materials published by the Shire of Beverley
- (e) Discretionary community consultation;
- (f) Events and functions, held by the Shire of Beverley or other organisations;
- (g) Use of the Shire of Beverley's resources;
- (h) Access to information held by the Shire of Beverley.

### Policy Statement

#### **1. Definitions:**

'**Caretaker Period**' means the period of time prior to an Election Day, specifically being the period from the close of nominations (37 days prior to the Election Day in accordance with s.4.49(a) of the *Local Government Act 1995*) until 6.00pm on Election Day.

'**CEO**' means the Chief Executive Officer of the Shire of Beverley.

'**Election Day**' means the day fixed under the *Local Government Act 1995* for the holding of any poll needed for an election. For the purposes of this Policy, 'Election Day' meaning generally excludes an Extraordinary Election Day unless otherwise specified in this Policy.

**‘Electoral Material’** means any advertisement, handbill, pamphlet, notice, letter, email, social media post or article that is intended or calculated to affect an Election Day result, but does not include:

- (a) An advertisement in a newspaper announcing the holding of a meeting (s.4.87 (3) of the *Local Government Act 1995*); or
- (b) Any materials exempted under Regulation 78 of the *Local Government (Elections) Regulations 1997*; or
- (c) Any materials produced by the Shire of Beverley relating to the election process by way of information, education or publicity, or materials produced by or on behalf of the Returning Officer for the purposes of conducting an election.

**‘Events and Functions’** means gatherings for the purpose of discussion, review, acknowledgement, communication, consultation, celebration or promotion, of any matter relevant to the Shire of Beverley and / or its stakeholders and may take the form of conferences, workshops, forums, launches, promotional activities, social occasions such as dinners and receptions, including; gatherings coordinated or facilitated by the Shire of Beverley or an external entity.

**‘Extraordinary Circumstances’** means a circumstance that requires the Council to make or announce a Major Policy Decision during the Caretaker Period because, in the CEO’s opinion, delaying the decision or announcement to occur after the Caretaker Period has reasonable potential to:

- (a) incur or increase legal, financial and/or reputational risk; or
- (b) cause detriment to the strategic objectives of the Shire of Beverley.

**‘Major Policy Decision’** means any decision:

- (a) Relating to the employment, remuneration or termination of the CEO or any other designated Senior Employee [s.5.37], other than a decision to appoint an Acting CEO, or suspend the current CEO (in accordance with the terms of their Contract of Employment), pending the Election Day result;
- (b) Relating to the Shire of Beverley entering into a sponsorship arrangement with a total Shire of Beverley contribution that would constitute Significant Expenditure, unless the Council resolved “in principle” support for the sponsorship prior to the Caretaker Period taking effect and sufficient funds are allocated in the Annual Budget;
- (c) Relating to the Shire of Beverley entering into a commercial enterprise as defined by Section 3.59 of the *Local Government Act 1995*;
- (d) That would commit the Shire of Beverley to Significant Expenditure or actions that, in the CEO’s opinion, are significant to the Local Government operations, strategic objectives and / or will have significant impact on the community,
- (e) To prepare a report, initiated by the Administration, a Council Member, candidate or member of the public that, in the CEO’s opinion, may be perceived as or is actually an election campaign issue;
- (f) Initiated through a Notice of Motion by a Council Member, where the effect of that motion will change the status quo or, in the CEO’s opinion, may be relevant to the circumstances described in sub-clauses (a) to (e) above.
- (g) That adopts a new policy, service or service level or significantly amends an existing policy, service or service level, unless the decision is necessary to comply with legislation.
- (h) That initiates or adopts a new Local Planning Scheme, amendment to a Local Planning Scheme or Planning Policy.
- (i) Major Policy Decision does NOT include any decision necessary in response to an Emergency, either declared by the State or Federal Government or by the Shire of Beverley in accordance with s.6.8(1)(c) of the *Local Government Act 1995*.

**‘Caretaker Protocol’** means the practices or procedures prescribed in this Policy.

**‘Public Consultation’** means a process which involves an invitation to individuals, groups, organisations or the wider community to provide comment on a matter, proposed action or proposed policy which may be perceived as or is actually an electoral / campaign issue, but does not include statutory consultation / submission periods prescribed in a written law.

**‘Significant Expenditure’** means expenditure that exceeds 0.1% of the Shire’s annual budgeted revenue (inclusive of GST) in the relevant financial year.

## **2. Caretaker Period Protocols - Decision Making**

The CEO will ensure that:



- (a) Council Members and employees are advised in writing of the impending Caretaker Period and Policy requirements at least 30-days prior to the commencement of a Caretaker Period.
- (b) Candidates are provided with a copy of this Policy at the time of their nomination for election, to ensure their awareness of the protocols and equitable access requirements.

## **2.1 Scheduling Major Policy Decisions**

1. During a Caretaker Period, unless Extraordinary Circumstances apply, the CEO will reasonably ensure that:
  - (a) Council or Committee Agenda, do not include reports and / or recommendations that constitute Major Policy Decisions; and
  - (b) Council Forums, Workshops or Briefings, do not list for discussions matters that relate to Major Policy Decisions.
2. The CEO shall reasonably ensure that, unless Extraordinary Circumstances apply, Major Policy Decisions are either:
  - (a) Considered by the Council prior to the Caretaker Period; or
  - (b) Scheduled for determination by the incoming Council.
3. The CEO shall reasonably ensure that, unless Extraordinary Circumstances apply, Delegated Authority from the Council to the CEO or a Committee is not exercised where the exercise of that delegated authority relates to a Major Policy Decision or an election campaign issue.

## **2.2 Council Reports Electoral Caretaker Period Policy Statement**

Each report included in an Agenda for Council's consideration during a Caretaker Period, will include a statement that demonstrates due consideration of the requirements of this Policy.

If the matter is not a Major Policy Decision, the following statement must appear in the Report:

### **Electoral Caretaker Period Policy Statement**

The Officer Recommendation has been reviewed in context of the Shire's Electoral Caretaker Period Policy and the CEO has determined that it does not constitute a Major Policy Decision. The CEO therefore provides this report for Council's consideration.

### **2.2.1 Extraordinary Circumstances**

#### **1. Council Reports**

Where, during a Caretaker Period, the CEO determines that Extraordinary Circumstances apply, the CEO may submit a report on a Major Policy Decision for Council's consideration, subject to the report including:

- (a) Details, if applicable, of:
  - (i) Options for what aspects of the decision are necessary to be made within the Caretaker Period and what aspects may be deferred until after the Caretaker Period.
  - (ii) How potential electoral impacts will be managed or mitigated.
- (b) An Electoral Caretaker Period Policy Statement, which details why Extraordinary Circumstances apply.
- (c) An Officer Recommendation, for Council's to accept Exceptional Circumstances apply and receive the report for consideration. This Recommendation is to be considered and resolved by Council, prior to debate of the substantive recommendation relating to the Major Policy Decision.

### **Electoral Caretaker Period Policy Statement**

The Officer Recommendation has been determined as a Major Policy Decision within the context of the Shire's Electoral Caretaker Period Policy for the following reasons:

- [list reasons]

In accordance with the Shire's Electoral Caretaker Period Policy, the CEO seeks a Council Resolution to enable Council's consideration of the matter due to the following Exceptional Circumstances:

- [list reasons]

### **Officer Recommendation**

That Council, in accordance with the Electoral Caretaker Period Policy, determines in regard to the Report titled "*insert report title*" to:

1. Accept that Exceptional Circumstances exist: and therefore
2. Receives the Report for Council's consideration.

### **2. Council Forums, Workshops or Briefings**

Where, during a Caretaker Period, the CEO determines that Extraordinary Circumstances apply, the CEO may include matters relating to a Major Policy Decision for Council Member discussion at Council Forums, Workshops or Briefings.

The CEO is required to provide Council with advice as to why Exceptional Circumstance apply and how potential electoral impacts will be managed or mitigated. Details of this advice is to be retained, with the Forum, Workshop or Briefing notes, as a Local Government record.

### **2.3 Managing CEO Employment**

This Policy, prohibits Major Policy Decisions relating to the employment, remuneration or termination of the CEO during a Caretaker Period.

The Council is however required to fulfil its obligations as the CEO's employer regardless of a Caretaker Period. Therefore, during a Caretaker Period:

1. The Council may consider and determine:
  - (a) CEO's leave applications;
  - (b) appoint an Acting CEO, where necessary;
  - (c) suspend the current CEO, where appropriate and in accordance with the terms of their contract)
2. The Council may not initiate a new CEO recruitment process or initiate or undertake a CEO performance review process, during a Caretaker Period.

### **2.4 Delegated Authority Decision Making in Extraordinary Circumstances**

During a Caretaker Period, Employees who have Delegated Authority shall not exercise that delegated authority where the matter relates to a Major Policy Decision or an election campaign issue. All such decisions under delegated authority must be referred to the CEO for review in consideration of clause 2.1(3) above.

### **3. Caretaker Period Protocols - Candidates**

Part 3 of this Policy, inclusive of its sub-clauses, applies to a Caretaker Period relevant to Election Days and Extraordinary Election Days.

Candidates, including Council Members who have nominated for re-election, shall be provided with equitable access to the Shire's public information.

The CEO shall ensure that assistance and advice provided to candidates as part of the conduct of the election is provided equally to all candidates.

Council Members nominating for re-election, may access information and assistance regarding the Shire's operations and Council matters during a Caretaker Period, but only to the extent necessary to perform their role as a Councillor and limited to matters currently relevant to the Shire.

All election process enquiries from Candidates, including Council Members who have nominated for re-election, will be directed to the Returning Officer, or where the matter is outside the responsibility of the Returning Officer, to the CEO.

### **3.1 Candidate Requests on behalf of Electors, Residents or Ratepayers**

Candidates, including Council Members who have nominated for re-election, may advise the Shire of Beverley where they have received elector, resident or ratepayer requests for advice, information or responses to matters relevant to the Shire.

Responses will not be provided to the candidate on the basis that the provision of responses to enquiries from electors, residents or ratepayers regarding the operations of the Local Government is an administrative function (refer Regulation 9 of the *Local Government (Rules of Conduct) Regulations 2007*).

Therefore, candidates requests made on behalf of an elector, resident or ratepayer, will be responded to by the Shire's Administration directly to the requesting elector, resident or ratepayer.

### **3.2 Candidate Campaign Electoral Materials**

Candidates, including Council Members who have nominated for re-election, are prohibited from using the Shire's official crest or logo in any campaign Electoral Materials.

### **3.3 Candidate attendance at Meetings**

To ensure equitable access to information about Council's decision making during a Caretaker Period, the CEO shall ensure that Candidates, who are not sitting Council Members, are advised of Ordinary and Special Council Meetings (if open to the public) called and convened during a Caretaker Period; providing each Candidate with a copy of the meeting agenda at the time it is distributed to Council Members.

For the purposes of transparency and the benefit of the public gallery, Candidates are requested to identify themselves as an election candidate prior to asking a question or making a statement at a Council or Committee meeting.

## **4. Council Member Caretaker Period Protocols**

Part 4 of this Policy, inclusive of its sub-clauses, applies to a Caretaker Period relevant to Election Days and Extraordinary Election Days.

### **4.1 Access to Information and Advice**

All Council Members will scrupulously avoid using or accessing Shire of Beverley information, resources or employee resources and expertise for the purpose of gaining electoral advantage or disadvantage relevant to their own candidacy or any other person's candidacy.

All Council Member requests for information and advice from the Shire will be reviewed by the CEO and where the subject of the information or advice is considered as being related to an election campaign issue, the CEO will have absolute discretion to determine if the information or advice is / is not provided, including where information is provided to one candidate, if that information is also to be provided to all candidates (i.e. including candidates who are not current Council Members).

### **4.2 Media and Publicity**

All Council Member requests for media advice or assistance during a Caretaker Period, including Council Members who have nominated for re-election, will be referred to the CEO for review.

The CEO will only authorise Council Member access to media advice or assistance where, in the CEO's opinion, the subject matter is relevant to the Shire's objectives or operations and is not related to an election campaign purpose or issue or to the Council Member's candidacy or the candidacy of another person.

### **4.3 Council Member Business Cards, Shire Printed Materials**

Council Members must ensure that Shire business cards and printed materials are only used for purposes associated with their role of a Councillor, in accordance with section 3.10 of the *Local Government Act 1995*.

Council Members are prohibited from using Shire business cards or printed materials at any time, including times outside a Caretaker Period, for any election campaign purpose, either in support of their own candidacy or the candidacy of another person.

#### **4.4 Council Member Participation in Events and Functions**

During a Caretaker Period Council Members may continue to fulfil their role through attendance at events and functions hosted by external bodies.

#### **4.5 Council Member Delegates to External Organisations**

At any time, including times outside of a Caretaker Period, Council Members who are the Council's appointed delegate to an external organisation, must not use their attendance at an external organisation's meeting, event or function for any purpose associated with an election campaign purpose, including; recruiting campaign assistance or to promote their own candidacy or the candidacy of another person.

#### **4.6 Council Member Addresses / Speeches**

Excluding the Shire President and Deputy Shire President, when fulfilling their functions prescribed in sections 2.8 and 2.9 of the *Local Government Act 1995*, Council Members who have nominated for re-election, shall not be permitted to make speeches or addresses during a Caretaker Period at events or functions organised or sponsored by the Shire, unless expressly authorised by the CEO.

In any case, the Shire President, Deputy Shire President and Council Members are prohibited from using an official speech or address during a Caretaker Period to promote an election campaign purpose.

#### **4.7 Council Member Misuse of Local Government Resources**

A Council Member who uses Shire of Beverley resources for the purpose of persuading electors to vote in a particular way is a "misuse of Local Government resources" breach in accordance with Regulation 8 of the *Local Government (Rules of Conduct) Regulations 2007*.

This prohibition on misuse of Local Government Resources for electoral purposes applies at all times and is not only applicable to a Caretaker Period.

For clarity, Local Government resources includes, but is not limited to: employee time or expertise, Shire provided equipment, stationery, hospitality, images, communications, services, reimbursements and allowances provided by the Shire.

### **5. Shire of Beverley Publicity, Promotional and Civic Activities**

Part 5 of this Policy, inclusive of its sub-clauses, applies to a Caretaker Period relevant to Election Days and Extraordinary Election Days.

Publicity campaigns and promotional activities during a Caretaker Period may be undertaken only for the purposes of:

- (a) Promoting Shire of Beverley services and activities, where such promotion do not relate to an electoral campaign issue and would otherwise be undertaken as part of normal operations; and,
- (b) Conducting the Election and promoting Elector participation in the Election

All other, publicity and promotional activities of Shire initiatives will be, where reasonably practicable, avoided during the Caretaker Period, including the announcement of Major Policy Decisions, made prior to the commencement of a Caretaker Period or proposed to be made after a Caretaker Period.

The CEO may determine if Exceptional Circumstances apply and if a Major Policy Decision announcement is necessary during a Caretaker Period.

#### **5.1 Civic Events and Functions**

The Shire of Beverley will avoid the scheduling of Civic Events and Functions during a Caretaker Period, so as to avoid any actual or perceived electoral advantage that may be provided to Council Members who have nominated for re-election.

Where the Shire is required to schedule a Civic Event or Function during a Caretaker Period, all Candidates will be invited to attend and will be provided with the similar prominence and protocol courtesies as provided to Council Members. For example; Candidates will be introduced at the function immediately following the introduction of Council Members.

## **5.2 Shire of Beverley Publications and Communications**

All Shire of Beverley publications and communications distributed during a Caretaker Period must not include content that:

- (a) may actually, or be perceived to, persuade voting in an election; or
- (b) is specific to a candidate or candidates, to the exclusion of other candidates;
- (c) draws focus to or promotes a matter which is a Major Policy Decision or which is an electoral campaign issue.

All Shire publications and communications proposed to occur immediately prior to, throughout or during, a Caretaker Period must be reviewed and approved by the CEO prior to publication or distribution.

## **5.3 Shire of Beverley Website and Social Media Content**

1. During the Caretaker Period, the Shire's website and social media will not contain any material which does not accord with the requirements of this Policy. For example, Council Member profiles will be removed from the website during a Caretaker Period.

Website and social media content regarding Council Members will be limited to: Council Member names, contact details, membership of committees and Council appointments as Shire of Beverley Delegates on external committees and organisations.

2. Historical website and social media content, published prior to a Caretaker Period, and which does not comply with this policy will not be removed.
3. New website or social media content which relates to Major Policy Decisions or election campaign issues will not be published during a Caretaker Period, unless Exceptional Circumstances apply.
4. Content posted by the public, candidates or Council Members on the Shire's social media channels, which is perceived as candidate election campaign material or promotes a candidate or candidates will be removed.

## **5.5 Community Consultation**

Unless consultation is mandated under a written law or Exceptional Circumstances apply, community consultation relevant to Major Policy Decisions or potentially contentious election campaign issues, will not be initiated so that the consultation period is conducted immediately prior to, throughout or concluding during, a Caretaker Period.

## 4.10 Councillor Training and Professional Development Policy

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	28 July 2020

<b>Policy No:</b>	<b>EM010</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
3. Part 5, Division 10 of the Local Government Act 1995, section 5.126 and section 5.128

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>COUNCILLOR TRAINING AND PROFESSIONAL DEVELOPMENT POLICY</b>
<b>Objective:</b>	<b>To establish guidelines to enable Councillors to meet their statutory obligations in relation to Councillor Training and to promote professional development.</b>

### Objective

To establish guidelines to enable Councillors to meet their statutory obligations in relation to Councillor Training and to promote professional development to maintain and enhance their knowledge and skills in a sector that is fast changing and requires engagement from the Local Community to the Federal Government.

### Scope

This policy applies to all Councillors. Part 5, Division 10 of the Local Government Act 1995 (the Act) describes provisions related to the universal training of Councillors:

- under section 5.126 of the Act, each Councillor must complete training in accordance with the Regulations;
- under section 5.128 of the Act, a local government must prepare and adopt a policy in relation to the continuing professional development of councillors.

### Eligibility

Eligible training and development to which this policy applies will generally be limited to those coordinated and/or run by either:

- a) The Western Australian Local Government Association (WALGA).
- b) The major professional bodies associated with local government.
- c) Accredited organisations offering training relating to the role and responsibilities of Councillors.

### Mandatory Training

a) Councillors are required to complete the Council Member Essentials training modules prescribed by Regulation 35, Local Government (Administration) Regulations 1996 within the first 12 months of their election to Council.

b) The cost of completing the training modules will be funded from the Councillors annual allocation for training activities.

### Request and Approval for Attendance

a) Any approval for conference, seminar or training program attendance is always subject to budgetary funds being available.

b) The Chief Executive Officer may approve Councillors attending the WALGA Convention, the Council Member Essentials training modules, and a training request where there is a specific budget provision and all Councillors have been offered the opportunity to attend.

c) Requests for course participation or conference attendance may be initiated by the Council Member and should be forwarded to the Chief Executive Officer in a reasonable time prior to enrolment or registration.

d) Any request for training/development within three months of any election process for the seat held by the Councillor making the application will not be eligible for approval unless there are compelling reasons for attendance. This does not include the WALGA Local Government Convention.

e) Any requests to attend interstate or overseas conferences, seminars or other professional development opportunities, or that will exceed the annual budget allocation will be considered by Council.

f) The Chief Executive Officer will provide assistance to councillors, where sought, to identify potential targeted professional development opportunities.

### **Councillor Induction**

As part of the election process potential Councillors will be given an induction pack by the Chief Executive Officer. Part of that induction pack will include information and recommendations on which training course they are required to attend; code of conduct; meeting schedule;

### **Reporting**

A report will be included in each year's Annual Report, and maintained on the Shire of Beverley website, advising the attendance of elected members at events during the year and the total number of mandatory training modules completed by each elected member.

### **Costs**

All costs associated with attendance at training activities will be paid by Council in accordance with Policy 4.4 Conference and Meeting Expenses. The Shire will not cover late enrolment fees, additional/optional course materials or any liability incurred under the Higher Education Contributions Scheme (HECS).

## 4.11 Attendance at Events

<b>Policy Type:</b>	Elected Members
<b>Date Adopted:</b>	28 July 2020

<b>Policy No:</b>	<b>EM011</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
4. Local Government Act 1995, section 5.90A

<b>Legal (Subsidiary):</b>
2. Local Government (Administrations) Regulations 1996

ADOPTED POLICY	
<b>Title:</b>	<b>COUNCILLOR TRAINING POLICY</b>
<b>Objective:</b>	<b>To establish guidelines for appropriate disclosure and management of acceptance of invitations to events or functions, or other hospitality occasions, where elected members and employees are invited free of charge, whether as part of their official duties as council or Shire representatives or not.</b>

### Objective

To establish guidelines for appropriate disclosure and management of acceptance of invitations to events or functions, or other hospitality occasions, where elected members and employees are invited free of charge, whether as part of their official duties as council or Shire representatives or not.

### Scope

This policy applies to all Councillors and all staff at the Shire of Beverley.

In accordance with section 5.90A of the Local Government Act, an event includes, but is not limited to the following:

- a concert
- a conference
- a function
- a sporting event
- occasions prescribed by the Local Government (Administration) Regulations 1996

Travel and accommodation excluded: This policy does not apply to tangible gifts or money, travel or accommodation. Any contribution to travel, subject to the exceptions in section 5.83 of the Local Government Act 1995 (the Act), must be disclosed in writing to the CEO within 10 days of receipt of the contribution.

Contributions to travel costs, whether financial or otherwise are now incorporated within the definition of gift. The following situations are specifically excluded where the event ticket (gift) is received from one of the following organisations:

- WALGA
- LGIS
- Local Government Professionals Australia (WA)
- Australian Local Government Association
- A department of the public service
- A government department of another State, a Territory or the Commonwealth
- A local government or regional local government

The gift is still required to be recorded on the "gift register".



## **Statement**

Elected members, the Chief Executive Officer and some Shire staff attend events to fulfil their leadership role in the community. Elected Members and/or the Chief Executive Officer will receive tickets or invitations to attend events to represent the Shire. The event may be a paid event or a ticket/invitation may be gifted in kind.

Attendance is approved for the following events by Elected Members and Shire of Beverley staff:

- Advocacy lobbying or Ministerial briefings
- Meetings of clubs or organisations within the Shire of Beverley
- Any free event held within the Shire of Beverley
- Australian or West Australian Local Government events
- Local Government Professionals Association (WA) events
- LGIS events
- Events hosted by Clubs or Not for Profit Organisations within the Shire of Beverley to which the Shire President, an Elected Member or the Chief Executive Officer or staff has been officially invited
- Shire hosted ceremonies and functions
- Shire hosted events with employees
- Shire run tournaments or events
- Shire sponsored functions or events
- Community art exhibitions
- Cultural events/festivals
- Events run by a Local, State or Federal Government
- Events run by schools and universities within the Shire of Beverley
- Major professional bodies associated with local government at a local, state and federal level
- Opening or launch of an event or facility within the Shire of Beverley
- Recognition of Service events
- RSL events
- Where Shire President, Elected Member or executive staff representation has been formally requested
- Free public events

All Elected Members and executive staff are entitled to attend a pre-approved event. If there is a fee associated with a pre-approved event, the fee, will be paid for by the Shire out of the Shire's budget by way of reimbursement, unless the event is a conference which is dealt with under an alternative Council Policy.

If there are more Elected Members than tickets provided, then the Shire President shall allocate the tickets.

If an elected member (or executive staff) is unable or does not wish to attend the event to which the invitation relates, the member is to advise the event organiser of their unavailability, or may distribute it to another elected member (or member of staff) of their choosing, if the event organiser agrees. Otherwise, it is at the sole discretion of the event organiser, whether the invitation, or tickets, can be redistributed.

## **Non Pre-Approved Events - Approval Process**

Where an invitation is received to an event that is not pre-approved, it may be submitted for approval prior to the event as follows:

- Events for the Shire President may be approved by the Deputy Shire President or CEO
- Events for Councillors may be approved by the Shire President or CEO
- Events for the Chief Executive Officer may be approved by the Shire President or Deputy President

## **Considerations**

In considering whether a benefit such as an invitation to an event or hospitality given to an elected member or an employee is a gift for the purposes of the Act and Regulations, the key issues include:

- Who is a donor, the person/company who is offering or giving the benefit?

- What is the value of the benefit?
- Any justification provided by the applicant when the event is submitted for approval
- The benefit to the Shire of the person attending
- Alignment to the Shire's Strategic Community Plan
- Does the elected member or employee of the benefit contribute anything of value to the donor in return for the benefit such as formally opening or speaking at the event or presenting prizes/awards?
- If so, does the value of that contribution outweigh the value of the benefit?

If so, it will not be a gift for the purposes of the Act and Regulations.

Where an Elected Member has an event approved through this process, and there is a fee associated with the event, then the cost of the event, will be reimbursed on request. Where the Chief Executive

Officer has an event approved through this process, and there is a fee associated with the event, then the cost of the event is to be paid for out of the Shire's relevant budget allocation.

#### **Non-Approved Events Payment**

Any event that is not pre-approved, is not submitted through an approval process, or is received personally, is considered a non-approved event.

- If the event is ticketed and the Elected Member or Executive Staff pays the full ticketed price and does not seek reimbursement, then no action is required.
- If the event is ticketed and the Elected Member or Chief Executive Officer pays a discounted rate, or is provided with a free ticket(s), with a discount value, then the recipient must disclose receipt of the tickets (and any other associated hospitality) within 10 days to the Chief Executive Officer (or President if the CEO) if the discount or free value is greater than \$300 for Elected Members and the CEO.

#### **Conflict**

Event attendance may create a perceived or actual conflict, which may preclude council members participating or employees providing advice at a future meeting. If the amount of an event ticket (gift) is less than \$1,000, and relates to a matter before Council, under section 5.68 of the Act, Council may allow the disclosing council member to participate on the condition that the interest, the council's decision and the reasons for that decision are recorded in the minutes. If the amount gift is above \$1,000 the council or CEO must apply to the Minister for permission to allow the member or employee to participate.

## 5. *Fire Control*

### 5.1 Restricted and Prohibited Burning Period Dates

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>RESTRICTED AND PROHIBITED BURNING PERIOD DATES</b>
<b>Objective:</b>	<b>To control the risk of fires.</b>

#### Policy

These dates are determined by the Community Services Emergency Manager and the Chief Fire Control Officer. The dates are to be advised to the public by way of advertising in the Beverley Blarney, the Harvest Ban Hotline, the Shire of Beverley website, SMS, social media pages and the notification board outside the Shire Office.

Policy Amended: 27 August 2019

## 5.2 Burning Times

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1. Bush Fire Act 1954
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>BURNING TIMES</b>
<b>Objective:</b>	<b>To control the risk of fire.</b>

### Policy

1. That protective burning be permitted during the hours of 5.00pm and 12 Midnight.
2. That burning times under permit are at the times specified by the permit writer.
3. That no burning be allowed within the Shire of Beverley during the Prohibited burning times.

Policy Updated: 25 October 2016

## 5.3 Roadside Verge Burning

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>ROADSIDE VERGE BURNING</b>
<b>Objective:</b>	<b>To control the risk of fire.</b>

### Policy

All application for burning of road verges must be forwarded to the Shire in writing. Approval of burning of road verges to be given in writing by the Chief Executive Officer stipulating the following conditions.

- Burning of road verges is undertaken during Autumn;
- For a well conserved verge, burning should not be undertaken at a frequency less than 5 years and only when a sufficient hazard exists;
- For a partially degraded verge, the condition of the verge must constitute a fire hazard and positive protection given to areas of natural vegetation;
- For a degraded verge, burning may be undertaken with no restriction except for protection of isolated native vegetation; and
- The applicant whose property abuts the road verge shall be responsible for arranging the Bush Fire Brigades within the area to carry out the burn and ensuring that the burn does not extend beyond his frontage without his neighbours approval.

Areas of dispute are to be referred to Council for investigation and recommendation.

## 5.4 Harvest and Vehicle Movement Bans

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>HARVEST BANS</b>
<b>Objective:</b>	<b>To identify who may call a Harvest Ban to reduce the risk of fire in the Shire of Beverley.</b>

### Policy

Harvest Ban Officers (Chief Fire Control Officer, Chief Executive Officer and Fire Weather Officers) are authorised to issue and advise, as required, any harvest and vehicle movement bans, the ban must be authorised by two of the listed officers. The SMS Service will be issued in the first instance by the Community Emergency Services Manager, followed by the Customer Service Officer or Chief Fire Control Officer in the CESM's absence.

Harvest Bans are to be advised to the public via the Harvest Ban Hotline, the Shire of Beverley SMS service and the ABC radio. Lifting of the ban must also be advised via the Harvest Ban Hotline and SMS service.

Policy Amended: 25 October 2016  
 Policy Amended: 26 September 2017

## 5.5 Annual Harvest Bans on Public Holidays

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>ANNUAL HARVEST BANS ON PUBLIC HOLIDAYS</b>
<b>Objective:</b>	<b>To control the risk of fire.</b>

### Policy

That it be notified for public information that harvesting is banned in the Shire of Beverley on Christmas Day, Boxing Day and New Year's Day every year.

## 5.6 Harvesting Operations – Fire Fighting Equipment

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>HARVESTING OPERATIONS – FIRE FIGHTING EQUIPMENT</b>
<b>Objective:</b>	<b>To control the risk of fire within the Shire of Beverley.</b>

### Policy

That during any period when harvesting operations are being conducted, provided in the same paddock or within one hundred metres of that paddock, is an operational fire-fighting unit having a water capacity of not less than 600 litres. Trailer fire-fighting units with at least the same quantity of water are to be attached to a tractor or motor vehicle. The tank on the unit is to be kept full at all times during harvesting operations.

Policy Amended: 25 July 2017



## 5.7 Fire Fighting Attire

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1. Bush Fires Act 1954 2. Fire Brigades Act 1942
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>FIRE FIGHTING ATTIRE</b>
<b>Objective:</b>	<b>To reduce the risk of injury when fighting fires.</b>

### Policy

The person in charge of fire-fighting operations is to order away those not wearing adequate and appropriate attire, including footwear.

## 5.8 Motor Vehicles – Fire Extinguisher

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC008</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>MOTOR VEHICLES – FIRE EXTINGUISHER</b>
<b>Objective:</b>	<b>To reduce the risk of paddock fires in the Shire of Beverley.</b>

### Policy

A person cannot operate or suffer the operation of a motor vehicle with a load capacity of two tonnes or more within paddocks, during the prohibited burning period, unless a fire extinguisher is prescribed in Regulation 3 of the Bush Fires Act is provided on the vehicle.

“SUFFER” Landowner or occupier will be responsible to ensure that “contractors” etc. comply. It will be the owner/occupier committing an offence and NOT the contractors, once the owner/occupier becomes aware.

Fire Extinguisher as prescribed in Regulation 3 – means a device which comprises

- A container filled with at least 7.5 litres of water; and
- A pump capable of discharging that water, which is in a sound and efficient condition.

## 5.9 Council Policy – Vehicles Attending Fires

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC009</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>VEHICLES ATTENDING FIRES</b>
<b>Objective:</b>	<b>To reduce the risk of accidents when attending fires.</b>

### Policy

All vehicles attending fires are to be in a road worthy condition.

## 5.10 Plant Usage Authority – Bush Fires

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC010</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>PLANT USAGE AUTHORITY – BUSH FIRES</b>
<b>Objective:</b>	<b>To reduce the spread of fires by supplying further equipment.</b>

### Policy

In the event of a bushfire, the Chief Executive Officer, Deputy Chief Executive Officer or Manager of Works have the authority to direct Council plant to be used in a fire fighting capacity.

## 5.11 Approval of Fire Control Officers

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC011</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1. Bush Fires Act 1954
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>APPROVAL OF FIRE CONTROL OFFICERS</b>
<b>Objective:</b>	<b>To control the appointment of Fire Control Officers</b>

### Policy

Council is to ratify all appointments of officers appointed under the authority of the Bush Fires Act 1954 at the Annual Fire Control Officers meeting, at the next Ordinary Council Meeting.

## 5.12 Dual Registration of Fire Control Officers

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC012</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Bush Fires Act 1954

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>DUAL REGISTRATION OF FIRE CONTROL OFFICERS</b>
<b>Objective:</b>	<b>To legally recognise adjoining Shires Fire Control Officers.</b>

### Policy

That the Fire Control Officers in charge of Bushfire Brigade areas that adjoin the Shires of York, Quairading and Brookton be gazetted as Fire Control Officers with those Councils. The Shire of Beverley is to advise the Shires of York, Quairading and Brookton of the names of appropriate officers that will be required for gazettal.

The Shire of Beverley gazette the appropriate Fire Control Officers from the Shires of York, Quairading and Brookton for their areas

## 5.13 Bush Fire Incident Reports

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC013</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1. Bush Fires Act 1954
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>BUSH FIRE INCIDENT REPORTS</b>
<b>Objective:</b>	<b>To comply with reporting procedures of the Bush Fires Act 1954.</b>

### Policy

The appropriate Fire Control Officer is to submit written reports of any fires occurring in his area to the Shire as soon as possible after the fire. A copy of the report is to be forwarded to the Department of Fire and Emergency Services.

## 5.14 Fire Control Officer Annual and General Meetings

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>FC014</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Fire Brigades Act 1942

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>FIRE CONTROL OFFICER ANNUAL AND ORDINARY MEETINGS</b>
<b>Objective:</b>	<b>To establish the control of meetings.</b>

### Policy

The Fire Control Officer of each ward can call their own Brigade Meeting.

The Community Emergency Services Manager in consultation with the Chief Fire Control Officer will call general meetings. Members of Council, all Fire Control Officers and Brigade Captains are to be invited to attend.

Policy Amended: 26 October 2016



## 5.15 Emergency SMS Announcements

<b>Policy Type:</b>	Fire Control
<b>Date Adopted:</b>	25 July 2017

<b>Policy No:</b>	<b>FC015</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>EMERGENCY SMS ANNOUNCEMENTS</b>
<b>Objective:</b>	<b>To control the nature and cost of SMS announcements</b>

### Policy

No SMS message is to be sent from the Shire of Beverley's SMS account before it has been discussed with the Shire's Community Emergency Services Manager and/or the Chief Executive Officer or Deputy Chief Executive Officer.

Where time and circumstance permit the Chief Bush Fire Control Officer should be informed and consulted.

## 6. *General*

### 6.1 Citizenship Ceremonies

<b>Policy Type:</b>	General
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>G001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Australian Ceremonies Code

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	CITIZENSHIP CEREMONIES
<b>Objective:</b>	To provide guidelines for planning and preparing Citizenship Ceremonies.

#### Policy

The Shire of Beverley is required to hold a minimum of two citizenship ceremonies per calendar year, with one in each half of the year.

The Shire President is to conduct citizenship ceremonies. In the absence of the Shire President, the Deputy President may conduct the ceremony.

The Shire President or Deputy Shire President may not reside over a ceremony for a person who is a relative or close friend.

The formalities for the ceremony are to include the reading of the preamble, oath (Pledge of Commitment), the Minister's message, the vote registering and playing of the national anthem. The order will be determined by the Australian Citizenship Ceremonies Code.

The dress code for the Ceremony is formal, business or smart casual attire. Conferees are welcome to wear traditional, national or cultural dress

An invitation must be sent to all government representatives from all three levels of government to Australian Citizenship ceremonies. The Federal Minister for Immigration and Citizenship must be invited to all citizenship ceremonies.

Suitable refreshments can be provided for the ceremony. The signed Conferral Report is to be provided to the Department of Immigration and Border Protection immediately following the ceremony.

Policy Amended: 26 September 2017

Policy Amended: 27 August 2019

Policy Amended: 22 September 2020

## **7. Planning**

Please refer to the Shire of Beverley Town Planning Scheme Policy Manual for the following Planning Policies:

- Street Trees and Streetscapes Policy
- Car Parking Requirements – Policy No. 3
- Development of Industrial Zoned Land
- Outbuildings Policy
- Relocated Second-Hand Buildings Policy No. 10
- Shire of Beverley Town Planning Fees Policy
- Tree Crops Policy
- Anglo Estate Policy
- Signage Policy
- Developer Contributions for Road and Footpath Upgrading
- Stocking Rates Policy

## 8. *Record Keeping*

### 8.1 Records Management

<b>Policy Type:</b>	Record Keeping
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>RK001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. State Records Act 2000

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>RECORDS MANAGEMENT</b>
<b>Objective:</b>	<b>To ensure recordkeeping meets the State Records Act 2000.</b>

#### Policy

The Deputy Chief Executive Officer is responsible for amending the current Shire of Beverley Record Keeping Plan as it becomes due. The Record Keeping Plan will meet the standards set in the State Records Act 2000.

The Shire of Beverley Record Keeping Plan includes: Mail Management, Document Management, File Management, Information Access, Monitoring, Retention and Disposal, Archiving and Records training. Please refer to the Shire of Beverley Record Keeping Plan for relevant procedures.

Amended: 23 May 2017

Amended: 23 November 2021

## 9. Staff

### 9.1 Equal Employment Opportunity

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Equal Opportunity Act 1984

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>EQUAL OPPORTUNITY</b>
<b>Objective:</b>	<b>To provide a workplace in which all persons can be treated with consideration and courtesy, in an environment free from discrimination and harassment.</b>

#### Policy

##### **Equal Opportunity Policy Statement**

The Shire of Beverley recognises its legal obligations under the *Equal Opportunity Act 1984* and will promote equal employment opportunity based solely on merit to ensure that discrimination does not occur on the grounds of gender, marital status, pregnancy, race, disability, religious or political convictions.

All offers of employment, employment training and promotional practices with this Council will be directed towards providing equal opportunity to all employees provided their relevant experience, skills and ability to meet the minimum requirements.

This Council will not tolerate harassment within its workplace. Harassment is defined as any unwelcome, offensive action or remark concerning a person's race, language, ethnicity, political or religious convictions, gender, marital status or disability.

#### **1. Responsible Officer**

The Chief Executive Officer is the Officer delegated to be responsible for implementing the Equal Opportunity Policy and objectives adopted by the Council.

#### **2. Awareness**

Upon appointment and at least once annually, all employees are to be given a full copy of this section of the Policy & Procedures Manual, and advised of amendments after adoption by Council.

### **3. Current Practices**

Personnel practices are to be periodically reviewed in accordance with the Equal Employment Opportunity Policy, with particular consideration of practices and policies by designated staff covering:

- a) Recruitment,
- b) Conditions of Service,
- c) Appointment, Promotion and Transfer,
- d) Training and Development.

### **4. Personnel**

The Chief Executive Officer is to ensure:

- a) That all advertisements, job descriptions and titles are non-discriminatory, and that all practices are fair and do not contain any discriminatory requirements or conditions.
- b) Subject to Policy (Appointment of Staff), that the most suitable person is appointed to a position. The appointment is to be based on qualifications, skills, expertise, experience and aptitude.
- c) That all personnel forms are non-discriminatory and relevant in phrasing and requirements.
- d) That benefits and entitlements are consistent throughout the workforce.

### **5. Internal Grievances - Initial Steps**

- a) Assure complainant that confidentiality will be maintained and further procedures will only be undertaken with the complainant's consent.
- b) Clarify with the complainant the facts of the matter in so far as they can be established without further investigation.
- c) Take brief but accurate notes using the complainant's own words where possible. Check all details with the complainant.
- d) Clarify the options available to the complainant and the actions which the complainant or grievance officer could take eg
  - i) The complainant could make it clear to the other party that their behaviour is unwelcome and request that it cease,
  - ii) The complainant could contact their Union or the Equal Opportunity Commission;
  - iii) The grievance officer could proceed with an investigation of the complaint.

### **6. Internal Grievances - Investigation**

If the complainant wishes to proceed, the investigation should be informal and flexible. All persons have the right to a fair hearing conducted in a non-accusative and non-judgmental manner.

- a) Interview in an impartial manner, the employee(s) against whom the allegations have been made.
- b) State exactly what it is they are accused of doing.
- c) Provide the opportunity for the person(s) to respond fully to the allegations.
- d) Interview any witnesses to the incident or incidents under investigation.
- e) Check the work record of the complainant to see if any alleged employment disadvantages are evident.
- f) Make it clear to all people involved in the investigation that it is unlawful to victimise another person in relation to the complaint and that any alleged occurrence of victimisation should be immediately referred to the Chief Executive Officer.

### **7. Internal Grievances - Resolution**

If the grievance is not substantiated (eg no evidence to support the complaint or the conduct does not amount to discrimination under the *Equal Opportunity Act 1984*), both parties are to be advised of the result. The complainant should be told again of their right to take the complaint to their union or the Equal Opportunity Commission if they are not satisfied.

If the grievance is substantiated, tell both parties of this conclusion and the reasons for it. Immediate and appropriate steps to prevent the behaviour from recurring are to be taken. In most cases, it should be sufficient to counsel the employee or employees concerned and exercise close supervision in the work area.

## 9.2 Industrial Representation

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>INDUSTRIAL REPRESENTATION</b>
<b>Objective:</b>	<b>To appoint an Industrial Advocate.</b>

### Policy

In industrial disputes, the Shire of Beverley's interests are to be represented by its appointed Industrial Advocate.

The Chief Executive Officer is given standing authority to authorise Council's appointed industrial service to act for the Shire of Beverley in any particular industrial dispute, provided that should the Chief Executive Officer not be satisfied that the Shire of Beverley's appointed industrial service's proposed actions are in the Shire of Beverley's interest, the matter is referred to the next Ordinary Council meeting.

### 9.3 Senior Staff Designation & Appointment

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>DESIGNATED SENIOR STAFF</b>
<b>Objective:</b>	<b>To designate Senior Staff.</b>

#### Policy

The following positions are designated as senior staff for the purposes of Section 5.37(1) of the *Local Government Act 1995*:

Deputy Chief Executive Officer  
 Manager of Works  
 Building Surveyor  
 Environmental Health Officer  
 Manager of Planning and Development

Policy Amended: 26 September 2017



## 9.4 Corporate Uniform, Dress Code and Hygiene at Work

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>CORPORATE UNIFORM, DRESS CODE &amp; HYGIENE AT WORK</b>
<b>Objective:</b>	<b>To provide parameters regarding appropriate types of clothing , standards of dress and related matters.</b>

### Policy

The Shire of Beverley is committed to presenting itself in a professional manner as well as maintaining a safe and healthy working environment for its employees.

Unless as specifically authorised by the Chief Executive Officer, or as negotiated in a salary package, the Shire of Beverley will provide administrative employees with a subsidised corporate uniform.

1. Full-time Administration staff will be provided with subsidised uniforms to the value of \$450 per annum from the Local Government Corporate Collection. Full Time Equivalent (FTE) Administration staff will be provided with subsidised uniforms to the full-time pro-rata value per annum from the Local Government Corporate Collection.
2. Staff are entitled to the uniform subsidy after a qualifying period of three months.
3. Unused uniform subsidy may not be accrued.
4. Staff leaving Council's employ within three months of receiving the subsidy are required to repay 50% and those that leave between three and six months after receiving the subsidy, 25% of Council's contribution.

Primarily uniforms are to be worn during working hours and employees should take care to refrain from wearing uniforms outside of work. Employees must recognise that when wearing the uniform they are recognised as representing Local Government.

Employees who choose not to use the subsidised corporate uniform must present for work in a professional manner and be suitably attired for their work activities. The standard for both men and women is smart business dress. Smart business dress for work does not include; low cut or sheer tops, tops that expose the midriff, shorts that expose the buttocks, thongs, ugg boots, slippers, bare feet, singlets, frayed jeans or board shorts.

The following items may be acceptable providing they are not offensive in nature, they do not pose any possible hazard to health and safety at work or deviate significantly from the image required given the work area; clothing worn to comply with cultural or religious practices; tattoos or body piercings; and jewellery.

An employee's hair should be neat and tidy and kept in a clean condition.

Policy Amended: 25 October 2016

## 9.5 Protective Clothing – Outside Staff

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S005</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>PROTECTIVE CLOTHING – OUTSIDE STAFF</b>
<b>Objective:</b>	<b>To ensure outside staff are protected while completing their work duties.</b>

### Policy

Outside staff are to be issued with protective clothing and equipment appropriate to their duties.

1. Protective clothing issues may include the following:
  - (a) Annually – work clothing, safety boots or shoes (to \$450 per employee); and
  - (b) As necessary – sunscreen, water bottles, safety vests and wet weather gear.
2. Staff leaving Council's employ within three months of receiving the subsidy are required to repay 50% and those that leave between three and six months after receiving the subsidy, 25% of Council's contribution.
3. Primarily uniforms are to be worn during working hours and employees should take care to refrain from wearing uniforms outside of work. Employees must recognise that when wearing the uniform they are recognised as representing Local Government.

Policy Amended: 27 August 2019

## 9.6 Gratuity Payments to Employees

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S006</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>GRATUITY PAYMENTS TO EMPLOYEES</b>
<b>Objective:</b>	<b>To determine an appropriate value of gift and function to an employee terminating their employment at the Shire of Beverley.</b>

### Policy

That Council present a gift to staff upon termination (with the CEO's discretion of up to the value set out in Table 1.1), and also provide light refreshments and drinks (up to the value set out in Table 1.2) where appropriate.

Table 1.1 – Gift

<i>Years of Service</i>	<i>Council Contribution</i>
0 to 3 Years	Up to \$200
3 to 5 Years	Up to \$350
5 to 10 Years	Up to \$450
10 to 15 Years	Up to \$550
15 to 20 Years	Up to \$650
20 to 25 Years	Up to \$750
<i>For Each Year of Service thereafter: \$35</i>	

Table 1.2 – Function

<i>Years of Service</i>	<i>Council Contribution</i>
0, =2 Years	Up to \$100
>2, =5 Years	Up to \$250
>5, =10 Years	Up to \$350
>10, =15 Years	Up to \$450
>15 Years and Over	Up to \$550

Policy Amended: 28 November 2017

## 9.7 Injury Management and Rehabilitation

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S007</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Occupational Health & Safety Act 1984

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>INJURY MANAGEMENT AND REHABILITATION</b>
<b>Objective:</b>	<b>To comply with the Occupational Health &amp; Safety Act 1984 in relation to injury and rehabilitation.</b>

### Policy

In relation to injury and rehabilitation, the Shire of Beverley follows the guidelines as prescribed by the Occupational Health & Safety Act 1984.

## 9.8 Noise

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S008</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Occupational Health & Safety Act 1984

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>NOISE POLICY</b>
<b>Objective:</b>	<b>To ensure the hearing safety of Shire of Beverley employees.</b>

### Policy

The Shire of Beverley is committed to identifying and reducing all noise hazards in the workplace. The Organisation will, so far as is practicable, ensure that noise to which a person is exposed at the workplace does not exceed the exposure standard for noise (Occupational Safety and Health Regulation 3.46), namely an exposure equivalent to 85 dB(A) for 8 hours a day or a peak noise of 140 dB(C). If there is an exposure to machinery and equipment over 85dB(A) there shall be a regularly updated and maintained "Noise Exposure (Machinery and Equipment) Register".

It is mandatory to refer to the "Noise Procedure" for the Management of noise in the workplace.

It is mandatory that everyone exposed to high noise levels at the workplace shall have a base line hearing test at time of employment and annual testing there after, and recorded on their personnel file, which is stored in a secured location.

## 9.9 Occupational Health & Safety

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S009</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Occupational Health & Safety Act 1984

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>OCCUPATIONAL HEALTH &amp; SAFETY</b>
<b>Objective:</b>	<b>To promote the sound and effective Occupational Health and Safety practices as a common objective for the Chief Executive Officer, Senior Staff, Employees and Contractors.</b>

### Policy

This policy outlines the Shire of Beverley's commitment to continuously improve the occupational safety and health standards within the workplace, to continuously improve the occupational safety and health management systems and to reduce hazards and subsequent incidents in the workplace.

The Shire of Beverley is committed to managing occupational safety and health including the development and implementation of an Occupational Safety and Health Management System that complies with or exceeds legislative requirements including the Act, Regulations, Codes of Practice, Guidance Notes and Australian Standards.

The Shire of Beverley will ensure that all levels of employees, including senior management, employees, contractors and volunteers, understand their roles and responsibilities in accordance with legislative requirements.

The employer aims to meet their objectives by:

- i. Providing and maintaining workplaces, plant, and systems of work such that, so far as is practicable, the employees are not exposed to hazards;
- ii. Providing such information, instruction, and training to, and supervision of, the employees to enable them to perform their work so they are not exposed to hazards;
- iii. Consulting and cooperating with Safety and Health Representatives and other employees at the workplace regarding occupational safety and health issues;
- iv. Providing employees with personal protective clothing and equipment to assist protect them against those hazards;

Employees, including contractors, volunteers and work experience students are obligated to meet their duty of care by:

- i. Taking care for his or her own health and safety and avoid adversely affecting the safety or health of any other person; by
- ii. Complying with safety and health instructions given by the employer, including the direction to wear personal protective clothing or equipment;
- iii. Reporting hazards, accidents (injuries) and incidents (near misses) in the workplace.

**A safe and efficient place of work is our goal, and we must all be committed to reach this outcome.**

<b>Stephen P Gollan</b>	<b>Valery J Seeber</b>	<b>Denise J Ridgway</b>	<b>Action</b>
<u>Chief Executive Officer</u>	<u>Occupational Health and Safety Officer</u>	<u>Council President</u>	
16 December 2014	16 December 2014	16 December 2014	Amended & Adopted
27 October 2015	27 October 2015	27 October 2015	Reviewed & Adopted
25 October 2016	25 October 2016	25 October 2016	Reviewed & Adopted
26 September 2017	26 September 2017	26 September 2017	Reviewed & Adopted
23 October 2018	23 October 2018	23 October 2018	Reviewed & Adopted
27 August 2019	27 August 2019	27 August 2019	Reviewed & Adopted
<b>Stephen Gollan</b>	<b>Ashleigh Waight</b>	<b>Don Davis</b>	<b>Action</b>
<u>Chief Executive Officer</u>	<u>Occupational Health and Safety Officer</u>	<u>Council President</u>	
22 September 2020	22 September 2020	22 September 2020	Reviewed, Amended & Adopted.
Stephen Gollan	Ashleigh Waight	David White – President	
23 November 2021	23 November 2021	23 November 2021	Reviewed and Adopted

## 9.10 Discrimination, Harassment and Bullying Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	23 February 2016

<b>Policy No:</b>	<b>S010</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Fair Work Act 2009

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>DISCRIMINATION, HARASSMENT AND BULLYING POLICY</b>
<b>Objective:</b>	<b>To assist the Shire of Beverley to be an environment that is free from discrimination, harassment and bullying.</b>

### Policy

#### **Policy Statement**

The **Shire of Beverley** and its employees are committed to providing a working environment where every employee is treated equally, fairly and without prejudice. For the purposes of this policy, the term “employee/s” will extend to cover contractors, volunteers and any person performing work for or with the **Shire of Beverley** in any capacity.

#### ***Unlawful Discrimination***

The **Shire of Beverley** acknowledges its responsibilities and obligations pursuant to State and Federal equal opportunity and anti-discrimination laws.

The **Shire of Beverley** and its employees acknowledge they are subject to State and Federal equal opportunity and anti-discrimination legislation. The following is a non-exhaustive list of the grounds of discrimination for which it is unlawful to discriminate against an individual:

- Age;
- Family responsibility or status;
- Race or colour;
- Sex including gender identity, sexual orientation and intersex status;
- Physical or mental disability;
- Marital status;
- Political or religious conviction;
- Pregnancy;
- Criminal record;
- Breastfeeding;
- Gender history;
- Impairment;
- National extraction or social origin; and
- Trade union activity



### **Sexual Harassment**

The *Equal Opportunity Act 1984 (WA)* and the *Sex Discrimination Act 1984 (Cth)* provide that it is unlawful to engage in sexual harassment. Sexual harassment can be defined as any unwelcome conduct of a sexual nature, such as an unwelcome sexual advance or an unwelcome request for sexual favours, in circumstances in which a reasonable person would anticipate that the person harassed would be offended, humiliated or intimidated.

#### **Some examples of sexual harassment include, but are not limited to:**

- Physical contact (touching, rubbing, patting, embracing, brushing up against etc.);
- Gestures of a sexual nature;
- Leering or staring;
- Offensive telephone calls, emails, text messages or notes;
- Sexual suggestive jokes or comments;
- Tales of sexual exploits;
- Repeated requests for a date;
- Unwelcome comments or questions about a person's sex life, appearance or dress; and
- Sexually graphic material (poster, calendars, cartoons, graffiti, messages, emails).

### **Bullying**

Bullying is defined as repeated and unreasonable behaviour directed towards an employee or a group of employees that creates a risk to health and safety. Unreasonable behaviour amounts to behaviour that a reasonable person in the circumstances would see as unreasonable including behaviour that is victimising, humiliating, intimidating or threatening.

Bullying is also unlawful under the *Occupational Safety and Health Act 1984 (WA)* and the *Occupational Safety and Health Regulations 1996 (WA)*.

#### **Some examples of bullying include, but are not limited to:**

- Loud, abusive or offensive language or comments;
- Yelling and screaming;
- Unjustified criticism and insults;
- Unjustified threats of dismissal or other disciplinary action;
- Acts of sabotaging another's work by withholding information which is required to fulfil tasks;
- Spreading malicious rumours or misinformation;
- Inappropriate comments about an employee's appearance, lifestyle of family;
- Deliberately excluding an employee from workplace meetings or activities;
- Hiding documents or equipment or withholding vital information required for effective work performance;
- Constantly changing targets or work guidelines;
- Overloading an employee with work and impossible deadlines;
- Setting tasks that are unreasonably below or beyond an employee's level of skill;
- Threats of assault or violence or actual violence;
- Teasing and practical jokes; and
- Isolating or ignoring an employee on a constant basis.

Where an employee makes a threat of violence or assaults another employee, the police should be called.

### **Reasonable Management Action**

The **Shire of Beverley** has a right to take reasonable management action to direct the way in which work is conducted and to give employees lawful and reasonable directions to complete work in a certain manner. Reasonable management action is not workplace bullying.

#### **Some examples of reasonable management action include, but are not limited to:**

- The establishment and regular use of performance management systems;
- The setting of reasonable performance targets and deadlines;
- Providing employees with constructive feedback or counselling to assist workers to improve their work performance or the standard of their behaviour;
- Issuing a lawful and reasonable direction to an employee to complete a work task;

- Preparing and amending a roster for employees;
- Transferring an employee to a different work location for operational reasons;
- Implementing organisational change;
- Informing an employee about inappropriate behaviour in a confidential manner; and
- Taking disciplinary action against an employee.

### ***Other Behaviours not Considered to be Bullying***

Where two or more employees have a difference of opinion and disagree on an issue, this is not usually considered to be workplace bullying. However, where conflict escalates and is repeated, it may meet the definition of workplace bullying.

Additionally, bullying does not occur where bullying behaviour is a one off occurrence and if that behaviour does not create a risk to health or safety,

### ***What are the Ways in which Bullying can Occur?***

There are a variety of ways bullying behaviour can occur in the workplace such as verbally, through email or text message or via social media. Bullying can be directed at an individual employee or a group of employees, and can be carried out by one or more employees. Bullying can occur between employees, downwards from managers to employees or upwards from employees to supervisors or managers.

### ***What to do if you think you are being Discriminated Against, Sexually Harassed or Bullied?***

Refer to the Grievance Policy and Grievance Procedure for steps to take if you think you are being discriminated against, sexually harassed or bullied, or if you suspect another employee is experiencing any of those things.

### ***Roles & Responsibilities***

To ensure the intent of this policy is realised, various roles within the **Shire of Beverley** must assume certain responsibilities.

#### ***The Employer***

The **Shire of Beverley** will endeavour to:

- provide all workplace participants with a workplace free from discrimination, sexual harassment and bullying;
- provide and maintain safe systems of work;
- provide a fair and effective procedure to investigate and resolve complaints of sexual harassment, discrimination and bullying;
- treat all employees fairly; and
- take suitable disciplinary action against any employee who is found to have sexually harassed, discriminated, bullied or victimised another employee.

#### ***All the Organisation's Employees***

Employees are required to:

- report any incidents of sexual harassment, discrimination or bullying they may see happening around them to an appropriate manager or supervisor;
- follow all policies and procedures of the **Shire of Beverley**;
- ensure they do not victimise any person making a complaint of sexual harassment, discrimination or bullying; and
- treat all employees fairly and with respect.

#### ***Support***

The **Shire of Beverley** engages the services of an external Employee Assistance Provider who can provide employees with confidential counselling. Please see the Human Resources Officer for details of the Employee Assistance Provider.

#### ***Consequences of Breaching This Policy***

Any breach of this policy, may result in disciplinary action up to and including termination of employment.

## 9.11 Training and Development

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S011</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>TRAINING AND DEVELOPMENT</b>
<b>Objective:</b>	<b>To invest in the ongoing development of Staff.</b>

### Policy

People are the major asset of the Shire of Beverley and the Training and Development Policy aims to invest in the ongoing development of staff.

The Shire of Beverley Training Policy is guided on following principles:

- You have a major role in determining your specific training and development needs
- A performance review system operates to ensure your training and development needs are discussed annually to ensure your skills are kept up to date.

Induction:

As a new employee you will be taken through an induction to introduce you to the structure of the Shire of Beverley, where you sit within it and take you through all the basic things you need to know about life in your new position.

Performance Appraisal

Each employee will have an annual performance appraisal review, completed by the Chief Executive Officer, Deputy Chief Executive Officer or the Manager of Works. The purpose of this appraisal is to: evaluate job performance; review your job description; and identify areas of training.

Identifying areas of training is to either build on your strengths or to cover those elements of your job that you may have limited experience. The training needs will be put in writing and will form the basis of your individual training plan for the period until your next review.

The Shire of Beverley is committed to creating a “learning culture”. The Shire of Beverley will continue to succeed because we recognise that the business environment is constantly changing and that we need to acquire knowledge and expertise to keep us ahead of the game.

Professional/Vocational Qualifications:

The Shire of Beverley recognises that there are many professional skills required to ensure that the Shire of Beverley is successful. Graduate and professional qualifications in such areas as Occupational Health and Safety, Risk Management, Accountancy, Information Technology and Human Resources are valued.

Subject to prior agreement with Chief Executive Officer, the fees for relevant professional education may be met or subsidised by the Shire of Beverley.

**Proviso:**

Reimbursement of fees for non-obligatory courses is by negotiation with the Chief Executive Officer. You will be asked to sign an undertaking to repay fees should you leave within 12 months, including giving the Shire of Beverley the right to deduct such monies from final salary and outstanding holiday pay.

**Professional and Representative Bodies:**

If the Chief Executive Officer is a member of an appropriate professional body which is recognised by the Shire of Beverley, the subscription fee will be reimbursed.

## 9.12 Chief Executive Officer Annual Performance Review

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S012</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
1. Local Government Administration Regulations

ADOPTED POLICY	
<b>Title:</b>	<b>CHIEF EXECUTIVE OFFICER ANNUAL PERFORMANCE REVIEW</b>
<b>Objective:</b>	<b>To ensure ongoing evaluation and performance of the Chief Executive Officer.</b>

### Policy

At least once annually the performance of the Chief Executive Officer is to be reviewed by the President and Councillors.

Prior to the review, all Councillors and the Chief Executive Officer are to complete the performance indicators sheet.

The review is to be conducted in a manner described in the relevant Contract of Employment. The review should be conducted annually at a time of mutual benefit. Council have the power to amend his/her salary package.

When considering the CEO salary, Council must consider the Determination of the Salaries and Allowances Tribunal with written explanatory justification as part of the decision being given in the Meeting Minutes to the Community for Council decisions that exceed the Determination of the Tribunal.

Council is then required to formally accept the review at the next Ordinary Council Meeting (Regulation 18D – *Local Government Administration Regulations*).

Policy Amended: 23 October 2018  
 Policy Amended: 23 February 2021

## 9.13 Staff Annual Performance Review

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S013</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	STAFF ANNUAL PERFORMANCE REVIEW
<b>Objective:</b>	To ensure staff performance is regularly monitored.

### Policy

The Chief Executive Officer is to ensure that performance and salary (package – if applicable) reviews are conducted for all staff and has the power to amend salary packages.

Reviews to be conducted annually in April or May prior to the budget meeting.

Policy Amended: 25 October 2016

## 9.14 Council Vehicles

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S014</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b> 1.
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<b>Legal (Subsidiary):</b> 1.
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<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>COUNCIL VEHICLES</b>
<b>Objective:</b>	<b>To identify who in the organisation can use Shire vehicles for private use.</b>

### Policy

The Chief Executive Officer, the Deputy Chief Executive Officer, Manager of Works and the Community Emergency Services Manager will be granted private use of the Shire cars BE 1, BEV 0, BE 022 and BE 000 respectively.

Shire workers (inside and outside staff) are given approval to drive Shire vehicles including BE 1 and BEV 0 when available for work purposes.

Policy Amended: 23 November 2021

## 9.15 Staff Housing Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S015</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Residential Tenancies Act 1987 (WA)

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>STAFF HOUSING</b>
<b>Objective:</b>	<b>To ensure that eligible Council employees are provided with suitable housing of a good standard and that housing is managed appropriately.</b>

### Policy

In order to attract qualified personnel to the Shire of Beverley, selected staff may be offered subsidised housing by Council.

### **Eligibility**

The Chief Executive Officer can determine which employees are eligible for a Council provided house and associated allowances as part of their employment package/contract. The Chief Executive Officer is to confirm that the position attracts housing and associated benefits prior to the position being advertised.

### **Tenancy Agreement**

Employees provided with housing are required to sign a Tenancy Agreement. All clauses of the Tenancy Agreement must be complied with or housing may be revoked.

### **Inspections**

Regular inspections of all council owned property will be carried out by a representative of Council.

Council's houses shall be inspected as outlined below:

1. Initial inspection upon occupation by the tenant.
2. Inspection three months thereafter.
3. If the three month inspection reveals that the house is being well maintained, then the next inspection will be the annual inspection in February for maintenance purposes.
4. If the three month inspection reveals that the house is not being well maintained, then the next inspection will be in another three months.
5. Final inspection on termination of employment.

An inspection report shall be completed during the inspection and is to be signed by both the tenant and the Council representative carrying out the inspection.



## 9.16 No Smoking Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S016</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Occupational Health and Safety Act 1984

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>SMOKING POLICY</b>
<b>Objective:</b>	<b>To raise the awareness that smoking is harmful to health, and to comply with legislated smoking bans.</b>

### Policy

Section 19 of the Occupational Safety and Health Act 1984 requires an employer, so far as practicable, to provide and maintain a working environment in which the employees are not exposed to hazards. Because of the acknowledged health hazards of exposure to RTS, and to comply with the legal obligations, the Shire of Beverley has adopted a smoke-free workplace policy that formalises its commitment, and extends beyond the legislated smoking bans.

Smoking is prohibited in all indoor areas and within 5 metres of any entrance workplace owned or leased by the Shire of Beverley, and is restricted to designated outdoor areas. Smoking is prohibited in all vehicles owned or leased by the Shire of Beverley.

Shire of Beverley staff members are not permitted to smoke when they are acting in an official capacity off-site.

The Shire of Beverley smoke-free policy applies to all persons including staff and visitors to the workplace.

## 9.17 Organisational Chart

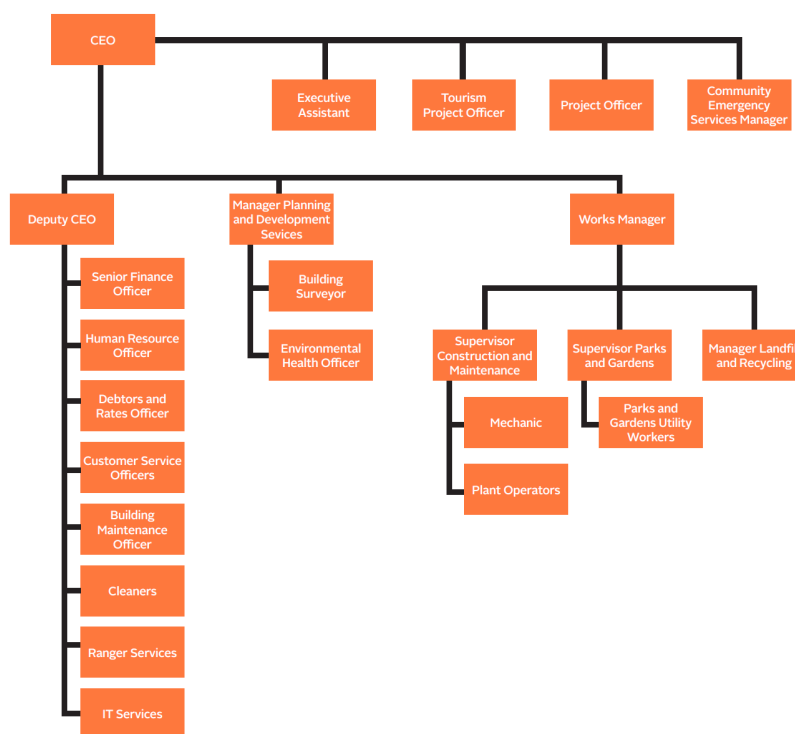
<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S017</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>	1.
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<b>Legal (Subsidiary):</b>	1.
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ADOPTED POLICY	
<b>Title:</b>	<b>ORGANISATIONAL CHART</b>
<b>Objective:</b>	<b>To outline the organisational structure of the Shire of Beverley.</b>



Policy Amended: 25 October 2016  
 Policy Amended: 23 October 2018  
 Policy Amended: 27 August 2019  
 Policy Amended: 22 September 2020  
 Policy Amended: 23 November 2021

## Habitual or Vexatious Complaints

Now under Administration 2.6, policy number A006

## 9.19 Staff Use of Shire Equipment

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S019</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>STAFF USE OF SHIRE EQUIPMENT</b>
<b>Objective:</b>	<b>To provide guidance for the use of Council Plant and Equipment by Shire Staff.</b>

### Policy:

Employees are permitted to use Council plant and equipment at their place of residence within the Shire of Beverley, subject to the following terms;

1. Employees are to complete a "Plant/Equipment Use Request Form" and return to the Manager of Works for authorisation a minimum of three (3) working days prior to the use date.
2. Plant or equipment to be used on weekends or at times when it is convenient to the Shire and does not affect its normal operations.
3. Plant items are to be operated by a Shire Employee who is suitably qualified in the correct use of that item of plant or equipment.
4. All plant and equipment is to leave the Depot full with fuel. Upon return the plant or equipment is to be refuelled with Shire fuel only and the total litres used recorded in the Fuel Register, with PRIVATE STAFF USE clearly written next to the entry. In addition, if applicable, the plant or equipment is to be washed down and greased so as not to impinge the next User.
5. The employee will be charge at a rate of \$2.50 per litre for the amount of fuel used.
6. Any damage to the plant (including tyres, mirrors, windows etc) is to be reported to the Manager of Works upon return and repair costs are to be charged to the User. If damage is claimable under the Shires insurance policy, then the excess is payable by the User.
7. Plant and equipment is to be used on the User's own private property only.
8. The intent of the above policy is that employees are not using the equipment for their own private commercial business.
9. Plant usage in relation to the maintenance of Council owned property will not incur the \$2.50 per litre fuel charge.
10. Animals are not permitted inside Shire plant or equipment without prior permission from the Manager of Works.

Policy Amended: 25 October 2016

Policy Suspended: 26 November 2016

Policy Reviewed and Remained Suspended: 23 May 2017

Policy Amended and Suspension Lifted: 27 August 2019

## 9.20 Master Keys

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>S020</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>MASTER KEY POLICY</b>
<b>Objective:</b>	<b>To outline the distribution of keys to access Council owned buildings and structures.</b>

### **Policy:**

Council staff, depending on their role, are issued with keys allowing varying degrees of accessibility to Council owned buildings and structures.

Where practical, Council owned buildings have been fitted with locks on a master key system. This allows master key holders with efficient and quick access to any building particularly in the event of an emergency.

A register of all keys and their holders is to be maintained by the Deputy Chief Executive Officer and updated as appropriate.

Accessibility is to be reviewed from time to time to ensure access to buildings is in line with the best interests of Council operations.

The creation of any new keys is to be authorised by the Chief Executive Officer, or in their absence, the Deputy Chief Executive Officer.

## 9.21 Grievance, Investigations and Resolutions Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	23 February 2016

<b>Policy No:</b>	<b>S021</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Fair Work Act 2009

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>GRIEVANCE, INVESTIGATIONS AND RESOLUTIONS POLICY</b>
<b>Objective:</b>	<b>To guide staff in the grievance investigation and resolution process.</b>

### Policy

#### **Policy Statement**

All employees have a right to express any genuine grievances or complaints via an impartial internal process. All employees involved in a grievance process are expected to participate in good faith. For the purposes of this policy, the term “employee/s” will extend to cover contractors, volunteers and any person performing work for or with the **Shire of Beverley** in any capacity.

#### **Roles**

**Complainant** – An employee who raises a complaint about a matter regarding the workplace.

**Respondent** – An employee who is alleged to have acted in a manner which caused the complainant to raise a complaint.

**Support Person** – A Complainant and/or a Respondent may choose to bring a Support Person with them to a meeting, where practicable. The role of a Support Person is not to advocate on behalf of anyone, but to simply provide emotional support.

**Witness** – A person (including an employee) who is requested by the Local Government to assist the process by providing relevant information regarding the complaint.

#### ***What to do if you have a Complaint?***

If an employee (Complainant) is the victim of behaviour of another employee (Respondent) which is inconsistent with the Local Government’s policies, procedures or guidelines (Policies), the Complainant should, where reasonable or practicable, first approach the Respondent for an informal discussion. If the nature of the complaint is deemed to be sufficiently serious, the complainant should contact their Manager directly.

If the inappropriate behaviour continues, the Complainant is encouraged to make a formal complaint to their direct manager. If the direct manager is the Respondent in the matter or if the employee feels uncomfortable approaching their manager, the Complainant should approach the Deputy Chief Executive Officer.

The employee who receives the complaint must contact their Manager and decide upon the most appropriate way to take the matter forward, whether it is an informal discussion with the Complainant and/or the Respondent, or the commencement of a formal investigation of the complaint.

### ***Key Principles in the Complaint Resolution Process***

The following principles are necessary for the fair investigation and resolution of a complaint:

**Confidential** – Only the employees directly investigating or addressing the complaint will have access to the information about the complaint. The **Shire of Beverley** may inform or appoint a third party to investigate or advise on the investigation. All parties involved in dealing with a complaint are required to keep the matter confidential. Information will only be placed on an employee's personal file if they are disciplined as a result of the complaint;

**Impartial (fair/unbiased)** – Both parties will have an opportunity to put their case forward. No assumptions are made and no action will be taken until available and relevant information has been collected and considered;

**Sensitive** – The employees who assist in responding to complaints should be specifically trained or equipped to treat all complaints sensitively and ensure the process is free of coercion or intimidation;

**Timely** – The **Shire of Beverley** aims to deal with all complaints as quickly as possible and in accordance with any legislative requirements;

**Documented** – All complaints and investigations must be documented. In formal grievance processes, records must be kept of all documents collected and/or drafted as part of that process. For more informal processes, a file note or note in a diary may be sufficient;

**Natural Justice** – The principles of natural justice provide that:

A Respondent against whom allegations are made as part of a grievance process has the right to respond to the allegations before any determination is made;

### ***Key Principles in the Complaint Resolution Process (Continued):***

- A Respondent against whom an allegation is made has the right to be told (where possible and appropriate) who made the allegation;
- anyone involved in the investigation should be unbiased and declare any conflict of interest;
- decisions must be based on objective considerations and substantiated facts; and
- the Complainant and the Respondent have the right to have a support person present at any meetings where practicable.

**Procedural Fairness** – The principles of procedural fairness provide that:

- the Respondent is advised of the details (as precisely and specifically as possible) of any allegations when reasonably practicable;
- A Respondent is entitled to receive verbal or written communication from the **Shire of Beverley** of the potential consequences of given forms of conduct, as applicable to the situation;
- The Respondent is given an opportunity to respond to any allegations made against them by a Complainant;
- Any mitigating circumstances presented to the **Shire of Beverley** through the grievance process are investigated and considered;
- the Respondent has the right to have an appropriate support person present during any inquiry or investigation process where practicable or necessary;
- any witnesses who can reasonably be expected to help with any inquiry or investigation process should be interviewed; and
- All interviews of witnesses are conducted separately and confidentially.

### ***Outcome of Making a Complaint***

If a complaint is substantiated, there are a number of possible outcomes. If the complaint involves a performance issue, the manager of the Respondent may:

- commence a formal or informal performance management process with the Respondent or elect to discipline the Respondent.
- If the complaint involves a breach of a Policy or any other behaviour that is inconsistent with the employment relationship, the manager of the Respondent, in consultation with the Chief Executive Officer, may elect to discipline the Respondent in accordance with the Disciplinary Policy.

### ***Vexatious or Malicious Complaints***

Where a Complainant has deliberately made a vexatious or malicious complaint, that Complainant may be subject to disciplinary action, including but not limited to, termination of employment.

### ***Victimisation of Complainant***

A Complainant must not be victimised by the Respondent or any other employee of the **Shire of Beverley** for making a complaint. Anyone responsible for victimising a Complainant may be subject to disciplinary action, including but not limited to, termination of employment.

### ***Variation to This Policy***

This policy may be cancelled or varied from time to time. All the **Shire of Beverley's** employees will be notified of any variation to this policy by the normal correspondence method.

Related Corporate Documents

Discrimination, Harassment, & Bullying Policy

Code of Conduct

EEO Policy



## 9.22 Rostered Days Off

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	April 2016

<b>Policy No:</b>	<b>S022</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Industry Award 2010

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>ROSTERED DAYS OFF</b>
<b>Objective:</b>	<b>Outline the criteria for awarding Rostered Days Off to Staff and setting limits on the accumulation of Rostered Days Off.</b>

### Policy

Rostered Days Off have been incorporated to encourage a healthy work-life balance for Shire of Beverley Staff and allow time to conduct personal business and appointments.

Full Time Employees employed under the Local Government Industry Award 2010 and National Employment Standards are entitled to one Rostered Day Off (RDO) per fortnight commencing from employment.

RDO days can be taken on any day Monday to Friday, however the same day is to be taken per RDO (e.g. if Monday is selected as the RDO day by the employee, each RDO must be taken on a Monday).

The day on which a particular RDO is taken is flexible upon negotiation between the Staff member and their direct supervisor. However, the swapping of RDO days should be limited to reduce disruption to planned work activities.

If an RDO falls on a public holiday, the RDO is to be taken on the next working day.

A maximum of two (2) RDOs are to be accumulated at any time, unless otherwise approved by the Chief Executive Officer.

Any RDOs accumulated over the two day limit will be forfeited.

Accumulated RDOs will not be paid out.

## 9.23 Service Pay Allowance

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	August 2016

<b>Policy No:</b>	<b>S023</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>SERVICE PAY</b>
<b>Objective:</b>	<b>In recognition of Years of Service with the Shire of Beverley</b>

### Policy

That the following Service Pay Allowances, as set out below, are paid to all current and future employees

SP01	After 1 completed year of service	\$11.00 per fortnight or pro-rata if part-time employee
SP02	After 2 completed years of service	\$16.00 per fortnight or pro-rata if part-time employee
SP03	After 3 completed years of service	\$21.00 per fortnight or pro-rata if part-time employee
SP05	After 5 completed years of service	\$25.00 per fortnight or pro-rata if part-time employee
SP07	After 7 completed years of service	\$29.00 per fortnight or pro-rata if part-time employee
SP10	After 10 completed years of service	\$33.00 per fortnight or pro-rata if part-time employee

The Service Pay Allowance is to be reviewed annually.

## 9.24 Grave Digging Allowance

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	August 2016

<b>Policy No:</b>	<b>S024</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>GRAVE DIGGING ALLOWANCE</b>
<b>Objective:</b>	<b>Establish an additional allowance for Grave Digging.</b>

### Policy

That an employee who digs or assists with digging a grave will be paid an additional \$50.00 per grave.

That an employee who re-opens or assists with the re-opening of a grave for another burial will be paid an additional \$100.00 per re-opening of a grave.

## 9.25 Communications Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	December 2016

<b>Policy No:</b>	<b>S025</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>COMMUNICATIONS POLICY</b>
<b>Objective:</b>	<b>This policy establishes protocols for the Shire of Beverley’s official communications with all stakeholders to ensure that all forms of communication and correspondence are responded to in a timely manner</b>

### Policy

This policy applies to:

2. Communications between the Shire of Beverley and community;
3. Elected Members (“Councillors”) in either their role as Councillor or in a personal capacity; and
4. Communications between Shire of Beverley Staff and Elected Members

### Policy Statement

#### 1. Official Communications

The purposes of the Shire of Beverley’s official communications shall include not but limited to:

- Sharing information required by law to be publicly available;
- Sharing information that is of interest and benefit to the Community;
- Promoting Beverley’s events and services;
- Promoting Public Notices and community consultation / engagement opportunities;
- Answering questions and responding to requests for information relevant to the role of the Shire of Beverley; and
- Receiving and responding to community feedback, ideas, comments, compliments and complaints.

The Shire of Beverley’s official communications will be consistent with relevant legislation, policies, standards and the positions adopted by the Council. Our communications will always be respectful, professional, and timely.

The Shire of Beverley will use a combination of different communication modes to suit the type of information to be communicated to meet the requirements of the community or specific audience, including:

- Website;
- Advertising and promotional materials;
- Media releases prepared for the Shire President, to promote specific Shire of Beverley positions;
- Social media; and

- Community newsletters, letter drops and other modes of communications undertaken by the Shire of Beverley's Administration at the discretion of the CEO.

## **2. Speaking on behalf of the Shire of Beverley**

The Shire President is the official spokesperson for the Shire of Beverley and may represent the Shire of Beverley in official communications including; speeches, comment, print, electronic and social media. [ s.2.8(1)(d) of the Local Government Act 1995]

Where the Shire President is unavailable, the Deputy Shire President may act as the spokesperson. [s.2.9 and s.5.34 of the Local Government Act 1995]

The CEO may speak on behalf of the Shire of Beverley, where authorised to do so by the Shire President. [s.5.41(f) of the Local Government Act 1995]

The CEO may speak in relation to operational matters of the Shire of Beverley.

Councillors shall not undertake any unauthorised communication by any means, including use of social media, on behalf of the Shire of Beverley and neither shall they present their personal views so as to imply these views represent the official view of the Shire of Beverley.

Councillors must be authorised by either the President or Deputy President (where the President is unavailable) before communicating in an official capacity and such communications must comply with the code of conduct and the *Local Government (Rules of Conduct) Regulations 2007*.

Social media accounts or unsecured website forums must not be used to transact meetings which relate to the official business of the Shire of Beverley.

## **3. Written Correspondence**

All external written correspondence (including electronic mail and facsimiles) will receive a written acknowledgement within fourteen (14) working days of receipt.

External correspondence that is marked as a copy and addressed to a third party will not be acknowledged unless, in the opinion of the CEO or D/CEO a response is appropriate.

The CEO, D/CEO and Managers shall determine which items of correspondence will be presented to Council, through the appropriate means. All correspondence addressed to Council or Councillors will be presented to Council.

### **3.1 Presidential Correspondence**

Presidential correspondence will be issued on Shire of Beverley letterhead, and a file copy be kept in the appropriate file(s) together with the originating correspondence.

All external correspondence addressed to the Shire President will be opened, date stamped, recorded and left in the Shire President's tray.

### **3.2 Councillor Correspondence**

All external correspondence addressed to Councillor will be opened, date stamped, recorded and left in the Executive Assistant's tray to distribute.

### **3.3 Stationery**

The Shire's stationery and equipment, including letterhead and envelopes are not to be used by Councillors or those seeking election for election purposes.

## **4. Responding to Media Enquiries**

In accordance with the Local Government Act 1995 and Shire of Beverley Policy EM003, all media contact and communication will be conducted or approved the Shire President.

## **5. Website**

The Shire of Beverley will maintain an official website as a means of communication.

**6. Record Keeping and Freedom of Information**

Publications produced by the Shire will be available for residents and ratepayers in the Beverley Library, the website and the administration office.

**7. Communication between Councillors and Staff**

Where a councillor has a minor query that can be satisfied by direct enquiry to the relevant staff member, the councillor may make such direct enquiry. Where the the matter of concern to the councillor is a matter of an operational or policy matter, the Councillor shall take the enquiry to the CEO or such person as delegated by the CEO and the CEO may request that the matter be put in writing and submitted to the CEO.

Staff will communicate to Council any projects or activities which have varied in the scope of works or budget from the original planning process.

Amended: 25 May 2019

## 9.26 Leave for Defence Forces Active Reservists

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	March 2017

<b>Policy No:</b>	<b>S026</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Defence Reserve Service (Protection) Act 2001

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>LEAVE FOR DEFENCE FORCES ACTIVE RESERVISTS</b>
<b>Objective:</b>	<b>To recognise the importance placed on reservists by allowing staff to attend training.</b>

### Policy

Unpaid leave, not exceeding 2 weeks, in any one year will be granted to employees who are members of the Defence Force Active Reserve for the purpose of undertaking training in camp or other continuous duty. This leave will be in addition to annual holiday leave.

If the pay received by the employee from the Defence Force is less than the employee would normally receive, the Shire will make up the balance.

Any time spent by an employee in Defence Force Reserve training will count towards the accrual of annual leave.

## 9.27 Drug & Alcohol Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	27 June 2017

<b>Policy No:</b>	<b>S027</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Occupational Safety & Health Act 1984

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>DRUG AND ALCOHOL POLICY</b>
<b>Objective:</b>	<b>Random Drug and Alcohol Testing</b>

### Policy

#### **The Shire of Beverley's Commitment**

The Shire of Beverley and its employees must take all reasonable care not to endanger the safety of themselves or others (including customers) in the workplace. Alcohol and other drug usage is an occupational safety and health issue if a worker's ability to exercise judgment, coordination, motor control, concentration and alertness at the workplace is impaired. For the purposes of this policy, the term "employee/s" shall extend to cover contractors, volunteers and any person performing work for or with the Shire of Beverley in any capacity.

#### **The Individual's Responsibility**

Under the *Occupational Safety and Health Act 1984* (the OSH Act), workers must take reasonable care of their own safety and health and not endanger the safety and health of others at the workplace. The consumption of alcohol and/or drugs while at work is unacceptable, except in relation to any authorised and responsible use of alcohol at workplace social functions. Employees are required to present themselves for work and remain, while at work, capable of performing their work duties safely. An employee who is under the influence of alcohol and/or drugs at the workplace, or is impaired, will face disciplinary action including termination of employment.

#### **Tolerance Level**

The Shire of Beverley has a '**zero**' tolerance on both Drug and Alcohol Consumption.

#### **Reporting Requirements**

Employees must report to their employer any situation where they genuinely believe that an employee may be affected by alcohol and/or other drugs.

#### **Drug Use on the Premises**

Employees who buy, take, or sell drugs on Shire of Beverley's premises, may be found to have engaged in serious misconduct. Such behaviour shall result in disciplinary action up to and including dismissal. Employees who have been prescribed medication/drugs by a medical practitioner that could interfere with their ability to safely carry out their role must inform their manager or Human Resources and disclose any side effects that these medication/drugs may cause.



### **Consumption of Alcohol on the Premises**

Except in situations where the Shire of Beverley holds a function on the premises and alcohol is provided, employees must not bring in and/or consume alcohol in the workplace.

### **Drug/Alcohol Treatment Programs**

Where an employee acknowledges that they have an alcohol or drug problem and are receiving help and treatment, the Local Government may provide assistance to the employee.

- The Local Government may allow an employee to access any accrued personal or annual leave while they are undergoing treatment. And;
- The Local Government will take steps to return an employee to their employment position after completion of the treatment program, if practicable in the circumstances.

Where an employee acknowledges that they have an alcohol or drug problem and are receiving help and treatment, the line manager or members of senior management, will review the full circumstances and agree on a course of action to be taken. This may include redeployment to suitable alternative employment, or possible termination from employment if the employee is unable to safely carry out the requirements of their role.

### **Managers' Responsibilities - Consumption of Alcohol at Work Sponsored Functions**

Team managers shall:

- encourage their people to make alternative arrangements for transport to and from work prior to the function;
- ensure that the following is made available: - Low alcohol beer, soft drinks and water - Beverages: Tea, Coffee and Food;
- if the manager believes a person may be over the BAC 0.05 limit, assist the person with safe transport home (including contacting a family member or arranging a taxi); and
- if the manager has to leave the function early, appoint a delegate to oversee the rest of the function.

### **Pre-Employment Medical Tests**

As part of the recruitment selection criteria, preferred candidates for employment positions may be required to attend a medical assessment which includes drug and alcohol testing.

### **Identification of Impairment and Testing**

If the Shire of Beverley has reasonable grounds to believe that an employee is affected by drugs and/or alcohol it will take steps to address the issue.

Reasonable grounds may include (but are not limited to), where an employee's coordination appears affected, has red or bloodshot eyes or dilated pupils, smells of alcohol, acts contrary to their normal behaviour, or otherwise appears to be affected by drugs and/or alcohol.

Random testing may also be conducted. Random testing may utilise a variety of methods for randomly selecting names such as software, lottery of selection through coloured marbles in a bag drawn by each employee. All staff on site must participate in the random selection.

If the Shire of Beverley suspects that an employee is under the influence of drugs and/or alcohol it may pursue any or all of the following actions:

- direct an employee to attend a medical practitioner and submit to a medical assessment to determine whether the employee is fit to safely perform their duties;
- require that an employee undergo drug and alcohol testing administered by a representative of the Shire of Beverley; and/or
- direct an employee to go home.

A medical assessment may include a drug and/or alcohol test. Testing shall be conducted in accordance with the Australian Standard AS/NZS 4760 - Procedures for specimen collection and the detection and quantitation of drugs in oral fluid and/or the Australian Standard AS/NZS 4308 - Procedures for specimen collection and the detection and quantitation of drugs of abuse in urine.

In circumstances where an employee indicates the consumption of prescription or pharmacy drugs, the Shire of Beverley can request further information from the medical practitioner conducting the assessment about the effects and proper usage of the prescription or pharmacy drugs being taken. The Shire of Beverley may direct the employee to go home following the medical assessment until it can be established that they are fit to undertake their duties.

If an employee refuses to attend a medical examination or refuses to submit to an alcohol or drug test, the employee will be immediately directed to go home. Refusal to attend a medical assessment or refusal to go home constitutes a breach of this policy and will result in disciplinary action being taken against the employee up to and including the termination of employment.

The following steps are to be taken where an employee who has submitted to a medical assessment returns a positive test result for alcohol and/or drugs:

- The employee tested and the supervisor (or respective employer) will be informed of the result;
- A disciplinary discussion will take place in accordance with the disciplinary policies and procedures of the Shire of Beverley.

An employee who returns a positive test will be in breach of this policy. A breach of this policy will result in disciplinary action being taken against the employee up to and including the termination of employment.

#### **Education, Training & Awareness**

Employees who recognise that they have a drink or drug problem, or that they are at risk of developing one, are encouraged to come forward so that they can be assisted to get the appropriate help.

#### **Consequences of Breaching this Policy**

An employee engaged by the Shire of Beverley who breaches the provisions of this policy will face disciplinary action including termination of employment.

#### **Variation to this Policy**

This policy may be cancelled or varied from time to time. All the organisation's employees will be notified of any variation to this policy by the normal correspondence method.

Amended: 24 April 2018

## 9.28 Social Media Policy

<b>Policy Type:</b>	Staff (and Community)
<b>Date Adopted:</b>	25 May 2019

<b>Policy No:</b>	<b>S028</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>SOCIAL MEDIA POLICY</b>
<b>Objective:</b>	<b>To advise staff, councillors and community of the expected behaviour on all Shire of Beverley social media platforms, accounts and pages.</b>

### Policy

The Shire of Beverley encourages community discussion on its social media platforms however guidelines have been developed to ensure users are aware of expected behaviour on the social media platform.

The Shire does not accept responsibility for external comments on this page. They are not representative of the opinions or views of the Shire, nor does the Shire make any warranty to their accuracy.

Posts may be deleted as determined at the Shire's absolute discretion if they contain:

- violent, obscene, profane, hateful, derogatory, racist or sexist language links or images;
- information that may compromise the safety or security of the public;
- any discussion or promotion of behaviour that is unlawful;
- comments that threaten or defame any person or organisation;
- solicitations, advertisements, endorsements or spam;
- encouragement or glamorisation of the use of alcohol, tobacco, or illegal drugs;
- multiple successive off-topic posts by a single user;
- repetitive posts copied and pasted or duplicated by single or multiple users; and/or
- any other inappropriate content or comments as determined by the Shire of Beverley.

When interacting with this page, the Shire requests that you:

- exercise courtesy;
- do not post your personal address or phone number;
- acknowledge that the Shire cannot check the accuracy of every post and does not take any responsibility for reliance on posts on this page; and
- adhere to [Facebook Guidelines](#).

You enter into an agreement with the Shire of Beverley by 'liking' the Shire of Beverley Facebook page. Visitors to the page are considered a user of the page and so should conform to these guidelines. It is at the discretion of the Shire of Beverley to block any users that do not comply with these guidelines.

Contact the Shire of Beverley on (08) 96461200 or [admin@beverley.wa.gov.au](mailto:admin@beverley.wa.gov.au) for further enquiries.

## Social Media Protocol

### Objective:

This Protocol has been developed:

- To provide guidance to employees on the use of social media as representatives of the Shire of Beverley either at work or in a personal capacity;
- To ensure social media channels are used in an appropriate manner, consistent with business needs and best practice;
- To ensure the Shire of Beverley maximises the use of social media tools to inform and engage with stakeholders and the community; and
- To protect the Shire of Beverley's reputation.

### Scope

This Protocol applies to all employees using social media sites. This Protocol does not apply to Elected Members.

### Definitions

Social media tools are online platforms or sites which facilitate the building of social networks for the purpose of communicating, sharing news, comments and opinions. The business objective of social media tools is to converse and engage with stakeholders, customers and the community. The social media tools permitted are:

- Facebook
- Instagram
- Shire website.

### Management of Social Media Tools and Content

The Chief Executive Officer will decide the extent of use of social media sites by employees.

For the purposes of record keeping requirements, postings on social media sites are managed in the same way as other forms of electronic communication. It is therefore the responsibility of the employee publishing or viewing information, videos, photos and the like to determine if the content constitutes a corporate record.

### Business Use of Social Media

When preparing information for posting on social media sites, employees are expected to be aware of their responsibilities to:

- Ensure appropriate authorisations are obtained before providing any information for posting on social media sites;
- Ensure that any information posted online serves to enhance the services of the Shire, is in line with the Shire's mission and values, and will not bring the Shire into disrepute;
- Comply with Shire policies and protocols, in particular the Shire's Code of Conduct;
- Comply with all laws relating to copyright, recordkeeping, privacy and defamation, including the need for accurate information, maintaining reliable records of official use, and ensuring comments are free from discrimination and harassment;
- Cite all sources quoted within information posted;
- Ensure advice or comments posted relate to the officer's area of responsibility and ensure that appropriate approvals are obtained before publishing;
- Ensure all communication is objective and courteous;
- Ensure that the privacy and confidentiality of information acquired at work is protected at all times;
- Avoid making statements or engaging in activities of a party political nature; and
- Seek advice if unsure what is required.

Non compliance with Shire policies and protocols may result in the loss of access privileges or disciplinary action, and will be subject to the provisions of the Shire's Code of Conduct Policy and the Managing Employee Relations Issues or provisions of other relevant State or Commonwealth legislation.

### Personal Use of Social Media

If identified as Shire employees on social media sites, employees are reminded of the need to ensure they do not bring themselves and/or the Shire into disrepute in their personal use of social media whether using personal computer equipment at home or at work. Where comments or personal profiles identify individuals as Shire of Beverley employees, it is necessary to:

- Avoid derogatory comments about the Shire of Beverley;

- Ensure that any personal comments are declared as personal comments and not official Shire statements;
- Ensure that all content published is accurate and not misleading, and complies with Shire policies and protocols;
- Ensure any photographs published are appropriate;
- Ensure that comments about fellow Shire employees cannot be regarded as harassing or discriminatory, or impact on workplace relationships;
- Disclose and discuss only publicly available information relating to the Shire; and
- Be polite and respectful to people whom the officer is communicating.

### Community Use of the Shire’s Social Media Sites

Guidelines which determine appropriate conduct for community users of the Shire’s social media tools are to be made available on the relevant media sites. See the *Shire of Beverley Social Media Guidelines for Visitors and Users*.

### Promotion of Shire Programs, Services and Events

1. Officers seek relevant approval from Managers to use social media tools for the promotion of programs, services and events as required.
2. Upload content to the respective social media sites.
3. Monitor social media platforms on a regular basis each day during business hours and after hours.

### Responding to Comments from the Public

1. Assess whether a response is required to social media posts made by members of the public.
2. Draft a response to comments posted on the Shire’s social media sites and publishes the comment. If the content is considered to be contentious, refer the response to the relevant Managers, or the Chief Executive Officer for approval before publishing.
3. If community posts are deemed to be inappropriate or derogatory, respond to the comments, *advising that the item has been removed as it does not meet the Shire’s Social Media Guidelines for Community Users*.
4. If community posts are inaccurate, respond with accurate and relevant information to clarify the issue. If the content is considered to be contentious, refer the response to the relevant Managers, or the Chief Executive Officer for approval before publishing.

### Record Keeping Requirements

Shire officers must store a copy of any information, videos, photos etc published by Shire employees or external users on social media platforms if the content published is deemed **a corporate record**, ie:

1. *It conveys information essential or relevant in making a decision.*
2. *It conveys information upon which others will be, or are likely to make decisions affecting the Shire’s operations, or rights and obligations under legislation.*
3. *It conveys information about matters of public safety or public interest, or involves information upon which contractual undertakings are entered into.*
4. *The information likely to be needed for future use, or is it of historical value or interest.*

If content is deemed to be a corporate record, a screen-dump of the content must be taken and stored to the recordkeeping system (TRIM). Requests for information or services made via social media sites must be forwarded to the Records Helpdesk for processing to the relevant Business Unit for a response.

### Effective Response for Negative Feedback

*Reply-* in a timely manner

*Empathise*

*Apologise* – Whether or not the Shire’s fault, you are not apologising for a mistake but for the bad experience

*Offer resolution* – Never make a promise you cannot keep direct to the Shire office for further information

*Hide rather than delete* – *Deleting can be misinterpreted as censorship or deception.*

### Holding Statement examples for negative feedback

***“Thankyou for bringing that to our attention, we have the relevant personnel looking into it and will post an update as soon as we can. Thank you for your patience.”***

***“We apologise for any inconvenience caused and appreciate your patience.”***

## 9.29 CEO Recruitment, Performance and Termination

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	27 April 2021

<b>Policy No:</b>	<b>S012</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995 – Section 5.39B

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>CEO RECRUITMENT, PERFORMANCE AND TERMINATION</b>
<b>Objective:</b>	<b>To ensure recruitment, performance and termination of the Chief Executive Officer meet the standards of the <i>Local Government Act 1995</i>.</b>

### Policy

#### Division 1 — Preliminary provisions

##### 1. Citation

These are the Shire of Beverley Standards for CEO Recruitment, Performance and Termination.

##### 2. Terms used

(1) In these standards —

**Act** means the Local Government Act 1995;

**additional performance criteria** means performance criteria agreed by the local government and the CEO under clause 16(1)(b);

**applicant** means a person who submits an application to the local government for the position of CEO;

**contract of employment** means the written contract, as referred to in section 5.39 of the Act, that governs the employment of the CEO;

**contractual performance criteria** means the performance criteria specified in the CEO's contract of employment as referred to in section 5.39(3)(b) of the Act;

**job description form** means the job description form for the position of CEO approved by the local government under clause 5(2);

**local government** means the Shire of Beverley;

**selection criteria** means the selection criteria for the position of CEO determined by the local government under clause 5(1) and set out in the job description form;

**selection panel** means the selection panel established by the local government under clause 8 for the employment of a person in the position of CEO.

- (2) Other terms used in these standards that are also used in the Act have the same meaning as they have in the Act, unless the contrary intention appears.

## **Division 2 — Standards for recruitment of CEOs**

### **3. Overview of Division**

This Division sets out standards to be observed by the local government in relation to the recruitment of CEOs.

### **4. Application of Division**

- (1) Except as provided in subclause (2), this Division applies to any recruitment and selection process carried out by the local government for the employment of a person in the position of CEO.
- (2) This Division does not apply —
- (a) if it is proposed that the position of CEO be filled by a person in a class prescribed for the purposes of section 5.36(5A) of the Act; or
  - (b) in relation to a renewal of the CEO's contract of employment, except in the circumstances referred to in clause 13(2).

### **5. Determination of selection criteria and approval of job description form**

- (1) The local government must determine the selection criteria for the position of CEO, based on the local government's consideration of the knowledge, experience, qualifications and skills necessary to effectively perform the duties and responsibilities of the position of CEO of the local government.
- (2) The local government must, by resolution of an absolute majority of the council, approve a job description form for the position of CEO which sets out —
- (a) the duties and responsibilities of the position; and
  - (b) the selection criteria for the position determined in accordance with subclause (1).

### **6. Advertising requirements**

- (1) If the position of CEO is vacant, the local government must ensure it complies with section 5.36(4) of the Act and the *Local Government (Administration) Regulations 1996* regulation 18A.
- (2) If clause 13 applies, the local government must advertise the position of CEO in the manner referred to in the *Local Government (Administration) Regulations 1996* regulation 18A as if the position was vacant.

### **7. Job description form to be made available by local government**

If a person requests the local government to provide to the person a copy of the job description form, the local government must —

- (a) inform the person of the website address referred to in the *Local Government (Administration) Regulations 1996* regulation 18A(2)(da); or
- (b) if the person advises the local government that the person is unable to access that website address —
  - (i) email a copy of the job description form to an email address provided by the person; or
  - (ii) mail a copy of the job description form to a postal address provided by the person.

### **8. Establishment of selection panel for employment of CEO**

- (1) In this clause —

***independent person*** means a person other than any of the following —

- (a) a council member;
  - (b) an employee of the local government;
  - (c) a human resources consultant engaged by the local government.
- (2) The local government must establish a selection panel to conduct the recruitment and selection process for the employment of a person in the position of CEO.
- (3) The selection panel must comprise —
- (a) council members (the number of which must be determined by the local government); and
  - (b) at least 1 independent person.

#### **9. Recommendation by selection panel**

- (1) Each applicant's knowledge, experience, qualifications and skills must be assessed against the selection criteria by or on behalf of the selection panel.
- (2) Following the assessment referred to in subclause (1), the selection panel must provide to the local government —
- (a) a summary of the selection panel's assessment of each applicant; and
  - (b) unless subclause (3) applies, the selection panel's recommendation as to which applicant or applicants are suitable to be employed in the position of CEO.
- (3) If the selection panel considers that none of the applicants are suitable to be employed in the position of CEO, the selection panel must recommend to the local government —
- (a) that a new recruitment and selection process for the position be carried out in accordance with these standards; and
  - (b) the changes (if any) that the selection panel considers should be made to the duties and responsibilities of the position or the selection criteria.
- (4) The selection panel must act under subclauses (1), (2) and (3) —
- (a) in an impartial and transparent manner; and
  - (b) in accordance with the principles set out in section 5.40 of the Act.
- (5) The selection panel must not recommend an applicant to the local government under subclause (2)(b) unless the selection panel has —
- (a) assessed the applicant as having demonstrated that the applicant's knowledge, experience, qualifications and skills meet the selection criteria; and
  - (b) verified any academic, or other tertiary level, qualifications the applicant claims to hold; and
  - (c) whether by contacting referees provided by the applicant or making any other inquiries the selection panel considers appropriate, verified the applicant's character, work history, skills, performance and any other claims made by the applicant.
- (6) The local government must have regard to, but is not bound to accept, a recommendation made by the selection panel under this clause.



## **10. Application of cl. 5 where new process carried out**

- (1) This clause applies if the local government accepts a recommendation by the selection panel under clause 9(3)(a) that a new recruitment and selection process for the position of CEO be carried out in accordance with these standards.
- (2) Unless the local government considers that changes should be made to the duties and responsibilities of the position or the selection criteria —
  - (a) clause 5 does not apply to the new recruitment and selection process; and
  - (b) the job description form previously approved by the local government under clause 5(2) is the job description form for the purposes of the new recruitment and selection process.

## **11. Offer of employment in position of CEO**

Before making an applicant an offer of employment in the position of CEO, the local government must, by resolution of an absolute majority of the council, approve —

- (a) the making of the offer of employment to the applicant; and
- (b) the proposed terms of the contract of employment to be entered into by the local government and the applicant.

## **12. Variations to proposed terms of contract of employment**

- (1) This clause applies if an applicant who is made an offer of employment in the position of CEO under clause 11 negotiates with the local government a contract of employment (the negotiated contract) containing terms different to the proposed terms approved by the local government under clause 11(b).
- (2) Before entering into the negotiated contract with the applicant, the local government must, by resolution of an absolute majority of the council, approve the terms of the negotiated contract.

## **13. Recruitment to be undertaken on expiry of certain CEO contracts**

- (1) In this clause —

**commencement day** means the day on which the *Local Government (Administration) Amendment Regulations 2021* regulation 6 comes into operation.

- (2) This clause applies if —
  - (a) upon the expiry of the contract of employment of the person (the incumbent CEO) who holds the position of CEO —
    - (i) the incumbent CEO will have held the position for a period of 10 or more consecutive years, whether that period commenced before, on or after commencement day; and
    - (ii) a period of 10 or more consecutive years has elapsed since a recruitment and selection process for the position was carried out, whether that process was carried out before, on or after commencement day;

and

- (b) the incumbent CEO has notified the local government that they wish to have their contract of employment renewed upon its expiry.
- (3) Before the expiry of the incumbent CEO's contract of employment, the local government must carry out a recruitment and selection process in accordance with these standards to select a person to be employed in the position of CEO after the expiry of the incumbent CEO's contract of employment.

- (4) This clause does not prevent the incumbent CEO's contract of employment from being renewed upon its expiry if the incumbent CEO is selected in the recruitment and selection process referred to in subclause (3) to be employed in the position of CEO.

#### **14. Confidentiality of information**

The local government must ensure that information provided to, or obtained by, the local government in the course of a recruitment and selection process for the position of CEO is not disclosed, or made use of, except for the purpose of, or in connection with, that recruitment and selection process.

### **Division 3 — Standards for review of performance of CEOs**

#### **15. Overview of Division**

This Division sets out standards to be observed by the local government in relation to the review of the performance of CEOs.

#### **16. Performance review process to be agreed between local government and CEO**

- (1) The local government and the CEO must agree on —
- (a) the process by which the CEO's performance will be reviewed; and
  - (b) any performance criteria to be met by the CEO that are in addition to the contractual performance criteria.
- (2) Without limiting subclause (1), the process agreed under subclause (1)(a) must be consistent with clauses 17, 18 and 19.
- (3) The matters referred to in subclause (1) must be set out in a written document.

#### **17. Carrying out a performance review**

- (1) A review of the performance of the CEO by the local government must be carried out in an impartial and transparent manner.
- (2) The local government must —
- (a) collect evidence regarding the CEO's performance in respect of the contractual performance criteria and any additional performance criteria in a thorough and comprehensive manner; and
  - (b) review the CEO's performance against the contractual performance criteria and any additional performance criteria, based on that evidence.

#### **18. Endorsement of performance review by local government**

Following a review of the performance of the CEO, the local government must, by resolution of an absolute majority of the council, endorse the review.

#### **19. CEO to be notified of results of performance review**

After the local government has endorsed a review of the performance of the CEO under clause 18, the local government must inform the CEO in writing of —

- (a) the results of the review; and
- (b) if the review identifies any issues about the performance of the CEO — how the local government proposes to address and manage those issues.

## **Division 4 — Standards for termination of employment of CEOs**

### **20. Overview of Division**

This Division sets out standards to be observed by the local government in relation to the termination of the employment of CEOs.

### **21. General principles applying to any termination**

- (1) The local government must make decisions relating to the termination of the employment of a CEO in an impartial and transparent manner.
- (2) The local government must accord a CEO procedural fairness in relation to the process for the termination of the CEO's employment, including —
  - (a) informing the CEO of the CEO's rights, entitlements and responsibilities in relation to the termination process; and
  - (b) notifying the CEO of any allegations against the CEO; and
  - (c) giving the CEO a reasonable opportunity to respond to the allegations; and
  - (d) genuinely considering any response given by the CEO in response to the allegations.

### **22. Additional principles applying to termination for performance related reasons**

- (1) This clause applies if the local government proposes to terminate the employment of a CEO for reasons related to the CEO's performance.
- (2) The local government must not terminate the CEO's employment unless the local government has —
  - (a) in the course of carrying out the review of the CEO's performance referred to in subclause (3) or any other review of the CEO's performance, identified any issues (the performance issues) related to the performance of the CEO; and
  - (b) informed the CEO of the performance issues; and
  - (c) given the CEO a reasonable opportunity to address, and implement a plan to remedy, the performance issues; and
  - (d) determined that the CEO has not remedied the performance issues to the satisfaction of the local government.
- (3) The local government must not terminate the CEO's employment unless the local government has, within the preceding 12 month period, reviewed the performance of the CEO under section 5.38(1) of the Act.

### **23. Decision to terminate**

Any decision by the local government to terminate the employment of a CEO must be made by resolution of an absolute majority of the council.

### **24. Notice of termination of employment**

- (1) If the local government terminates the employment of a CEO, the local government must give the CEO notice in writing of the termination.
- (2) The notice must set out the local government's reasons for terminating the employment of the CEO.

Policy Adopted: 27 April 2021

## 9.30 Staff COVID-19 Isolation Leave

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	22 March 2022

<b>Policy No:</b>	<b>S030</b>
<b>Date Last Reviewed:</b>	22 March 2022

<b>Legal (Parent):</b> 5.
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<b>Legal (Subsidiary):</b> 3.
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ADOPTED POLICY	
<b>Title:</b>	<b>COVID-19 STAFF ISOLATION LEAVE POLICY</b>
<b>Objective:</b>	<b>To establish guidelines for appropriate leave arrangements if/when staff are infected with COVID-19 or are deemed a close contact as per the WA Government Health Guidelines.</b>

### **POLICY**

Council will offer a special COVID-19 leave allowance providing a maximum of 20 working days (Monday-Friday) paid leave for employees conditional in the event that they are COVID-19 positive or are deemed a close contact and are required to isolate as per the current WA Government mandates.

In the event that an employee is required to take further leave above the allocated 20 working days (Monday-Friday), then they shall be required to use their own accrued leave.

## 9.31 Appointment of an Acting Chief Executive Officer

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	23 August 2022

<b>Policy No:</b>	<b>S013</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
1. Local Government Act 1995

<b>Legal (Subsidiary):</b>
2.

ADOPTED POLICY	
<b>Title:</b>	<b>APPOINTMENT OF AN ACTING CHIEF EXECUTIVE OFFICER</b>
<b>Objective:</b>	<b>To establish the process for the appointment of an Acting Chief Executive Officer to cover periods of leave longer than 3 days and up to 3 months.</b>

### DEFINITION:

**Acting CEO** is a person appointed to fulfil the statutory position of CEO during a period where the employed CEO is on planned or unplanned leave.

### POLICY

This policy applies for periods of planned leave such as long service, annual or personal leave as well as during periods of unforeseen extended absence of the Chief Executive Officer (CEO) for periods of leave of longer than 3 days and up to 13 weeks.

1. The *Local Government Act 1995* requires that a local government is to employ a person to be the CEO of the local government.
2. In accordance with the requirements of the *Local Government Act 1995*, section 5.39(1)(b), the Council has determined that the Deputy Chief Executive Officer (DCEO) is suitably qualified to perform the role of Acting CEO.
  - a. In the event that the DCEO is unavailable to undertake the role of Acting CEO, Council has determined the most suitably qualified person will be the Manager of Planning and Development Services (MPDS).
  - b. Subsequently, if the DCEO and MPDS are unavailable to fulfill the role of Acting CEO, the most suitably qualified person will be the Manger of Works.
3. During periods of the CEO being on annual, personal, and long service leave, or other periods of extended or unplanned absence, it is appropriate for an Acting CEO to perform the duties of the CEO in order to ensure the efficient operation of the Shire administration.
4. An employee who has been appointed to the role of Acting CEO will be remunerated at the hourly rate normally paid to the permanent CEO.
5. If the CEO is to be on leave or absent for longer than 13 weeks, a formal resolution of Council appointing an Acting CEO is required.

## 9.32 Grader Loading

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	25 September 2022

<b>Policy No:</b>	<b>S032</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b> 1.
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<b>Legal (Subsidiary):</b> 1.
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ADOPTED POLICY	
<b>Title:</b>	<b>GRADER LOADING</b>
<b>Objective:</b>	<b>To establish a higher duties pay rate when an outside staff member is asked to operate a grader.</b>

### **POLICY**

Members of the outside crew who are asked to operate a grader shall be paid at the Maintenance Grader Operator's rate less \$1.00 per hour.

1. If an employee is operating a grader for 5 or more hours, the higher rate will apply to all hours worked on the day.
2. If an employee operates a grader for less than 5 hours, the higher rate will only apply to the hours spent on the grader.

## 9.33 Higher Duties Policy

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	27 September 2022

<b>Policy No:</b>	<b>S033</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
1. Local Government Award 2020

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>HIGHER DUTIES POLICY</b>
<b>Objective:</b>	<b>To establish a consistent approach to the remuneration of higher duties opportunities.</b>

### POLICY

The purpose of this policy is to provide a standard and consistent approach to the management of, and remuneration for, higher duties opportunities at the Shire of Beverley. The opportunity for employees to temporarily act in a role of increased responsibility, authority, and/or delegation contributes to a flexible and highly skilled workforce and provides both career development opportunities and valuable knowledge transfer.

1. In alignment with the Local Government Industry Award 2020 16.4(a), the Higher Duties Policy applies to staff who are requested to act in or relieve a higher level position for more than one day.
  - a. Where an employee performs higher duties and is in receipt of a higher minimum rate for 3 continuous months or more immediately prior to starting a period of paid annual leave or paid personal/carer's leave, the leave will be paid at the high minimum hourly rate (LGIA 2020 16.4(b)(i))
  - b. The amount of annual leave or personal/carer's leave that is paid at the higher minimum hourly rate will be proportional to the amount of annual leave or personal/carer's leave accrued whilst performing the higher duties work (LGIA 2020 16.4(b)(ii))
2. The higher duties rate of pay will be equivalent to the rate normally paid to the person assigned in that role, less \$1.00 per hour to account for the skills and experience held by the person ordinarily filling said role.
3. If an employee is asked to perform two roles over the course of the day, the higher duties rate of pay will apply to all hours worked.
4. Any employee directed to act in a higher role must have written authorisation to do so from a member of the executive management team.

## 9.34 Staff Remuneration

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	25 September 2022

<b>Policy No:</b>	<b>S034</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
1. Local Government Industry Award 2020

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>STAFF REMUNERATION</b>
<b>Objective:</b>	<b>To establish clear and consistent remuneration principles and scales for non-executive Shire staff.</b>

### **POLICY**

The aim of this policy is to provide remuneration guidance for non-executive Shire staff in accordance with the Local Government Industry Award 2020.

The Shire of Beverley Staff Remuneration Policy is guided on the following principles:

- Liveable wages for all employees
- Consistency in remuneration decisions
- Attract and retain quality workers across all aspects of Shire operations
- Gender pay equity

With these principles in mind, the Shire of Beverley has laid out the following framework regarding remuneration.

### **WAGE SCHEDULE**

The Shire of Beverley follows the guidance of the LGIA 2020 by applying a skill-based classification to each employee position based on criteria listed within the Award.

In keeping with the above principles, the Shire will start all permanent full- and part-time employees on the base rate set out in the Award for each classification level, along with an additional 16% as outlined below.



<b>Position</b>	<b>Level</b>
<b>Administration Staff:</b>	
Customer Service Officers	3 + 16%
Executive Assistant	4 + 16%
Finance Officer	4 + 16%
Payroll/HR Officer	4 + 16%
Projects/WHS Officer	4 + 16%
Senior Finance Officer	5 + 16%
<b>Works Staff:</b>	
Cleaners	2 + 16%
Parks & Gardens Utility Workers	3 + 16%
Construction & Maintenance Plant Operators	4 + 16%
Mechanic	4 + 16%
Grader Operators	4 + 16%
Parks & Gardens Supervisor	4 + 16%
Construction & Maintenance Supervisor	5 + 16%
Maintenance Officer	8 + 16%

Casual employees will start on the Award base rate + 25%.

Additional increases are to be agreed upon by the CEO and DCEO and based on position scope and employee performance.

# 10. Works

## 10.1 Crossover Policy

<b>Policy Type:</b>	Works
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>W001</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1. Local Government Act 1995 Sc 9.1 cl. 7

<b>Legal (Subsidiary):</b>
1. Local Government Regulations 1996 12 -17

ADOPTED POLICY	
<b>Title:</b>	<b>CROSSOVER POLICY</b>
<b>Objective:</b>	<b>To provide uniform specifications and assist with drainage and visual amenity.</b>

### Policy

That each property be required to have installed at the owners cost, less a 50% subsidy of the estimated cost, an Access and/or Crossover in accordance with specifications detailed in Attachments 1.1A, 1.1B, 1.1C, 1.1D & 1.1E to this policy.

The Manager of Works is to ensure a completed works request form or other written documentation is obtained prior to commencement of works.

### **Property Access And Crossover Specifications**

Subject to variation at the discretion of Council, the policy of Council in regarding access and crossovers shall be:

Construction of 150mm compacted gravel carriageway from the property boundary to the roadside, including the installation of culverts where necessary.

**Council shall pay up to 50% of the cost, of a standard crossover, of standard dimensions to following specifications; anything outside these dimensions/standards will need to be approved by Council. One crossover per property.**

### **Industrial**

Standard width over full length = 7m

Standard widening at roadside junction = 45 degrees for 1 metre each side or from culvert to roadside.

Installation of concrete headwalls where a culvert is installed

150mm reinforced concrete on 100mm compacted sand where footpath is paved. 150mm compacted gravel where existing footpath / verge is gravel.

## **Rural**

Standard width over full length = 4.8m – 7.2m

Standard widening at roadside junction = 45 degrees for 1 metre each side to roadside.

150mm compacted gravel pavement.

## **Residential**

Standard width over full length = 3m

Standard width over full length = 4.8m with culvert

Standard widening at roadside junction = 45 degrees 1 metre each side or from culvert to roadside.

Installation of concrete headwalls where a culvert is installed

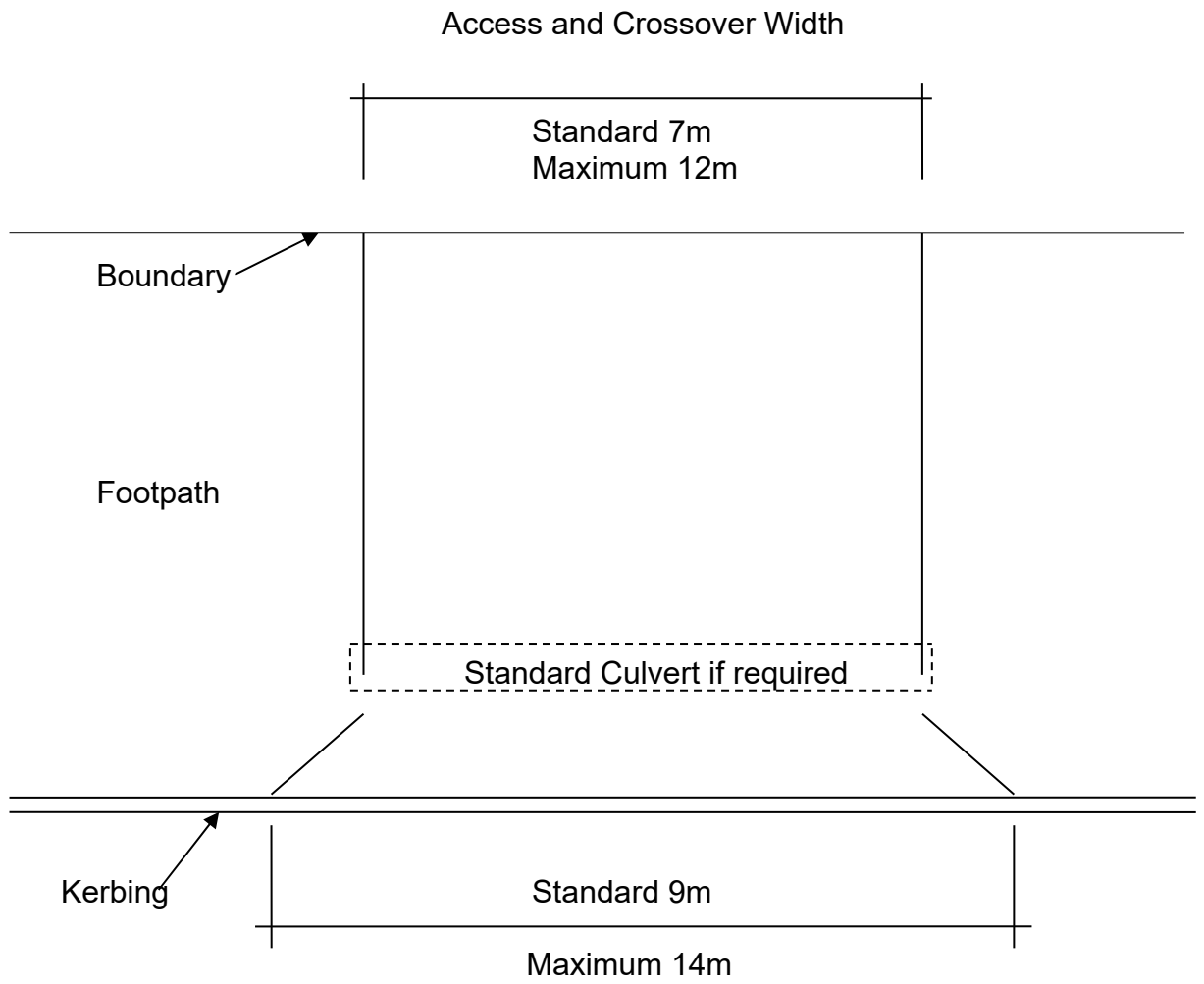
100mm reinforced concrete on 100mm compacted sand where footpath is paved. 150mm compacted gravel where existing footpath / verge is gravel.

## **General Conditions**

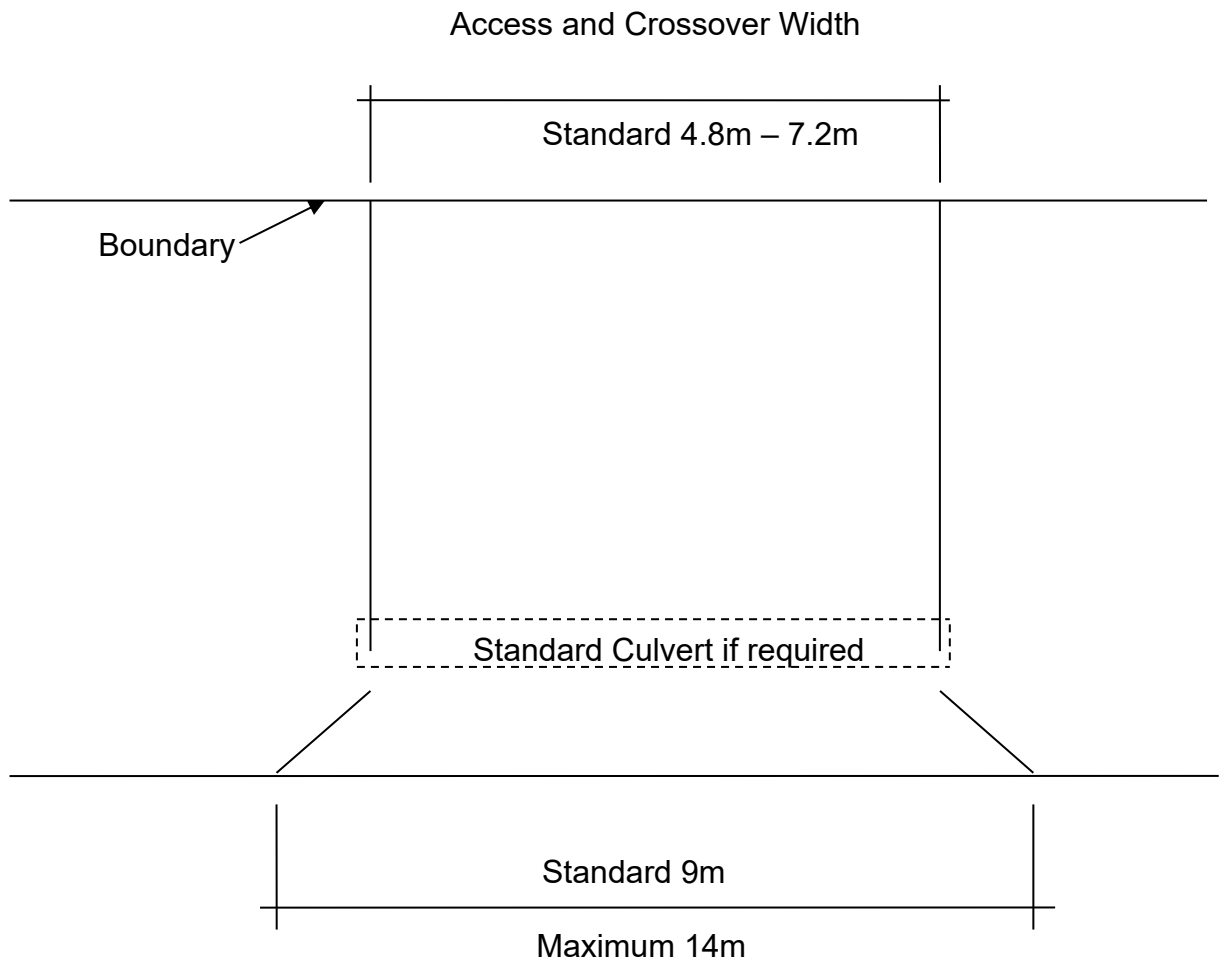
- 1) Only one crossover subsidy will be paid to each separate rate assessment. This will not be paid for Subdivisions.
- 2) Council will provide a subsidy only on roads under Council control. Crossovers on the following roads are under the control of Main Roads WA, and application should be made to them —
  - a. Great Southern Highway
  - b. Brookton Highway
  - c. York Quairading Road
- 3) Prior to constructing any crossover within a road reserve, an application showing the proposed location and other details is required.
- 4) Prior to commencing any work, Council's Manager of Works will inspect the site and provide written approval or requirement for alterations to the location. The approval will specify the size of pipe, if required.
- 5) Maximum and minimum dimensions of access apply(See attached diagrams)
- 6) Works are to be carried to the set specification by contractor, owner or council
- 7) Payment of the subsidy will not be made until the work is complete, and has been inspected and is authorised by the Manager of Works.
- 8) Crossover subsidy will be paid with and without pipes as set out in the Fees & Charges Schedule. Work in excess of that specified is fully at the landowners cost, and will not be subsidised by Council.
- 9) All culvert pipes to be class 4 reinforced concrete pipe
- 10) Culvert pipes to be offset from the drain to allow adequate cover over the pipe.
- 11) No access to be located within 6.0 metres of a side road boundary.
- 12) Any ongoing maintenance will be the landowner's responsibility

Policy Amended: September 2016

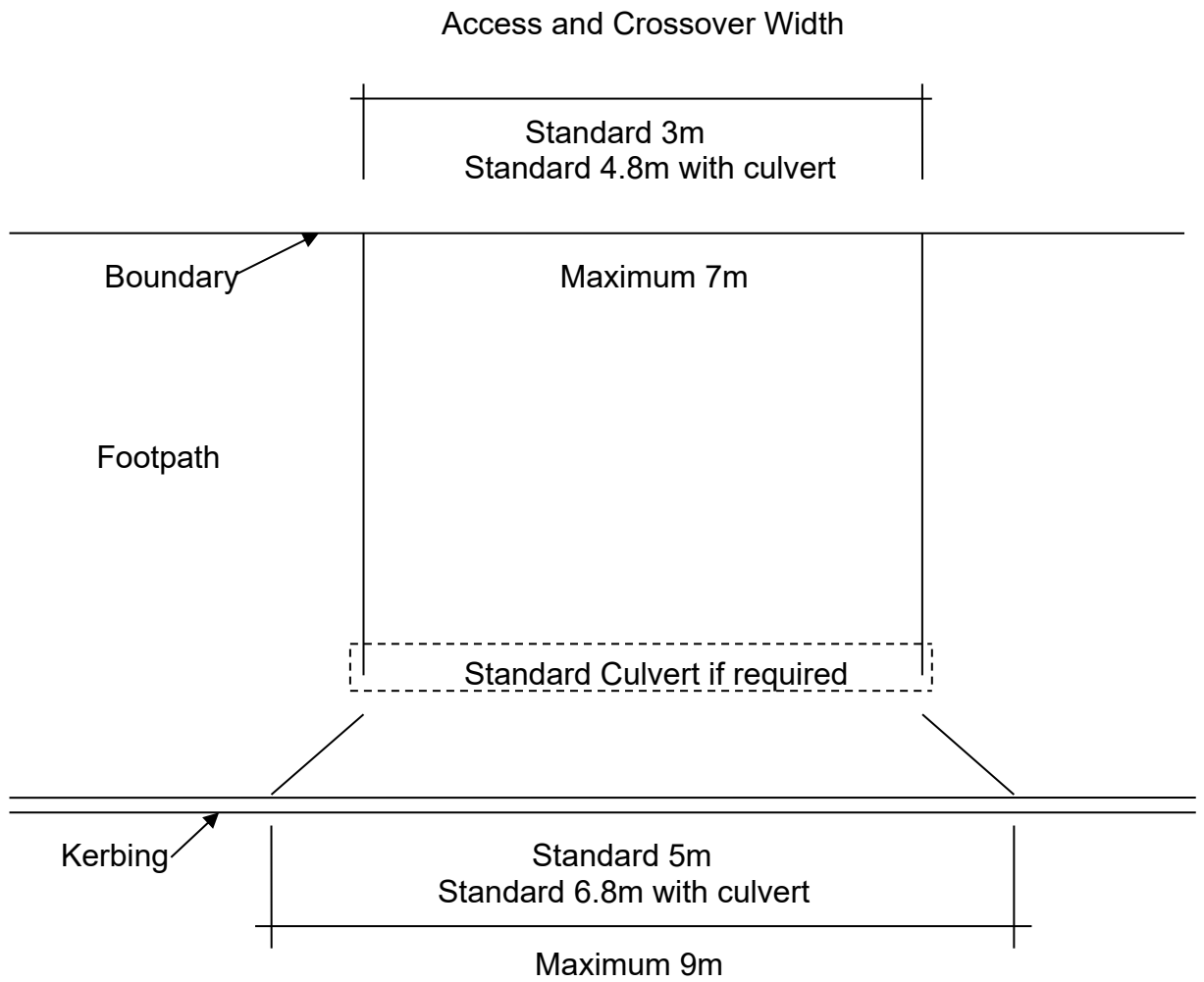
**ATTACHMENT 1.1A  
DIAGRAM INDUSTRIAL AND COMMERCIAL CROSSOVER**



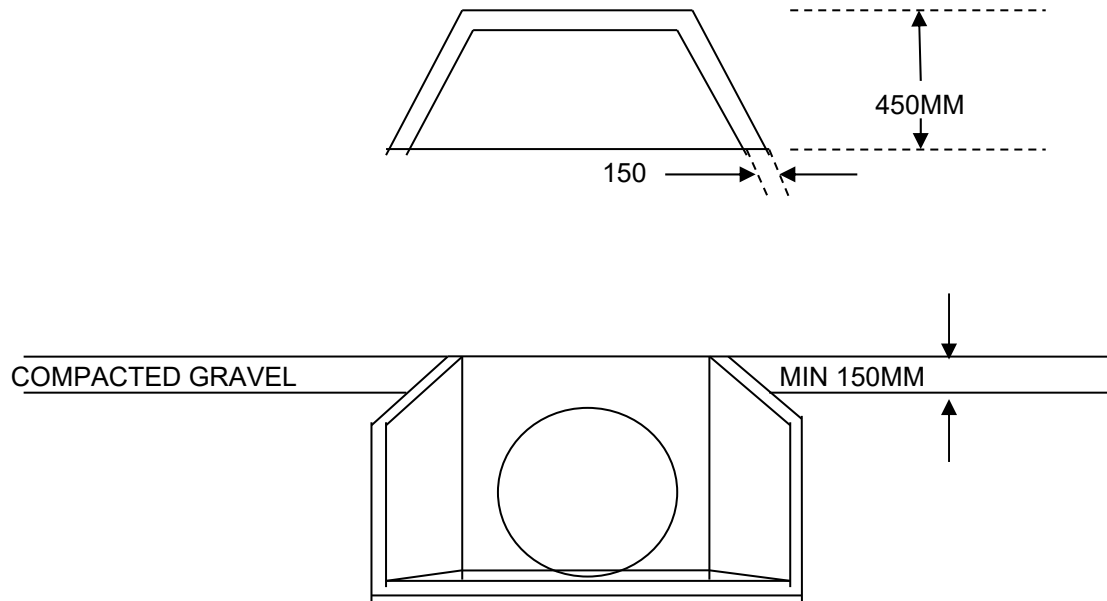
**ATTACHMENT 1.1B  
DIAGRAM RURAL CROSSOVER**



**ATTACHMENT 1.1C  
DIAGRAM RESIDENTIAL CROSSOVER**



**ATTACHMENT 1.1D  
DIAGRAM CULVERT HEADWALL**

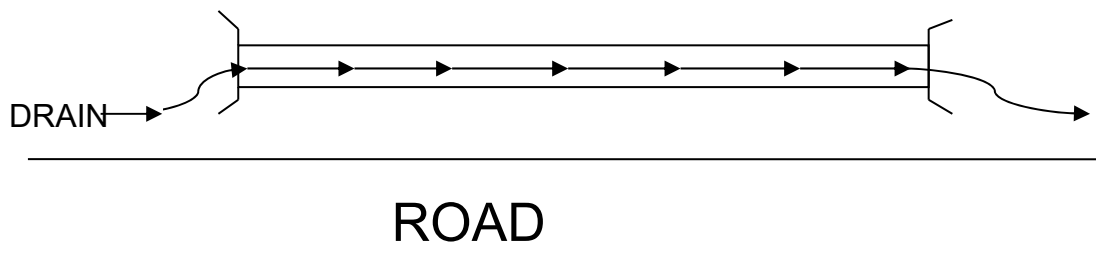


OR

COMMERCIALLY MANUFACTURED HEADWALL (I.E. ROCLA , HUMES)

**ATTACHMENT 1.1E  
DIAGRAM CULVERT LOCATION**

Pipes to be offset from the drain to allow for adequate cover and not to obstruct the road



## 10.2 Gravel Pit Rehabilitation

<b>Policy Type:</b>	Works
<b>Date Adopted:</b>	September 2014

<b>Policy No:</b>	<b>W002</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>GRAVEL PIT REHABILITATION</b>
<b>Objective:</b>	<b>To rehabilitate private property and Shire reserves where the Shire has completed extraction of gravel.</b>

### Policy

Unused Pits – the site is to be spread and levelled as much as possible. The site is to be ripped at 3 metre intervals where necessary.

New Pits – are to be photographed prior to excavation. Topsoil should be stock piled, then following final excavation the topsoil is to be pushed over the excavation and the site revegetated to the original state.

Timbered pits located in grazing paddocks are to be fenced until revegetated by planted native trees.

Policy Amended: 25 October 2016



### 10.3 Gravel Royalties

<b>Policy Type:</b>	Works
<b>Date Adopted:</b>	August 2016

<b>Policy No:</b>	<b>W003</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>GRAVEL ROYALTIES</b>
<b>Objective:</b>	<b>To ensure landholders are compensated for gravel obtained from their private pits.</b>

**Policy**

To obtain gravel from landowners throughout the Beverley District, the Shire will pay a gravel royalty of \$2.00ex GST per cubic metre payable to eligible landholders with the royalty rate to be reviewed annually.

## 10.4 Waste Facility Spill Policy

<b>Policy Type:</b>	Works
<b>Date Adopted:</b>	27 March 2018

<b>Policy No:</b>	<b>W004</b>
<b>Date Last Reviewed:</b>	23 November 2021

<b>Legal (Parent):</b>
1.

<b>Legal (Subsidiary):</b>
1.

ADOPTED POLICY	
<b>Title:</b>	<b>WASTE FACILITY SPILL POLICY</b>
<b>Objective:</b>	<b>To meet the requirements in regard to management of sewer overflow or spills from or at the Shire of Beverley Septage Pit.</b>

### Policy

#### 1. POLICY INTENT

This policy provides the framework for Beverley Shire Council to meet the requirements in regard to management of sewer overflow or spills from or at the Shire of Beverley Septage Pit. This policy also raises the awareness of Beverley Shire Council employees regarding their obligations and duties in regard to the management of sewer overflow or spills with respect to the DER Licence L8536/2011/1 for the Shire of Beverley Landfill.

#### 2. SCOPE

This policy applies to overflow or spills that may occur from the Septage Pit structure as a result of:

- Excessive rainfall;
- Accidental damage to the Septage Pit; or
- Spill during emptying of vehicle receptacle.

#### 3. SPILL PROCEDURE

a) All contractors given the access key to the septage pit are advised to notify the Shire of Beverley office of any spillages upon return of the key.

b) Spillages are to be reported to the Shire of Beverley Works Manager, CEO or DCEO to arrange for appropriate action.

c) Sand is to be placed on any excessive liquid to a spadeable consistency. The spadeable waste is then to be transferred into a suitable receptacle and transferred to the Shire of Beverley Landfill site.

d) The site is to then be inspected to determine if effluent has or has the potential to reach any water courses or ground water or potential for environmental harm, and appropriate action taken.

#### **4. LARGE SPILLS OR PIT FAILURE**

a) Where large spills or failure of the septage pit occurs the Shire of Beverley Works Supervisor, CEO, D/CEO and EHO are to be notified.

b) The DER are also to be notified.

c) Liquid waste is to be pumped into trucks from a licensed contractor, such as Makin and Sons or Darry's Plumbing from York, with a suitable receptacle and transferred to an alternate septage site, such as the Shire of York Septage Ponds.

d) Sand or other suitable absorbent material is to be placed on any remaining liquid to form a spadeable consistency and then to be transferred to a suitable receptacle and disposed of at the Shire of Beverley Landfill.

e) The site is to then be inspected to determine if effluent has or has the potential to reach any water courses or ground water or potential for environmental harm, and appropriate action taken.

#### **5. GENERAL CONDITION CHECKS**

The septage pit is to be inspected monthly to determine any damage to the pit or spillages that have not been adequately cleaned up.

#### **6. TRAINING, RESOURCES AND MITIGATION**

Beverley Shire Council shall ensure a training program for relevant staff is implemented.

Beverley Shire Council shall ensure that adequate resources are available to carry out the necessary works.

This includes auditing procedures and procedures for review and correction of an overflow or spill event.

Remediation and clean-up plans in place for areas affected by sewer overflow or spills.

#### **7. SYSTEM FOR RECORD KEEPING OF OVERFLOW OR SPILLS**

Methodology is in place to investigate the cause of overflow or spills, initiate preventative measures, and measure and report on the effectiveness of the preventative measures.

In this regard, large spills are to be documented and causes determined. Subsequent to this remedial measures and procedures are to be implemented to prevent further incidents or spills.

Date Last Updated and Published: 23 November 2021

## **12.4 Memorial Chair Application**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>19 October 2022</b>
<b>Applicant:</b>	<b>Glenda Paulsen &amp; Family</b>
<b>File Reference:</b>	<b>ADM 0273</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>No</b>
<b>Disclosure(s) Of Interest:</b>	<b>None</b>
<b>Attachments:</b>	<b>Nil</b>

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### **SUMMARY**

Council to consider an application for a Memorial Chair to be placed at Apex Park - RV Friendly Area.

### **BACKGROUND**

Council approved the Memorial Chair Policy at the August Ordinary Council Meeting. The applications and locations are vetted by Shire Staff with final approval to be determined by Council.

An application on the prescribed form from the Paulsen Family for Ena and Hoppy Paulsen has been received which meets the criteria:

- The application must be on the prescribed form.
- Memorial seats shall only commemorate a person no longer living.
- The deceased was a resident of Beverley for a minimum of 15 years.
- The deceased made a significant contribution to the community through volunteering, business, cultural, social or sporting aspects.
- Placement of the memorial would benefit the community in acknowledging the deceased.
- The applicant is to fund the purchase and installation of the memorial seat and plaque.

### **COMMENT**

Ena and Hoppy Paulsen (dec.) resided in Beverley 1939 – 2002 at 104 Lukin Street.

Ena Paulsen: Co-ordinated Mobile Blood Bank, Co-ordinated Fruit Fly Control, Red Cross and CWA. When the council began planting trees in Apex Park, she would bucket water to the trees to keep them alive, this was before the Council installed taps there. Ena was also the person that snakes (dead) would be delivered to, for identification.

Hoppy Paulsen: heavily involved with all Sports, and was awarded Life Memberships to Volunteer Fire Brigade, Beverley Football Club, Beverley Cricket Club and Beverley Lawn Bowls. Hoppy also drove a Beverley school bus for many years until retirement.

He also delivered Swans soft drinks between Beverley, Pingelly, Brookton and Quairading.

Plaque Wording -

In memory of Ena and Hoppy Paulsen  
Beverley, Forever in their Hearts  
from  
Kevin, Brian, Glenda and Alan and families

**STATUTORY ENVIRONMENT**

N/A

**CONSULTATION**

Staff and Council

**FINANCIAL IMPLICATIONS**

\$1000.00 to be paid by Paulsen Family.

**STRATEGIC IMPLICATIONS**

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

**POLICY IMPLICATIONS**

C018 – Request for Purchase and Placement of Memorial Chair

**RISK IMPLICATIONS**

Low (2) - There is insignificant risk associated with this application and placement of chair.

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER'S RECOMMENDATION**

That Council approve the application and location of a Memorial Chair by the Paulsen Family for Ena and Hoppy Paulsen.

## **12.5 2023 Ordinary Council Meeting Schedule**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>12 October 2022</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0102</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Presented annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>CEO attends Council meetings</b>
<b>Attachments:</b>	<b>Nil</b>

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### **SUMMARY**

Council to consider setting the dates and times for the 2023 Council Meetings to advertise and distribute.

### **BACKGROUND**

Current Council policy is to hold the Ordinary Council Meeting on the fourth Tuesday of each month from February to November. Traditionally, there is no meeting in January and the December meeting date is held on either the second or third Tuesday to allow for the minutes to be distributed prior to the Christmas break-up.

The current timing of the Council Meeting is:

11.00am – 12noon	Visitors or Presentations (if any)
12.00pm – 1.00pm	Lunch
1.00pm – 2.50pm	Council Briefing
3.00pm – 5.00pm	Ordinary Council Meeting

Council are welcome to discuss and amend the meeting times based on a group consensus.

Committee Meetings, if required, are usually held on the second Tuesday of the month at 9:00am. Even though they have not been monthly, Councillors should always keep these dates pencilled in their calendar.

### **COMMENT**

The proposed dates for the 2023 Ordinary Council Meetings are:

Tuesday 28 February 2023

Tuesday 28 March 2023

Thursday 27 April 2023

Tuesday 23 May 2023

Tuesday 27 June 2023

Tuesday 25 July 2023

Tuesday 22 August 2023

Thursday 27 September 2023

Tuesday 24 October 2023

Tuesday 28 November 2023

Tuesday 19 December 2023

The April Council meeting was scheduled to fall on the ANZAC Day public holiday therefore it is suggested to be moved to Thursday 27 April, with the Agenda being distributed on Friday 21 April.

The September meeting, which will be in the caretaker period, falls after a public holiday and is also suggested to move to a Thursday. This allows staff to action work that may have come during the public holiday and better prepare for the Council Meeting.

The 19 December meeting is planned to be held in the closing week of business. It is expected that the Shire will close on Friday 22 December and staff feel this is enough time to distribute the minutes prior to closing. If the meeting were held a week earlier, it would only be 2 weeks between the November and December meetings.

Local Government Elections are scheduled for Saturday 21 October 2023. Councillors, President and Deputy President can be sworn in prior to the meeting on 24 October.

## **STATUTORY ENVIRONMENT**

Section 5.3 of the *Local Government Act 1995*:

### 5.3. Ordinary and special council meetings

- (1) A council is to hold ordinary meetings and may hold special meetings.
- (2) Ordinary meetings are to be held not more than 3 months apart.
- (3) If a council fails to meet as required by subsection (2) the CEO is to notify the Minister of that failure.

### 5.4. Calling council meetings

An ordinary or a special meeting of a council is to be held —

- (a) if called for by either —
  - (i) the mayor or president; or
  - (ii) at least  $\frac{1}{3}$  of the councillors,in a notice to the CEO setting out the date and purpose of the proposed meeting; or
- (b) if so decided by the council.

### 5.5. Convening council meetings

- (1) The CEO is to convene an ordinary meeting by giving each council member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.
- (2) The CEO is to convene a special meeting by giving each council member notice, before the meeting, of the date, time, place and purpose of the meeting.

## **FINANCIAL IMPLICATIONS**

N/A

## STRATEGIC IMPLICATIONS

Goal 12 – Council leads the organisation and engages with community in an accountable and professional manner.

## CONSULTATION

Council and Staff

## POLICY IMPLICATIONS

EM001 – Ordinary Meetings of Council

## RISK IMPLICATIONS

Low (4) – Procedural. Setting the Council Meeting dates will meet statutory requirements and mitigate any risk.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Simple Majority

## OFFICER'S RECOMMENDATION

That Council;

1. Set the Ordinary Council Meeting dates for February 2023 – December 2023 as;

Tuesday 28 February 2023  
 Tuesday 28 March 2023  
 Thursday 27 April 2023  
 Tuesday 23 May 2023  
 Tuesday 27 June 2023  
 Tuesday 25 July 2023  
 Tuesday 22 August 2023  
 Thursday 27 September 2023  
 Tuesday 24 October 2023  
 Tuesday 28 November 2023  
 Tuesday 19 December 2023

2. Set the start time for the Council Briefing as \_\_:\_\_ am/pm, and the Ordinary Council Meeting as \_\_:\_\_ am/pm



## **12.6 Shire Administration Opening Days Christmas/New Year Period**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>15 October 2022</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0468</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Staff member who will need to take annual leave</b>
<b>Attachments:</b>	<b>Nil</b>

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### **SUMMARY**

Council to consider the closure of the Administration Centre from close of business Thursday 22 December 2022 until 8:30am Tuesday 3 January 2023.

### **BACKGROUND**

For the past fourteen years, the Administration Centre has closed over a similar period and there has been no record of this action causing concern or complaint. An early decision allows for adequate advertising time to the Community and for staff to plan their holiday leave.

### **COMMENT**

Most Administration Staff have been surveyed in regards to using their annual leave and are happy that the Administration Centre be closed from 4:00pm Thursday 22 December and all day Wednesday 28 December, Thursday 29 December and Friday 30 December.

Shown below is a summary of days the Administration Centre is requested to be open and closed:

Thursday	22 <sup>nd</sup> December 2022	–	Administration Centre <b>Open</b>
Friday	23 <sup>rd</sup> December 2022	–	Administration Centre <b><u>Closed</u></b>
Monday	26 <sup>th</sup> December 2022	–	<b>Public Holiday</b> (Christmas Day Holiday)
Tuesday	27 <sup>th</sup> December 2022	–	<b>Public Holiday</b> (Boxing Day Holiday)
Wednesday	28 <sup>th</sup> December 2022	–	Administration Centre <b>Closed</b>
Thursday	29 <sup>th</sup> December 2022	–	Administration Centre <b>Closed</b>
Friday	30 <sup>th</sup> December 2022	–	Administration Centre <b>Closed</b>
Monday	2 <sup>nd</sup> January 2023	–	<b>Public Holiday</b> (New Years Day)
Tuesday	03 <sup>rd</sup> January 2023	–	Administration Centre <b>Open</b>

The closure of the Administration Centre will allow staff to have an extended period of leave in addition to the public holidays. Annual Leave of up to 4 days will be utilised by staff to compensate for the additional days off. This is the same as 19/20, 20/21 and 21/22. The Administration Building carpets will be cleaned on Friday 23 December 2022.

The Works Crew will work on skeleton staff throughout this period.

## STATUTORY ENVIRONMENT

N/A

## CONSULTATION

Shire Staff

## FINANCIAL IMPLICATIONS

N/A

## STRATEGIC IMPLICATIONS

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

## POLICY IMPLICATIONS

N/A

## RISK IMPLICATIONS

Medium (6) – Reputational. There is a possible likelihood that members of the public may be inconvenienced however the consequence is deemed minor.

Consequence	Insignificant	Minor	Moderate	Major	Catastrophic
<b>Likelihood</b>					
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Absolute Majority

## OFFICER'S RECOMMENDATION

That Council endorse the closure of the Administration Centre from close of business, 4pm Thursday 22 December 2022 to the re-opening on Tuesday 3 January 2023 at 8:30am.

## **12.7 Annual Council and Staff Christmas Function and Gift**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>18 October 2021</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0316</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>Annually</b>
<b>Disclosure(s) Of Interest:</b>	<b>Staff Member potentially attending Christmas event and receiving gift. Treasurer of the Beverley Golf Club.</b>
<b>Attachments:</b>	<b>Nil</b>

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### **SUMMARY**

Council to consider hosting the annual Christmas function for Staff and Councillors and providing a Christmas gift for Staff.

### **BACKGROUND**

It has been customary for Council to hold an annual Christmas Function for staff, Councillors and their immediate family each year. Along with the function, Councillors have given staff a gift in the form of Christmas Vouchers.

### **COMMENT**

If it is Council's wish to continue these traditions, a date, venue and gift will need to be chosen.

For the last two years Council held a 'cocktail finger food dinner sundowner' at the Beverley Golf Club that allowed people to either sit or stand throughout the evening. Council comment is sought regarding the type of meal it would like to serve (if going ahead with this option). The advantage of holding the function at the Golf Club is that it allows staff to work throughout the day as they do not have to set up, purchase food and drink, and they do not have to worry about cleaning up the venue. It also supports a local run volunteer sports group.

Friday 16 December 2022 at the Beverley Golf Club has been identified as a date that does not clash with other community events such as the Beverley District High School Presentation night and the Station Arts Community Christmas Concert.

Last year gift vouchers and chocolates from the IGA, Avon Trading and T-Bone Butcher were purchased and gratefully received by staff. If Council still want to give a gift it is suggested doing this option again and distributing them at the Christmas Party.

### **STATUTORY ENVIRONMENT**

N/A

### **CONSULTATION**

Council

## FINANCIAL IMPLICATIONS

2021/22 Budget - Allocated

## STRATEGIC IMPLICATIONS

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

## POLICY IMPLICATIONS

N/A

## RISK IMPLICATIONS

Medium (9) – Reputational. There is risk that a member of the community may be aggrieved by the use of ratepayer funding for Christmas gifts and event.

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Catastrophic
Almost Certain	Medium (5)	High (10)	High (15)	Severe (20)	Severe (25)
Likely	Low (4)	Medium (8)	High (12)	High (16)	Severe (20)
Possible	Low (3)	Medium (6)	Medium (9)	High (12)	High (15)
Unlikely	Low (2)	Low (4)	Medium (6)	Medium (8)	High (10)
Rare	Low (1)	Low (2)	Low (3)	Low (4)	Medium (5)

Risk Rating	Action
Low	Monitor for ongoing improvement.
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical.
High	Review the risk and take additional measures to ensure risk is low as reasonably achievable.
Severe	Unacceptable risk level, reduction measures must be introduced before proceeding.

## VOTING REQUIREMENTS

Simple Majority

## OFFICER'S RECOMMENDATION

That Council;

1. approve a Council and Staff Christmas Function and hold it on Friday 16 December 2022 at the Beverley Golf Club; and
2. approve the purchase of a gift cards and chocolates for staff.

**13. ELECTED MEMBERS' MOTIONS WHERE NOTICE HAS BEEN GIVEN**

Nil

## **14. CONFIDENTIAL ITEMS**

### **14.1 Meeting Closed to the Public**

Council to consider the confidential item – Purchase of Property in a meeting closed to the public in accordance with Section 5.23(2)(e) of the Local Government Act 1995.

This matter is considered to be confidential under Section 5.23(2)e of the Local Government Act 1995 and the Council is satisfied that discussion of this matter in an open meeting would, reveal information that has to commercial value to a person.

### **RECOMMENDATION**

That the meeting be closed to the public for Council to discuss item 14.2 Purchase of Property.

## **14.2 Purchase of Property**

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<b>Submission To:</b>	<b>Ordinary Council Meeting 25 October 2022</b>
<b>Report Date:</b>	<b>18 October 2022</b>
<b>Applicant:</b>	<b>Administration</b>
<b>File Reference:</b>	<b>ADM 0203</b>
<b>Author and Position:</b>	<b>Stephen Gollan, Chief Executive Officer</b>
<b>Previously Before Council:</b>	<b>OCM 27 September 2022 &amp; Jul/Aug Info Bull</b>
<b>Disclosure(s) Of Interest:</b>	<b>Nil</b>
<b>Attachments:</b>	<b>Nil</b>

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### **14.3 Meeting Open to the Public**

#### **OFFICER RECOMMENDATION**

That the meeting re-open the to the public and announce any decisions made.



**15. NEW BUSINESS ARISING BY ORDER OF THE MEETING**

New Business of an urgent matter only arising by order of the meeting.

**16. CLOSURE**

The Chairman to declare the meeting closed.