

# Pilbara Country Zone

## Minutes

29 November 2022

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# Pilbara Country Zone

Hosted by WALGA, Kangaroo Paw Meeting Room and Teams

Level 1, 170 Railway Parade, West Leederville

Tuesday, 29 November 2022

*The Chair declared the meeting open at 9:37am.*

## Acknowledgement of Country

We, the delegates of the Pilbara Country Zone acknowledge the traditional owners of this land that we are meeting on today and pay our respects to Elders past, present and future.

## Minutes

### MEMBERS

### 2 Voting Delegates from each Member Council

City of Karratha	Mayor Peter Long Cr Daiva Gillam Ms Virginia Miltrup Chief Executive Officer non-voting delegate
Town of Port Hedland	Mayor Peter Carter Mr Carl Askew, Chief Executive Officer, non-voting delegate
Shire of East Pilbara	President Cr Anthony Middleton Cr Wendy McWhirter-Brooks Mr Steven Harding, Chief Executive Officer non-voting delegate
Shire of Ashburton	President Cr Kerry White Cr Linton Rumble Mr Kenn Donohoe, Chief Executive Officer non-voting delegate
WALGA Secretariat	Mr Nick Sloan, Chief Executive Officer Ms Kathy Robertson, Executive Officer Governance
DLGSC Representative	Ms Morgan Mair, Regional Officer
Regional Development Australia – Pilbara	Mr Tony Simpson
Guest Speaker	Ms Candy Hudson, National Recovery and Resilience Agency

### APOLOGIES

Town of Port Hedland	Cr Tim Turner
Roadwise	Mr Greg Hayes, Roadwise

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## ANNOUNCEMENTS

Zone Delegates are requested to provide sufficient written notice, wherever possible, on amendments to recommendations within the State Council or Zone agenda prior to the Zone meeting to the Chair and Secretariat.

Agenda Papers are emailed 7 days prior to the meeting date to your Council for distribution to Zone Delegates.

Confirmation of Attendance an attendance sheet will be circulated prior to the commencement of the meeting. Please register your attendance by printing your name against your Council on the attendance sheet.

## ATTACHMENTS WITH THE AGENDA

1. President's Report
2. Status Report

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### 1. DECLARATION OF INTEREST

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Elected Members must declare to the Chairman any potential conflict of interest they have in a matter before the Zone as soon as they become aware of it. Councillors and deputies may be directly or indirectly associated with some recommendations of the Zone and State Council. If you are affected by these recommendations, please excuse yourself from the meeting and do not participate in deliberations.

Nil.

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### 2. DEPUTATIONS

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#### 2.1 National Emergency Management Agency (NEMA)

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NEMA provide an avenue to information and opportunities at the Federal level, as well as advocating back to the NRRA the experiences of the many regional, rural and remote communities across the Pilbara, Gascoyne, Midwest and Murchison Zones.

With a current focus on recovery following a natural disaster and building resilience in community, emergency management and response will be part of the greater National Emergency Management Agency (NEMA) from September 1st, 2022.

Candy Hudson provided a presentation to the Zone on this matter.

**Noted**

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### **3. CONFIRMATION OF MINUTES**

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#### **RESOLUTION**

**Moved:** President Cr Kerry White  
**Seconded:** Cr Wendy McWhirter-Brooks

**That the Minutes of the meeting of the Pilbara Country Zone held on 25 August 2022 be confirmed as a true and accurate record of the proceedings.**

**CARRIED**

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### **4. BUSINESS ARISING**

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Nil.

## 4.1 Status Report

### BACKGROUND

Presenting the Status Report for **November 2022** which contains WALGA's responses to the resolutions of previous Zone Meetings.

Zone	Agenda Item	Zone Resolution	WALGA Response	Update	WALGA Contact
Pilbara C	<b>21 April 2022 Zone Agenda Item 6.1</b> More Than Mining Campaign	That the Pilbara Country Zone seeks that WALGA supports the More than Mining Campaign and to work with the NSW counterpart to lobby for reform to include FBT benefit to regionally based employees of participating councils of the Pilbara Country Zone.	Cost and availability of housing is a matter for Local Governments across the State, particularly in regional areas. WALGA will consider this issue as part of its broader advocacy on housing.	<b>November 2022</b>	Nicole Matthews Executive Manager Policy <a href="mailto:nmatthews@walga.asn.au">nmatthews@walga.asn.au</a> 9213 2039
Pilbara C	<b>17 February 2022 Zone Agenda Item 7.1</b> Anti-Social Behaviour	That the Pilbara Country Zone requests the WALGA Secretariat to prepare a report for State Council's consideration on advocacy to State Government to extend the Kimberly Justice Strategy into the Pilbara Region.	<p>WALGA will undertake further investigation with Dept. Justice and Dept. Communities contacts in the Pilbara and Kimberley regions to ascertain the current youth justice approaches. Correspondence received from the Department of Communities dated 4 August 2022 has been circulated to the Zone. Further information has been sought from Pilbara LGA's in relation to the youth crime issues. It is recommended that the Zone invite representatives from the Department of Communities and WA Police to discuss the issue at a Zone meeting.</p> <p>This matter is being prepared for consideration by the People and Place Policy Team as part of a larger strategic piece of work focused on youth justice in the regions.</p> <p><u>*Relating correspondence attached with Agenda</u></p>	<b>Ongoing</b>	Nicole Matthews Executive Manager Policy <a href="mailto:nmatthews@walga.asn.au">nmatthews@walga.asn.au</a> 9213 2039

<b>Pilbara C</b>	<b>23 June 2022 Zone Agenda Item 7.2</b> Local Government Act Review	That the Zone requests guidance from WALGA on how it may be possible to propose an amendment to the Local Government Act that will allow Elected Members to attend their Ordinary Council Meetings virtually when not in the State.	WALGA has received advice from the Department of Local Government, Sport and Cultural Industries who have confirmed that Elected Members can attend meetings electronically outside of WA in accordance with Regulation 14A of the <i>Local Government (Administration) Regulations 1996</i> .  The reference to “a townsite” can be anywhere in Australia.	<b>November 2022</b>	<b>Tony Brown</b> Executive Director, Member Services 9213 2051 <a href="mailto:tbrown@walga.asn.au">tbrown@walga.asn.au</a>
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This is an opportunity for Member Councils to consider the response from WALGA in respect to the matters that were submitted at the previous Zone Meeting.

## RESOLUTION

**Moved:** Cr Linton Rumble  
**Seconded:** Mayor Peter Carter

**That the Pilbara Zone notes the Status Report.**

**CARRIED**

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## **5. STATE COUNCIL AGENDA - MATTERS FOR DECISION**

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*(Zone delegates to consider the Matters for Decision contained in the WA Local Government Association State Council Agenda and put forward resolutions to Zone Representatives on State Council)*

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The full State Council Agenda can be found via link: [State Council Agenda 7 December 2022](#)

The Zone is able to provide comment or submit an alternative recommendation that is then presented to the State Council for consideration.

### **Matters for Decision**

#### **5.1 2022 Annual General Meeting Resolutions**

That:

1. the following resolutions from the 2022 WALGA Annual General Meeting be endorsed for action:

##### **3.8 Review of the Rating Methodology used by the Valuer-General**

Advocate for a full review of the rating methodology used by the Valuer-General to value all land in the State of Western Australia.

##### **3.10 Reform of the Cat Act 2011**

That the WA Local Government sector requests the WA State Government prioritise reforms to the Cat Act 2011, in accordance with the Statutory Review undertaken and tabled in the State Parliament on 27 November 2019.

2. the following resolutions from the 2022 WALGA Annual General Meeting be referred to the relevant Policy Team for further work to be undertaken:

##### **3.1 Road Traffic Issues**

That WALGA advocate on behalf of the local government sector to the State Government and in particular, Main Roads, to increase importance and weight given to local knowledge and input regarding road traffic issues including requests for speed reduction, intersection treatments and overall preventative and traffic safety measures.

##### **3.2 Car Parking and Traffic Congestion Around Schools**

That WALGA engages with the State Government on behalf of Local Government to review issues associated with car parking and traffic congestion around school sites including but not limited to:

1. Reviewing car parking standards for schools;
2. Ensuring sufficient land is set aside for the provision of parking on school sites;
3. Reviewing the co-location of schools to avoid issues being exacerbated;
4. Restricting school access from major roads;
5. Developing plans to enable schools to manage school traffic;
6. Develop programs to educate drivers; and
7. Develop options and implement initiatives to encourage alternative modes of transport to school.



### 3.3 Proposal for Regional Road Maintenance Contracts with Main Roads WA

That WALGA assist Local Governments and work with the Hon Minister Rita Saffioti to introduce a similar program that is currently in play in Queensland and introduce a sole invitee Program for Local Governments to engage in a Road Maintenance Performance Contract with Main Roads WA.

### 3.4 Northern Australia Beef Roads Program

That WALGA work with the Hon Madeleine King MP Minister for Resources and Minister for Northern Australia to make Beef Road Funding available to all Australian Local Governments north and south, or establish a Southern Australia Beef Road Funding Program to allow for equitable support across Australia's beef and agriculture industries.

### 3.5 3D House Printing Building Compliance

That WALGA requests:

1. Assistance from Minister for Industry and Science The Hon Ed Husic MP, Minister for Housing and Homelessness, Small Business The Hon Julie Collins MP, Minister for Infrastructure, Transport, Regional Development and Local Government The Hon Catherine King MP to work with Ministers from all State and Territory Governments who have Building and Construction in their portfolios, to collaborate and to consider removing impediments within the National Construction Code Series and associated Australian Standards, that dissuade industry from adopting 3D printing as a building method.
2. That the Government provide instruments to incentivise private industry to develop 3D printing and include this as an acceptable building practice.

### 3.6 South West Native Title Settlement

That WALGA advocate to the State Government that Local Governments be provided with the full list of potential land to be requested for transfer as part of the South West Native Title Settlement and that a minimum of three months be provided for Council to provide feedback.

### 3.7 Land Offset Compensation to Local Governments

That WALGA advocate to the State Government that the Developer requiring land offsets should be required to provide the offsets within the Local Government where the clearing occurs and where this is not possible, the Developer requiring land offsets within another Local Government be required to pay a fee to the Local Government for the loss of rates and ongoing maintenance of infrastructure to the Land.

#### 3.12.1 Abandoned Shopping Trolleys

That this meeting supports the recent petition to be tabled in the Legislative Council, Parliament of Western Australia, "Removal and Abandonment of Shopping Trolleys 22-0017" calling on the State Government to implement stringent and uniform shopping trolley containment laws for the whole state of Western Australia.

3. the following resolutions from the 2022 WALGA Annual General Meeting be noted:

#### 3.11 WALGA Best Practice Governance Review – Principles

That:

1. The update on the Best Practice Governance Review project be noted, and
2. The principles to inform WALGA's future governance model, as follows and as per the attached Principles document, be endorsed:

- a. Representative – WALGA unites and represents the entire Local Government sector in WA and understands the diverse nature and needs of members, regional communities and economies.
- b. Responsive – WALGA is an agile association which acts quickly to respond to the needs of members and stakeholders.
- c. Results Oriented – WALGA dedicates resources and efforts to secure the best outcomes for Local Government and supports the delivery of high-quality projects, programs and services.

### 3.12.2 Mandatory Superannuation for Elected Members in Band 1 and 2 Councils

That this meeting supports requesting WALGA to advocate for the Local Government reforms to include mandatory superannuation for elected members of Band 1 and Band 2 Councils and supports the optional payment of superannuation for Band 3 and 4 Councils.

## 5.2 Elected Member Superannuation

That WALGA:

- 1. advocates for superannuation to be required to be paid to Elected Members of Local Governments in Salaries and Allowances Tribunal (SAT) Band 1 and Band 2; and
- 2. supports the position that superannuation payments to Elected Members of Local Governments in SAT Band 3 and Band 4 should be optional and determined by Council.

Supports

## 5.3 Biosecurity Advocacy Position

That State Council endorse replacing Advocacy Position 4.5 Post Border Biosecurity with a new Biosecurity Advocacy Position as follows:

### 4.5 Biosecurity

Western Australia's economy, environment and the community are facing increasing challenges posed by already established and new pests, weeds and diseases.

Local Government has a significant role in biosecurity management, as land managers and regulators, and therefore has an interest in ensuring that Western Australia's biosecurity system, including control of declared pests, is effective and appropriately resourced.

WALGA considers significant changes to the operation of the State's biosecurity system, including the Biosecurity and Agriculture Management Act 2007, are required to ensure these risks can be managed now and into the future.

To be effective the Western Australian biosecurity system must:

- 1. Take a transparent approach to the notion of 'shared responsibility' by ensuring that:
  - a) The respective roles and responsibilities of Commonwealth, State and Local Government, industry, landholders, community groups and individuals are agreed and clearly articulated; and
  - b) There is improved pest management on State Government managed land and a formalised structure for State Government agencies with responsibilities for biosecurity management to work together and coordinate their activities.

2. Be underpinned by a strategic framework, developed in collaboration with stakeholders, that:
  - a) Establishes priorities for biosecurity threats in geographically defined regions, sets measurable targets and guides investment in biosecurity activities; and
  - b) Is regularly evaluated and reported on.
3. Have a greater focus on environmental biosecurity, through the increased recognition and management of pest species that have significant ecological impacts.
4. Be adequately, sustainably and equitably funded:
  - a) The appropriateness and effectiveness of the Declared Pest Rate (DPR) and Recognised Biosecurity Group (RBG) model as key mechanisms for the management of widespread and established declared pests should be reviewed and alternate mechanisms considered;
  - b) Increased and more equitable distribution of funding for every step in the biosecurity continuum and adequate resourcing for all stakeholders, including Local Government; and
  - c) The provision of funding for declared pest management in metropolitan areas.
5. Ensure that the criteria and process for listing of declared pests is evidence-based, timely and transparent.
6. Have an increased emphasis on compliance through education and enforcement activity, to ensure land managers are aware of their legislative responsibilities and are supported to implement biosecurity actions.
7. Facilitate the use of new technologies, strategic monitoring, and the establishment of data management systems to inform biosecurity investment decisions and support adaptive management.
8. Improve the community's understanding, awareness and action in relation to biosecurity to assist with threat surveillance and timely response to incursions.

#### **5.4 Submission on *Environmental Regulation Reform: A Strategic Review of Regulatory Delivery and Fees for Industry Regulation***

That the submission on Environmental Regulation Reform: A Strategic Review of Regulatory Delivery and Fees for Industry Regulation be endorsed.

#### **5.5 Updated Aboriginal Cultural Heritage Advocacy Position**

That State Council endorse the following updated Advocacy Position on Aboriginal Cultural Heritage:

##### **3.1.3 *Aboriginal Cultural Heritage Act 2021 and South West Native Title Settlement***

*WALGA acknowledges Noongar people as the traditional owners of the South West Region. Local Government is supportive of conserving and protecting the State's Aboriginal cultural heritage.*

*WALGA supports the introduction of the Aboriginal Cultural Heritage Act 2021 which will provide a modern framework for the recognition, protection, conservation and preservation of Aboriginal cultural heritage and recognises the fundamental importance of Aboriginal cultural heritage to Aboriginal people. The State Government must ensure that:*

1. *The legislation balances the need to protect Aboriginal cultural heritage with the requirement for Local Government to undertake activities in a timely and affordable manner;*
2. *The implementation and ongoing operation of the legislative system for the protection of Aboriginal cultural heritage is adequately resourced to ensure that all parties have the capacity, capability and resources to discharge their statutory obligations;*
3. *Support is provided to Local Governments to ensure that they have the resources, capacity and capability to comply with a complex legislative framework; and*
4. *Local Governments have the ability to deliver essential infrastructure works and emergency activities efficiently and effectively in order to maintain public safety.*

## **5.6 Review of Coastal Planning Policy Position**

That State Council endorse replacing Advocacy Position 6.8 Coastal Planning with a new Coastal Planning Advocacy Position as follows:

### **6.8 Coastal Planning WALGA calls for:**

1. Equitable legislative, regulatory and policy changes that preserve public coastal access for current and future generations.
2. The provision of sustainable and adequate long-term funding for Local Governments to manage the impacts of coastal erosion and inundation.

## **Matters for Noting**

- 6.1 WALGA Best Practice Governance Review Update
- 6.2 2022-23 October Federal Budget
- 6.3 Supporting the Trajectory for Low Energy Buildings – Release of 7 Star Homes Cost Investigation
- 6.4 WALGA October 2022 Quarterly Economic Briefing
- 6.5 WALGA Submission on Phase Two of the Aboriginal Cultural Heritage Act 2021 Co-design Process
- 6.6 Report Municipal Waste Advisory Council (MWAC)

## **RESOLUTION**

**Moved: Cr Linton Rumble**  
**Seconded: Mayor Peter Carter**

**That the Pilbara Country Zone:**

1. **Supports all Matters for Decision as listed above in the December 2022 State Council Agenda; and**
2. **Notes all Matters for Noting, Policy Team and Organisational Reports as listed in the December 2022 State Council Agenda.**

**CARRIED**

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## 6. BUSINESS

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### 6.1 2023 Proposed Meeting Dates

*By Chantelle O'Brien, Zone Executive Officer*

#### BACKGROUND

A schedule of the proposed meeting dates for the Pilbara Country Zone 2023 has been prepared and is set out below. The dates have been set to coincide with the WALGA State Council meetings.

The proposed meeting dates for the Pilbara Country Zone for 2022 require adoption by delegates.

The venue for these meetings has been retained as per the 2022 year of Zone meetings being two meetings held at WALGA and one Regional Zone meeting to be rotated amongst each Local Government, should this be the preferred option for members.

#### NOTICE OF MEETINGS PILBARA ZONE 2023

Zone Meeting Dates Thursday	Time	HOST COUNCIL	State Council Meeting Date 2023
16 February	Thursday 11.30am	Perth (WALGA)	Wednesday 1 March 2023
27 April	Thursday 11.30am	Video	Regional Metro Wednesday 3 May 2023
22 June	Thursday 4.00pm	Shire of East Pilbara (Dinner)	Wednesday 5 July 2023
24 August	Thursday 11.30am	Video	Regional Meeting 7-8 September 2023
23 November	Thursday 11.30am	Perth (WALGA)	Wednesday 6 December 2023

A dinner to follow the June meeting provided by the host Council has been suggested again as per last year's resolution for the above.

#### RESOLUTION

**Moved:** President Cr Kerry White

**Seconded:** Cr Linton Rumble

**That the 2023 proposed schedule of meetings for the Pilbara Country Zone be adopted, subject to changing the April meeting date to Thursday, 27 April as above.**

**CARRIED**

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## **6.2 Request to Present in 2023 - NBN 2022 Emergency Management Preparedness Campaign**

*By Chantelle O'Brien, Zone Executive Officer*

### **BACKGROUND**

National Broadband Network (nbn) have launched their 2022 Emergency Management Preparedness Campaign.

Part of nbn's purpose to lift the digital capability of Australia is to help adequately prepare communities for a loss of nbn connectivity due emergency or disaster events that can disrupt our network. This campaign is intended to provide education on preparing for, responding to, and recovering from these events.

#### **Key Audiences:**

- Communities – residents and businesses (particularly those likely to be impacted by a natural disaster)
- Stakeholders – emergency services, councils, organisations community groups.

#### **Key Objectives:**

- Educate communities about the operation of the nbn network before, during and after a disaster event and the steps they can take to prepare themselves and their businesses or groups if the nbn network is impacted.
- Build an understanding among key stakeholders and the broader community of nbn's role in disaster preparedness, response, restoration, and recovery including how we prepare and support the community to become more resilient.

A representative from nbn has offered to attend a future Zone meeting and provide further information on this matter. Currently there are no presentations scheduled for the February 2023 Zone meeting.

### **RESOLUTION**

**Moved:** President Cr Kerry White  
**Seconded:** Cr Wendy McWhirter-Brooks

**That the Pilbara Country Zone supports a presentation from a nbn representative at the February 2023 Zone meeting on the Emergency Management Preparedness Campaign.**

**CARRIED**

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## **7. OTHER BUSINESS**

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Nil.

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## **8. EXECUTIVE REPORTS**

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### **8.1 President's Report to the Zone**

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Nick Sloan, WALGA Chief Executive Officer, presented the President's Report.

**Noted**

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## **8.2 State Councillor's report to the Zone**

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WALGA State Councillor, Mayor Peter Long, presented on the previous State Council meeting.

**Noted**

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## **8.3 Department of Local Government, Sport and Cultural Industries Representative Update Report.**

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The Department of Local Government, Sport and Cultural Industries representative Morgan Mair, provided an update to the Zone.

**Noted**

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## **8.4 Regional Development Australia – Pilbara Region**

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The Regional Development Australia – Pilbara Region Chief Executive Officer, Tony Simpson provided an update to the Zone.

**Noted**

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## **9. DATE, TIME AND PLACE OF NEXT MEETING**

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### **RESOLUTION**

Moved: Cr Linton Rumble  
Seconded: Cr Daiva Gillam

**That the next ordinary meeting of the Pilbara Country Zone will include a strategy planning session for 2023 be held on Thursday, 16 February 2023, hosted by Perth (WALGA) commencing at 11.30am.**

**CARRIED**

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## **10. CLOSURE**

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*There being no further business the Chair declared the meeting closed at 11:01am.*