



AGENDA

Wednesday, 16 August 2023

Ordinary Council Meeting

I hereby give notice that an Ordinary Meeting of Council will be held on:

Date: Wednesday, 16 August 2023

Time: 9:00am

Location: Council Chambers

Peter Franks
Chief Executive Officer

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1 MEMBERS IN ATTENDANCE

2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

3 BEREAVEMENTS/CONDOLENCES

4 DECLARATION OF CONFLICTS OF INTEREST

5 CONFIRMATION OF MINUTES

Special Council Meeting - 19 July 2023

Ordinary Council Meeting - 19 July 2023

6 BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

7 DEPUTATIONS AND DELEGATIONS

Nil

8 CORPORATE AND COMMUNITY SERVICES

8.1 ANTON DEMOLITIONS PTY LTD - MATERIAL CHANGE OF USE - LOW IMPACT INDUSTRY (TRANSPORTED AND TRANSPORTABLE BUILDINGS AND STRUCTURES STORAGE) - LOT 3 ON SP327589 - 3278 MULLIGAN HIGHWAY, MOUNT MOLLOY - MCU/23/0008

Date Prepared: 25 July 2023

Author: Coordinator Planning Services

Attachments:

1. Proposal Plan [↓](#)
2. State Assessment and Referral Agency response dated 27 June 2023 [↓](#)
3. MCU/23/0008 - Screen Fencing Plan [↓](#)

APPLICATION DETAILS

APPLICATION		PREMISES	
APPLICANT	Anton Demolitions Pty Ltd	ADDRESS	3278 Mulligan Highway, Mount Molloy
DATE LODGED	28 April 2023	RPD	Lot 3 on SP327589
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Material Change of Use – Low Impact Industry (Transported and Transportable Buildings and Structures Storage)		
FILE NO	MCU/23/0008	AREA	109.7 hectares
LODGED BY	RPS AAP Consulting Pty Ltd	OWNER	Anton Demolitions Pty Ltd
PLANNING SCHEME	Mareeba Shire Council Planning Scheme 2016		
ZONE	Rural zone		
LEVEL OF ASSESSMENT	Impact Assessment		
SUBMISSIONS	Nil		

EXECUTIVE SUMMARY

Council is in receipt of a development application described in the above application details.

The application is impact assessable and no properly made submissions were received in response to public notification of the application.

The application and supporting material have been assessed against the Mareeba Shire Council Planning Scheme 2016 and does not conflict with any relevant planning instrument.

Draft conditions were provided to the Applicant / care of their consultant and have been agreed.

It is recommended that the application be approved in full with conditions.

OFFICER’S RECOMMENDATION

1. That in relation to the following development application:

APPLICATION		PREMISES	
APPLICANT	Anton Demolitions Pty Ltd	ADDRESS	3278 Mulligan Highway, Mount Molloy
DATE LODGED	28 April 2023	RPD	Lot 3 on SP327589
TYPE OF APPROVAL	Development Permit		
PROPOSED DEVELOPMENT	Material Change of Use – Low Impact Industry (Transported and Transportable Buildings and Structures Storage)		

and in accordance with the Planning Act 2016, the applicant be notified that the application for a development permit for the development specified in (A) is:

Approved by Council in accordance with the approved plans/documents listed in (B), subject to assessment manager conditions in (C), assessment manager’s advice in (D), concurrence agency conditions in (E), relevant period in (F), further permits in (G), and further approvals from Council listed in (H);

And

The assessment manager does not consider that the assessment manager’s decision conflicts with a relevant instrument.

(A) **APPROVED DEVELOPMENT:** Development Permit for Material Change of Use – Low Impact Industry (Transported and Transportable Buildings and Structures Storage)

(B) **APPROVED PLANS:**

Plan/Document Number	Plan/Document Title	Prepared by	Dated
AU006995-1A	Proposed Low Impact Industry (Transported and Transportable Buildings and Structures Storage)	RPS Australia East Pty Ltd	21-11-2022
-	MCU/23/0008 – Screen Fencing Plan	Mareeba Shire Council	26/07/2023

(C) **ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)**

(a) Development assessable against the Planning Scheme

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, subject to any alterations:

- found necessary by Council's delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and
 - to ensure compliance with the following conditions of approval.
2. Timing of Effect
- 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the commencement of the use except where specified otherwise in these conditions of approval.
- 2.2 Prior to the commencement of use, the applicant must notify Council that all the conditions of the development permit have been complied with, except where specified otherwise in these conditions of approval.
3. General
- 3.1 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
- 3.2 All payments or bonds required to be made to the Council pursuant to any condition of this approval must be made prior to commencement of the use and at the rate applicable at the time of payment.
- 3.3 All works must be designed, constructed, and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.
- 3.4 Bushfire Management
- A Bushfire Hazard Management Plan for the development must be prepared by a suitably qualified person/s. The Bushfire Hazard Management Plan must demonstrate compliance with the relevant performance outcomes of the Mareeba Shire Council Planning Scheme 2016 Bushfire Hazard Overlay Code.
- The development must comply with the requirements of the Bushfire Hazard Management Plan at all times.
- 3.5 Hours of Operation
- The operating hours shall be between 8:00am and 5:00pm Monday to Friday and 8:00am to 1:00pm Saturdays. No operations are permitted on Sundays or Public Holidays.
- 3.6 Storage of Structures
- 3.6.1 No structure stored within the approved Transported and Transportable Buildings and Structures Storage yard is to be occupied at any time the structure is stored on site.
- 3.6.2 No structure is to be stored within the approved Transported and Transportable Buildings and Structures Storage yard for more than two (2) years, unless otherwise agreed in writing by Council's delegated officer.

3.6.3 The applicant/developer must ensure that all structures and items stored within the approved transported and transportable buildings and structures storage yard are secured to prevent any structure, item or part thereof leaving the storage yard during high wind events.

4. Infrastructure Services and Standards

4.1 Stormwater Management

4.1.1 The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.

4.1.2 All stormwater drainage collected from the site must be discharged to an approved legal point of discharge.

4.2 Screen Fencing

A minimum 1.8 metre high Colorbond (neutral colour) solid screen fence to the extent indicated on Plan *MCU/23/0008 – Screen Fencing Plan* must be maintained in good order for the life of the development, to the satisfaction of Council's delegated officer.

4.3 Water Supply

The quality of water provided on site for human contact or consumption must be of a standard for drinking water set by the Australian Drinking Water Guidelines 2004 (National Health and Medical Research Council and the National Resource Management Ministerial Council).

4.4 Car Parking/Internal Driveways

The developer must ensure that the development is provided with sufficient on-site car parking spaces which are available for use solely for the parking of vehicles associated with the use of the premises. All car parking spaces, and internal driveways must be constructed to at least compacted gravel standard, clearly identifiable and appropriately drained prior to the commencement of the use, to the satisfaction of Council's delegated officer.

(D) ASSESSMENT MANAGER'S ADVICE

(a) Compliance with applicable codes/policies

The development must be carried out to ensure compliance with the provisions of Council's Local Laws, Planning Scheme Policies, Planning Scheme and Planning Scheme Codes to the extent they have not been varied by a condition of this approval.

(b) Compliance with Acts and Regulations

The erection and use of the building must comply with the Building Act and all other relevant Acts, Regulations and Laws, and these approval conditions.

(c) Environmental Protection and Biodiversity Conservation Act 1999

The applicant is advised that referral may be required under the *Environmental Protection and Biodiversity Conservation Act 1999* if the proposed activities are likely

to have a significant impact on a matter of national environmental significance. Further information on these matters can be obtained from www.dcceew.gov.au.

(d) Cultural Heritage

In carrying out the activity the applicant must take all reasonable and practicable measures to ensure that no harm is done to Aboriginal cultural heritage (the “cultural heritage duty of care”). The applicant will comply with the cultural heritage duty of care if the applicant acts in accordance with gazetted cultural heritage duty of care guidelines. An assessment of the proposed activity against the duty of care guidelines will determine whether, or to what extent Aboriginal cultural heritage may be harmed by the activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from www.dsdsatsip.qld.gov.au.

(E) REFERRAL AGENCY CONDITIONS

State Assessment and Referral Agency conditions dated 27 June 2023.

(F) RELEVANT PERIOD

(G) Material Change of Use – six (6) years (starting the day the approval takes effect) OTHER NECESSARY DEVELOPMENT PERMITS AND/OR COMPLIANCE PERMITS

- Nil

(H) OTHER APPROVALS REQUIRED FROM COUNCIL

- Nil

THE SITE

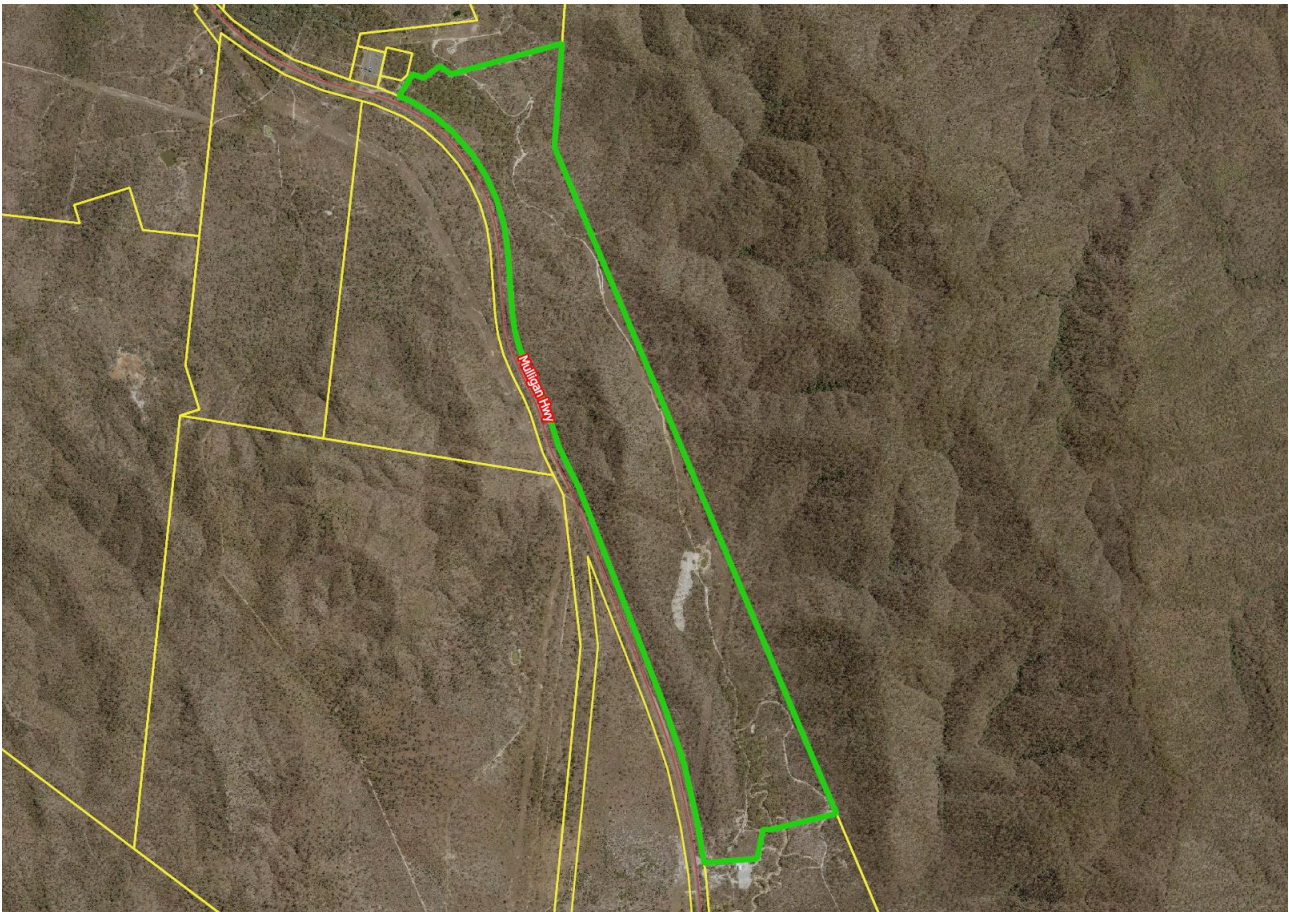
The subject land is described as Lot 3 on SP327589 and is situated at 3278 Mulligan Highway, Mount Molloy. Lot 3 is irregular in shape with an area of 109.7 hectares and is zoned Rural under the Mareeba Shire Council Planning Scheme 2016. Lot 3 contains in excess of 1km of frontage to the Mulligan Highway which is a State controlled road and is bitumen sealed.

Lot 3 is largely unimproved, with the exception of a small shed and cleared area which accommodates an approved concrete recycling activity. Fencing and fire trails are found throughout.

Lot 3 is traversed by high voltage electricity lines which lie within an easement in favour of Ergon Energy.

The primary access to Lot 3 is via a shared (with Lot 2 on SP298325) crossover situated at the south-western corner. Lot 2 on SP298325 is developed for the purpose of a special industry that modifies the by-products of sugar cane into feed for animals and other products, including fertiliser. A secondary access to Lot 3 is available near the north-western corner to allow for fire management.

Lots surrounding the site to the west, north and south are zoned Rural while the large lot to the east of the site is a National Park and is zoned conservation.



Map Disclaimer:

Based on, or contains data provided by the State of Queensland (Department of Environment and Resource Management) (2009). In consideration of the State permitting use of this data you acknowledge and agree that the State gives no warranty in relation to the data (including accuracy, reliability, completeness, currency, or suitability) and accepts no liability (including without limitation, liability in negligence) for any loss, damage, or costs (including consequential damage) relating to any use of the data. Data must not be used for direct marketing or be used in breach of the privacy laws.



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BACKGROUND AND CONTEXT

Nil

PREVIOUS APPLICATIONS & APPROVALS

1. MCU/19/0019

On 18 September 2019, Council approved material change of use application MCU/19/0019 authorising the establishment of a High Impact Industry (Concrete Recycling Yard - up to 5,000 tonnes per year) on the subject land.

The concrete recycling yard has commenced operations.

2. MCU/20/0007

On 17 February 2021, Council approved material change of use application MCU/20/0007 authorising the establishment of a Special Industry (Production Plant) on adjoining Lot 2 on SP298325.

The special industry modifies the by-products of sugar cane into feed for animals and other products and is sited immediately to the south of the proposed storage location.

DESCRIPTION OF PROPOSED DEVELOPMENT

The development application seeks a Development Permit for Material Change of Use – Low Impact Industry (Transported and Transportable Buildings and Structures Storage) in accordance with the plans shown in **Attachment 1**.

The applicant has provided the following description of the proposed development:

“In association with the existing concrete recycling on the site, it is proposed to use the existing set down area for the storage of transported and transportable buildings and structures pending their dispatch to their final destination.

Anton Demolitions are often engaged to demolish ‘Old Queenslander’ dwelling houses and other buildings and structures on development sites in Cairns and surrounding areas. Some of these dwellings and buildings are considered to be an important part of the Far North Queensland history and their demolition results in the permanent loss of part of the Far North Queensland history. Rather than demolishing the buildings and structures and dismantling them, the applicant has identified the opportunity to recycle and preserve these buildings and structures. The intent is that rather than demolishing them, they are separated into transportable parts that can readily be relocated by articulated vehicle. They would then be transported to the subject site and stored in the existing concrete laydown area.

Whilst being stored they would be accessible by builders and engineers to allow for the measuring of the buildings and structures so that footings can be constructed at the final destination. Once the footings have been constructed the buildings and structures would be moved to their final destination and restored/converted to their final use.

It is anticipated that the level of traffic movements would not be significant and may result in an additional four traffic movements per month above the existing use on the site.

No additional buildings or other infrastructure is required to be provided on site to facilitate the development with access being provided from the existing access from the Mulligan Highway.

Figure 3 below identifies the existing lay down area and the proposed area for storage of the transported and transportable buildings and structures.”



Figure 3 Proposed Storage Area

REGIONAL PLAN DESIGNATION

The subject site is included within the Regional Landscape and Rural Production Area land use category in the Far North Queensland Regional Plan 2009-2031. The Regional Plan Map 3- ‘Areas of Ecological Significance’ also identifies the site is:

- *Strategic Rehabilitation Area*
- *State & Regional Conservation Corridors*
- *Terrestrial Area of High Ecological Significance*
- *Terrestrial Area of General Ecological Significance*

PLANNING SCHEME DESIGNATIONS

Strategic Framework:	<p>Land Use Categories</p> <ul style="list-style-type: none"> ▪ Rural Other <p>Natural Environment Elements</p> <ul style="list-style-type: none"> ▪ Biodiversity Areas ▪ Ecological Corridor <p>Infrastructure Elements</p> <ul style="list-style-type: none"> ▪ Major Electrical Infrastructure <p>Transport Elements</p> <ul style="list-style-type: none"> ▪ State Controlled Road ▪ B-double Route ▪ Principal Cycle Routes
Zone:	Rural zone
Overlays:	<ul style="list-style-type: none"> ▪ Bushfire Hazard Overlay ▪ Environmental Significance Overlay ▪ Hill and Slope Overlay ▪ Regional Infrastructure Corridors and Substations Overlay

Planning Scheme Definitions

The proposed use is defined as:

Column 1 Use	Column 2 Definition	Column 3 Examples include	Column 4 Does not include the following examples
Low impact industry	<p>Premises used for industrial activities that include the manufacturing, producing, processing, repairing, altering, recycling, storing, distributing, transferring, or treating of products and have one or more of the following attributes:</p> <ul style="list-style-type: none"> • negligible impacts on sensitive land uses due to offsite emissions including aerosol, fume, particle, smoke, odour and noise • minimal traffic generation and heavy-vehicle usage • demands imposed upon the local infrastructure network consistent with surrounding uses • the use generally operates during the day (e.g. 7am to 6pm) • offsite impacts from storage of dangerous goods are negligible • the use is primarily undertaken indoors 	<p>Repairing motor vehicles, fitting, and turning workshop</p> <p><i>Note—additional examples may be shown in SC1.1.2 industry thresholds.</i></p>	<p>Panel beating, spray painting or surface coating, tyre recycling, drum re conditioning, wooden and laminated product manufacturing, service industry, medium impact industry, high impact industry, special industry</p>

RELEVANT PLANNING INSTRUMENTS

Assessment of the proposed development against the relevant planning instruments is summarised as follows:

(A) Far North Queensland Regional Plan 2009-2031

Separate assessment against the Regional Plan is not required because the Mareeba Shire Council Planning Scheme appropriately advances the Far North Queensland Regional Plan 2009-2031, as it applies to the planning scheme area.

(B) State Planning Policy

Separate assessment against the State Planning Policy (SPP) is not required because the Mareeba Shire Council Planning Scheme appropriately integrates all relevant aspects of the SPP.

(C) Mareeba Shire Council Planning Scheme 2016**Strategic Framework****3.3.11 Element - Rural Areas**

3.3.11.1(1): Rural areas include rural activities and land uses of varying scale, consistent with surrounding land use, character, and site conditions.

Comment

The proposed development will utilise an existing cleared area of approximately 8,200m² for the temporary storage of structures pending their relocation to a final destination. The site has been selected in order to collocate the proposed development with the applicant's already established concrete recycling activity.

The storage activity is very low impact and will not adversely impact any neighbouring uses. A 1.8 to 1.9 metre high screen fence is already established along the southern and western sides of the proposed storage yard.

The closest dwelling house is at least one (1) kilometre to the south-west of the proposed storage yard.

Conditions will be imposed requiring the stored structures to be secured against high wind events and limiting the maximum storage time for any structure to a maximum of two (2) years, unless otherwise approved in writing by Council's delegated officer.

The proposed storage yard is setback at least 70 metres from the Mulligan Highway reducing its visibility from the highway. A ridgeline between the Mulligan Highway and the proposed storage yard provides significant screening for south-bound traffic. Screening for north-bound traffic is partially provided by 1.8 to 1.9 metre high Colorbond fencing and native vegetation within the Mulligan Highway Road reserve and within the subject site.

The development complies.

3.3.11.1(6): Agricultural areas will be retained in viable holdings and not fragmented or compromised by unsuitable development. Uses and development within this precinct will not cause land use conflicts with primary production or will ensure these conflicts are mitigated.

Comment

The proposed development does not fragment rural land.

The storage activity is very low impact and will not adversely impact any neighbouring uses. A 1.8 to 1.9 metre high screen fence is already established along the southern and western sides of the proposed storage yard.

The closest dwelling house is at least one (1) kilometre to the south-west of the proposed storage yard.

The development complies.

3.3.11.1(7): Rural areas preserve lands for future uses beyond the life of the planning scheme.

Comment

Should the proposed development be ceased in the future, the site can readily be returned to grazing or other rural use.

3.4.5 Element – Strategic Rehabilitation and Ecological Corridors

3.4.5.1(1): Ecological corridors are major existing habitat corridors that link key biodiversity areas within Mareeba Shire and greater Far North Queensland region. Development does not compromise the habitat connectivity of ecological corridors.

Comment

The proposed development will utilise an existing cleared area which is already fenced on its southern and eastern sides.

The Mulligan Highway is situated approximately 70 metres to the west.

The approved Special Industry is sited immediately to the south of the proposed storage area.

The proposed development does not compromise habitat connectivity beyond the constraints already in place.

3.6.10 Element - Energy Supply

3.6.10.1(2): High voltage major electrical infrastructure and energy generation facilities are protected from conflicting development.

Comment

The Ergon Easement is located approximately 100 metres to the west of the proposed storage area.

The proposed development will not conflict with the electrical infrastructure.

Relevant Developments Codes

The following Development Codes are considered to be applicable to the assessment of the application:

- 6.2.9 Rural zone code
- 8.2.3 Bushfire hazard overlay code
- 8.2.4 Environmental significance overlay code
- 8.2.9 Regional infrastructure corridors and substations overlay code
- 9.3.5 Industrial activities code
- 9.4.2 Landscaping code
- 9.4.3 Parking and access code
- 9.4.5 Works, services and infrastructure code

The application included a planning report and assessment against the planning scheme. An officer assessment has found that the application satisfies the relevant acceptable outcomes (or performance outcome where no acceptable outcome applies) of the relevant codes set out below, provided reasonable and relevant conditions are attached to any approval.

Relevant Codes	Comments
Rural zone code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Bushfire hazard overlay code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Environmental significance overlay code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Regional infrastructure corridors and substations overlay code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Industrial activities code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Landscaping code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Parking and access code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).
Works, services and infrastructure code	The application can be conditioned to comply with the codes relevant acceptable outcomes and/or performance outcomes (where no acceptable outcome is provided).

(D) Planning Scheme Policies/Infrastructure Charges Plan

The following planning scheme policies are relevant to the application:

Planning Scheme Policy 4 - FNQROC Regional Development Manual

A condition will be attached to any approval requiring all development works to be designed and constructed in accordance with FNQROC Development Manual standards.

(E) Adopted Infrastructure Charges Notice

The proposed development is accessed directly off State controlled road (Mulligan Highway).

REFERRAL AGENCY

The application triggered referral to the State Assessment and Referral Agency (SARA) as a Concurrence Agency for clearing of vegetation and State transport infrastructure.

SARA advised in a letter dated 27 June 2023 that they require the conditions to be attached to any approval (**Attachment 2**).

Internal Consultation

Not applicable.

PUBLIC NOTIFICATION

The development proposal was placed on public notification from 14 June 2023 to 6 July 2023. The applicant submitted the notice of compliance on 10 July 2023 advising that the public notification requirements were carried out in accordance with the requirements of the Act.

No submissions were received.

PLANNING DISCUSSION

Compliance with Performance Outcome PO6 of the Rural Zone Code is summarised as follows:

6.2.9 Rural zone code***Amenity******PO6***

Development must not detract from the amenity of the local area, having regard to:

- (a) noise;*
- (b) hours of operation;*
- (c) traffic;*
- (d) advertising devices;*
- (e) visual amenity;*
- (f) privacy;*

- (g) lighting;*
- (h) odour; and*
- (i) emissions.*

AO6

No acceptable outcome is provided.

Comment

The proposed development has been assessed against the criteria established under PO6:

- (a) noise, (h) odour, (i) emissions and (g) lighting;*

The proposed development is over one (1) kilometre from the nearest sensitive receptor being a dwelling house sited to the south-west.

The only other relevant use in proximity is the Special Industry immediately to the south.

Any noise generated by the proposed development will be limited to the delivery and pickup of the stored structures. At most times, no noise will be generated by the development.

The proposed development will not generate odour, emissions or require lighting.

- (b) hours of operation;*

All operations will typically occur during daylight hours.

- (c) traffic;*

The applicant estimates the that proposed development may generate a further four (4) vehicle movements per month.

Access to the site will need to be upgraded in accordance with the State Assessment and Referral Agency requirements.

- (d) advertising devices;*

No advertising devices are being proposed.

- (e) visual amenity and (f) privacy;*

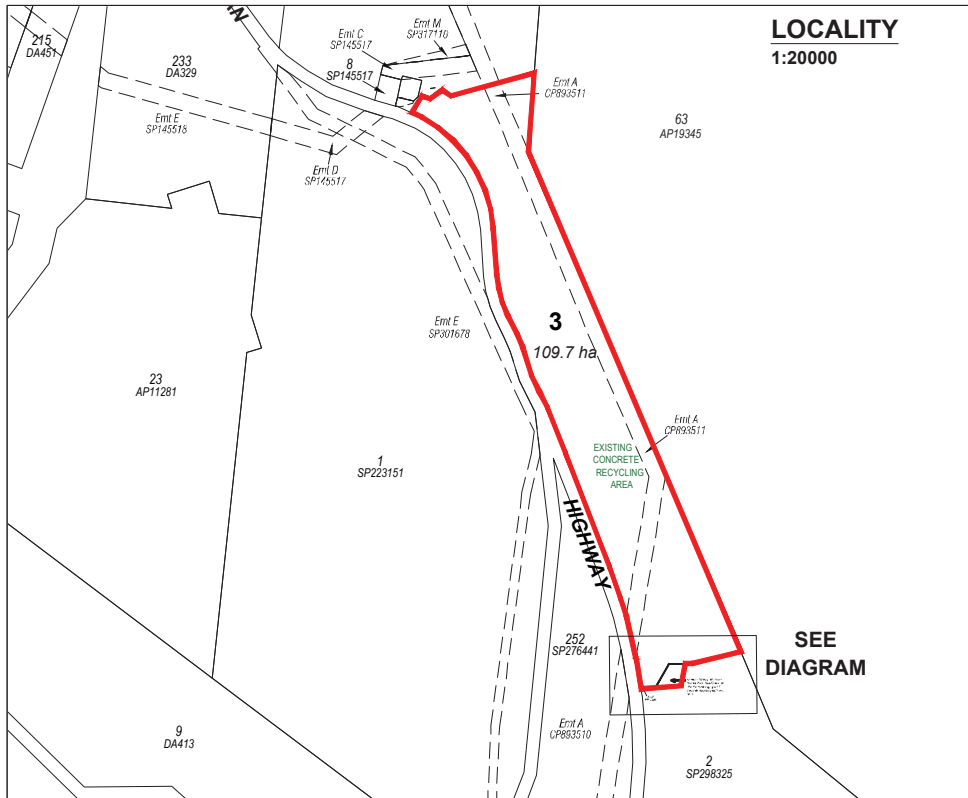
The proposed development activity is very low impact and will not adversely impact any neighbouring uses. A 1.8 to 1.9 metre high screen fence is already established along the southern and western sides of the proposed storage yard.

The closest dwelling house is at least one (1) kilometre to the south-west of the proposed storage yard.

The proposed storage yard is setback at least 70 metres from the Mulligan Highway reducing its visibility from the highway. A ridgeline between the Mulligan Highway and the proposed storage yard provides significant screening for south-bound traffic. Screening for north-bound traffic is

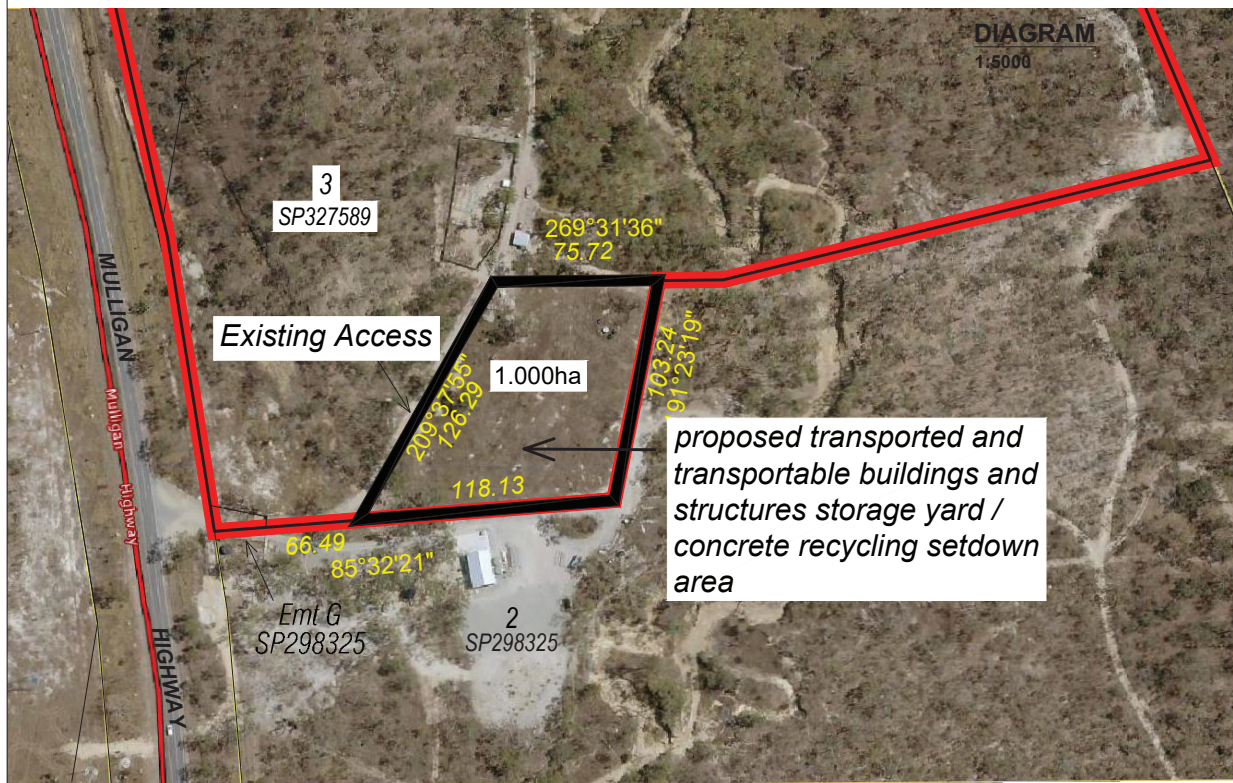
partially provided by 1.8 to 1.9 metre high Colorbond fencing and native vegetation within the Mulligan Highway road reserve and within the subject site.

The development complies with PO6.



IMPORTANT NOTE
This plan was prepared as a concept plan only and accuracy of all aspects of the plan have not been verified. All lots, areas and dimensions are approximate only. Subject to relevant studies, Survey, Engineering and Government approvals. No reliance should be placed on the plan and RPS Australia East Pty Ltd accepts no responsibility for any loss or damage suffered howsoever arising to any person who may use or rely on this plan.

AERIAL IMAGERY.
The aerial photography used in this plan has not been rectified. The image has been overlaid as a best fit on the boundaries shown and position is approximate only. Date of Capture: 2021. © Old Globe @Google Earth © CNES / Airbus



PROPOSED Low Impact Industry (Transported and Transportable Buildings and Structures storage)
Lot 3 SP327589 Mt Molloy

RPS Australia East Pty Ltd
ACN 140 292 762
135 Abbott St
PO Box 1949
CAIRNS QLD 4870
T +61 7 4031 1336
F +61 7 4031 2942
W rpsgroup.com



Datum: MGA2020 Z55 | Scale: 1:2,000 @ A3 | Date: 21-11-2022 | Drawing: AU006995-1A

Document Set ID: 4215029
Version: 1, Version Date: 21/04/2023

RA6-N



SARA reference: 2305-34577 SRA
 Council reference: MCU/23/0008
 Applicant reference: AU006995

27 June 2023

Chief Executive Officer
 Mareeba Shire Council
 PO Box 154
 MAREEBA QLD 4880
 info@msc.qld.gov.au

Attention: Carl Ewin

Dear Sir/Madam

SARA response – Low Impact Industry at 3278 Mulligan Highway, Mount Molloy

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the State Assessment and Referral Agency (SARA) on 17 May 2023.

Response

Outcome:	Referral agency response – with conditions.
Date of response:	27 June 2023
Conditions:	The conditions in Attachment 1 must be attached to any development approval.
Advice:	Advice to the applicant is in Attachment 2 .
Reasons:	The reasons for the referral agency response are in Attachment 3 .

Development details

Description:	Development permit	Material change of use for low impact industry (transported and transportable buildings and structures storage)
SARA role:	Referral Agency	

2305-34577 SRA

SARA triggers:	Schedule 10, Part 3, Division 4, Table 3 (Planning Regulation 2017) – Material change of use of premises involving clearing native vegetation Schedule 10, Part 9, Division 4, Subdivision 2, Table 4 (Planning Regulation 2017) – Material change of use of premises near a state transport corridor
SARA reference:	2305-34577 SRA
Assessment Manager:	Mareeba Shire Council
Street address:	3278 Mulligan Highway, Mount Molloy
Real property description:	Lot 3 on SP327589
Applicant name:	Anton Demolitions Pty Ltd
Applicant contact details:	C/- RPS AAP Consulting Pty Ltd PO Box 1949 CAIRNS QLD 4870 patrick.clifton@rpsgroup.com.au
State-controlled road access permit:	This referral included an application for a road access location, under section 62A(2) of <i>Transport Infrastructure Act 1994</i> . Below are the details of the decision: <ul style="list-style-type: none">• Approved• Reference: TMR23-039298 (500-1140)• Date: 12 June 2023 <p>If you are seeking further information on the road access permit, please contact the Department of Transport and Main Roads at Far.North.Queensland.IDAS@tmr.qld.gov.au.</p>
<i>Human Rights Act 2019</i> considerations:	A consideration of the 23 fundamental human rights protected under the Human Right Act 2019 has been undertaken as part of this decision. It has been determined that this decision does not limit human rights.

Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (s.30 Development Assessment Rules) Copies of the relevant provisions are in **Attachment 4**.

A copy of this response has been sent to the applicant for their information.

2305-34577 SRA

For further information please contact Charlton Best, Senior Planning Officer, on 07 4037 3200 or via email CairnsSARA@dasilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Brett Nancarrow
Manager (Planning)

cc Anton Demolitions Pty Ltd C/- Patrick Clifton, patrick.clifton@rpsgroup.com.au

enc Attachment 1 - Referral agency conditions
Attachment 2 - Advice to the applicant
Attachment 3 - Reasons for referral agency response
Attachment 4 - Representations provisions
Attachment 5 - Approved plans and specifications

2305-34577 SRA

Attachment 1—Referral agency conditions

(Under section 56(1)(b)(i) of the *Planning Act 2016* the following conditions must be attached to any development approval relating to this application) (Copies of the plans and specifications referenced below are found at Attachment 5)

No.	Conditions	Condition timing
Material change of use		
Schedule 10, Part 3, Division 4, Table 3 – Clearing native vegetation — The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Resources to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following condition:		
1.	Clearing of vegetation must: (a) only occur within Area A (A1-A2) as shown on the attached: (i) Vegetation Management Plan, prepared by Queensland Government, reference VMP 2305-34577 SRA, Sheet 1, version 1; and (ii) Vegetation Management Plan VMP 2305-34577 SRA Derived Reference Points for GPS; (b) not exceed 0.82 hectares, subject to (c) included in this referral agency response. (c) only occur for the relevant infrastructure activity approved under the <i>Vegetation Management Act 1999</i> section 22A Relevant Purpose Determination, which was the construction of necessary built infrastructure being the construction of a gravel hardstand area.	At all times.
Schedule 10, Part 9, Division 4, Subdivision 2, Table 4 – State-controlled road — The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department on Transport and Main Roads to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following conditions:		
2.	(a) The road access location is to be located generally in accordance with TMR Layout Plans 1 - 2 (34A – 32.78km), prepared by Queensland Government Transport and Main Roads, dated 12/06/2023, Reference TMR23-39298 (500-1140), Issue A. (b) Road access works comprising of a sealed 'Type B' rural property access must be provided at the southern road access location identified by TMR Layout Plan 2 (34A – 32.78km). (c) The road access works must be designed and constructed in accordance with the Department of Transport and Main Roads' Standard Rural Property Access Drawing, Sheets 1 & 2, Drawing No. 1807, Type B – Rural Property Access, dated 11/2021, and Revision B.	(a) At all times. (b) and (c): Prior to the commencement of use.

2305-34577 SRA

Attachment 2—Advice to the applicant

General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> its regulation or the State Development Assessment Provisions (SDAP) v3.0. If a word remains undefined it has its ordinary meaning.
Further development permits required	
2.	<p>Under section 33 of the <i>Transport Infrastructure Act 1994</i>, written approval is required from the Department of Transport and Main Roads (DTMR) to carry out road works.</p> <p>Please contact DTMR on 4045 7144 to make an application for road works approval.</p> <p>This approval must be obtained prior to commencing any works on the state-controlled road reserve. The approval process may require the approval of engineering designs of the proposed works, certified by a Registered Professional Engineer of Queensland (RPEQ).</p> <p>Please contact the DTMR as soon as possible to ensure that gaining approval does not delay construction.</p>

2305-34577 SRA

Attachment 3—Reasons for referral agency response

(Given under section 56(7) of the *Planning Act 2016*)

The reasons for the SARA decision are:

- The proposed development is unlikely to compromise the safety, function, and efficiency of the Mulligan Highway, a state-controlled road.
- The Mulligan Highway is not a limited access road.
- Stormwater and drainage flows are discharged naturally on-site and it is unlikely that stormwater and drainage flows will directly impact the state-controlled road.
- The proposed application does not include noise sensitive development.
- Sufficient vegetation will be retained to maintain connectivity and ecological processes on the premises as well as in the surrounding landscape.
- The vegetation on the subject lot is mapped as containing a least concern regional ecosystem. There are no endangered or of concern regional ecosystems upon the site requiring clearing.
- The subject lot contains no essential habitat.
- SARA has carried out an assessment of the development application against State Code 1: Development in a state-controlled road environment and State Code 16: Native vegetation clearing and has found that with conditions, the proposed development complies with relevant performance outcomes.

Material used in the assessment of the application:

- the development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- the State Development Assessment Provisions (version 3.0)
- the Development Assessment Rules
- SARA DA Mapping system
- State Planning Policy mapping system
- *Human Rights Act 2019*

2305-34577 SRA

Attachment 4—Representations provisions

(page left intentionally blank – attached separately)

2305-34577 SRA

Attachment 5—Approved plans and specifications

(page left intentionally blank – attached separately)

Development Assessment Rules—Representations about a referral agency response

The following provisions are those set out in sections 28 and 30 of the Development Assessment Rules¹ regarding **representations about a referral agency response**

Part 6: Changes to the application and referral agency responses

28 Concurrence agency changes its response or gives a late response

- 28.1. Despite part 2, a concurrence agency may, after its referral agency assessment period and any further period agreed ends, change its referral agency response or give a late referral agency response before the application is decided, subject to section 28.2 and 28.3.
- 28.2. A concurrence agency may change its referral agency response at any time before the application is decided if—
- (a) the change is in response to a change which the assessment manager is satisfied is a change under section 26.1; or
 - (b) the Minister has given the concurrence agency a direction under section 99 of the Act; or
 - (c) the applicant has given written agreement to the change to the referral agency response.²
- 28.3. A concurrence agency may give a late referral agency response before the application is decided, if the applicant has given written agreement to the late referral agency response.
- 28.4. If a concurrence agency proposes to change its referral agency response under section 28.2(a), the concurrence agency must—
- (a) give notice of its intention to change its referral agency response to the assessment manager and a copy to the applicant within 5 days of receiving notice of the change under section 25.1; and
 - (b) the concurrence agency has 10 days from the day of giving notice under paragraph (a), or a further period agreed between the applicant and the concurrence agency, to give an amended referral agency response to the assessment manager and a copy to the applicant.

¹ Pursuant to Section 68 of the *Planning Act 2016*

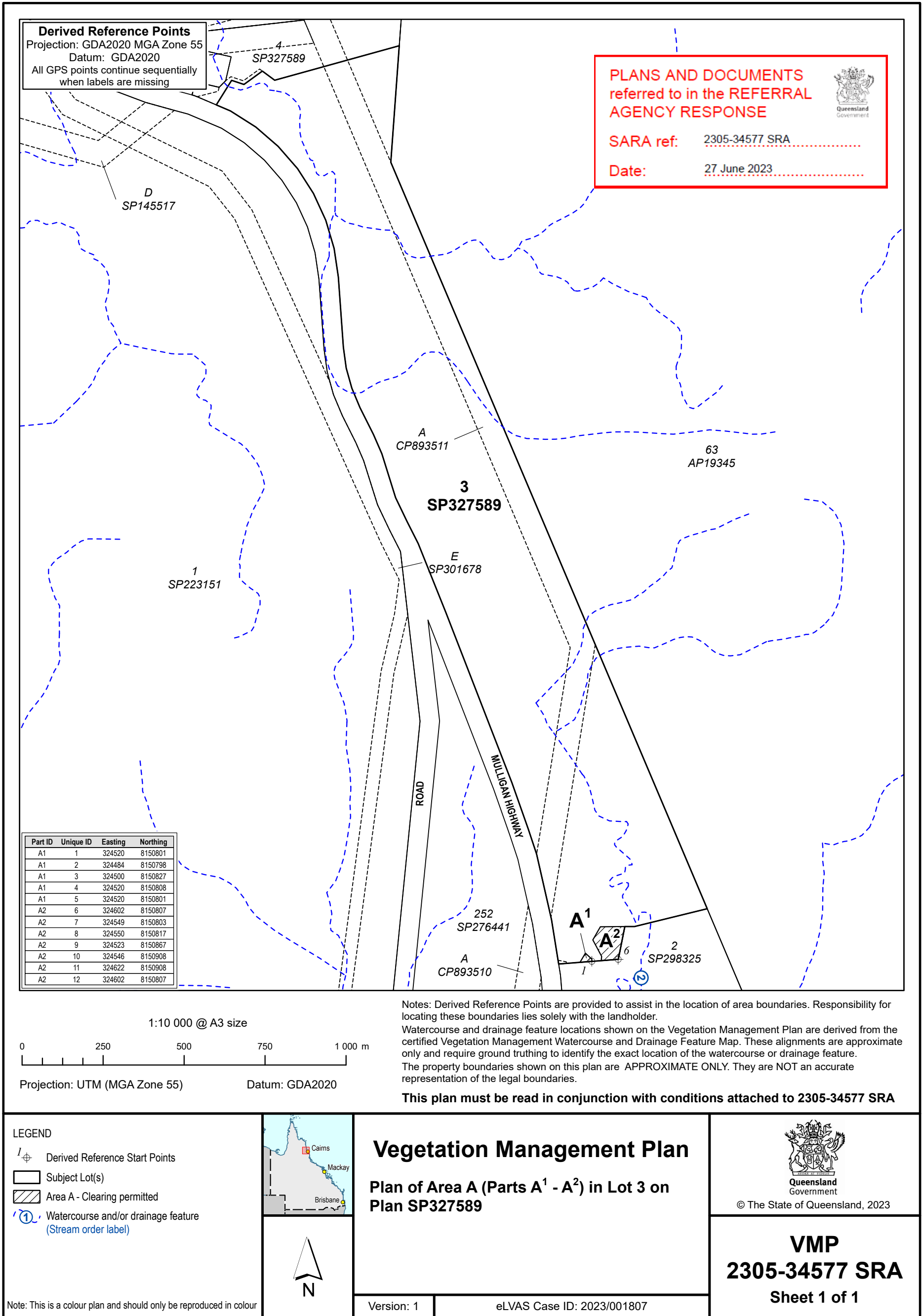
² In the instance an applicant has made representations to the concurrence agency under section 30, and the concurrence agency agrees to make the change included in the representations, section 28.2(c) is taken to have been satisfied.

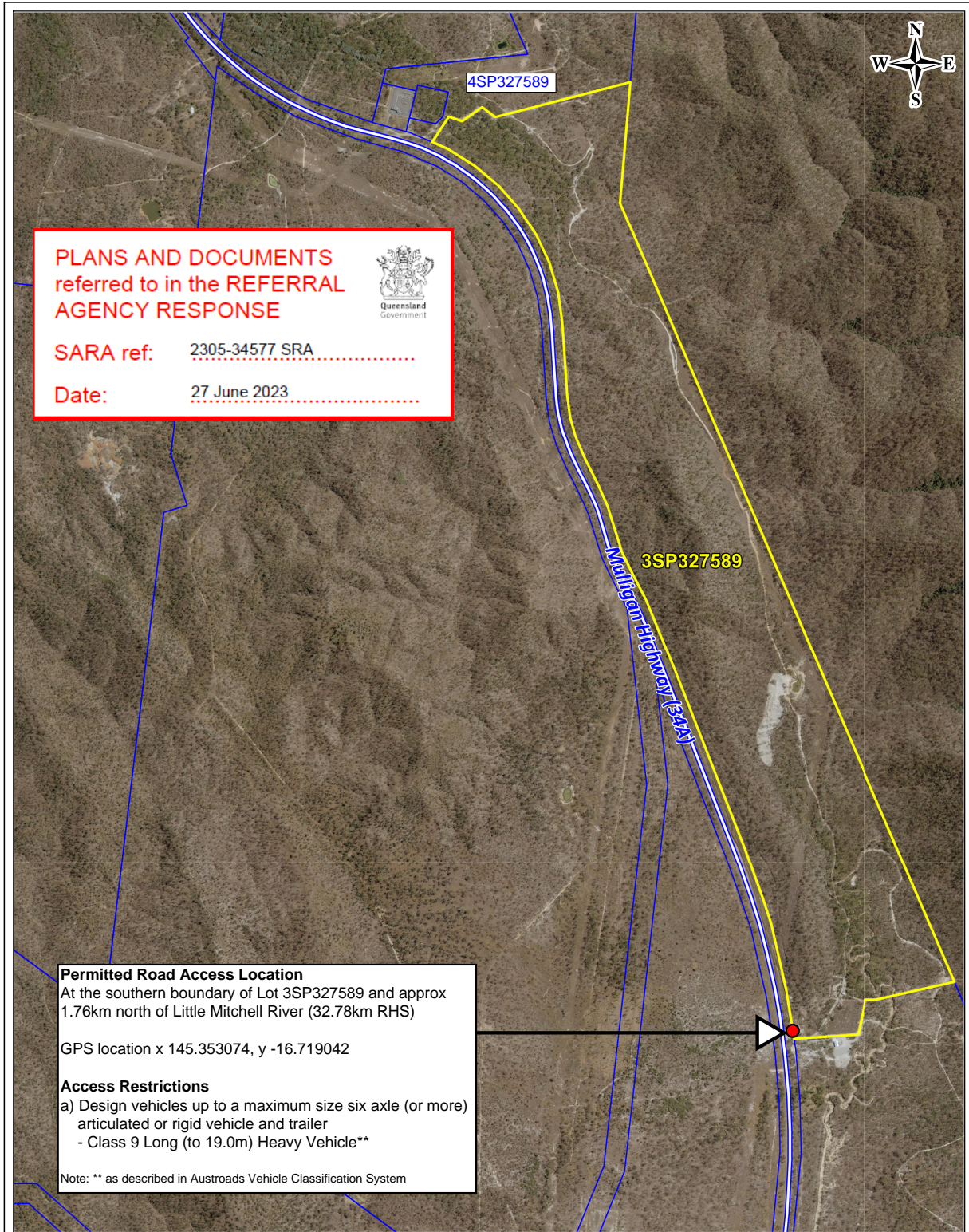
Part 7: Miscellaneous

30 Representations about a referral agency response

30.1. An applicant may make representations to a concurrence agency at any time before the application is decided, about changing a matter in the referral agency response.³

³ An applicant may elect, under section 32, to stop the assessment manager's decision period in which to take this action. If a concurrence agency wishes to amend their response in relation to representations made under this section, they must do so in accordance with section 28.





PLANS AND DOCUMENTS
referred to in the REFERRAL
AGENCY RESPONSE

SARA ref: 2305-34577 SRA

Date: 27 June 2023



Permitted Road Access Location
At the southern boundary of Lot 3SP327589 and approx 1.76km north of Little Mitchell River (32.78km RHS)

GPS location x 145.353074, y -16.719042

Access Restrictions
a) Design vehicles up to a maximum size six axle (or more) articulated or rigid vehicle and trailer
- Class 9 Long (to 19.0m) Heavy Vehicle**

Note: ** as described in Austroads Vehicle Classification System

Branch/Unit : Corridor Management / Far North District	
Projection/Datum : Geocentric Datum of Australia (GDA) 2020	
Land parcels	Subject land
State-controlled road	

TMR Layout Plan 1
(34A - 32.78km)

Plan: 1 / 3	Issue: A	Date: 12/06/2023
Drawn by: RPK	File ref: TMR23-39298 (500-1140)	

© The State of Queensland, 2010. © Pitney Bowes Software Pty Ltd, 2010. © QIR Limited, 2010. Based on [Dataset - State Digital Road Network (SDRN)] provided with the permission of Pitney Bowes Software Pty Ltd (Current as at 04/1/10). [Dataset - Rail, Centre Line, May 2014] provided with the permission of QIR Limited and other state government datasets. Disclaimer: While every care is taken to ensure the accuracy of this data, Pitney Bowes Software Pty Ltd and/or the State of Queensland and/or QIR Limited makes no representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damage) and costs which you might incur as a result of the data being inaccurate or incomplete in any way and for any reason.



Permitted Road Access Location
 At the southern boundary of Lot 3SP327589 and approx 1.76km north of Little Mitchell River (32.78km RHS)
 GPS location x 145.353074, y -16.719042

Access Restrictions
 a) Design vehicles up to a maximum size six axle (or more) articulated or rigid vehicle and trailer
 - Class 9 Long (to 19.0m) Heavy Vehicle**

Note: ** as described in Austroads Vehicle Classification System

3SP327589

GSP298325

2SP298325
 FH

Branch/Unit : Corridor Management / Far North District	
Projection/Datum : Geocentric Datum of Australia (GDA) 2020	
Land parcels	Subject land
Easement	

**TMR Layout Plan 2
 (34A - 32.78km)**



Queensland Government
 Transport and Main Roads

Plan: 2 / 3	Issue: A	Date: 12/06/2023
Drawn by: RPK	File ref: TMR23-39298 (500-1140)	

© The State of Queensland, 2010. © Piney Bowes Software Pty Ltd, 2010. © QIR Limited, 2010. Based on [Dataset: State Digital Road Network (SDRN)] provided with the permission of Piney Bowes Software Pty Ltd (Current as at 04/1/10). [Dataset: Rail, Carriage Lines, May 2014] provided with the permission of QIR Limited and other state government datasets. Disclaimer: While every care is taken to ensure the accuracy of this data, Piney Bowes Software Pty Ltd and/or the State of Queensland and/or QIR Limited makes no representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damage) and costs which you might incur as a result of the data being inaccurate or incomplete in any way and for any reason.

TYPE A and B
(Refer Table 1)

TYPE C and D
(Refer Table 1)

LEGEND

- * Pavement Type 1 – Bitumen surfacing, 2 coat bitumen seal. Pavement depth and type to match existing or proposed through road pavement. Refer to Table 2 for minimum depths.
- ** Pavement Type 2 – Gravel, unbound pavement. Refer to Table 2 for depths. Access may be required for up to 10m width from edge line (to minimise gravel on through road) to be determined by the RPEQ.
- *** Maintain existing shoulder crossfall and superlevation.
- Length 'S' to property boundary by TMR. Where length 'S' is greater than the road reserve boundary, then fencing and grid/gate shall be recessed at the cost of owner from property boundary to ensure vehicle does not impede through lane.
- RCEC (min. size 600x300) can be used instead of RCP, or invert option where table drain is of insufficient depth for a culvert.
- Denotes Road Edge Guide Post
- The Filled in portion denotes a red reflector and the open portion a white reflector.

TABLE 1 – SETOUT DIMENSIONS

	TYPE A Residential (Car/Service Vehicle)	TYPE B Commercial (Single Unit Truck/Bus)	TYPE C Special (Articulated Vehicles)	TYPE D Special (Road Train Type 1)
R1	10m	10m	15m	20m
R2	10m	10m	12m	12m
D	2m	2m	3m	3m
X	3m	5m	4m	5m
S	12m	15m	22m	30m**
G	4-6m ∅	4-6m ∅	6m	6m

∅ 6m Minimum width for two-way two-lane access.

TABLE 2 – MINIMUM PAVEMENT DETAILS AND DEPTH

	TYPE A Residential (Car/Service Vehicle)	TYPE B Commercial (Single Unit Truck/Bus)	TYPE C & D Special (Articulated Vehicles)
Sealed Pavement Base Course	150mm(Min.) Type 2.2 or match existing	200mm(Min.) Type 2.2 or match existing	280mm(Min.) Type 2.2 or match existing
Unsealed Pavement Base Course	150mm(Min.) Type 2.4 or match existing	200mm(Min.) Type 2.4 or match existing	#

NOTE:

- Refer to additional notes on drawing 2 of 2
- Where access is located on curves, intersections or is Type C, or excessive screwing motion will occur, pavement seal to extend to property boundary at the owner's cost to the engineer's/designer's discretion.

Bitumen sealed pavement only.
 ◆ Type 3.1 or 4.3 or match existing is permissible if Type 2.2/2.4 is unable to be used.

ON STRAIGHTS AND INSIDE OF CURVES

ON OUTSIDE OF SUPERELEVATED CURVES

PLANS AND DOCUMENTS referred to in the REFERRAL AGENCY RESPONSE

SARA ref: 2305-34577 SRA
Date: 27 June 2023

NOTES:

- Details shown on this drawing are the minimum layout requirements for a private rural property access. For additional requirements and other design considerations refer to Sections 7.2.1 and 7.2.3 of the AGRD-4 (2009).
- For sight distance requirements refer to Section 3.4 of the RPDM (2nd Edition) Volume 3 Supplement to AGRD-4A, and Section 3 of the AGRD-4A (2010).
- Vertical clearance checks to be carried out for proposed vehicle in accordance with AS 2890.2 – Parking Facilities Off-Street Commercial Vehicle Facilities.
- RPEQ or designer to conduct traffic impact assessment to determine if turning treatments are required. Rural right-turn treatments may be appropriate, refer to Section 7.5 of the AGRD-4A (2010) for pavement widening requirements. Pavement type to match existing or minimums specified in Table 2 of this drawing.
- This drawing is to be read in conjunction with Drawing 2 of 2.
- All dimensions in metres and are minimum unless specified.

REFERENCED DOCUMENTS:

Departmental Standard Drawings:
 1243 Precast Culvert Headwalls – Headwall Connections for Culverts
 1305 Pipe Culverts – Headwall and Apron for Pipe Diameter 375 to 675
 1359 Culverts – Installation, Bedding and Filling/Backfilling Against/Over Culverts

Departmental Documents:
 RPDM Road Planning and Design Manual (2nd Edition)
 MRTS03 Drainage, Retaining Structures and Protective Treatment
 Austroads Guide to Road Design:
 AGRD-4 (2009) Part 4: Intersections and Crossings – General (2009)
 AGRD-4A (2010) Part 4A: Unsignalised and Signalised Intersections (2010)
 AGRD-5B (2013) Part 5B: Drainage – Open Channels, Culverts and Floodways (2013)

Department of Transport and Main Roads

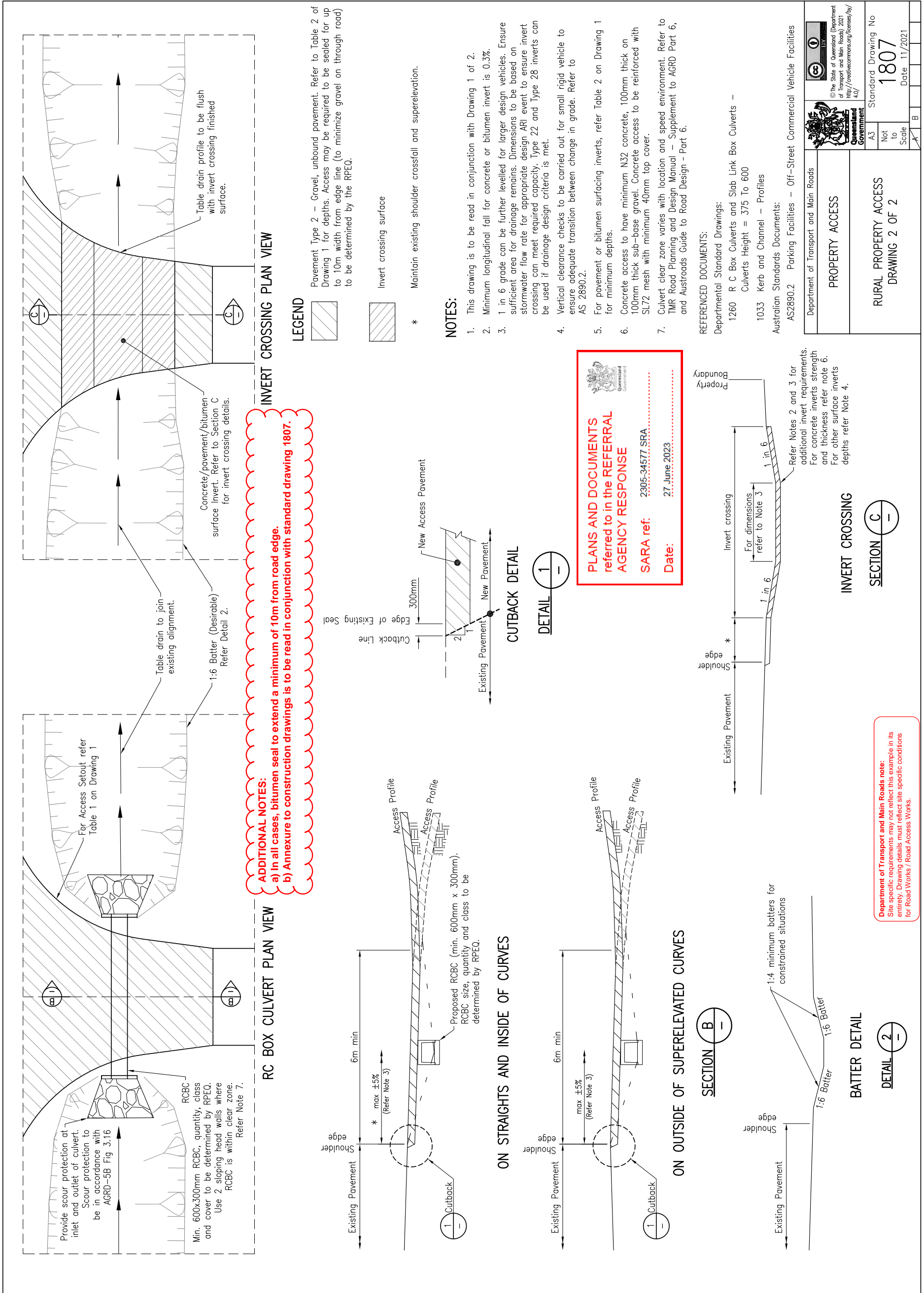
PROPERTY ACCESS

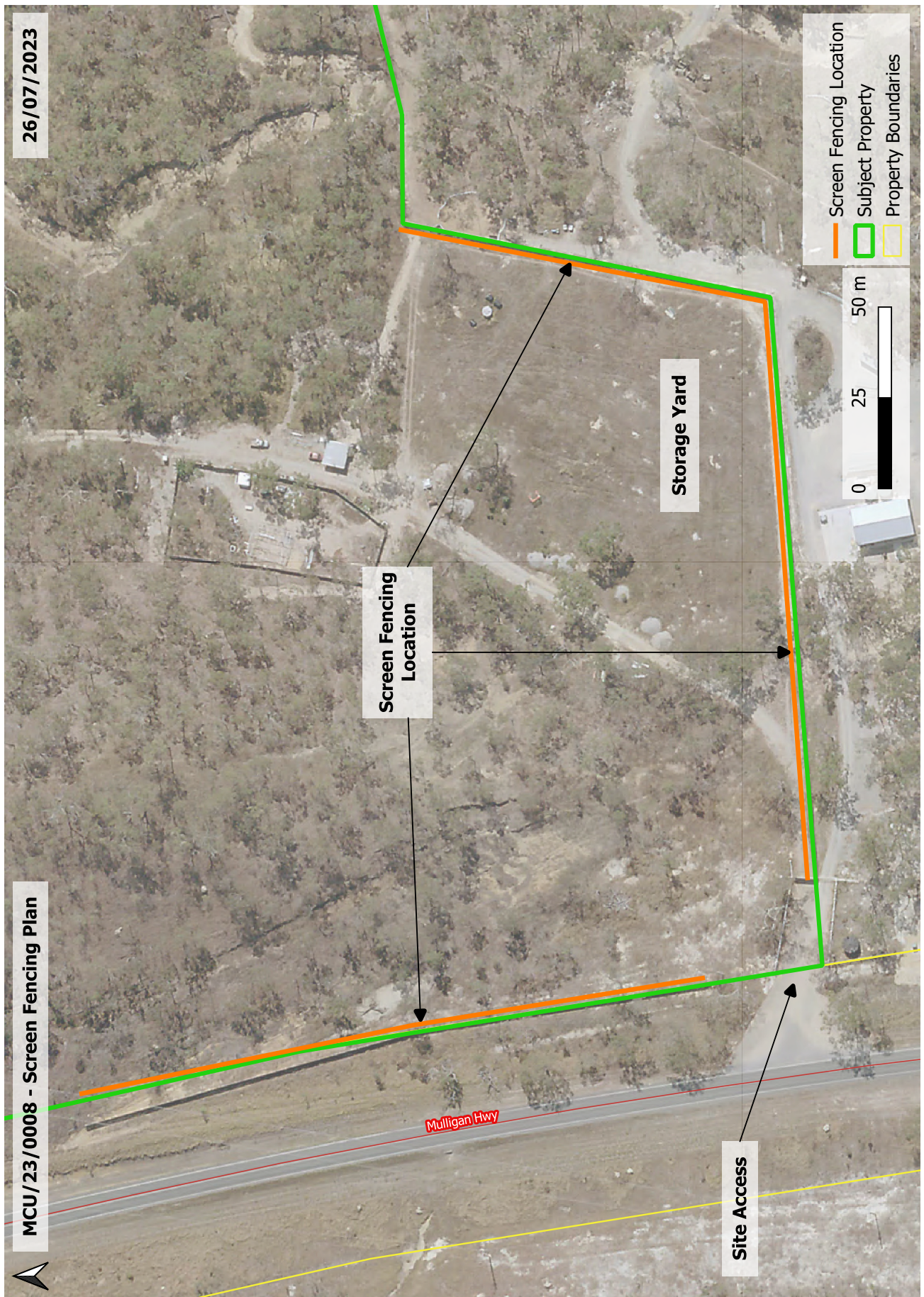
RURAL PROPERTY ACCESS
DRAWING 1 OF 2

Standard Drawing No **1807**
Date 11/2021

SECTION A

Department of Transport and Main Roads note:
Site specific requirements may not reflect this example in its entirety. Drawing details must reflect site specific conditions for Road Works / Road Access Works.





8.2 APPLICATION FOR CONVERSION TO FREEHOLD - LOT 299 ON CROWN PLAN NR7718, 36 COYLE ROAD, BIBOOHRA

Date Prepared: 31 July 2023

Author: Coordinator Planning Services

Attachments: 1. Department of Resources letter dated 25 July 2023 [↓](#)

EXECUTIVE SUMMARY

The Department of Resources (DoR) is considering an application for the conversion to freehold of Term Lease 0/239230 described as Lot 299 on Crown Plan NR7718, situated at 36 Coyle Road, Biboohra.

Term Lease 0/239230 commenced on 14 June 2016 for a term of 30 years. The nominated purpose of the term lease is residential purposes.

DoR seeks Council's views on the conversion to freehold.

RECOMMENDATION

That Council advise the Department of Resources that Council has no objection to the conversion to freehold of Term Lease 0/239230 described as Lot 299 on Crown Plan NR7718, situated at 36 Coyle Road, Biboohra.

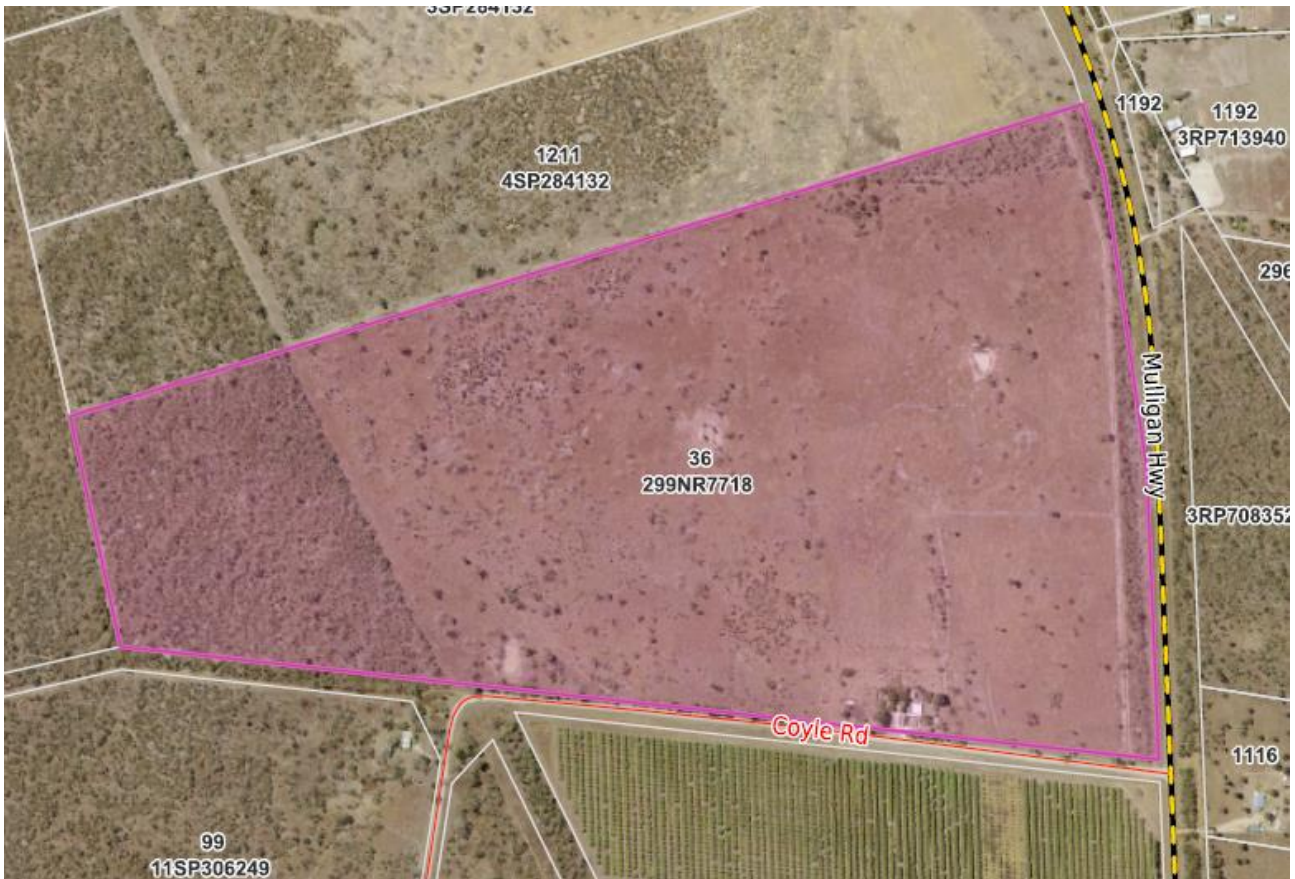
BACKGROUND

DoR is considering an application for the conversion to freehold of Term Lease 0/239230 described as Lot 299 on Crown Plan NR7718, situated at 36 Coyle Street, Biboohra.

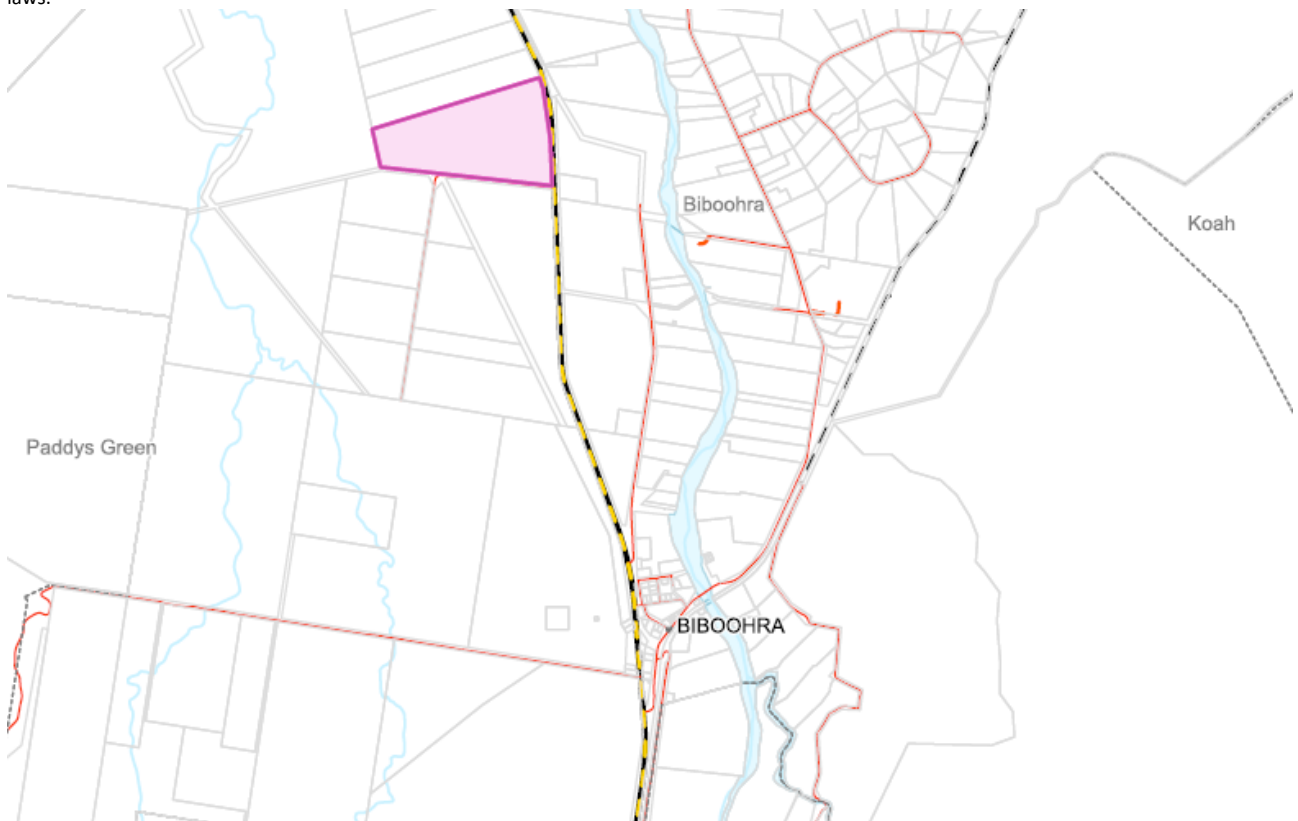
Lot 299 on Crown Plan NR7718 has an area of 83 hectares and extensive frontages to the Mulligan Highway and Coyle Road. Lot 299 is improved by a dwelling house and outbuildings which are accessed off Coyle Road.

The majority of Lot 299 has been cleared for grazing pasture.

DoR seeks Council's views on the conversion to freehold.



Based on, or contains data provided by the State of Queensland (Department of Environment and Resource Management) (2009). In consideration of the State permitting use of this data you acknowledge and agree that the State gives no warranty in relation to the data (including accuracy, reliability, completeness, currency, or suitability) and accepts no liability (including without limitation, liability in negligence) for any loss, damage, or costs (including consequential damage) relating to any use of the data. Data must not be used for direct marketing or be used in breach of the privacy laws.



Based on or contains data provided by the State of Queensland (Department of Environment and Resource Management) (2009). In consideration of the State permitting use of this data you acknowledge and agree that the State gives no warranty in relation to the data (including accuracy, reliability, completeness, currency, or suitability) and accepts no liability (including without limitation, liability in negligence) for any loss, damage, or costs (including consequential damage) relating to any use of the data. Data must not be used for direct marketing or be used in breach of the privacy laws.

RISK IMPLICATIONS**LEGAL/COMPLIANCE/POLICY IMPLICATIONS**

The subject land is zoned Rural under the Mareeba Shire Council Planning Scheme 2016 and is lawfully used for residential and rural (grazing) purposes.

There is no objection to the conversion of Lot 299 on Crown Plan NR7718 to freehold.

FINANCIAL AND RESOURCE IMPLICATIONS***Capital***

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Economy and Environment: A resilient economy that promotes and supports the shire's natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

IMPLEMENTATION/COMMUNICATION

The Department of Resources will be informed of Council's decision by letter.

File / Ref number 2022/001261

25 July 2023

Mareeba Shire Council
PO BOX 154
Mareeba QLD 4880

Email: info@msc.qld.gov.au



Queensland
Government

Department of Resources

Dear Sir/Madam,

Application for Conversion of Term Lease 0/239230 described as Lot 299 on Crown Plan NR7718 to Freehold

An application for has been made to Freehold the abovementioned lease, and the department is considering further dealing with this land. The following information may help you in providing your views and/or requirements regarding further dealing with this land.

Term Lease 0/239230 commenced on 14/06/2016 for a term of 30 years and issued for Residential purposes.

The enclosed Smartmap shows the subject land and the surround locality.

It is requested that you provide any views or requirements for the conversion of term lease 0/239230 to Freehold Land.

Objections to the conversion and any views or requirements that may affect the future use of the land should be received by close of business on **25 August 2023**. If you offer an objection, a full explanation stating the reason for the objection should be forwarded to this Office.

If you wish to provide a response but are unable to do so before the due date, please contact the author before the due date to arrange a more suitable timeframe. An extension to this due date will only be granted in exceptional circumstances.

If a response is not received by the due date and no alternative arrangements have been made, it will be considered you have no objections or requirements in relation to this matter.

This information has been provided to you in confidence for the purpose of seeking your views on this matter. It is not to be used for any other purpose, or distributed further to any person, company, or organisation, without the express written permission of the department unless required.

Postal :
Resources Cairns
PO Box 937
Cairns QLD 4870

Telephone : (07) 4222 5220

If you wish to discuss this matter, please contact Gerry McDonald on (07) 4222 5220.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to lasslsteam1enq@resources.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2022/001261 in any future correspondence.

Yours sincerely



Gerry McDonald
Land Support Officer

8.3 PROPOSED ROAD NAMES FOR FALLON ROAD RURAL RESIDENTIAL ESTATE (JUMRUM RAINFOREST PTY LTD) - RECONFIGURING A LOT - SUBDIVISION (1 INTO 83 LOTS) - LOT 72 ON RP903071 - FALLON ROAD AND KENNEDY HIGHWAY, KURANDA

Date Prepared: 1 August 2023

Author: Senior Planner

Attachments:

1. Plan of Subdivision (1 Lot into 83 Lots) [↓](#)
2. Jumrum Rainforest Pty Ltd - Road Naming Submission dated 26 July 2023 [↓](#)

EXECUTIVE SUMMARY

Stage 1 (11 Lots) of the Jumrum Rainforest Rural Residential Estate off Fallon Road, Kuranda is currently under construction with completion expected in the coming months. The developer has written to Council proposing the use of 5 road names within the Estate.

All five (5) road names are not included on the list of pre-approved road names. As such, Council is required to give specific approval for these names however the principle is that the developer can select the names and Council will approve as long as they are not objectionable.

It is recommended that Council approve the use of all five (5) proposed road names, with the technical change to the road type designation of Road D.

RECOMMENDATION

That Council approves the use of the following road names for use in the Jumrum Rainforest Fallon Road Subdivision:

- a) Road A – Discovery Drive
- b) Road B – Misty Close
- c) Road C – Litoria Court
- d) Road D – Phoenix Crescent
- e) Road E – Canopy Close

BACKGROUND

These road names are “Discovery Drive”, “Misty Close”, “Litoria Court”, “Phoenix Drive” and “Canopy Close”. The proposed road names were chosen based on the developers chosen theme of **“discovering and honouring the natural environment”**. “Discovery Drive” will be the only road constructed within Stage 1 and will be the Estate’s major collector road intersecting with Fallon Road.

The chosen theme and the proposed road names are in keeping with Kuranda’s “Village in the Rainforest” identity and also recognises the areas diverse and unique biodiversity values with two (2) of the proposed road names (Litoria & Phoenix) derived from the scientific names of two (2) protected species found in the Kuranda and Myola areas (Myola Frog & Myola Palm).

Given the catchment size of Road D which services only 36 allotments, and the fact that Road D also has a pronounced curve, its road type designation should be “crescent” instead of “drive”.

DA/12/0035 – Reconfiguring a Lot – Subdivision (1 into 83 Lots)

On 16 April 2014, Council approved an application for reconfiguring a lot - subdivision (1 into 83 lots) over land described as Lot 72 on RP903071, situated at 1593 Kennedy Highway and Fallon Road, Kuranda. Development Permit DA/12/0035 remains in effect.

The approved lot layout is provided as **Attachment 1**.

OW/16/0006 – Operational Works (Roadworks, Stormwater, Water Infrastructure, Drainage & Earthworks)

On 28 July 2016, Council approved a subsequent application for the operational works associated with Development Permit DA/12/0035. Operational Works Development Permit OW/16/0006 remains in effect.

The operational works for Stage 1 only (11 Lots) has substantially commenced with completion expected in the coming months.

RISK IMPLICATIONS

Nil

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Council's Road and Water Crossing Naming Procedure and Road and Water Crossing Naming Policy establishes the process for the naming of new roads opened during subdivision development.

Both the procedure and policy encourages developers to select a proposed road name from a pre-approved list of available road names, though it also provides an avenue for developers to nominate a name/s which are not on the pre-approved lists.

Where a developer proposes road names which are not on the pre-approved list, the request must be forwarded to Council for approval in accordance with the policy as outlined below:

“Any submission involving a request for a name which is not on an approved list for the relevant district will be referred to Council for approval. Such submissions must describe the origin of the name and demonstrate that it is consistent with the source themes outlined above.”

The Developer's road naming submission is included in **Attachment 2** and included the following in relation to the chosen Theme:

“2.0 Subdivision Theme

The subdivision at Fallon Road is unique.

It is located in an environmentally diverse district of the Mareeba Shire, and the Development Approval and approval under the Environment Protection and Biodiversity Conservation Act 1999 (EPBC) recognise the importance of protecting this environment.

We are committed to this objective while also unlocking an opportunity for new housing supply in this district; and these aims will be achieved through covenants, land size and a staged approach to the development over the long term.

The Fallon Road subdivision will be promoted as a unique location where homeowners can live amongst a pristine natural environment, with protections in place to ensure that the impact on the environment is minimised.

*Therefore, a theme of **'discovering and honouring the natural environment'** has been chosen. This will underpin the promotion of the subdivision to attract prospective property owners who share in these values; and will showcase and embed the residents' dedication to protecting the diverse ecosystem and sharing in Kuranda's identity as a community which protects, preserves, and conserves the pristine environment in the area.*

This theme acknowledges the importance of conservation and environmental protection to residents in the wider district, both historically and now.

4.0 Policy & Procedure Review

In accordance with Council's Road and Water Crossing Naming Procedure, the subdivision is located in District 1 and a review of Council's Approved Names List for this District has been conducted. It is noted that the approved names list includes family names of historically significant residents and contributors to the community, however, these names do not fit with the theme of the subdivision at Fallon Road, Kuranda. Therefore, in accordance with the Mareeba Shire Council Road and Water Crossing Naming Policy and Procedure, the Council's approval is sought for new road names for all roads which will be developed during the staged development.

*The Council's Road and Water Crossing Naming Policy specifies that any requests for new names must be submitted to Council for approval and must describe the origin of the name and demonstrate that it is consistent with the source themes including the "names of **historical or significant** places, **themes**, families and individuals within the relevant district."*

*The theme of **'discovering and honouring the natural environment'** is historically significant to the Kuranda district, and it continues to be a hallmark of the community today."*

Comment

All five (5) road names are not included on the list of pre-approved road names. As such, Council is required to give specific approval for these names.

The road naming submission included in **Attachment 2** provides an explanation of the significance of each name with reference to the overarching theme and addresses the required policy statements.

The chosen theme and the proposed road names are considered to be in keeping with Kuranda's "Village in the Rainforest" identity and also recognises the areas diverse and unique biodiversity values with two (2) of the proposed road names (Litoria & Phoenix) derived from the scientific names of two protected species found in the Kuranda and Myola areas (Myola Palm and Myola Frog).

There is no similarly named roads in the Locality.

Given the catchment size of Road D which services only 36 allotments, and the fact that Road D also has a pronounced curve in its alignment, its road type designation should be “crescent” instead of “drive”.

It is recommended that Council approve the use of all five (5) proposed road names, with the technical change to the road type designation of Road D.

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

Nil

Operating

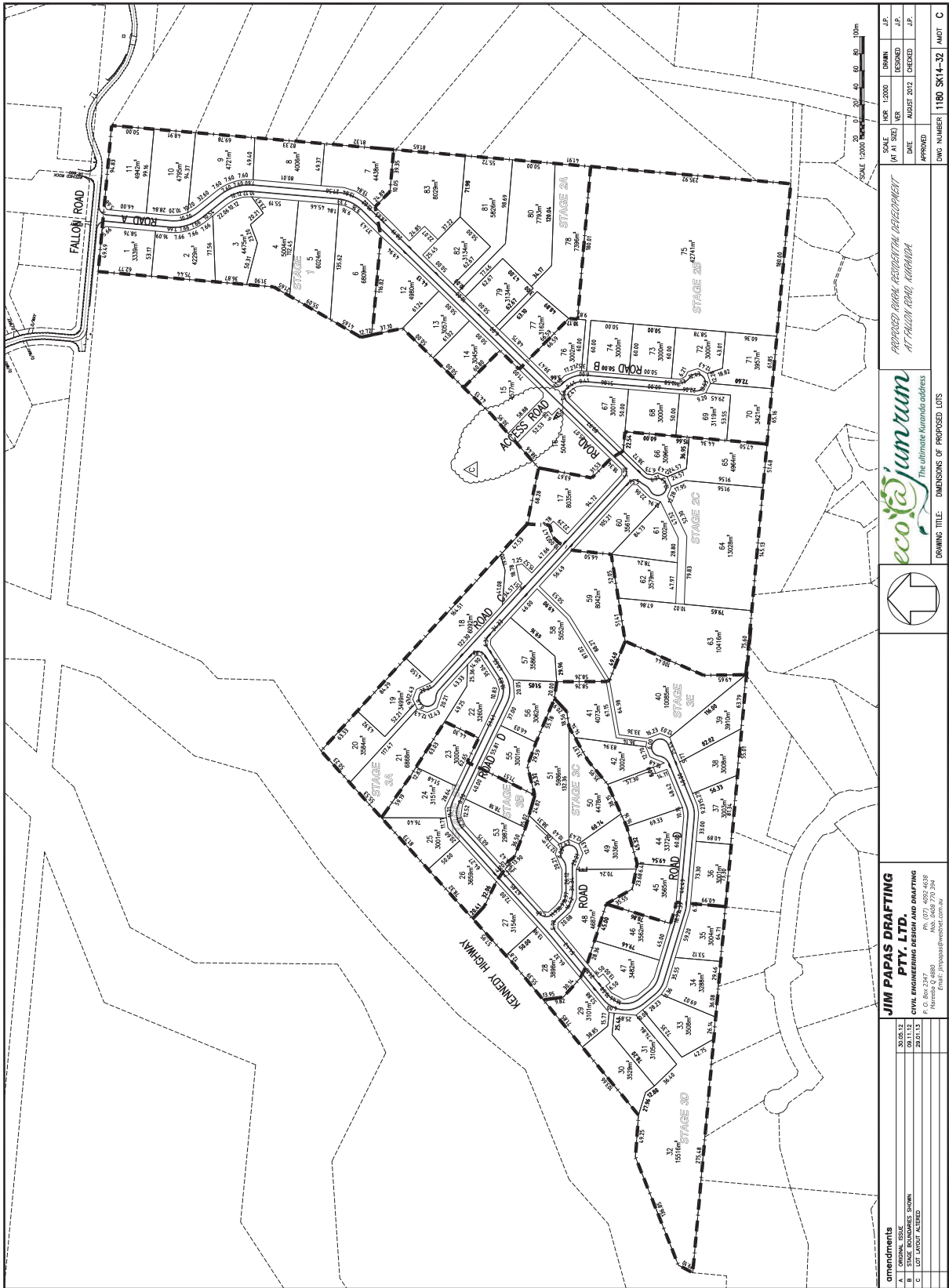
Nil

LINK TO CORPORATE PLAN

Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

Economy and Environment: A resilient economy that promotes and supports the shire’s natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

IMPLEMENTATION/COMMUNICATION



SCALE	1:2000	DATE	15/04/2013
(M A) SET	VER	DATE	AUGUST 2012
APPROVED		DATE	AUGUST 2012
DWG NUMBER	1100 SK14-32 AMOT C		

PROPOSED RURAL RESIDENTIAL DEVELOPMENT
AT FALLON ROAD, KARAROA

eco2tea **sumrun**
The ultimate Kararoa address



DRAWING TITLE: DIMENSIONS OF PROPOSED LOTS

JIM PAPAS DRAFTING
PTY. LTD.
CIVIL ENGINEERING DESIGN AND DRAFTING
PO BOX 108
HAMILTON 3200
New Zealand
Phone: 06 349 270 294
Fax: 06 349 270 294
Email: jim.papas@westnet.com.au

DATE	29.01.13
BY	29.01.13
LOT LAYOUT ALTERED	

JUMRUM RAINFOREST PTY LTD

Lot 12 Grievson Road, Koah 4881

PH: 4085 0039

ABN 14 146 366 029

26 July 2023

Mareeba Shire Council
 Planning Department
 Attention: Carl Ewin

ROAD NAMING SUBMISSION – FALLON ROAD SUBDIVISION

1.0 Introduction

In accordance with Mareeba Shire Council’s Road and Water Crossing Naming Policy, Road and Water Crossing Naming Procedure, a request for new road names in the approved subdivision at Fallon Road, Kuranda is hereby submitted for Council’s consideration and approval.

2.0 Subdivision Theme

The subdivision at Fallon Road is unique.

It is located in an environmentally diverse district of the Mareeba Shire, and the Development Approval and approval under the Environment Protection and Biodiversity Conservation Act 1999 (EPBC) recognise the importance of protecting this environment.

We are committed to this objective while also unlocking an opportunity for new housing supply in this district; and these aims will be achieved through covenants, land size and a staged approach to the development over the long term.

The Fallon Road subdivision will be promoted as a unique location where homeowners can live amongst a pristine natural environment, with protections in place to ensure that the impact on the environment is minimised.

Therefore, a theme of *‘discovering and honouring the natural environment’* has been chosen.

This will underpin the promotion of the subdivision to attract prospective property owners who share in these values; and will showcase and embed the residents’ dedication to protecting the diverse ecosystem and sharing in Kuranda’s identity as a community which protects, preserves, and conserves the pristine environment in the area.

This theme acknowledges the importance of conservation and environmental protection to residents in the wider district, both historically and now.

3.0 Proposed Road Names

This document details each of the proposed road names in the stages of development in sequence.

For convenience, and to show the thematic nature of the names, they are also listed below for your reference:

Stage of Subdivision	Current Map Reference	Proposed Name
Stage 1	Road A	Discovery Drive
Stage 2	Road B	Misty Close
	Road C	Litoria Court
Stage 3	Road D	Phoenix Drive
	Road E	Canopy Close

4.0 Policy & Procedure Review

In accordance with Council’s Road and Water Crossing Naming Procedure, the subdivision is located in District 1 and a review of Council’s Approved Names List for this District has been conducted. It is noted that the approved names list includes family names of historically significant residents and contributors to the community, however, these names do not fit with the theme of the subdivision at Fallon Road, Kuranda. Therefore, in accordance with the Mareeba Shire Council Road and Water Crossing Naming Policy and Procedure, the Council’s approval is sought for new road names for all roads which will be developed during the staged development.

The Council’s Road and Water Crossing Naming Policy specifies that any requests for new names must be submitted to Council for approval and must describe the origin of the name and demonstrate that it is consistent with the source themes including the “names of historical or significant places, themes, families and individuals within the relevant district.”

The theme of ‘**discovering and honouring the natural environment**’ is historically significant to the Kuranda district, and it continues to be a hallmark of the community today.

5.0 Proposed Road Names – Stages 1, 2 & 3

The following sections detail the proposed road names with an explanation of the significance of the name with reference to the theme, ‘discovering and honouring the natural environment’, while addressing the required policy statements.

5.1 Proposed Road Naming – Stage 1

5.1.1 Road A – Discovery Drive

Current Plan Road Reference	Road A	
Proposed Road Name for approval	Discovery Drive	
Connection to the theme and explanation of the proposed name	<p>The name Discovery Drive is proposed for the main road of the new subdivision; and the only road to be constructed in Stage 1.</p> <p>This name aligns with the commitment to ecological discovery and conservation, honouring protected flora and fauna both at the subdivision and more broadly in the Kuranda area. Discovery Drive reflects our dedication to preserving the region's natural beauty while fostering a sense of exploration and excitement.</p> <p>As the central artery of the subdivision, it symbolises the journey of discovery that is possible in this remarkable natural environment. It also honours the local area’s identity which is one of curiosity and embracing all that can be discovered in nature.</p> <p>This name underscores our vision to create a subdivision where residents embrace a balance between progress and preservation.</p>	
Addressing Council’s Road and Water Crossing Naming Policy	Policy Statement	Requirement Met?
	Names will not be duplicated with an existing name within a defined district.	Yes. This name is not utilised in District 1, or in the Mareeba Shire.

	Names should be appropriate to the physical, cultural, or historical character of the area.	Yes. This name acts as the foundation for the theme which is based in the physical and environmental character of the area.
	Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.	Yes. The name is easy to read, spell and pronounce.
	A name which has historical or cultural significance is preferred.	Yes. Discovery Drive references the community's sense of curiosity and willingness to embrace new ideas, while protecting the natural environment.

5.2 Proposed Road Naming - Stage 2

Future Development in Stage 2 will include two new roads, as detailed below.

5.2.1 Road B – Misty Close

<i>Current Plan Road Reference</i>	Road B	
<i>Proposed Road Name for approval</i>	Misty Close	
<i>Connection to the theme and explanation of the proposed name</i>	<p>Misty Close honours the Common Mistfrog (<i>Litoria rheocola</i>) which is one of the listed threatened species protected under the EPBC Act and noted specifically in the approval from the Department of Environment.</p> <p>The name evokes the damp and misty environment that the Common Mistfrog inhabits, highlighting the need to preserve their delicate habitat.</p> <p>The proposed name fits with the overarching theme of discovering and honouring the natural environment.</p>	
<i>Addressing Council's Road and Water Crossing Naming Policy</i>	<i>Policy Statement</i>	<i>Requirement Met?</i>
	Names will not be duplicated with an existing name within a defined district.	Yes. This name is not utilised in District 1, or in the Mareeba Shire.
	Names should be appropriate to the physical, cultural, or historical character of the area.	Yes. This name is drawn from one of the listed threatened species which inhabit this environment.
	Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.	Yes. The name is easy to read, spell and pronounce.

	A name which has historical or cultural significance is preferred.	Yes. This name has both historical and cultural significance as it honours local biodiversity, and it is in line with the theme of the road naming request.
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5.2.2 Road C – Litoria Court

Current Plan Road Reference	Road C	
Proposed Road Name for approval	Litoria Court	
Connection to the theme and explanation of the proposed name	<p>The proposed name, Litoria Court, references two of the protected frog species in this area, being the Kuranda Tree Frog (<i>Litoria myola</i>) and the Waterfall Frog (<i>Litoria nannotis</i>).</p> <p>This name celebrates the ecological significance of the water bodies in the area, crucial for the survival of these native amphibians and fits with the overarching theme of discovering and honouring the natural environment.</p>	
Addressing Council’s Road and Water Crossing Naming Policy	Policy Statement	Requirement Met?
	Names will not be duplicated with an existing name within a defined district.	Yes. This name is not utilised in District 1, or in the Mareeba Shire.
	Names should be appropriate to the physical, cultural, or historical character of the area.	Yes. This name is drawn from one of the listed threatened species which inhabit this environment.
	Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.	Yes. The name is easy to read, spell and pronounce.
	A name which has historical or cultural significance is preferred.	Yes. This name has both historical and cultural significance as it honours local biodiversity, and it is in line with the theme of the road naming request.

5.3 Proposed Road Naming - Stage 3

Future Development in Stage 3 will include two new roads, as detailed below.

5.3.1 Road D – Phoenix Drive

Current Plan Road Reference	Road D
Proposed Road Name for approval	Phoenix Drive

<p>Connection to the theme and explanation of the proposed name</p>	<p>The proposed name pays homage to the Myola Palm (<i>Archontophoenix myolensis</i>), the iconic tree species which is one of the listed threatened species named in the EPBC.</p> <p>This name emphasises the importance of preserving the forest canopy and signifies the beautiful views and greenery that the subdivision seeks to maintain through its design and the covenants.</p> <p>The proposed name fits with the overarching theme of discovering and honouring the natural environment and it emphasises the importance of environmental conservation in this area, as a protected area under the EPBC.</p>	
<p>Addressing Council’s Road and Water Crossing Naming Policy</p>	<p>Policy Statement</p> <p>Names will not be duplicated with an existing name within a defined district.</p> <p>Names should be appropriate to the physical, cultural, or historical character of the area.</p> <p>Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.</p> <p>A name which has historical or cultural significance is preferred.</p>	<p>Requirement Met?</p> <p>Yes. This name is not utilised in District 1, or in the Mareeba Shire.</p> <p>Yes. This name is appropriate to the physical, cultural, and historical character of the area.</p> <p>Yes. The name is easy to read, spell and pronounce.</p> <p>Yes. This name has both historical and cultural significance as it honours local biodiversity, and it is in line with the overarching theme of the subdivision.</p>

5.3.2 Road E – Canopy Close

<p>Current Plan Road Reference</p>	<p>Road E</p>	
<p>Proposed Road Name for approval</p>	<p>Canopy Close</p>	
<p>Connection to the theme and explanation of the proposed name</p>	<p>The proposed name, Canopy Close, highlights the protection of the Myola Palm (<i>Archontophoenix myolensis</i>), an iconic tree species in the region which is one of the listed threatened species named in the EPBC.</p> <p>This name emphasises the importance of preserving the tall forest canopy where these palms thrive and signifies the beautiful views and greenery that the subdivision seeks to maintain through its design and the covenants.</p> <p>The proposed name fits with the overarching theme of discovering and honouring the natural environment.</p>	
<p>Addressing Council’s Road and Water Crossing Naming Policy</p>	<p>Policy Statement</p> <p>Names will not be duplicated with an existing name within a defined district.</p>	<p>Requirement Met?</p> <p>Yes. This name is not utilised in District 1, or in the Mareeba Shire.</p>

	Names should be appropriate to the physical, cultural, or historical character of the area.	Yes. This name references one of the listed threatened species which inhabit this environment.
	Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.	Yes. The name is easy to read, spell and pronounce.
	A name which has historical or cultural significance is preferred.	Yes. This name has both historical and cultural significance as it honours local biodiversity, and it is in line with the theme of the road naming request.

6.0 Conclusion

We submit the request for approval of the proposed road names in accordance with Council’s Road and Water Crossing Naming Policy and Procedures and trust that this submission has addressed all Council requirements.

If any further information is required, please do not hesitate in contacting me.

Yours faithfully,
Jumrum Rainforest Pty Ltd

John Selke
Director

8.4 DELEGATIONS UPDATE JUNE 2023

Date Prepared: 12 July 2023

Author: Manager Development and Governance

Attachments:

1. [Instrument of Delegation RTAT Act 2008 \(QLD\)](#) ↓
2. [Table of Delegable Powers RTAT Act 2008 \(QLD\)](#) ↓
3. [Instrument of Delegation WRRRA Act 2011 \(QLD\)](#) ↓
4. [Table of Delegable Powers WRRRA ACT 2011 \(QLD\)](#) ↓

EXECUTIVE SUMMARY

As part of the monthly delegations update service provided by MacDonnells Law, Council is advised of amendments to various pieces of legislation that require amendments to existing delegations or new delegations to be made by Council.

RECOMMENDATION

That:

1. Council delegates to the Chief Executive Officer, the exercise of the powers contained in the attached Instruments of Delegation, with such powers to be exercised subject to any limitations and conditions; and
2. Any prior delegations of power relating to the same matters are revoked.

BACKGROUND

Council has, under section 257 of the *Local Government Act 2009* (Qld) (LGA) delegated to the Chief Executive Officer (CEO), the necessary statutory powers under various pieces of legislation to enable the CEO to effectively perform the requirements of the role and efficiently manage the operations of the Council. All delegations are made subject to the limitations on the attached documentation.

This report and the recommended delegations of power to the CEO if executed by resolution of Council, provides the basis for good decision making and accountability while maintaining statutory compliance.

The attached Instruments of Delegation display the list of powers that have been identified as requiring delegation to the CEO.

Residential Tenancies and Rooming Accommodation Act 2008 (Qld) (RTRA)

The RTRA was amended by the Local Government Electoral and Other Legislation (Expenditure Caps) Amendment Act 2023 (Qld). The amendments were made to the RTRA to reduce the frequency of rent increases to once a year to stabilise rents in the private rental market, including for residential tenancy agreements and rooming accommodation agreements, amongst other consequential amendments.

WASTE REDUCTION AND RECYCLING ACT 2011 (QLD) (WRRRA)

The WRRRA was amended by the Waste Reduction and Recycling and Other Legislation Amendment Act 2023. The amendments were broad ranging, however most applicable to local government was

the change to the amendment or suspension of a Resource Recovery Area declaration and payments regimen to the local government.

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

There are legal implications for local government if management is not aware of the delegated powers and powers of authorised persons that are required for their sections to operate efficiently.

The statutory powers of employees, whether delegated to their position by the CEO or obtained as a result of an appointment as an authorised person under particular statutes, will be invalid if they cannot be supported by an instrument documenting the particulars.

Where Council is challenged on an action taken or a decision made by its employees, there needs to be proof that the employee held the powers required to take an action. Such documentation is known as an Instrument of Delegation and is required for delegations, sub-delegations and appointments. Section 260 of the LGA additionally requires the CEO to establish and maintain a register of delegations and make it available to the public.

Risk of challenge – validity of decisions and actions undertaken by persons acting in the capacity of CEO under delegated authority may be called into question if the appropriate delegation was not adopted by Council.

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance and affordable levels of service delivered to the community.

IMPLEMENTATION/COMMUNICATION

INSTRUMENT OF DELEGATION

Mareeba Shire Council

Residential Tenancies and Rooming Accommodation Act 2008 ("RTRA")

Under section 257 of the *Local Government Act 2009*, Mareeba Shire Council resolves to delegate the exercise of the powers contained in Schedule 1 to the Chief Executive Officer.

These powers must be exercised subject to the limitations contained in Schedule 2.

All prior resolutions delegating the same powers to the Chief Executive Officer are repealed.

Schedule 1

Residential Tenancies and Rooming Accommodation Act 2008 ("RTRA")

CHAPTER 2 – RESIDENTIAL TENANCY AGREEMENTS AND ROOMING ACCOMMODATION AGREEMENTS

Part 1 – Agreements

Division 1 – Residential tenancy agreements

Subdivision 1 – General principles

Entity power given to	Section of RTRA	Description
Lessor ¹	62(1)	Power to give a document prepared for section 61 to the tenant for signing on or before the day the tenant occupies the premises under the agreement.
Lessor	62(3)	Power to sign the document referred to in section 61 and return a copy signed by both parties to the tenant.
Lessor	64(3)	Power to form the reasonable belief that a tenant has contravened section 62(2) and, in that case, to apply to a tribunal for an order requiring the tenant to sign the relevant document and return it by a stated day.

Subdivision 2 – Associated documents

Entity power given to	Section of RTRA	Description
Lessor	65(2)	Power to prepare in the approved form, sign and give a copy to the tenant a condition report on or before the day the tenant occupies the premises under the residential tenancy agreement.
Lessor / Agent	66(2)(a)	Power to sign the copy of the condition report at the end of tenancy.
Lessor / Agent	66(3)(b)	Power to, if the lessor or agent does agree with the report, show the parts of the report the lessor or agent disagrees with by marking the copy in an appropriate way.
Lessor / Agent	66(3)(c)	Power to, if the tenant has given a forwarding address to the lessor or agent, make a copy of the report and return it to the tenant at the address.
Lessor	67(1)	Power to give an information statement in the approved form to the tenant.
Lessor	68(2)	Power to give a copy of park rules to the tenant and, if a park rule is changed, a copy of the rule as changed.
Lessor	69	In the specified circumstances, power to give the tenant a copy of relevant by-laws when giving the written agreement to the tenant for signing.

¹ A lessor is the person who gives the right to occupy residential premises under a residential tenancy agreement: section 8(1) of the *Residential Tenancies and Rooming Accommodation Act 2008*.

Division 2 – Rooming accommodation agreements

Subdivision 1 – General provisions

Entity power given to	Section of RTRA	Description
Provider	77(4)(h)	Power to sign a rooming accommodation agreement.
Provider	78(1)	Power to give a document prepared for section 77 to the resident on or before the day the resident occupies the room in rental premises under the agreement.
Provider	78(2)	Power to, within 3 days after receiving the document signed by the resident, sign the document and return a copy signed by both parties to the resident.

Subdivision 2 – Associated documents

Entity power given to	Section of RTRA	Description
Provider	81(1)(b)	Power to prepare in the approved form, sign and give a copy to the resident a condition report on or before the day the resident occupies a room in the rental premises under the rooming accommodation agreement.

Part 2 – Rent

Division 1 – Residential tenancy agreements

Entity power given to	Section of RTRA	Description
Lessor	88(3)	Power to sign a receipt for payment.
Lessor	88(5)	Power to make a written record of payment and to give a copy of the record to the tenant.
Lessor	91(2)	Power to give a written notice of proposal to increase rent to the tenant, in the specified way.
Lessor	97(3)	In the specified circumstances, the power to apply to a tribunal to make an order about the payment of an amount by or to a tenant.

Division 2 – Rooming accommodation agreements

Entity power given to	Section of RTRA	Description
Provider	98(3)(a)	Power to give a written notice to the resident about the approved way to pay rent.
Provider	98(3)(b)	Power to agree, in writing, with the resident to payments of rent being made in the way stated.
Provider	99(2)(a)	Power to: (a) give a written notice to the resident that gives the resident a choice of at least two other approved ways for payment of rent under section 98(4)(a) to (f); and (b) advises the resident of the costs associated with the approved way offered in the specified circumstances.
Provider	102(3)	Power to sign a receipt of payment.
Provider	105(2)	Power to give a resident a written notice stating the amount of increased rent and the day by which the rent is payable.

Provider	106(2)	Power to agree with the resident, the rent payable under the agreement decreases by the amount and from the time agreed.
Provider	106(3)	Power to, if agreement with the tenant can't be reached, apply to a tribunal for an order decreasing the rent, by a stated amount from a stated time.
Provider	107(2)	Power to agree with the resident to a reduction in rent for the period of the absence.
Provider	109(3)	Power to apply to a tribunal to make an order about the payment of an amount by or to the resident.

Part 3 – Rental bonds

Division 2 – Payments to authority

Entity power given to	Section of RTRA	Description
Person	116(1)(a)	Power to pay the rental bond to the authority.
Person	116(1)(b)	Power to give the authority a notice, in an approved form, about a rental bond.
Lessor	117(2)(a)	In the specified circumstances, the power to pay the instalment to authority.
Lessor	117(2)(b)	In the specified circumstances, the power to give the authority a notice, in the approved form, about the instalments.
Lessor	117(3)(a)	In the specified circumstances, the power to pay the instalments received by the lessor or agent to the authority.
Lessor	117(3)(b)	In the specified circumstances, the power to give the authority a notice, in the approved form, about instalments.
Provider	118(2)(a)	In the specified circumstances, the power to pay the instalments to the authority.
Provider	118(2)(b)	In the specified circumstances, the power to give the authority a notice, in the approved form, about instalments.
Provider	118(3)(a)	In the specified circumstances, the power to pay to the authority the instalments received by the provider or agent.
Provider	118(3)(b)	In the specified circumstances, the power to give the authority a notice, in the approved form, about instalments.
Provider	118(4)(a)(i)	In the specified circumstances, the power to pay to the authority the instalments received by the provider or agent.
Provider	118(4)(a)(ii)	In the specified circumstances, the power to give the authority a notice, in the approved form, about instalments.
Provider	118(4)(b)(i)	In the specified circumstances, the power to pay the instalment to the authority within 10 days after receiving it.
Provider	118(4)(b)(ii)	In the specified circumstances, the power to give the authority a notice, in the approved form, about instalments.

Division 3 – Payments by authority

Subdivision 4 – General process for payment of rental bond if interested persons for the payment

Entity power given to	Section of RTRA	Description
Interested Person	136A(2)	In the specified circumstances, power to make a dispute resolution request to the authority about the payment.
Interested Person	136B(2)	Power to apply to the tribunal for an order about the payment of a rental bond.
Interested Person	136C(2)	In the specified circumstances, power to make a written request to the authority for an extension of the claim period of up to 3 days.

Division 4 – Enforcement provisions

Entity power given to	Section of RTRA	Description
Person	145(1)	Power to give a receipt for a rental bond.
Person	145(2)(b)	Power to sign a receipt for a rental bond.

Division 6 – Miscellaneous

Entity power given to	Section of RTRA	Description
Lessor / Provider	154(b)	Power to give a written notice to the tenant or resident to increase a rental bond.
Lessor / Provider	155(3)	In the specified circumstances, the power to apply to a tribunal to make an order declaring an amount is or is not a rental bond.

Part 4 – Key and holding deposits for residential tenancies

Division 2 – Holding deposits

Entity power given to	Section of RTRA	Description
Person	160(1)	Power to give a receipt for a holding deposit.

Part 5 – Outgoings of lessor or provider

Division 1 – Residential tenancy agreements

Subdivision 2 – Service charges

Entity power given to	Section of RTRA	Description
Lessor	168(3)(a)	Power to agree with the tenant on an amount as reflecting the amount of rent attributable to the service or facility.
Lessor	168(4)	Power to give the tenant a written statement showing each service or facility for which an amount of rent is attributable and the amount attributed.

CHAPTER 3 – RIGHTS AND OBLIGATIONS OF PARTIES FOR RESIDENTIAL TENANCIES

Part 1A – Pets

Division 2 – Keeping pets and other animals at premises

Entity power given to	Section of RTRA	Description
Lessor	184B(1)	Power to approve the keeping of a pet or other animal at the premises.

Part 3 – Lessors' right of entry

Entity power given to	Section of RTRA	Description
Lessor	192(1)	In the specified circumstances, the power to enter the premises.
Lessor	193(1)(a)	In the specified circumstances, the power to give a notice of proposed entry to the tenant.
Lessor	195(1)(b)	Power to make an agreement with the tenant that the lessor may enter premises on a Sunday or public holiday or on another day after 6.00 pm or before 8.00 am.
Lessor	195(5)	Power to agree a time for entry of premises under section 192(1)(j) with the tenant.
Lessor	197(1)(a)	In the specified circumstances, the power to give a notice to leave the premises to the tenant.
Lessor	198(1)(a)	In the specified circumstances, power to give a tenant a notice of the lessors' intention to sell the premises.
Lessor	203	Power to obtain the tenants written consent to use a photo or other image of something belonging to the tenant in an advertisement for the premises.

Part 5 – The dwelling

Division 2 – Locks and keys

Entity power given to	Section of RTRA	Description
Lessor	211(1)	In the specific circumstances, power to change the lock at the premises.
Lessor	211(1)(c)	Power to form a belief on reasonable grounds that it is necessary to change the lock at a premises because of an emergency.
Lessor	211(3)(c)	Power to enter into an agreement with the tenant under which the tenant or lessor agrees not to be given a key.

Division 3 – Damage and repairs

Entity power given to	Section of RTRA	Description
Lessor	216(1)(a)	Power to nominate a person to act for the lessor in arranging for emergency repairs, or emergency repairs of a particular type, to be made of the premises or inclusions.

Lessor	216(1)(b)	Power to nominate a person to make emergency repairs, or emergency repairs of a particular type, of the premises or inclusions.
Lessor	216(2)	Power to give a written notice to the tenant of a nominated repairer.
Lessor	220(2)	In the specified circumstances, the power to apply to a tribunal for an order about the reimbursement or payment for emergency repairs.
Lessor	221B(1)	Power to apply to the tribunal for an extension of time to comply with a repair order.

Part 6 – Additional provisions for moveable dwelling premises

Division 2 – Relocation

Entity power given to	Section of RTRA	Description
Lessor	223	Power to give a notice to the tenant requiring the tenant to relocate to another site in the moveable dwelling park within a stated period.

Division 3 – Park rules

Entity power given to	Section of RTRA	Description
Park Owner	229(1)(b)	In the specified circumstances, power to give a notice of proposal to each resident and any person who becomes a resident before the objection closing day of a proposed change of a park rule.
Park Owner	233(2)	Power to apply to a tribunal for an order declaring a proposal about a change of park rule to be reasonable or unreasonable.

Part 7 – Change of lessor or tenant

Division 1 – Transfer or subletting by tenant

Entity power given to	Section of RTRA	Description
Lessor	237(2)	Power to agree with the tenant, in writing, of the transfer or subletting of a tenant's interests under an agreement.
Lessor	238(2)(a)	Power to agree in writing to the transfer or subletting of a tenant's interests under an agreement.

Division 2 – Transfer by lessor

Entity power given to	Section of RTRA	Description
Lessor	242(1)(a)	In the specified circumstances, the power to give a written notice of tenancy to a buyer.
Lessor	242(1)(b)	In the specified circumstances, the power to give a written notice of transfer to the tenant.

CHAPTER 4 – RIGHTS AND OBLIGATIONS OF PARTIES FOR ROOMING ACCOMMODATION

Part 1 – Rights and obligations generally

Entity power given to	Section of RTRA	Description
Provider	248(1)	In the specified circumstances, the power to give a written notice to the resident of address for service stating the specified information.
Provider	248(2)	In the specified circumstances, the power to give a written notice of change to the resident, within 14 days after the change.
Provider	255(1)	Power to give an agreement to the attaching of a fixture, or making of a structural change, in writing and stating the specified information.

Part 2 – Entry to residents' rooms

Entity power given to	Section of RTRA	Description
Provider	257(1)	Power to agree with the resident for the provider to enter the resident's room for any reason.
Provider	259(2)	Power to give a written notice of proposed entry to a resident.
Provider	259(4)	Power to give a written notice of proposed entry to the agent to whom the resident normally pays rent.

Part 3 – House rules

Division 2 – Rule changes

Entity power given to	Section of RTRA	Description
Provider	270(1)	In the specified circumstances, the power to give a written notice to each resident of rule change for rental premises, setting out the specified information.
Provider	271	In the specified circumstances, the power to give a written notice to a resident to whom a notice under section 270 have been given of a withdrawal of a proposed rule change.
Provider	272(4)(b)	Power to give a written notice to each resident if the provider receives objections to the proposed rule change, stating the specified information.
Provider	273(2)	Power to apply to a tribunal for an order declaring a proposed change to be reasonable.
Provider	273(7)	Power to give a written notice of the decision of the tribunal about a proposed rule change to each resident of the rental premises.
Provider	274(7)	Power to give a written notice of the decision of a tribunal to each resident of the rental premises about an existing rule.

CHAPTER 5 – ENDING OF AGREEMENTS

Part 1 – Ending of residential tenancy agreements

Division 1 – General

Entity power given to	Section of RTRA	Description
Lessor	277(a)	Power to agree, in a separate written agreement, to end the residential tenancy agreement with the tenant.

Division 2 – Action by lessor

Subdivision 1 – Notices to remedy breach given by lessor

Entity power given to	Section of RTRA	Description
Lessor	280(1)	Power to form a belief on reasonable grounds that: (a) the rent payable under an agreement has remained unpaid in breach of the agreement for at least 7 days; or (b) the tenant has breached another term of the agreement and the breach has not been remedied.
Lessor	280(2)	Power to give a notice to the tenant requiring the tenant remedy the breach within the allowed remedy period.

Subdivision 2 – Notices to leave premises given by lessor

Entity power given to	Section of RTRA	Description
Lessor	281(1)	Power to give a notice to leave the premises because the tenant has failed to comply with a notice to remedy breach, within the allowed remedy period.
Lessor	282(1)	Power to give a notice to leave the premises to the tenant because the tenant has failed to comply with an order of a tribunal.
Lessor	283(2)	Power to give a notice to leave to the tenant because the tenant has failed to comply within the required period, with a notice to relocate.
Lessor	284(1)	Power to give a notice to leave to the tenant because the premises have been destroyed or otherwise in the specified circumstances
Lessor	285(2)	Power to give a notice to leave to the tenant because the park has become an unfit place in which to live in a moveable dwelling.
Lessor	286(1)	Power to give a notice to a tenant to leave the premises because: (a) the lessor is preparing to sell the premises and the preparation requires the premises to be vacant; or (b) the lessor has entered into a contract to sell the premises with vacant possession.
Lessor	287(2)	Power to give a notice to leave the premises to the tenant because the park premises is to change use other than as a moveable dwelling park, or otherwise the park is to be closed.

Lessor	288(1)	In the specified circumstances, the power to give a notice to a tenant if the tenant's employment ends or entitlement to occupy under employment ends.
Lessor	289(2)	Power to give a notice to leave to the premises if the tenant's entitlement to supported accommodation ends.
Lessor / Community Housing Provider	290A(1)	Power to give a notice to leave the premises to the tenant because of a serious breach or otherwise in the specified circumstances.
Lessor	290B(1)	Power to give a notice to leave the premises to the tenant if the premises are required for use under a program administered by the State under an Act.
Lessor	290C(1)	Power to give a notice to leave the premises to the tenant if the lessor requires the premise to be vacant for a planned demolition or redevelopment.
Lessor	290D(1)	Power to give a notice to leave the premises to the tenant if: <ul style="list-style-type: none"> (a) the premises requires significant repairs or the lessor intends to carry out significant renovations to the premises; and (b) the repairs or renovations cannot be safely carried out while the tenant occupies the premise.
Lessor	290E(1)	Power to give a notice to leave the premises to the tenant if: <ul style="list-style-type: none"> (a) the lessor requires the premises for a use other than residential tenancy; or (b) the lessor will require the premises for the other use for a period of at least 6 months.
Lessor	290F(2)	Power to give a notice of leave the premises to the tenant if the tenant stops being a student.
Lessor	290(G)(1)	Power to give a notice to leave the premises to the tenant if the lessor, or the lessor's immediate family, needs to occupy the premises.
Lessor	291(1)	Power to give a notice to leave the premises to the tenant if the residential tenancy agreement is a fixed term agreement and the notice relates to the end of the agreement.

Subdivision 3 – Applications for termination by lessor

Entity power given to	Section of RTRA	Description
Lessor	294(1)	In the specified circumstances, the power to apply to a tribunal for a termination order.
Lessor	295(1)	Power to apply to a tribunal for a termination order because the lessor would suffer excessive hardship, if the agreement were not terminated.
Lessor (but does not include a Community Housing Provider)	296(1)	Power to apply to a tribunal for a termination order because the tenant has intentionally or recklessly caused serious damage to the premises or injury to a specified person.
Lessor / Community Housing Provider	296A(1)	Power to apply to a tribunal for termination for damage or injury in public or community housing in the specified circumstances.
Lessor (but does not include a Community Housing Provider)	297(1)	In the specified circumstances, the power to apply to a tribunal for a termination order for tenant's objectionable behaviour.

Lessor / Community Housing Provider	297A(1)	In the specified circumstances, the power to apply to a tribunal for a termination order for objectionable behaviour in public or community housing.
Lessor	297B(1)	Power to form a belief on reasonable grounds that the tenant, an occupant, a guest of the tenant or a personal allowed on the premise by the tenant has: <ul style="list-style-type: none"> (a) used the premises or property adjoining or adjacent to the premises (including any property that is available for use by the tenant in comment with others) for an illegal activity; or (b) intentionally or recklessly: <ul style="list-style-type: none"> (i) destroyed or seriously damaged a part of the premises; or (ii) endangered another person in the premises or person occupying, or allowed on, premises nearby; or (iii) interfered significantly with the reasonable peace, comfort or privacy of another tenant or another tenant's appropriate use of the other tenant's property.
Lessor	297B(1)	In the specified circumstances, power to apply for a termination order.
Lessor	297B(3)	Power to form a belief on reasonable grounds that premises or property has been used for an illegal activity whether or not anyone has been convicted or found guilty of an offence in relation to the activity.
Lessor	298(2)	Power to apply to a tribunal for a termination order because the lessor and tenant are incompatible in a way that makes it desirable in the interests of both parties for the agreement to end.
Lessor	299(2)	Power to apply to a tribunal for a termination order for repeated breaches by the tenant.
Lessor	300(1)(b)	Power to form a belief on reasonable grounds that a tenant is likely to cause further damage or injury for which a termination order may be sought.
Lessor	300(2)	Power to apply to a tribunal for an order to restrain a tenant from causing further damage or injury.

Subdivision 2 – Notices of intention to leave premises given by tenant

Entity power given to	Section of RTRA	Description
Lessor	308H(2)	In the specified circumstances, power to apply to the tribunal for an order settling aside the notice.

Division 4A – Death of sole tenant

Entity power given to	Section of RTRA	Description
Lessor	324A(1)(b)	Power to give the tenant's personal representative or relative written notice that the agreement ends because of the tenant's death.

Division 5 – Procedural requirements for action taken by lessor or tenant

Entity power given to	Section of RTRA	Description
Lessor	325(2)(a)	Power to sign a notice to remedy breach.
Lessor	326(1)(b)	Power to sign a notice to leave premises.
Lessor	333(1)	Power to withdraw a notice to leave for an unremedied breach, if the tenant remedies the breach.
Lessor	333(2)(b)	Power to give a written notice of withdrawal to the tenant.
Lessor	335(1)	In the specified circumstances, the power to make an application to the tribunal for a termination order.

Division 8 – Abandonment

Entity power given to	Section of RTRA	Description
Lessor	355(1)	Power to form a belief on reasonable grounds that a tenant has abandoned the premises and to give a notice to the tenant terminating the agreement.
Lessor	357(1)	Power to form a belief on reasonable grounds that the tenant has abandoned premises and to apply to a tribunal for an order under this section.
Lessor	359(1)	In the specified circumstances, the power to apply to a tribunal for an order for compensation.

Division 10 – Goods and documents left behind on premises

Entity power given to	Section of RTRA	Description
Former Lessor	363(2)	In the specified circumstances, the power to sell goods left on premises or to dispose of them and to form a reasonable belief on the grounds set out in that section.
Former Lessor	363(4)	Power to sell goods that are not reclaimed in the circumstances in that subsection.

Part 2 – Ending of rooming accommodation agreements

Division 1 – General

Entity power given to	Section of RTRA	Description
Provider	366(a)	In the specified circumstances, the power to enter into an agreement with the resident to end the rooming accommodation agreement.
Provider	366(b)	Power to give the resident a notice requiring the resident to leave the rental premises.
Provider	366(c)	Power to give a notice under this part terminating the agreement.

Division 2 – Action by provider***Subdivision 1 – Notices to remedy breach given by provider***

Entity power given to	Section of RTRA	Description
Provider	368(1)	Power to form a reasonable belief that a resident has breached a rooming accommodation agreement and that the breach has not been remedied.
Provider	368(2)	Power to give a resident a notice requiring a resident to remedy the breach.
Provider	368(3)(d)	Power to sign a notice.
Provider	368(4)	Power to form a reasonable belief of the steps necessary to remedy a breach or to avoid a further breach of a rooming accommodation agreement.

Subdivision 2 – Notices to leave given by provider

Entity power given to	Section of RTRA	Description
Provider	369(1)	In the specified circumstances, the power to give a resident a notice requiring the resident to leave the premises.
Provider	369(2)(d)	Power to sign a notice.
Provider	369(5)	Power to withdraw a notice at any time before a resident leaves.
Provider	370(1)	In the specified circumstances, the power to give a resident a written notice requiring the resident to leave the rental premises if the provider reasonably believes the circumstances of that subsection exist.
Provider	370(2)(b)	Power to sign a notice.
Provider	371	Power to give a resident a notice requiring the resident to leave premises in the circumstances prescribed in that subsection.
Provider	371(3)(d)	Power to sign the notice.
Provider	371A(2)	Power to give a resident a notice requiring the resident to leave the rental premises.
Provider	371B(1)	Power to give a resident a notice requiring the resident to leave the rental premises if the provider requires the premises to be vacant for planned demolition or redevelopment.
Provider	371C(1)	In specified circumstances, power to give a resident a notice requiring the resident to leave the premises.
Provider	371D(1)	In the specified circumstances, power to give a resident a notice requiring the resident to leave the rental premises.
Provider	371E(2)	Power to give the resident a notice requiring the resident to leave the rental premises if the resident stops being a student.
Provider	372(2)	Power to give the resident a notice requiring the resident to leave the rental premises at the end of the rooming accommodation agreement.
Provider	374(1)	In the specified circumstances, the power to give a notice to a resident requiring the resident to leave the rental premises.
Provider	374(2)(d)	Power to sign the notice.

Provider	375(2)	In the specified circumstances, the power to use reasonable and necessary force to remove a resident and the resident's property from rental premises.
Provider	375(4)	Power, for the purpose of exercising a power under subsection (2), to enter a resident's room.

Division 2 – Action by provider

Subdivision 3 – Applications for termination by provider

Entity power given to	Section of RTRA	Description
Provider	376(2)	Power to apply to a tribunal for a termination order.
Provider	377(1)	Power to apply to a tribunal for an order terminating a fixed term agreement on the grounds of excessive hardship if the agreement were not terminated.

Division 3 – Action by resident

Subdivision 2A – Domestic violence

Entity power given to	Section of RTRA	Description
Provider	381E(3)	Power to give a notice stating the matter the matters in subparagraphs (a) to (c).
Provider	381H(2)	Power to apply to the tribunal for an order setting aside the notice because it does not comply with section 381B.

Division 4A – Death of sole resident

Entity power given to	Section of RTRA	Description
Provider	387A(1)(b)	Power to give the resident's personal representative or relative written notice that the agreement rooming accommodation agreement ends.

Division 5 – Procedural requirements and orders of tribunal

Entity power given to	Section of RTRA	Description
Provider	388(1)	In the specified circumstances, the power to apply to a tribunal for a termination order.
Provider	393(2)	Power to form a reasonable belief that property is perishable or of market value less than the amount prescribed under regulation, or, the storage of goods would be unhealthy or unsafe.
Provider	393(5)	Power to form a reasonable belief that the market value of property is less than the amount prescribed under a regulation and donate the property to a charity instead of selling it under subsection (4)(b).
Provider	395(3)	Power to make an application to the public trustee to pay an amount to the provider from the unclaimed monies fund kept under the <i>Public Trustee Act 1978</i> .

CHAPTER 6 – DISPUTE RESOLUTION

Part 1 – Conciliation process for residential tenancy disputes and rooming accommodation disputes

Division 3 – Starting the conciliation process

Entity power given to	Section of RTRA	Description
Lessor	402(1)	Power to make a request to the authority to try to resolve a tenancy dispute.
Lessor	402(2)	Power to make a request to the authority to try to resolve a rooming accommodation dispute.

Division 4 – Conduct of conciliation process

Entity power given to	Section of RTRA	Description
Parties to Dispute	405(1)	Power to conduct the parties' case on own behalf.
Parties to Dispute	405(2)	In the specified circumstances, the power to represent the party in the conciliation process.
Parties to Dispute	408(2)	Power to agree with another party in dispute to resolve the dispute.

Division 5 – Withdrawal of disputes

Entity power given to	Section of RTRA	Description
Party in Dispute	410(1)	Power to give a written notice to an authority withdrawing a dispute resolution request.

Part 2 - Application to tribunals

Division 3 – General powers of tribunals

Entity power given to	Section of RTRA	Description
Person	418(1)	In the specified circumstances, the power to apply to a tribunal for an order.
Lessor / Provider	419(1)	In the specified circumstances, the power to apply to a tribunal for an order it considers appropriate to resolve general disputes between lessors and tenants or providers and residents.
Lessor	419(2)	Power to apply to a tribunal for an order about a breach of agreement
Lessor	424(1)	In the specified circumstances, the power to apply to a tribunal for an order about tenants' notices.
Lessor / Provider	429(1)	In the specified circumstances, the power to apply to the tribunal for an order to resolve a dispute.

CHAPTER 8 – CAUSING NUISANCE IN MOVEABLE DWELLING PARKS

Entity power given to	Section of RTRA	Description
Owner of a moveable dwelling park	455(1)	Power to apply to a tribunal for an order excluding a person from the park because of the person's behaviour in the park.
Owner of a moveable dwelling park	455(3)	In the specified circumstances, the power to give a written notice of application to a person.

CHAPTER 13A – MATTERS RELATING TO PARTICULAR LEASES BY THE STATE AND COMMUNITY HOUSING PROVIDERS

Entity power given to	Section of RTRA	Description
Lessor / Community Housing Provider	527D(1)	In the specified circumstances, the power to give a written notice to a tenant to require the tenant to give a written undertaking.
Lessor / Community Housing Provider	527D(4)	In the specified circumstances, the power to enter into an acceptable behaviour agreement with a tenant.
Lessor / Community Housing Provider	527E(1)	In the specified circumstances, the power to apply to the tribunal for a termination order.

Schedule 2

LIMITATIONS TO THE EXERCISE OF POWER

1. Where Council in its budget or by resolution allocates an amount for the expenditure of Council funds in relation to a particular matter, in exercising delegated power in relation to that matter, the delegate will only commit Council to reasonably foreseeable expenditure up to the amount allocated.
2. The delegate will not exercise any delegated power in relation to a matter which, to the delegate's knowledge, adversely affects, or is likely to adversely affect, Council's relations with the public at large.
3. The delegate will not exercise any delegated power contrary to a resolution or other decision of Council (including a policy decision relating to the matter).
4. The delegate will not exercise any delegated power in a manner, or which has the foreseeable effect, of being contrary to an adopted Council policy or procedure.
5. The delegate will only exercise a delegated power under this resolution in a manner which complies with the requirements of Council's Planning Scheme, and any exercise of power which involves a departure from or variation of those requirements will only be undertaken by Council.
6. The delegate will not exercise any delegated power which cannot lawfully be the subject of delegation by Council.

[2023 07 01 - RTRA - Delegation Instrument]

Delegable Powers under the Residential Tenancies and Rooming Accommodation Act 2008 ("RTRA")

CHAPTER 2 – RESIDENTIAL TENANCY AGREEMENTS AND ROOMING ACCOMMODATION AGREEMENTS

Part 2 – Rent

Division 2 – Rooming accommodation agreements

Entity power given to	Section of RTRA	Description	Delegation to the CEO / Date of Resolution	Sub-Delegation to Officers	Date of Sub-Delegation	Limitations and Conditions
Provider	105(2)	Power to give a resident a written notice stating the amount of increased rent and the day by which the rent is payable.				The day for which the increase in rent is payable must be not earlier than the latter of the following: (a) 4 weeks after the notice is given; (b) the end of the minimum period before the rent may be increased under section 105B.

[2023 07 01 - RTRA - Delegation Table]

INSTRUMENT OF DELEGATION

Mareeba Shire Council ***Waste Reduction and Recycling Act 2011 ("WRRRA")***

Under section 257 of the *Local Government Act 2009*, Mareeba Shire Council resolves to delegate the exercise of the powers contained in Schedule 1 to the Chief Executive Officer.

These powers must be exercised subject to the limitations contained in Schedule 2.

All prior resolutions delegating the same powers to the Chief Executive Officer are repealed.

Schedule 1

Waste Reduction and Recycling Act 2011 ("WRRRA")

CHAPTER 3 – OBLIGATIONS OF OPERATOR OF WASTE DISPOSAL SITE

Part 2 – Waste data returns

Entity power given to	Section of WRRRA	Description
Operator of waste disposal site	52(2)	Power to give the Chief Executive a return in the approved form for the period prescribed under a regulation.

CHAPTER 3 – WASTE LEVY

Part 2 – Identifying exempt waste

Division 1A – Serious local event waste

Entity power given to	Section of WRRRA	Description
Chief Executive Officer	27A(1)	Power to form a reasonable belief: (a) there is or will be a serious local event in the local government's local government area; and (b) an exemption from the levy on types of waste generated as a result of the serious local event and delivered to particular waste disposal sites should be allowed.
Chief Executive Officer	27A(2)(a) to (c)	In the specified circumstances, the power to give to the Chief Executive a notice, as soon as practicable of the specified matters.

Division 2A – Approval of waste as exempt waste

Entity power given to	Section of WRRRA	Description
Applicant	28(1)	Power to apply to the Chief Executive for approval of waste, identified in the application (an exempt waste application), as exempt waste.
Chief Executive Officer	28(3A)	Power to make an application about serious local event waste generated in the local government area.
Applicant	29(1)	In the specified circumstances, the power to provide the Chief Executive with the further reasonable information or documents sought.
Applicant	29(2)	In the specified circumstances, the power to agree with the Chief Executive about extending the time for providing the further information or documents.
Applicant	31(3)	In the specified circumstances, the power to ask for or agree to conditions being imposed on the approval.
Holder of the Approval	33(1)	In the specified circumstances, the power to agree to amendment of the approval.
Holder of the Approval	34(3)(e)	In the specified circumstances, the power to make written submissions to show why the action proposed by the Chief Executive should not be taken.

Part 3 – Operation of waste levy

Entity power given to	Section of WRRRA	Description
Person who mixed the waste	40(2)	In the specified circumstances, the power to agree to a method of working out the waste that is taken to have been generated outside the non-levy zone and the total amount of that waste.
Operator of the site	42(2)	In the specified circumstances, the power to make a reasonable estimate of the amount of each type of waste included in the mixed waste using the information given to the operator under section 53.

Part 4 – Discounting waste levy for residue waste

Entity power given to	Section of WRRRA	Description
Person who conducts a recycling activity prescribed by regulation	44(1)	Power to apply to the Chief Executive for approval of a discounted rate for the waste levy for residue waste identified in the application (a residue waste discounting application).
Applicant	45(2)	In the specified circumstances, the power to agree with the Chief Executive about extending the time for providing the further information or documents.
Applicant	47(3)	In the specified circumstances, the power to agree to or ask for a condition to be imposed on the approval.
Holder of the approval	49(1)	In the specified circumstances, the power to agree with the Chief Executive to the amendment of the approval.
Holder of the approval	50(3)(e)	Power to make written submissions to show why the proposed action should not be taken.

Part 5 – Obligations relating to waste levy

Division 1 – Obligations of persons delivering waste

Entity power given to	Section of WRRRA	Description
Operator of a waste disposal site	53(2)	In the specified circumstances, the power to form a belief regarding what is reasonably required from the person who delivers waste to a waste disposal site to identify: <ul style="list-style-type: none"> (a) how much of the waste is exempt waste and how much of it is leviable waste; and (b) for each type of waste required to be measured by the operator under section 59 – how much waste there is; and (c) whether the waste was generated in the waste levy zone, the non-levy zone or outside Queensland.
Operator of the waste disposal site	53(5)	In the specified circumstances, the power to ask a person for information in the approved form.
Operator of the resource recovery and transfer facility or Entity	54(2)	In the specified circumstances, the power is to form a view about what is reasonably required to identify: <ul style="list-style-type: none"> (a) how much of the waste is exempt waste and how much of it is leviable waste; and (b) whether the waste was generated in the waste levy zone or outside Queensland.

Entity or Operator	54(4)	Power to require a person to give the delivery information to the operator or entity in the approved form.
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Division 2 – Obligations of operators of waste disposal sites

Subdivision 3 – Measurement of waste

Entity power given to	Section of WRRRA	Description
Operator	60(3)	In the specified circumstances, the power to agree with the Chief Executive how to measure and record a particular amount of waste or other material

Subdivision 4 – Monitoring system

Entity power given to	Section of WRRRA	Description
Operator	64(3)(f)(i)	In the specified circumstances, the power to approve a person to erase or destroy a recording.
Operator	64(4)(b)	In the specified circumstances, the power to destroy a recording
Operator	64(5)(a)(ii)	Power to approve a person to operate a monitoring system.

Division 3 – Payment options

Subdivision 1 – Waste levy instalment agreements

Entity power given to	Section of WRRRA	Description
Operator of a leviable waste disposal site	72C(1)	Power to apply to the Chief Executive to enter into a waste levy instalment agreement for a waste levy amount the operator must pay the State.
Operator of a leviable waste disposal site	72D(1)	Power to apply to the Chief Executive for an amendment of the waste levy instalment agreement in the prescribed manner.

Subdivision 2 – Extension of time

Entity power given to	Section of WRRRA	Description
Operator of a leviable waste disposal site	72G(1)	In the specified circumstances, the power to apply to the Chief Executive for an extension of time to pay the waste levy amount.
Operator of a leviable waste disposal site	72H(1)	In the specified circumstances, the power to apply to the Chief Executive for an extension of time to submit a waste data return and pay a waste levy amount.

Subdivision 4 – Bad debt credit

Entity power given to	Section of WRRRA	Description
Operator or Former Operator of a waste disposal site	72L(1)	In the specified circumstances, the power to apply to the Chief Executive for relief.
Applicant	72M(2)	In the specified circumstances, the power to agree with the Chief Executive about extending the time for providing the

		further information or documents requested by the Chief Executive.
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Part 6 – Resource recovery area
Division 1 – Declaration of resource recovery area

Entity power given to	Section of WRRRA	Description
Operator of a waste disposal site	72R	In the specified circumstances, the power to declare an area within the site a <u>resource recovery area</u> .
Operator of a waste disposal site	72S(1)	In the specified circumstances, the power to give the Chief Executive notice of a proposed resource recovery area at least 20 days before using the area as a resource recovery area.
Operator of a waste disposal site for which a resource recovery area has been declared	72U(1)	In the specified circumstances, the power to amend the area's declaration as resource recovery area by giving the Chief Executive notice of the proposed amendment at least 20 days before the amendment is to take effect.
Operator of a waste disposal site for which a resource recovery area has been declared	72V(1)	In the specified circumstances, the power to cancel the area's declaration as a resource recovery area by giving the Chief Executive notice of the proposed cancellation at least 30 days before the cancellation is to take effect.
Operator of a waste disposal site for which a resource recovery areas has been declared	72VA(3)(e)	In the specified circumstances, the power to: (a) make written submission to show why the proposed action should not be taken; or (b) take stated actions, if any, to avoid the taking of the proposed action.
Operator of a waste disposal site	72W(2)(e)	In the specified circumstances, the power to make written submissions to show why the proposed action should not be taken.

Part 7 – Payments to local governments

Entity power given to	Section of WRRRA	Description
Local Government	73DB(1)	In the specified circumstances, the power to request payment of an additional amount for the financial year to further mitigate the direct effects of the waste levy on households in the local government's local area.

CHAPTER 4 – MANAGEMENT OF PRIORITY PRODUCTS AND PRIORITY WASTE

Part 3B – Beverage container refund scheme
Division 3 – Refund amounts for empty containers and container refund points
Subdivision 3 – Container refund points

Entity power given to	Section of WRRRA	Description
Operator of a container refund point	99V(1)	Power to pay refund amounts for containers presented at the container refund point in one of the manners set out in section 99V.

Person	99ZA(3)(a)	Power to ask the Organisation, in writing, to enter into a container collection agreement for the purpose of the person operating a container refund point.
Operator of a container refund point	99ZB(1)	Power to claim a collection amount from the Organisation for containers collected.
Operator of a container refund point	99ZB(4)	Power to accept an information notice from the Organisation.

Division 4 – Recovery amounts for empty containers recycled by material recovery facilities

Entity power given to	Section of WRRRA	Description
Operator of a material recovery facility	99ZF(4)(a)	Power to ask the Organisation, in writing, to enter into a material recovery agreement for the purpose of claiming recovery amounts for containers.
Operator of a material recovery facility	99ZH(1)	In certain circumstances, the power to claim the recovery amount for a quantity of containers from the Organisation of the operator.

Division 6 - Miscellaneous

Entity power given to	Section of WRRRA	Description
Operator of a container refund point or material recovery facility	99ZY(2)	Power to apply to the chief executive for an exemption (an extraordinary circumstances exemption).

CHAPTER 5 – OFFENCES RELATING TO LITTERING AND ILLEGAL DUMPING

Part 2 – Material that may become waste

Division 1 – Roads

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	110(1) ¹	Power to hold a belief on reasonable grounds that documents have been distributed by being placed in or on motor vehicles, or attached to buildings or other fixed structures in contravention of s109.
Powers delegated to Council in first instance by Chief Executive pursuant	110(2) ²	Subject to s110(1), power to give a notice to a person who is an adult if on the reasonable belief that the person:

¹ The power can only be exercised as it relates to Chapter 5, Part 2 of the Act.

² The power can only be exercised as it relates to Chapter 5, Part 2 of the Act.

to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015		(a) authorised or arranged for the distribution of the documents; or (b) authorised or arranged for the printing of the documents; or (c) placed or attached any of the documents.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	111(1) ³	Power to hold a belief on reasonable grounds that advertising material has been distributed in an area by being delivered to premises in contravention of the unlawful delivery provision or the secure delivery provision.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	111(2) ⁴	Subject to s111(1), power to give a notice to a person who is an adult if on the reasonable belief that the person: (a) authorised or arranged for the distribution of the documents; or (b) authorised or arranged for the printing of the documents; or (c) placed or attached any of the documents.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	112(3) ⁵	In the circumstances and subject to s112(4), power to direct a responsible entity to collect material from premises within a period of time.

CHAPTER 6 – STRATEGIC PLANNING FOR WASTE REDUCTION AND RECYCLING

Part 2 – Local government strategic planning for waste

Division 3 – Chief executive action to prepare waste reduction and recycling plan for local government

Entity power given to	Section of WRRRA	Description
Local Government	128(3)(c)	Power to make written submissions.

³ The power can only be exercised as it relates to Chapter 5, Part 2 of the Act.

⁴ The power can only be exercised as it relates to Chapter 5, Part 2 of the Act.

⁵ The power can only be exercised as it relates to Chapter 5, Part 2 of the Act.

CHAPTER 8 – PROVISIONS FOR END OF WASTE

Part 2 – End of Waste Codes

Division 3 – Amendment, cancellation or suspension of end of waste codes

Entity power given to	Section of WRRRA	Description
Person	168	Power to apply to the Chief Executive to amend an end of waste code.

Division 4 – Registration of end of waste resource producers

Entity power given to	Section of WRRRA	Description
Person	173B(1)	Power to give the Chief Executive a notice that Council intends to become a registered resource producer for the code.
Person	173B(3)	Power to give the Chief Executive notice, in the approved form, that it is no longer a registered resource producer for an end of waste code.
Person	173D(1)(e)	Power to make a written submission to the Chief Executive about why the proposed action should not be taken.

Part 3 – End of Waste Approvals

Entity power given to	Section of WRRRA	Description
Person	173I(1)	Power to apply to the Chief Executive for an end of waste approval for 1 kind of waste to be used as a resource.
Holder	173L(1)	Power to apply to the Chief Executive, on 1 occasion, to extend the approval.
Holder	173M(1)	Power to apply to the Chief Executive to amend the approval.
Holder	173O(1)	Power to apply to the Chief Executive to transfer the approval to another person.
Proposed Transferee	173O(2)	Power to consent to a proposed transfer.

CHAPTER 8A – GENERAL PROVISIONS FOR APPROVALS

Part 3 – Amendment, suspension or cancellations

Entity power given to	Section of WRRRA	Description
Holder	173ZB(3)(f)	Power to, within a stated period (the show cause period), make a written submission to the Chief Executive about why the proposed action should not be taken.

Part 4 – Miscellaneous

Entity power given to	Section of WRRRA	Description
Holder	173ZE	Power to surrender the approval by giving the Chief Executive a notice about the surrender.
Holder	173ZF(1)	Power to provide Chief Executive with information about an approval.

CHAPTER 9 – REVIEWS

Part 1 – Internal Reviews

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Authorised Persons) Delegation (No. 1) 2015	175 ⁶	Subject to conditions, power to consider an application for an internal review of a decision.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Authorised Persons) Delegation (No. 1) 2015	176(2) ⁷	Power to extend the time for making an internal review application.
Applicant of an internal review application	177(2)	Power to apply for a stay of an original decision.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Authorised Persons) Delegation (No. 1) 2015	178(1)(a) ⁸	Power to conduct an internal review of the decision the subject of the application.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction	178(1)(b) ⁹	Power to make a decision to: (i) confirm the original decision; or (ii) amend the original decision; or (iii) substitute another decision for the original decision.

⁶ The power can only be exercised as it relates to sections 248(2) and 253(3) of the Act.

⁷ The power can only be exercised as it relates to sections 248(2) and 253(3) of the Act.

⁸ The power can only be exercised as it relates to sections 248(2) and 253(3) of the Act.

⁹ The power can only be exercised as it relates to sections 248(2) and 253(3) of the Act.

and Recycling (Authorised Persons) Delegation (No. 1) 2015		
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CHAPTER 10 – AUTHORISED PERSONS

Part 2 – General matters about authorised persons

Division 2 – Appointment

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Authorised Persons) Delegation (No. 1) 2015	183(1) ¹⁰	Power to appoint an authorised person.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Authorised Persons) Delegation (No. 1) 2015	187 ¹¹	To issue an identify card to an authorised person.

CHAPTER 11 – SHOW CAUSE NOTICES AND COMPLIANCE NOTICES

Part 2 – Show cause notices

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant	246(1) ¹²	Power to reasonably believe a person has contravened a prescribed provision.

¹⁰ The authorised person can be appointed to exercise the powers in section 117 and Chapter 10 of the WRRRA in relation to the following offences:
 (a) Chapter 5: Parts 1, 2 and Part 3, Division 1 and 2 of the Act;
 (b) Section 251(a) in relation to a contravention of section 107(1), 108, 109(1) or (2);
 (c) Section 251(b) in relation to a contravention of section 103 or 104;
 (d) Section 254, and section 264 of the Act.

¹¹ The authorised person can be appointed to exercise the powers in section 117 and Chapter 10 of the WRRRA in relation to the following offences:
 (a) Chapter 5: Parts 1, 2 and Part 3, Division 1 and 2 of the Act;
 (b) Section 251(a) in relation to a contravention of section 107(1), 108, 109(1) or (2);
 (c) Section 251(b) in relation to a contravention of section 103 or 104;
 (d) Section 254, and section 264 of the Act.

¹² The power can only be exercised as it relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of WRRRA.

to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015		
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	246(2) ¹³	Power to give a person a show cause notice, subject to subsection (3).
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	246(3) ¹⁴	Power to reasonably consider that it is not appropriate in the circumstances to give the show cause notice.

Part 3 – Compliance notices

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	248(1) ¹⁵	Subject to s246 (2) and subject to holding a reasonable belief that a person has contravened, or is contravening, a prescribed provision, power to give a compliance notice to a person requiring the person to do either or both of the following – (a) to refrain from contravening the prescribed provision; (b) to remedy the contravention in the way stated in the notice.
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling	249(2) ¹⁶	Power to give a compliance notice if the Chief Executive: (a) has considered all submissions made by the person about the show cause notice within the period state in that notice; and (b) still believes it is appropriate to give a compliance notice.

¹³ The power can only be exercised as it relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of WRRRA.

¹⁴ The power can only be exercised as it relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of WRRRA.

¹⁵ The power can only be exercised as it relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of WRRRA.

¹⁶ The power can only be exercised as it relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of WRRRA.

(Local Government - Waste Management) Delegation (No. 1) 2015		
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CHAPTER 12 – WASTE AUDITS

Part 2 – Chief executive may require conduct of waste audits

Entity power given to	Section of WRRRA	Description
Powers delegated to Council in first instance by Chief Executive pursuant to Waste Reduction and Recycling (Local Government - Waste Management) Delegation (No. 1) 2015	253(1) ¹⁷	Subject to holding a reasonable suspicion that a person is contravening or has contravened a prescribed provision, power to give a notice requiring a person to commission a waste audit of the matter and to provide a waste report on the audit.

Part 3 – Other provisions

Entity power given to	Section of WRRRA	Description
A recipient as defined in s253(1).	256(1)	Power to make and provide a statutory declaration.

CHAPTER 15 – TRANSITIONAL PROVISIONS

Part 2 – Discounted levy for residue waste disposal until 30 June 2014

Entity power given to	Section of WRRRA	Description
Entity who conducts a recycling activity	278(1)	Power to make a residue waste discounting application.
Applicant of a residue waste discounting application	279(3)	Power to agree to a later date for the provision of further information.
Applicant of a residue waste discounting application	281(3)	Power to agree to or ask for a condition to a grant of application.

Part 3 – Exempt from waste levy for residue waste until 30 June 2014

Entity power given to	Section of WRRRA	Description
Entity who conducts a recycling activity	287(1)	Power to make a transition period exempt residue waste application.

¹⁷ The power can only be exercised as it relates to section 104 of WRRRA.

Applicant of a transition period exempt residue waste application	290(3)	Power to agree to or ask for a condition to a grant of application.
Holder of a transition period exempt residue waste application	293(3)(e)	Power to make written submissions.

CHAPTER 16 – OTHER TRANSITIONAL PROVISIONS

Part 2 – Transitional provisions for Waste Reduction and Recycling Amendment Act 2017

Entity power given to	Section of WRRRA	Description
Person	308(2)	Power to, before the collection transition day, deal with or do the specified things in relation to a container that does not display the refund marking.

Part 3 – Transitional provisions for Waste Reduction and Recycling (Waste Levy) Amendment Act 2019

Division 1 – Exemption from waste levy for particular residue waste during transition period

Entity power given to	Section of WRRRA	Description
Entity that conducted a recycling activity during the qualifying period	310(1)	In the specified circumstances, the power to apply to the Chief Executive for an approval that residue waste identified in the application (a <i>transition period exempt residue waste application</i>) is exempt waste for the transition period.
Applicant for approval that residue waste is exempt waste	313(3)	In the specified circumstances, the power to agree to or ask for a condition.
Holder of an approval	315(3)(e)	In the specified circumstances, the power within a stated period to make written submissions to show why the proposed action should not be taken.

Division 2 – Exemption from weighbridge requirements for particular sites under 20 June 2029

Entity power given to	Section of WRRRA	Description
Operator of a leviable waste disposal site	317(2)	In the specified circumstances, the power to apply to the Chief Executive for an exemption during the transition period from the requirements under section 57.
Applicant	320(3)	In the specified circumstances, the power to ask for or agree to a condition with the Chief Executive.

Division 3 – Other matters

Entity power given to	Section of WRRRA	Description
Operator of a waste disposal site	322(a)	In the specified circumstances, the power to give the Chief Executive notice that it is not practicable to use the weighbridge to measure and record waste or other material delivered to the site.
Operator of a small site	325(a)	In the specified circumstances, the power to give the Chief Executive written notice of a proposed alternative methodology for measuring and recording waste at the site.

Schedule 2

LIMITATIONS TO THE EXERCISE OF POWER

1. Where Council in its budget or by resolution allocates an amount for the expenditure of Council funds in relation to a particular matter, in exercising delegated power in relation to that matter, the delegate will only commit Council to reasonably foreseeable expenditure up to the amount allocated.
2. The delegate will not exercise any delegated power in relation to a matter which, to the delegate's knowledge, adversely affects, or is likely to adversely affect, Council's relations with the public at large.
3. The delegate will not exercise any delegated power contrary to a resolution or other decision of Council (including a policy decision relating to the matter).
4. The delegate will not exercise any delegated power in a manner, or which has the foreseeable effect, of being contrary to an adopted Council policy or procedure.
5. The delegate will only exercise a delegated power under this resolution in a manner which complies with the requirements of Council's Planning Scheme, and any exercise of power which involves a departure from or variation of those requirements will only be undertaken by Council.
6. The delegate will not exercise any delegated power which cannot lawfully be the subject of delegation by Council.

[2023 07 01 - WRRR - Delegation Instrument]

Delegable Powers under the Waste Reduction and Recycling Act 2011 ("WRRRA")

CHAPTER 3 – WASTE LEVY

Part 6 – Resource recovery area

Division 1 – Declaration of resource recovery area

Entity power given to	Section of WRRRA	Description	Delegation to the CEO / Date of Resolution	Sub-Delegation to Officers	Date of Sub-Delegation	Limitations and Conditions
Operator of a waste disposal site for which a resource recovery areas has been declared	72VA(3)(e)	In the specified circumstances, the power to: (a) make written submission to show why the proposed action should not be taken; or (b) take stated actions, if any, to avoid the taking of the proposed action.				

Part 7 – Payments to local governments

Entity power given to	Section of WRRRA	Description	Delegation to the CEO / Date of Resolution	Sub-Delegation to Officers	Date of Sub-Delegation	Limitations and Conditions
Local Government	73DB(1)	In the specified circumstances, the power to request payment of an additional amount for the financial year to further mitigate the direct effects of the waste levy on households in the local government's local area.				

[2023 07 01 - WRRRA - Delegation Table]

8.5 COUNCIL POLICY REVIEW**Date Prepared:** 3 August 2023**Author:** Senior Advisor Governance & Compliance**Attachments:**

1. Road and Water Crossing Naming Policy [↓](#)
2. Road and Water Crossing Naming Procedure [↓](#)

EXECUTIVE SUMMARY

As part of the ongoing organisation-wide compliance policy review work, amended and newly created instruments, along with instruments marked for repeal, are presented to Council for consideration.

RECOMMENDATION

That Council:

1. Repeals the:
 - (a) Road and Water Crossing Naming Policy – adopted 19 June 2019;
 - (b) Road and Water Crossing Naming Procedure – adopted 19 June 2019
2. Adopts the:
 - (a) Road and Water Crossing Naming Policy
 - (b) Road and Water Crossing Naming Procedure

BACKGROUND***Road and Water Crossing Naming Policy and associated procedure*****Purpose**

Provide for the controlled management of road and water crossing naming activities required for Council discharge of obligations under s 60 of the *Local Government Act 2009*.

Summary of amendments – both instruments

- Reformatting of position titles to align with approved naming conventions throughout
- Amendment of sentence structures to ensure clarity throughout
- Amendment of abbreviations for consistency throughout
- Update Related Documents and Reference sections
- Minor formatting amendments throughout

Summary of amendments – procedure instrument only

- Amend reference to local law at point 3.1.3 and insert appropriate footnote reference to s 60 of the LGA
- Remove ampersand from Appendix – Defined Districts map series headings.

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

Policy library and website updated to publish.



Road and Water Crossing Naming Policy

Policy Type	Governance Policy	Version:	4.0
Responsible Officer	Manager Development & Governance	Date Approved:	16/08/2023
Review Officer:	Manager Development & Governance	Review Due:	16/07/2027
Author:	Senior Advisor Governance & Compliance	Commencement:	16/08/2023

1. PURPOSE

The intent of this Policy is to:

Provide for the controlled management of road and water crossing naming activities required for Council discharge of obligations under the *Local Government Act 2009*.¹ This includes:

- (a) maintaining a list of approved names for defined districts throughout the Mareeba Shire Local Government area (the LG Area);
- (b) provide for an overarching process for the naming of unnamed roads and water crossings;
- (c) Provide for an overarching process for the renaming of existing named roads and water crossings.

2. SCOPE

This policy applies in all circumstances where there is a requirement for the allocation of a name to any road or water crossing located within the LG Area. The policy further applies to any submission of names for consideration by Council for inclusion in Council's approved listings of road and water crossing names.

3. POLICY STATEMENT

The Australian Standards² have been used to develop this Policy and the following principles have been adopted:

- Names will not be duplicated with an existing name within a defined district.
- Names should be appropriate to the physical, cultural or historical character of the area.
- Names should be reasonably easy to read, spell and pronounce, and should not be comprised of more than two words.
- A name which has historical or cultural significance holds preference to names of non-historical or non-cultural significance.

Council will maintain a series of approved listings of relevant names for each of six (6) defined districts from which names will be selected.³ Names will be added periodically to the lists with the approval of Council.

¹ See *Local Government Act 2009* (Qld) s 60.

² AS/NZS 4819:2011 *Australian/New Zealand Standard Rural and Urban Addressing* s 4.

³ See *Road and Water Crossing Naming Procedure* (MSC) Appendix for map representations of defined districts.

Road and Water Crossing Naming Policy

Approved lists hold a local history theme and are developed with consideration to Traditional Owners, local historians and Councillors and are derived from the following source themes:

- The names of fallen soldiers from a relevant district;
- Indigenous place names and language words within a relevant defined district;
- The names of historical or significant places, themes, families and individuals within the relevant district.

Council will consider input from community members who are able to provide sufficient background information to warrant the inclusion of additional names consistent with these source themes. Developers and community residents are encouraged to contact Traditional Owners of a certain area and request a name or word from the Indigenous language which relates specifically to the location of the subject road. Council can assist in providing the relevant Traditional Owner contacts which may be used for this purpose.

Where a new road or water crossing or unnamed road or water crossing falls outside of one of the six (6) defined districts, that road or water crossing should be named after the main property that it runs through or is adjacent to.

Any submission involving a request for a name which is not on an approved list for the relevant district will be referred to Council for approval. Such submissions must describe the origin of the name and demonstrate that it is consistent with the source themes outlined above.

Name listings relevant to each defined area contained within Council's *Road and Water Crossing Naming Procedure* will be reviewed and updated every two (2) years to ensure currency.

The designation of new road types, naming of newly created roads, streets and water crossings, the naming of existing unnamed roads and water crossings, and renaming of roads and water crossings is to be conducted in accordance with Council's *Road and Water Crossing Naming Procedure*.⁴

4. REPORTING

No additional reporting is required.

5. DEFINITIONS

Defined district – means one of six (6) defined geographic areas within the shire used for the management of names.

LG Area – means Local Government Area; the entire Mareeba Shire local government jurisdiction.

6. RELATED DOCUMENTS AND REFERENCES

Road and Water Crossing Naming Procedure (MSC)
Local Government Act 2009 (Qld)
Local Government Regulation 2012 (Qld)
AS/NZS 4819:2011 Australian/New Zealand Standard Rural and Urban Addressing (Standards Australia)

⁴ See *Road and Water Crossing Naming Procedure* (MSC) s 3.

Road and Water Crossing Naming Policy

7. REVIEW

It is the responsibility of the Manager Development and Governance to monitor the adequacy of this policy and implement and approve appropriate changes. This policy will be formally reviewed every four (4) years or as required by Council.



Road and Water Crossing Naming Procedure

Policy Type	Council Procedure	Version:	2.0
Responsible Officer	Manager Development & Governance	Date Approved:	16/08/2023
Review Officer:	Manager Development & Governance	Review Due:	16/07/2027
Author:	Senior Advisor Governance & Compliance	Commencement:	16/08/2023

1. PURPOSE

The intent of this Procedure is to:

Provide for the controlled management of road and water crossing naming activities required for discharge of Council's obligations under the *Local Government Act 2009* (LGA),¹ which includes:

- (a) maintaining a list of approved names for defined districts throughout the Mareeba Shire Local Government area (the LG Area);
- (b) provide for an overarching process for the naming of unnamed roads and water crossings;
- (c) Provide for an overarching process for the renaming of existing named roads and water crossings.

This Procedure should be read in conjunction with Council's *Road and Water Crossing Naming Policy*.

2. SCOPE

This procedure applies to all processes involving the allocation of names to any roads and water crossings located within the LG Area.

3. POLICY STATEMENT

New names within the LG Area are to be selected from approved lists, which have been collated for defined districts using local history as a theme in accordance with Council's *Road and Water Crossing Naming Policy*. The reasoning for these approved lists resides in Council's intention to ensure that the links to the Mareeba Shire's local history and indigenous cultural heritage are kept alive in a practical way which serves to honour our Traditional Owners, fallen soldiers and historical identities.

The designation of new road types will be as follows:²

- **Every blind (no through) road** shall be named '**Court**' or '**Close**' or another similar name, but not Road, Street, Avenue or Crescent.
- **Lane** – short, narrow cul-de-sac, maximum of three (3) lots.
- **Court** – Cul-de-sac, generally a maximum of twenty (20) lots.

¹ See *Local Government Act 2009* (Qld) s 60.

² See *AS/NZS 4819:2011 Australian/New Zealand Standard Rural and Urban Addressing Appendix A Road Types - Australia*.

Road and Water Crossing Naming Procedure

- **Close** – Cul-de-sac, generally a maximum of twenty (20) lots.
- **Street** – principal name designation for urban areas.
- **Crescent** – must have a pronounced curve in alignment, maximum of 75 allotments.
- **Circuit** – a short road closing on itself or a long meandering road coming back to the road of origin but not necessarily closing on itself, maximum of 75 lots.
- **Avenue** – must be tree lined, or proposed to be tree-lined, or within a well treed area, and be a through road.
- **Parade** – road of some significance and a through road.
- **Terrace** - road of some significance and a through road.
- **Drive** – trunk collector or collector road of some significance, greater than 75 lots, can include a no-through (blind) road.

3.1 **THE NAMING OF NEWLY CREATED ROADS, STREETS AND WATER CROSSINGS**

- 3.1.1 Developers are required to choose from the approved list for the relevant defined district³ for new roads and water crossings constructed as part of subdivisional development.
- 3.1.2 In an area where a name theme exists within an area, that theme shall be continued in the naming of new streets and roads.
- 3.1.3 In naming new roads and water crossings created by subdivisional works within the LG Area, the selection of names is exclusively within the jurisdiction of Council under the LGA.4 Proposed names of new roads and water crossings must be selected from approved lists and referred to the Manager Development & Governance for endorsement.
- 3.1.4 The authority to adopt a new name is delegated to Council's Manager Development & Governance if the selected name is from the approved list for the relevant district, or in accordance with an existing theme for the area.

3.2 **THE NAMING OF EXISTING, UNNAMED ROADS AND WATER CROSSINGS AND THE RENAMING OF ROADS AND WATER CROSSINGS**

- 3.2.1 Where an existing road or water crossing is unnamed, a property owner may submit a written request to Council to name that road or water crossing, by selecting an entry from the approved list for the relevant district.
- 3.2.2 Where a proposed name is selected from an approved list, authority to approve the proposed name will be delegated to the Chief Executive Officer.

³ See Appendix for map representations of defined districts: Name lists are maintained as live and dynamic documents which are periodically updated and will be provided as required upon request.

⁴ See *Local Government Act 2009* (Qld) ss 60(2)(c)-(d).

Road and Water Crossing Naming Procedure

- 3.2.3 Where a proposed name is not from an approved list, the proposal will be referred to Council for approval.
- 3.2.4 Proposals regarding the renaming of existing roads and water crossings must be made in writing and referred to Council for approval after a process of public notification.
- 3.2.5 Council will notify all property owners fronting the subject road of the proposed naming or renaming and advertise the proposal via the local media. Where a proposal for naming or renaming is relevant to a water crossing, the proposal will also be advertised via the local media. The community will then have a period of thirty (30) business days to respond with a submission in opposition or support of the proposed naming or renaming before a report with a recommendation is put before Council.
- 3.2.6 Where there is opposition or a dispute arises about a proposed name, a report will be prepared and referred to Council for consideration and resolution.

4. REPORTING

- No additional reporting is required.

5. DEFINITIONS

Defined district – means one of six (6) defined geographic areas within the shire used for the management of road and water crossing names.

LG Area – means Local Government Area; the entire Mareeba Shire local government jurisdiction.

6. RELATED DOCUMENTS AND REFERENCES

Road and Water Crossing Naming Policy (MSC)

Local Government Act 2009 (Qld)

AS/NZS 4819:2011 Australian/New Zealand Standard Rural and Urban Addressing (Standards Australia)

7. REVIEW

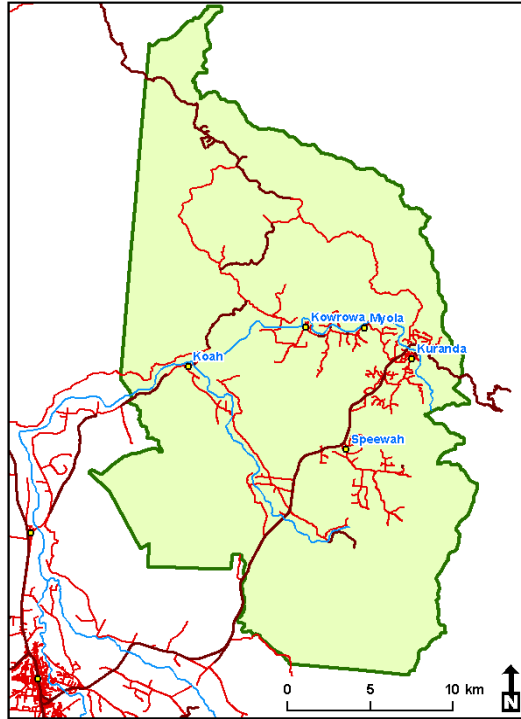
It is the responsibility of the Manager Development & Governance to monitor the adequacy of this procedure and implement and approve appropriate changes. This procedure will be formally reviewed every four (2) years or as required by Council.

Road and Water Crossing Naming Procedure

APPENDIX - DEFINED DISTRICTS

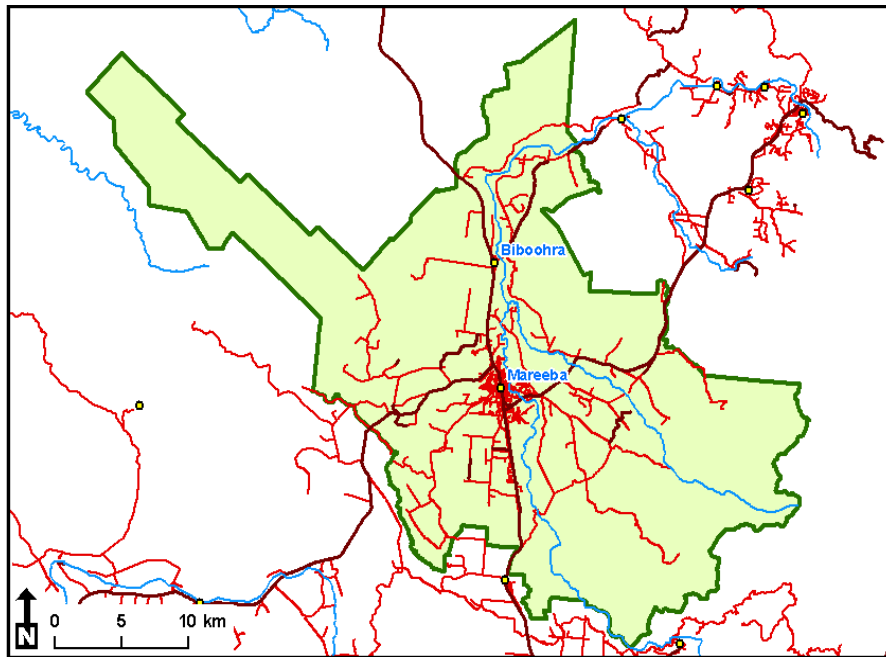
District 1

Made up of the localities of Koah, Kuranda, Mona Mona, Myola and Speewah.



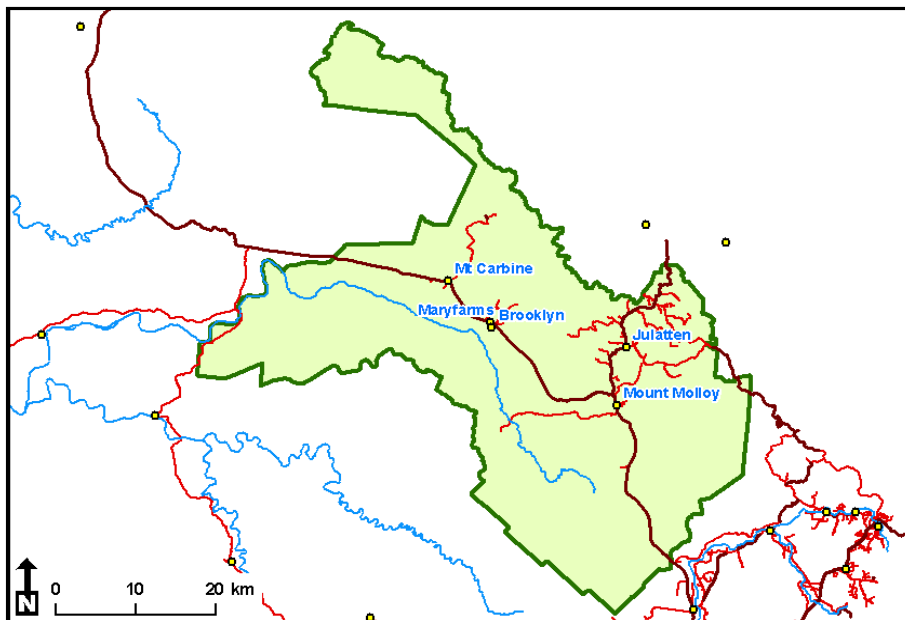
District 2

Made up of the localities of **Biboohra, Mareeba and Paddy's Green**



District 3

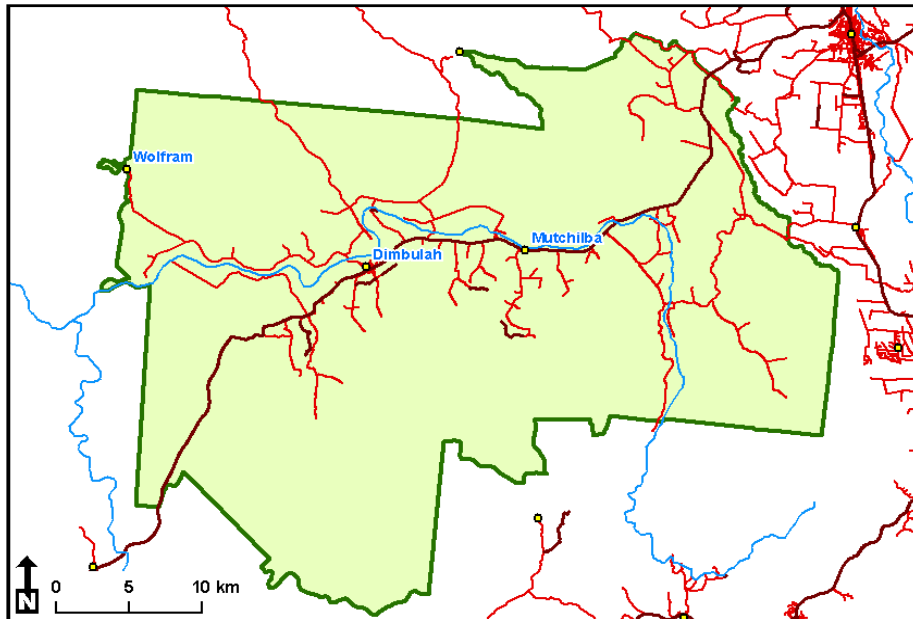
Made up of the localities of **Julatten, Mt Molloy, Mt Carbine and Maryfarms.**



District 4

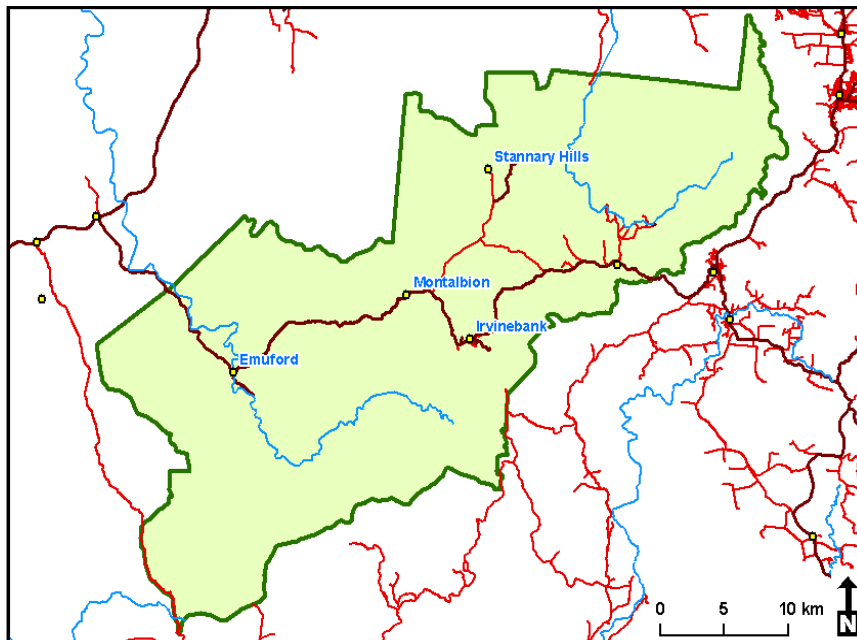
Road and Water Crossing Naming Procedure

Made up of the localities of Arriga, Dimbulah and Mutchilba.



District 5

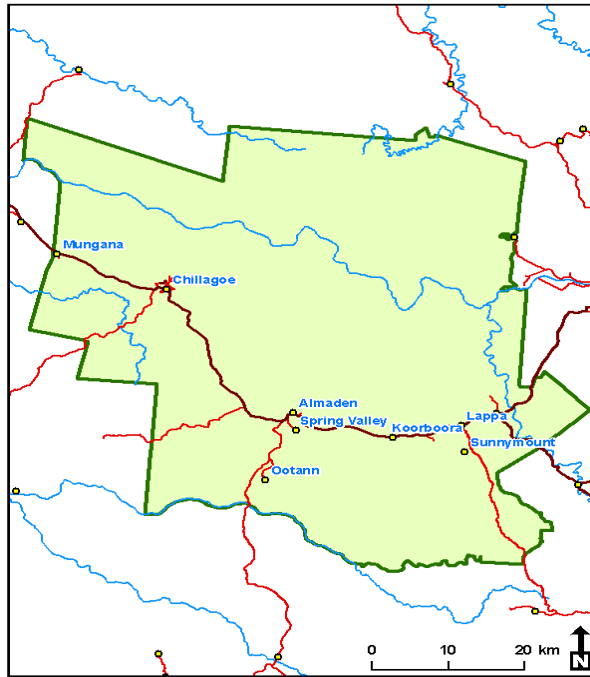
Made up of the localities of Irvinebank and Watsonville.



Road and Water Crossing Naming Procedure

District 6

Made up of the localities of **Almaden, Chillagoe**



8.6 FINANCIAL STATEMENTS PERIOD ENDING 31 JULY 2023

Date Prepared: 2 August 2023
Author: Manager Finance
Attachments: 1. July 2023 Budgeted Income Statement [↓](#)

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with an overview of financial matters for the period 1 July 2023 to 31 July 2023.

RECOMMENDATION

That Council receives the Financial Report for the period ending 31 July 2023.

BACKGROUND

Each month, year to date financial statements are prepared to monitor actual performance against budgets.

It should be noted that whilst financial year end processes are still in progress, this will impact the July figures as reported below.

The 2022/23 Financial Statements will be presented to the Audit Committee and Queensland Audit Office for the annual audit on 10 August 2023.

For the month ending 31 July 2023, the actual results are in line with the year-to-date budget.

The budgeted figures reflect the 2023/24 Budget as adopted by Council at the 19 July 2023 meeting.

There are no issues or concerns to discuss or highlight at this stage.

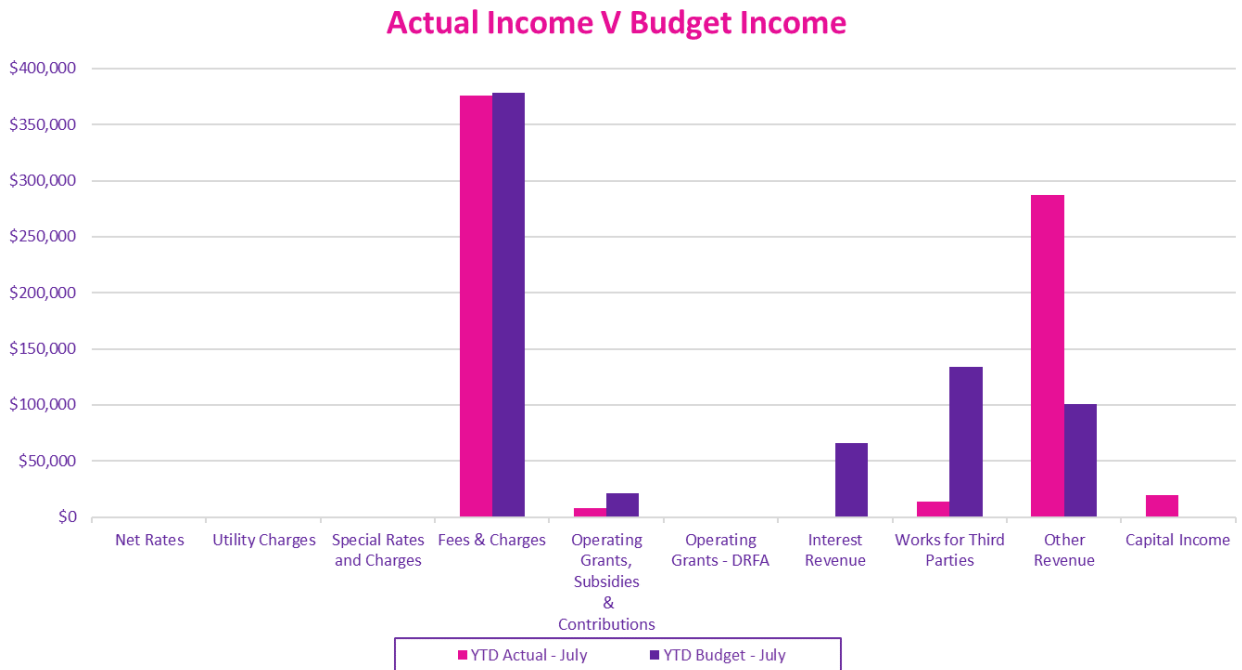
<i>July 2023 - Snapshot</i>	Actuals YTD	Budget YTD
Total Operating Income	\$ 684,394	699,195
Total Operating Expenditure	\$ 5,425,447	5,397,636
Operating Surplus/(Deficit)	\$ (4,741,053)	(4,698,441)
Total Capital Income (grants, developer contributions)	\$ 19,463	-
Net Result - Surplus/(Deficit)	\$ (4,721,590)	(4,698,441)

The Rate Notices for the period ending 31 December 2023 are due to be issued on 21 August 2023 with the discount due date being 22 September 2023. The deficit shown above is impacted by the timing on the rate income.

Income Analysis

Total income (inclusive of capital income of \$19,463) for the period ending 31 July 2023 is \$704,128 compared to the YTD budget of \$699,195.

The graph below shows actual income against budget for the period ending 31 July 2023.



	Actual YTD	Budget YTD	Note
Net Rates	-	-	1
Utility Charges	-	-	1
Special Rates and Charges	-	-	1
Fees & Charges	375,606	378,133	
Operating Grants, Subsidies & Contributions	7,968	21,058	
Operating Grants, Subsidies - DRFA	-	-	
Interest Received	-	65,583	
Works for Third Parties	13,858	133,902	2
Other Revenue	287,234	100,519	3
Capital Income	19,463	-	

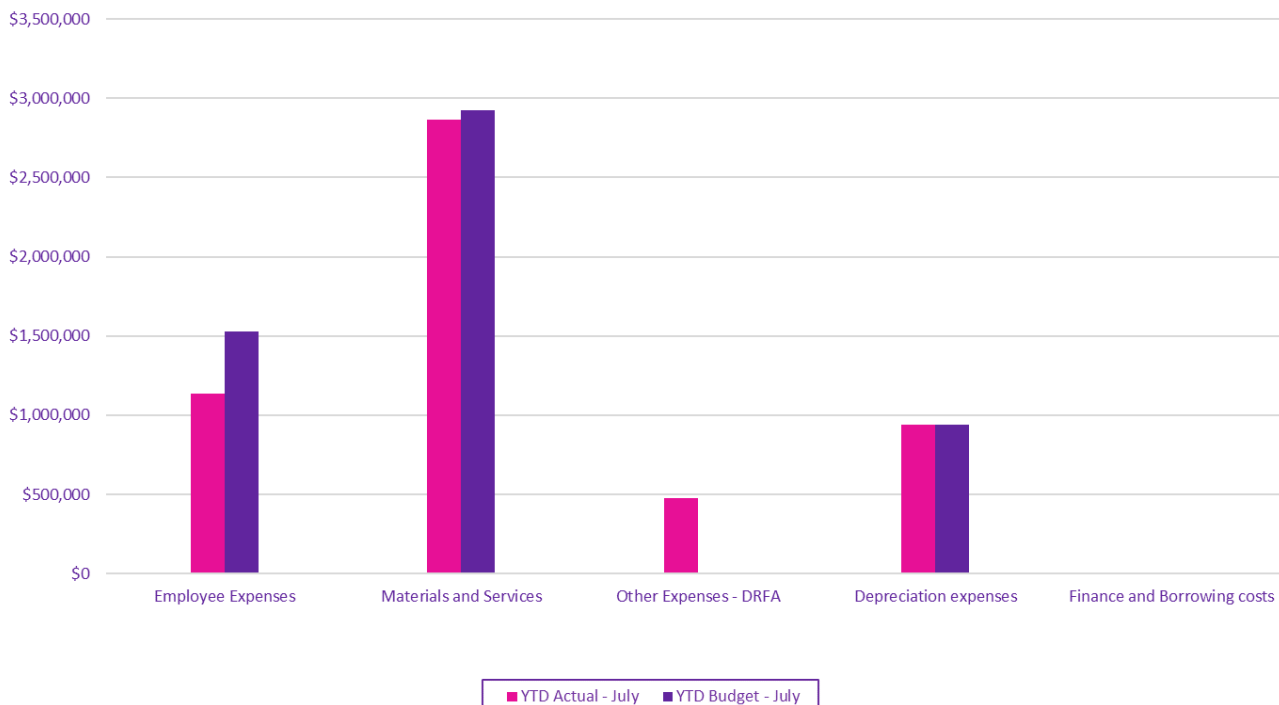
Notes:

1. Rates and Charges will be raised and levied in August.
2. RMPC invoice for July has not been raised yet.
3. Annual invoices have been raised for some rent and leases, however the budget has been apportioned equally over 12 months.

Expenditure Analysis

Total expenses for the period ending 31 July 2023 is \$5,425,447 compared to the YTD budget of \$5,397,636. The graph below shows actual expenditure against budget for the period ending 31 July 2023.

Actual Expenditure V Budget Expenditure



	Actual YTD	Budget YTD	Note
Employee expenses	1,138,160	1,525,875	
Materials & Services	2,868,019	2,922,002	
Other Expenses - DRFA	476,314	-	
Depreciation expenses	942,954	942,955	
Finance & Borrowing costs	-	6,804	

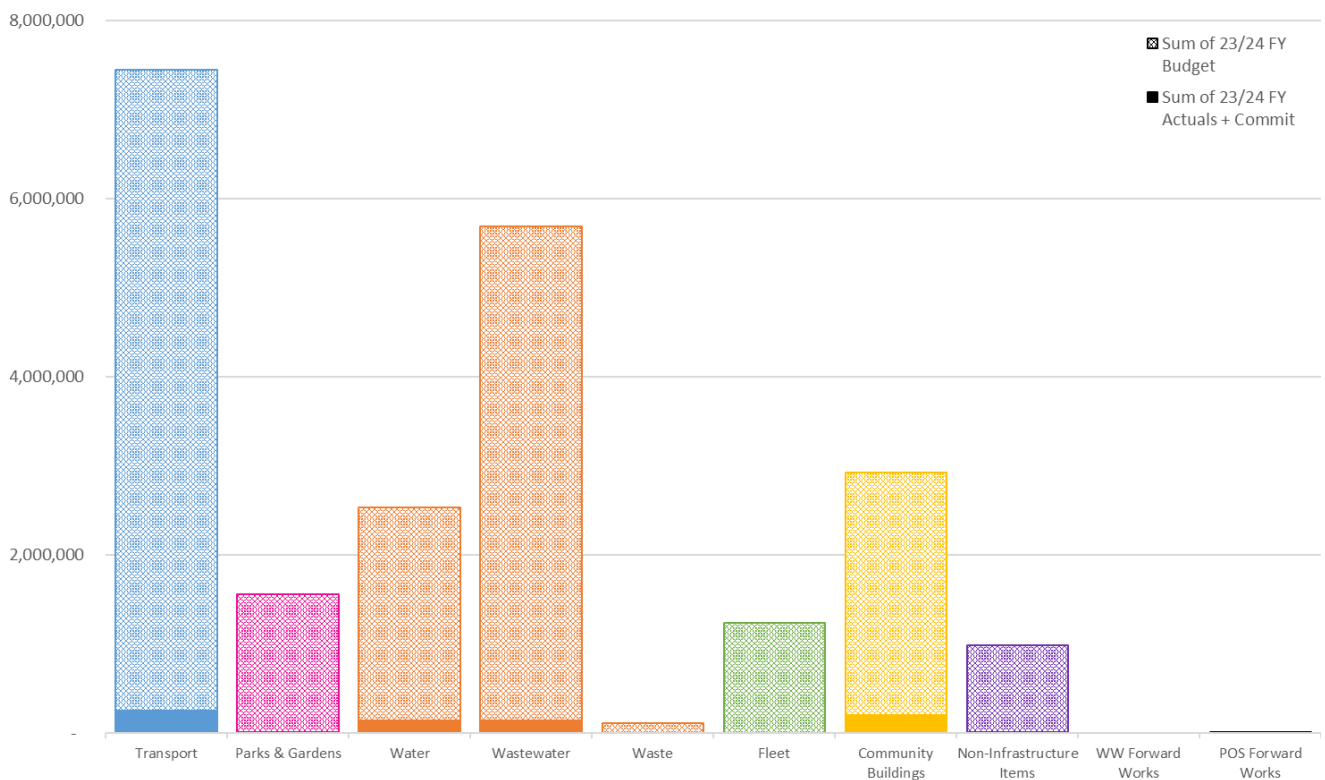
Notes:

There are no significant issues to report.

Capital Expenditure

Total capital expenditure of \$605,781 (including commitments) has been spent for the period ending 31 July 2023 against the 2023/24 annual capital budget of \$22,802,228.

The 2022/23 capital projects that did not commence or finish will be considered in the carryover of 2023/24 budget, which will be provided to Council at the September meeting.



Loan Borrowings

Council's loan balance is \$6,877,440.

Rates and Charges

The total rates and charges payable as at 31 July 2023 are \$2,306,269 which is broken down as follows:

Status	31 July 2023		31 July 2022	
	No. of properties	Amount	No. of properties	Amount
Valueless land	4	78,466	11	417,071
Payment Arrangement	3	6,225	1	1,952
Collection House	230	872,919	212	655,562
Exhausted – awaiting sale of land	6	46,416	50	595,164
Sale of Land	*59	1,008,458	2	63,296
Other (includes supplementary rate notices)	113	293,785	342	65,401
TOTAL	415	2,306,269	618	1,789,446

* This includes the 57 Kuranda Resort properties which were up for Sale of Land. This auction took place on 25 May and the process is still being managed by Collection House who are currently finalising the sales.

The Rate Notices for the period ending 31 December 2023 are being prepared with an anticipated issue date of 21 August 2023 and a due date of 22 September 2023.

Collection House collected \$88,310 for the month of July 2023.

Council officers held the auction for sale of land for overdue rates for three (3) properties on Tuesday, 25 July 2023. Two (2) of the properties were passed in and will be placed on the open market for sale.

Sundry Debtors

The total outstanding for Sundry Debtors as at 31 July 2023 is \$696,062 which is made up of the following:

Current	30 days	60 days	90 + days
586,817	6,078	86,072	17,095
84.31%	0.87%	12.37%	2.45%

Procurement

There were no emergency purchase orders for the month.

RISK IMPLICATIONS

Nil

Legal/Compliance/Policy Implications

Section 204 of the *Local Government Regulation 2012* requires the financial report to be presented to local government if the local government holds its ordinary meetings more frequently (than once per month) - to a meeting in each month.

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

LINK TO CORPORATE PLAN

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

Nil

Budgeted Income Statement by Fund 2023/24 Budget

Consolidated			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	40,677,068
Less Discounts and Pensioner Remissions	-	-	(2,084,880)
Net Rates and Utility Charges	-	-	38,592,188
Fees and Charges	375,606	378,133	2,128,351
Operating Grants and Subsidies	7,698	16,725	8,233,196
Operating Grants and Subsidies - DRFA	-	-	-
Operating Contributions	-	4,333	52,000
Interest Revenue	-	65,583	787,000
Works for Third Parties	13,858	133,902	1,606,826
Other Revenue	287,234	100,519	1,199,625
Total Operating Revenue	684,394	699,195	52,599,186
Expenditure			
Employee Expenses	1,138,160	1,525,875	18,500,677
Materials and Services	2,868,019	2,922,002	17,495,588
Other Expenses - DRFA	476,314	-	-
Depreciation expense	942,954	942,955	11,315,475
Finance and Borrowing costs	-	6,804	249,000
Total Operating Expenses	5,425,447	5,397,636	47,560,740
Operating Surplus/(Deficit)	(4,741,053)	(4,698,441)	5,038,446
Capital Income			
Capital Contributions	19,463	-	-
Capital Grants and Subsidies	-	-	6,575,000
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	19,463	-	6,575,000
Net Result	(4,721,590)	(4,698,441)	11,613,446

Budgeted Income Statement by Fund 2023/24 Budget

General			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	21,858,221
Less Discounts and Pensioner Remissions	-	-	(2,084,880)
Net Rates and Utility Charges	-	-	19,773,341
Fees and Charges	331,414	322,164	1,283,965
Operating Grants and Subsidies	7,698	16,725	8,233,196
Operating Grants and Subsidies - DRFA	-	-	-
Operating Contributions	-	-	-
Interest Revenue	-	39,000	468,000
Works for Third Parties	13,858	133,902	1,606,826
Other Revenue	229,060	82,685	985,625
Total Operating Revenue	582,030	594,476	32,350,953
Expenditure			
Employee Expenses	1,102,764	1,361,004	16,484,913
Materials and Services	2,187,737	1,939,445	7,249,824
Other Expenses - DRFA	476,314	-	-
Depreciation expense	666,965	666,965	8,003,597
Finance and Borrowing costs	-	6,804	142,852
Total Operating Expenses	4,433,780	3,974,219	31,881,186
Operating Surplus/(Deficit)	(3,851,750)	(3,379,742)	469,767
Capital Income			
Capital Contributions	19,463	-	-
Capital Grants and Subsidies	-	-	4,314,000
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	19,463	-	4,314,000
Net Result	(3,832,288)	(3,379,742)	4,783,767

Budgeted Income Statement by Fund 2023/24 Budget

Waste			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	4,560,330
Less Discounts and Pensioner Remissions	-	-	-
Net Rates and Utility Charges	-	-	4,560,330
Fees and Charges	36,173	46,386	729,386
Operating Grants and Subsidies	-	-	-
Operating Contributions	-	4,333	52,000
Interest Revenue	-	3,500	42,000
Works for Third Parties	-	-	-
Other Revenue	34,106	15,750	189,000
Total Operating Revenue	70,278	69,969	5,572,716
Expenditure			
Employee Expenses	-	18,508	222,091
Materials and Services	518,316	431,297	5,116,750
Depreciation expense	15,012	15,012	180,144
Finance and Borrowing costs	-	-	-
Total Operating Expenses	533,328	464,817	5,518,985
Operating Surplus/(Deficit)	(463,050)	(394,848)	53,731
Capital Income			
Capital Contributions	-	-	-
Capital Grants and Subsidies	-	-	-
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	-	-	-
Net Result	(463,050)	(394,848)	53,731

Budgeted Income Statement by Fund 2023/24 Budget

Wastewater			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	6,070,475
Less Discounts and Pensioner Remissions	-	-	-
Net Rates and Utility Charges	-	-	6,070,475
Fees and Charges	2,456	5,000	60,000
Operating Grants and Subsidies	-	-	-
Operating Contributions	-	-	-
Interest Revenue	-	17,083	205,000
Works for Third Parties	-	-	-
Other Revenue	-	-	-
Total Operating Revenue	2,456	22,083	6,335,475
Expenditure			
Employee Expenses	11,176	54,890	669,805
Materials and Services	61,755	204,397	1,773,161
Depreciation expense	137,429	137,429	1,649,153
Finance and Borrowing costs	-	-	106,148
Total Operating Expenses	210,360	396,716	4,198,267
Operating Surplus/(Deficit)	(207,904)	(374,633)	2,137,208
Capital Income			
Capital Contributions	-	-	-
Capital Grants and Subsidies	-	-	2,261,000
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	-	-	2,261,000
Net Result	(207,904)	(374,633)	4,398,208

Budgeted Income Statement by Fund 2023/24 Budget

Water			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	8,063,857
Less Discounts and Pensioner Remissions	-	-	-
Net Rates and Utility Charges	-	-	8,063,857
Fees and Charges	5,562	4,583	55,000
Operating Grants and Subsidies	-	-	-
Operating Contributions	-	-	-
Interest Revenue	-	6,000	72,000
Works for Third Parties	-	-	-
Other Revenue	24,068	2,083	25,000
Total Operating Revenue	29,630	12,667	8,215,857
Expenditure			
Employee Expenses	24,220	91,473	1,123,868
Materials and Services	56,796	342,831	3,308,279
Depreciation expense	118,719	118,719	1,424,631
Finance and Borrowing costs	-	-	-
Total Operating Expenses	199,735	553,023	5,856,778
Operating Surplus/(Deficit)	(170,105)	(540,357)	2,359,079
Capital Income			
Capital Contributions	-	-	-
Capital Grants and Subsidies	-	-	-
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	-	-	-
Net Result	(170,105)	(540,357)	2,359,079

Budgeted Income Statement by Fund 2023/24 Budget

Benefited Area			
	Actual YTD	Budget YTD	2023/24 Budget
Revenue			
Rates and utility charges	-	-	124,185
Less Discounts and Pensioner Remissions	-	-	-
Net Rates and Utility Charges	-	-	124,185
Fees and Charges	-	-	-
Operating Grants and Subsidies	-	-	-
Operating Contributions	-	-	-
Interest Revenue	-	-	-
Works for Third Parties	-	-	-
Other Revenue	-	-	-
Total Operating Revenue	-	-	124,185
Expenditure			
Employee Expenses	-	-	-
Materials and Services	43,415	4,032	47,574
Depreciation expense	4,829	4,829	57,950
Finance and Borrowing costs	-	-	-
Total Operating Expenses	48,244	8,861	105,524
Operating Surplus/(Deficit)	(48,244)	(8,861)	18,661
Capital Income			
Capital Contributions	-	-	-
Capital Grants and Subsidies	-	-	-
Donated Assets	-	-	-
Profit/(Loss) on Sale of Asset	-	-	-
Total Capital Income	-	-	-
Net Result	(48,244)	(8,861)	18,661

8.7 COMMUNITY ASSISTANCE UPDATE

Date Prepared: 2 August 2023

Author: Manager Customer and Community Services

Attachments: 1. Community Assistance Outcomes 2022/2023 [↓](#)

EXECUTIVE SUMMARY

This report presents the key outcomes of community assistance for the financial year ending June 2023.

RECOMMENDATION

That Council receives the Community Assistance Update.

BACKGROUND

The attached document provides community assistance outcomes for 2022/23.

RISK IMPLICATIONS

Nil

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

LINK TO CORPORATE PLAN

Community: An informed and engaged community which supports and encourages effective partnerships to enhance the liveability of the Shire.

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

Media release and social media post be prepared for 2022/2023 community assistance outcomes.



the liveability of the Shire'



COMMUNITY ASSISTANCE

about

Council supports community groups and events in a variety of ways.

The Community Partnerships and Rate Rebates and Remissions Policies provides cash and in-kind assistance and operational rebates to eligible groups / events.

Interest free and low interest loans can also be provided to groups to support major developments to community facilities through Council's Community Loans Policy.

Council recognises the significant community benefit to be gained from supporting the community management of facilities such as halls.

The Community Management of Halls Policy supports local groups in managing a hall to increase usage in ways that suit unique local characteristics and issues.

Council's Regional Arts Development Fund supports projects that build cultural capacity, cultural innovation and community wellbeing in the Shire. Individuals, groups and not-for-profit organisations can apply for grants each year.

Concession and community benefit hall hire fees are available to events and groups that deliver considerable community benefit.

Customer & Community Services Officers are available to provide grants assistance for groups applying for funding.

priorities

- Working in partnership we can achieve greater benefits than working alone.
- Support the volunteer efforts of groups to enhance the liveability of the Shire.
- Assistance for non-commercial events and activities where it cannot come from other sources.
- Effective and efficient use of Council funds that promotes the self-sufficiency of community groups.

2022/23 OUTCOMES

- 105 Community Groups & Organisations supported
- \$194,800 Cash Donations
- \$33,500 In-kind Assistance
- \$140,700 Rate Rebates & Charge Remissions
- \$5,000 Community Loan
- \$10,117 RADF Community Grants

Total \$384,117

8.8 CCTV SURVEY RESULTS

Date Prepared: 3 August 2023
Author: Senior Community Services Officer
Attachments: Nil

EXECUTIVE SUMMARY

This report presents the results of a survey of property owners and business operators regarding their views on the installation of a centralised CCTV system in the Mareeba central business district and proposes that Council continues with current activities regarding public safety.

RECOMMENDATION

That Council:

1. Notes that the results of the survey of property owners / business operators clearly indicates insufficient support for the installation of a CCTV surveillance system in Mareeba central business district;
2. Continues to provide assistance through its *Community Safety Enhancement Program* to property owners and business operators installing their own surveillance systems or lighting to enhance surveillance of public spaces; and
3. Continues to advocate for State Government responsibility for community safety.

BACKGROUND

At the Council Meeting held 21 June 2023 the following resolution was passed:

"That Council:

- 1. notes the update on options for the installation of closed-circuit television systems and monitoring services in the Mareeba main business area; and*
- 2. that a survey be conducted of the Ratepayers in the Mareeba Special Rate areas 1 & 2, to establish if they would be willing to pay the required additional special rate, as outlined in the Report, to fund the ongoing costs of CCTV in the Mareeba CBD."*

Commercial property owners and business operators within the Mareeba Benefited Areas 1 & 2 were subsequently invited to participate in a survey to determine their views on increasing the Mareeba Benefited Area Levy to fund the ongoing monitoring and maintenance costs of a surveillance system.

A letter, containing information about the estimated costs and link to the online survey, was posted to owners of all 133 eligible properties and hand delivered to 232 eligible businesses.

A total of 46 responses were received (23 properties and 23 businesses). Of the 46 responses, 80% (37 responses) voted NO and 20% (9 responses) voted YES. A majority NO vote was achieved amongst both the property owners and businesses.

Community Safety Enhancement Program

Council's *Community Safety Enhancement Program* aims to enhance public safety in Mareeba central business area by extending surveillance in areas of public safety concern. Eligible business operators or building owners can apply for assistance to purchase and install a new or extend an existing security system or lighting that enhances surveillance in public spaces.

Advocacy

The installation and management of surveillance systems is not Council's core business.

To this end, Council submitted the following motion for consideration at the 2022 Local Government Association Queensland (LGAQ) Annual Conference – *"The LGAQ calls on the State Government to provide funding to the Queensland Police Service to enable them to install, maintain and operate CCTV systems in communities."* This motion was adopted at the Conference.

It is proposed that Council continues to advocate for State Government responsibility for public safety.

RISK IMPLICATIONS**LEGAL/COMPLIANCE/POLICY IMPLICATIONS**

Nil

FINANCIAL AND RESOURCE IMPLICATIONS**Capital**

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Financial Sustainability: A council that continuously operates in a cost-effective manner while managing council's assets and reserves to ensure a sustainable future.

Community: An informed and engaged community which supports and encourages effective partnerships to enhance the liveability of the Shire.

IMPLEMENTATION/COMMUNICATION

Where possible, survey respondents will be informed of Council's Public Safety Enhancement Program.

9 INFRASTRUCTURE SERVICES

9.1 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - JULY 2023

Date Prepared: 19 July 2023

Author: Manager Assets and Projects

Attachments:

1. [Capital Works Highlights - July 2023](#) ↓
2. [Capital Works Summary - July 2023](#) ↓

EXECUTIVE SUMMARY

The purpose of this report is to provide an update on capital works projects undertaken by the Infrastructure Services Department during the month of July 2023.

RECOMMENDATION

That Council receives the Infrastructure Services Capital Works Monthly Report for the month of July 2023.

BACKGROUND

Council's Capital Works program is focussed on renewal and upgrade of Council infrastructure to achieve Council's corporate vision of "A growing, confident and sustainable Shire". The program is funded through a combination of Council's own funding and external grants and subsidies.

RISK IMPLICATIONS

Financial

The capital works program is tracking within budget.

Infrastructure and Assets

Projects included in the current capital works program were identified through Council's Project Prioritisation Tool (PPT) which uses a risk-based, multi-criteria approach to rank projects in order of priority. The PPT is aligned with Council's Long-Term Financial Plan and Asset Management sub-plans, which focus of renewal of existing assets.

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

All capital works are listed in and funded by the 2023/24 Capital Works Program.

LINK TO CORPORATE PLAN

Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

IMPLEMENTATION/COMMUNICATION

**Infrastructure Services Capital Works Report
Project Highlights – July 2023**



Project Name: Bicentennial Lakes Gravity Sewer Main Upgrade

Program: Wastewater

Background

All works associated with the construction of a sewer gravity main upgrade, inclusive of a water main relocation to enable the works, to service Mareeba. The gravity sewer main installation is located within Bicentennial Lakes, Mareeba. The alignment connects at Rankin Street and discharges upstream of the pump station at Byrnes Street. Works for the gravity sewers will generally be limited to the road reserve between the edge of road and property boundary. The water main relocation is located at Keeble Street and Jacobsen Street, Mareeba. Works for the water main relocation will generally be limited to the road reserve between the edge of road and property boundary.

Scope of Works

Installation of new 450mm gravity trunk sewer main, sewer manholes and connections and relocation and upgrading of water mains located at Keeble Street and Jacobsen Street and connections and valving.

Progress Update

Works commenced mid-May and have progressed well with the contractor achieving the following project milestones during July:

- Installation of DN375 sewer main pipework from manhole 1/19 to Ch.1376 (Rankine Street manhole at end of line 1).
- Completion of manholes 1/13, 1/14, 1/16, 1/17, 1/18, 1/19 and 1/20.
- Installation of DN150 water main along Jacobsen Street from Byrnes Street to QR corridor.
- Installation of DN150 sewer from 1/8 to MEC001MH011 (Line 3).
- Pressure testing of Line 1 from 1/12 to 1/20 (excluding section between 1/14 and 1/15).
- Reinstatement of water main temporarily removed on Rankin Street.



Existing DN150 sewer installation through new manhole, existing sewer to be cut inside manhole once new sewer line is commissioned

**Infrastructure Services Capital Works Report
Project Highlights – July 2023**



DN300 valve assembly prepped for thrust block concrete pour, and water main marker tape above reinstated DN100 DICL pipe

Infrastructure Services Capital Works Report Project Highlights – July 2023



Project Name: Euluma Creek Road – Widen and Seal CH 9.35-10.13

Program: Rural Roads

Background

Euluma Creek Road is classed as a Local Road of Regional Significance (LRRS) under the Roads and Transport Alliance and is eligible for a maximum of 50% funding from the Transport and Infrastructure Development Scheme (TIDS).

Several projects are currently listed in the FNQROC TIDS Program for the widening of sections of Euluma Creek Road between Black Mountain Road and McLeans Bridge Road to cater for increasing heavy traffic and to address ongoing defects, edge wear and edge drop.

Scope of Works

The existing 5m wide bitumen section is to be realigned and widened to a sealed width of 8m with drainage infrastructure extended accordingly.

Progress Update

Construction works were completed early June and the project was scheduled for bitumen sealing on 20 June. Unfortunately, rain interrupted the sealing works and just under half of the proposed sealing area remained unsealed. An additional sealing date was secured, and the sealing works were completed 19 July. Line marking is scheduled for the third week of August.



Second coat 10mm seal



Completed seal

Infrastructure Services Capital Works Report Project Highlights – July 2023



**Project Name: Bilwon Road Biboohra – Road Rehabilitation and Culvert Upgrade
(Querin Road to Rosing Road)**

Program: Rural Roads

Background

In 2021, Mareeba Shire Council had a request from the Queensland Police Service to undertake a safety audit on a section of Bilwon Road between Querin Road and Rosing Road in response to a number of non-fatal traffic accidents. As a result of the safety audit a project was created in Mareeba Shire Council’s Project Prioritisation Tool and Roads to Recovery funding was allocated to the project in the 2022/2023 Capital Works Program.

Scope of Works

The scope of works includes the rehabilitation of the existing section of road, replace the 1800Ø RCPs, generally improve the vertical alignment and provide new driveway crossovers to several residences.

Progress Update

The culvert installation has been completed along with all drainage works and excavation to subgrade level on the right hand side. Several unsuitable subgrade sections have been replaced and the importing of the subbase layer has commenced.



1800Ø RCP headwall after pouring



1800Ø RCP headwall complete



RHS subbase layer



LHS driveway crossover

Infrastructure Services Capital Works Report Project Highlights – July 2023



Project Name: Springmount Road – Curve and Culvert Widening Ch 13.18 - Ch 18.10

Program: Rural Roads

Background

Council received Federal Government funding from the Heavy Vehicle Safety and Productivity Program (HVSP) to undertake curve and culvert widenings on Springmount Road. The grant will cover 80% of the design and construction costs with the Transport Infrastructure Development Scheme (TIDS) contributing 10% and Mareeba Shire Council the other 10%.

Scope of Works

The scope of works includes the widening and bitumen sealing of curves and associated culverts between chainage 13.18 and chainage 18.10 on Springmount Road. Extensive culvert inlet and outlet works will be required to de-water some of the existing culverts that have silted up after many years of agricultural runoff.

Progress Update

Clear and grub and dewatering activities are complete and culvert extensions and headwall installations are ongoing.



Culvert extensions



Drainage work – RHS



Culvert de-watering

Infrastructure Services Capital Works Report Project Highlights – July 2023



Project Name: Anzac Park Mareeba

Program: Parks and Open Spaces

Background

Mareeba Shire has multiple war memorial sites, displays and historical places of interest which honour those in our community who served Australia and Council recognised the need to revitalise Anzac Park as the focal point for veterans, serving members of the Australian Defence Force and community. Businesses in Mareeba's CBD have been asking for changes to improve safety and reduce anti-social behaviour in the main street, and the revitalisation of Anzac Park should contribute to these aims.

Scope of Work

The parkland will incorporate up-lighting to highlight some of the features including the cannons and the trees, removal of the fountain, footpath renewal and planting of additional trees. The project will also see the addition of a named archway at the rear of the park.

Progress Update

Concrete footpath is complete and tiling work has commenced. The rear wall has been constructed and rendering of the wall has commenced.



Anzac Park Mareeba Construction Works – Byrnes Street Entrance

Infrastructure Services Capital Works Report Project Highlights – July 2023



Anzac Park Footpath Replacement – tiling continues



Anzac Park Mareeba Construction Works – Railway Avenue Entrance

Infrastructure Services Capital Works Report Project Highlights – July 2023



Project Name: Bicentennial Lakes Revitalisation Project

Program: Parks and Open Spaces

Background

This project will activate the Lakes, breathing life back into the area and surrounds for the enjoyment of our community and visitors.

Scope of Work

The Bicentennial Lakes Project will completely revitalise the Lakes, starting in the southern section between Rankin Street and Keeble Street. In the southern section, the weirs will be removed, and the lakes will be filled to allow for more parkland. A watercourse will remain, although it will be narrower to encourage seasonal rains to flow through into the northern section. Water will no longer stagnate in a series of weirs. The increased parkland will allow for the addition of a playground and outdoor facilities.

Key Features:

- Bulk earthworks to improve the movement of water
- Earthworks to increase parkland in the southern section
- Construction of a playground and pump track
- New toilet facility
- Footpath improvements
- Construction of outdoor facilities

Progress Update

Waterway improvements

The weirs have been removed in the Southern Lakes precinct to allow the ground to dry so that it can be reshaped to a gully. Preparations offsite are underway to bring in material to commence the reshaping works.

Mason Street Playground

Quotes have been called for construction of the pump track and key features that were identified from the survey results.

**Infrastructure Services Capital Works Report
Project Highlights – July 2023**



BICENTENNIAL LAKES REVITALISATION PROJECT

THE SURVEY RESULTS ARE IN!

Council has prioritised the following play and outdoor elements for the new active recreational space.



Bicycle Pump Track



Boulder Climb



BBQs



Double Flying Fox



Embankment Slide



Swings



Covered Tables & Seating

Plus

Additional lighting, improved accessibility and new amenities block.

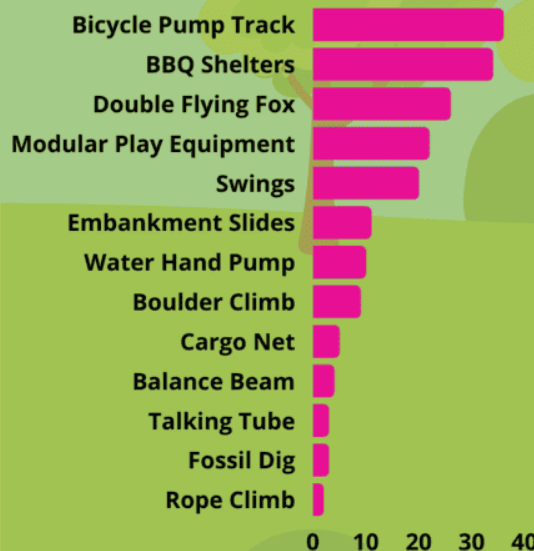
The play elements for the new active recreational space were chosen based on the results of the community survey, budget and overall precinct design.

Despite being a relatively popular option, the modular play equipment will not be included at this stage due to high purchase and installation costs.

This means other options can now be included as part of the final design.

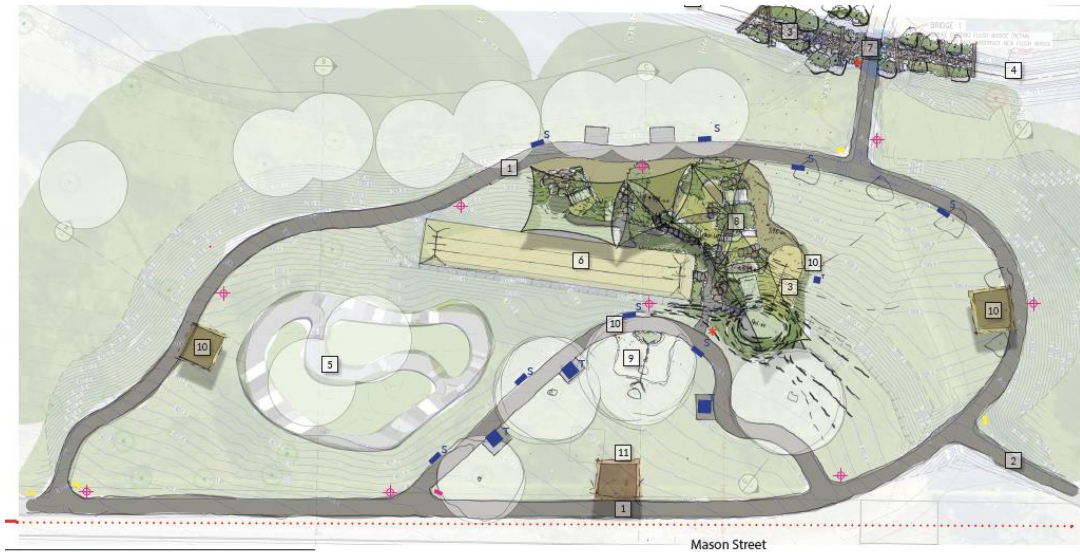
However, as a direct result of community feedback via the survey, Council has allocated additional funds towards covered tables and seating, additional lighting, improved accessibility and a new amenities block.

These new elements will now form part of the exciting new active recreational space!



www.msc.qld.gov.au

Infrastructure Services Capital Works Report Project Highlights – July 2023



Bicentennial Lakes Southern Precinct Concept Plan



Bicentennial Lakes Southern Section Weir Removal



Project Description	Project Stage	Comments
Program: 01 Rural and Urban Roads Reseal Program (Renewal)		
22/23 Reseal & Asphalt Program	Construction	Asphalt overlay completed on section of Ceola Drive in July. Project can rollover for 23/24
BETTERMENT Co-Contribution	Procurement	Tenders called, submissions significantly exceeded budget, scope required for review.
23/24 Reseal & Asphalt Program	Not Commenced	FNQROC to submit tender recommendation to MSC for inclusion in August Ordinary Meeting agenda
Program: 02 Gravel Resheet		
23/24 Gravel Resheet Program	Not Commenced	Re-sheet of section of Pickford Road between end of existing bitumen & south western corner of Lot 1NR7742. To be completed after Bilwon Road.
Program: 03 Urban Streets		
Hastie/Constance LATM Upgrade (School)	Design	Draft Report received, review underway.
TIDS 23-27 Herberton/Constance Inter	Design	Draft Report received, review underway.
TIDS Rankin/Walsh St Roundabout	Design	Draft Report received, review underway.
Design Only Mclver Rd Ch. 0.00-7.20	Design	Survey underway.
Recovery Way (WTS) Rehab Ch 0.176-0.272	Not Commenced	To be programmed
Myola Rd Ch 0.2-3.06	Not Commenced	To be programmed
Program: 04 Rural Roads		
TIDS Euluma Ck Rd Ch 9.350-10.130 Rehab	Construction	Project seal completed July 2023. Line marking early August. Further negotiations with FNQRRG to claim funds expended in current financial year
TIDS Ootann Rd Section 1&2 Widen & Seal	Design	Designs approved. Culverts received. Project on hold due to Australian Government Funding Review.
TIDS Springmount Rd Widen & Seal	Construction	Culvert extensions on-going. Additional RCPs installed over & above planning. Length of widening may be reduced to suit budget. All drainage components will be completed.
R2R Bilwon Rd Rehab & Culverts	Construction	Culvert widening & full RCP replacement will be completed first week of August. Excavation to new subgrade level 75% complete
TIDS 23/24 Springmount Rd Ch 11.35-12.7	Not Commenced	Design phase - Road widening and culvert extensions - North of Oakey Valley Rd
TIDS 23-25 Springmount Rd Ch 6.7-7.55	Not Commenced	Design phase - Collins Weir Rd and Sunwater culvert.
Program: 05 Bridges		
Granite Ck Mba Replace Footbridge Deck	Procurement	Carryover 23/24 FY
Palm Cl Mba Replace Footbridge Boards	Procurement	Timber decking ordered. Work will carry over into 2023/24 financial year
Bicentennial Lakes F/bridge Safety Upgr	Procurement	Work will be done in conjunction with Bi Lakes southern upgrade
Bullaburrah Ck Rd C'way Relieving Slab	Not Commenced	Carry over to 23/24
Clohesy River Barron St Inspect & Design	On Hold	Design options under review.
Bolton Rd Inspect/Design/Repl Girders	On Hold	Structural Report received, assessment underway.
Barron Riv. Bridge Oakforest Rd Insp/Des	Design	RFQ for design currently under negotiation.
Barron River Cwy Henry H Dr Repl Slabs	Not Commenced	Carry over to 23/24
Program: 06 Drainage		
MBA Amaroo Drainage Upgrades	Design	Design phase
MBA Hastings Dr Replace Concrete Pipe	Construction	Design handover meeting to be undertaken with Civil Works.
Tilse Street Upgrade Drainage	Construction	Contribution to Prestige Gardens Subdivision - Trunk Drainage Component. Works significantly progressed by Developer.
23/24 Minor Culvert & C/ways Program	Not Commenced	Program to be developed



Project Description	Project Stage	Comments
Program: 07 Traffic Facilities		
Mareeba Aerodrome Safety & Repairs	Construction	Lighting expenses to be transferred from operational ledger. Fire safety works still on going.
Anzac Ave LATM Upgrades	Design	Designs to be programmed.
Design Only Byrnes St Accessibility	Not Commenced	Scope of works under review for engagement of consultant to assess drainage.
Program: 08 Parking		
Borzi Park Mba Carparking Masterplan	Design	Concepts prepared and under review.
MBA Heritage Centre Carpark Extension	Design	Concepts prepared and under review.
Program: 09 Footpaths		
MBA Rail Trail Stage 1 Mba to Airport	Construction	WWII bollard to be installed upon receipt at Mareeba Airport
22/23 Walking Network Upgrade Program	Planning	Carry over to 23/24. Funding committed for grant application.
23/24 Footpath Renewal Program	Not Commenced	First sites have been identified by Projects in the Dunlop Street/Byrnes Street area. Subject to water main installation
23/24 Footpath Upgrade Program	Not Commenced	Some funding committed. Further locations to be identified
Program: 10 Parks and Gardens		
LRCIP2 Mba Byrnes Street Medians	Construction	Street bin installation on hold. Corporate Communications Officer sourcing pictorial wraps to cover new street bins.
Chillagoe Hall Playground Improvement	Not Commenced	
DIM Parks Refresh	Construction	Contractor engaged. Design works for Pump track commenced, with construction to commence September 2023.
KDA Centenary Park Playground Upgrade	Construction	Construction of playground complete. Defects will be monitored and addressed over the defects liability period. Refurbishment of stonework and pathways is on hold awaiting the outcome of the grant.
MBA Bicentennial Lakes (Southern) D&C	Design	Construction drawings received. Weirs removed for dewatering. In procurement for Mason St Node play elements.
Bicentennial Lakes Upgrade	Not Commenced	To be merged with CP00809 Bicentennial Lakes Southern
MBA Byrnes St Medians	Not Commenced	Project to be programmed for after March 2024
MBA Anzac Memorial PK L'scaping & Safety	Construction	Tiling works underway and due for completion by 7 August 2023. Minor works for lighting and rear fence scheduled for completion during August.
MBA Byrnes St Traffic Islands (BP)	Not Commenced	Commence project after March 2024
MBA Connection Rd/Byrnes St Intersection	Not Commenced	Commence project after March 2024
KDA Anzac Park Landscaping	Design	Design options under review following community engagement.
KDA Coondoo Street Refurb	Design	On hold awaiting outcome of Growing Regions grant application.
KDA CBD Planter Boxes & Gardens	Not Commenced	Project included as part of Coondoo Street. On hold awaiting outcome of Growing Regions grant application.
DIM Avenue of Trees Irrigation	Construction	Project completed July 2023
IRV Bill Newburn Park Refresh	Planning	In procurement for installation of new picnic shelter, relocation of existing table setting. Quotes to be sourced for new play equipment.
MBA Eastern Catchment Park Amaroo St1	Construction	Playground completed, public consultation has commenced for masterplan.
Roscommon Park -Renew Exercise Equipment	Planning	Exercise equipment preliminary quotes received and being assessed.
Mary Andrews Park Repaint Play Equip	Not Commenced	To be programmed
Kda Com Precinct Parks Upgrade	Not Commenced	Not commenced. Planning to commence in late 2023.
Mba-Dim Rd/Mulligan Hwy Intersection	Not Commenced	To be undertaken after March 2024



Project Description	Project Stage	Comments
Byrnes St Median Hedges (Lloyd-Granite)	Not Commenced	To be programmed for after March 2024
Program: 11 Water		
Mba WTP Study for Upgrade of WW System	Construction	This one won't be completed for some months yet and needs to be carried over.
BOR6 MWTP Filtration Upgrade	Construction	Project design drawings being finalised ahead of physical construction. Currently everything is on schedule.
MBA Clear Water Booster Pump Station	Construction	project pre-start meeting held 29 June and key equipment items such as booster pumps are on order.
22/23 Water Pipe Renewal Program	Construction	Project works completed and this project can be closed out once final payment has been made which should be week ending 11 August
KDA WTP Auto Backwash on 3 Filter Cells	Planning	This project didn't get done due to lack of availability of required contractors
MBA WTP Raw Water Pumps & Electrics	Construction	Project pre-start meeting held 29 June, key equipment items have been ordered with long delivery time frames. Actual physical site works won't commence until October when equipment arrives.
BOR6 22/23 Water Forward Design Program	Design	This project experienced delays due to prolonged wet season and we have an extension of time until 21 July with the grant funding and at the moment we're on track to have it all completed.
MBA Additional Pressure Reduction Valves	Construction	This work is being done in conjunction with the booster pump station project.
MBA Deommission Basalt St Elevated Tank	Construction	This work will be done in conjunction with the commissioning of the booster pump station
MBA Decommission Granite Ck Pump Station	Planning	Project cannot commence until the new water booster station project has been commissioned and suggest this project will need to be carried forward to the 2023-2024 capital program.
WTP Minor Infrastructure Replacements	Construction	Works on this won't be completed until end of October
MBA WTP Clarifier Infra Process Improv.	Design	This project is contingent on the outcomes of the Clarifier improvement processassessment currently underway.
MBA Centenary Park Booster Station Pump	Not Commenced	Completed
Chillagoe WTP Construct Storage Shed	Procurement	RFQ on Vendorpanel. Submissions due 11 August 2023.
Chillagoe WTP Construct Roof over Plant	Procurement	RFQ on VendorPanel. Submissions due 11 August.
Ibis Dam Replace Inlet Feed Pipeline	Planning	new pipe materials to be ordered and once they arrive it will be installed.
23/24 WTP Minor Infra Replace Program	Procurement	Equipment for Dimbulah and Chillagoe WTP's has been ordered and supplier has advised that delivery will be approximately early September.
23/24 AC Water Main Replace Program	Design	Project went to tender 5 August
23/24 Water Telemetry/SCADA Upgrades	Planning	Actively working with IT on this project, W&W and IT to participate in an online presentation for software update during August
23/24 Retic Valve/Hyd Replace Program	Procurement	Materials have been ordered, once they arrive works will commence.
23/24 Retic Smart Meter Replace Program	Construction	Works on installation of new meters underway and this work will progress for some time.
Program: 12 Wastewater		
Granite Ck Mba Sewerage Pump Stn Refurb	Completed	Once the final claim has been paid this project can be closed out which should be week ending 11 August
MBA Bi-Lakes Sewer Main Capacity	Construction	Qrail have denied Wayleave Application, a revised sewer alignment has been designed and works will commence once public notification has been posted on works
22/23 MBA Sewer CCTV & Relining	Construction	Materials have arrived to enable completion of the project, some vac investigations works have been done prior to the installation of the relining and some manhole rectification works will also be required.



Project Description	Project Stage	Comments
Minor WW Pump Station Refurbishments	On Hold	Project to be carried forward to 2023-2024 capital Program.
DFW Sewer Main Modelling	Design	Model has been provided by Tonkin Consulting with feedback provided so model can be completed.
Mba WWTP Install Gantry (Blower Room)	Planning	WW staff need to get OSE in Cairns to design a gantry so it can be then priced and installed
Mba WWTP Inlet Works Replacements	Procurement	New screens on order and once manufactured they'll be shipped to site and installed.
Kda WWTP Intet Works Replacements	Procurement	New screenon order and once manufactured they'll be shipped to site and installed.
Atherton St Pump Station Refurb	Not Commenced	Project subject to grant funding
Robins St SPS Rising Main Upgrade	Not Commenced	Project subject to grant funding
23/24 WW Retic Pump Renewal Program	Planning	An assessment will be made during the routine pump servicing in November on which pump/pumps require replacing.
23/24 WW Telemetry/SCADA Upgrades	Planning	Actively working with IT on this project, W&W and IT to participate in an online presentation for software update during August
23/24 WW CCTV & Relining Program	Procurement	project to go to Council for tender award 16 August
SPS New Standby Generators	Procurement	new generators procured and in Stores, construction of concrete plinths to be arranged then the generators can be installed along with electrical and telemetry connections
23/24 WW Manhole Rehab/Replace Prog	Procurement	Project going to tender 12 August
Kennedy Hwy PS Control Board Upgrade	Procurement	Quotes received and orders being generated and works will commence in due course. Potential delivery lead times on some components.
Mba WWTP Sewer Pump Replacement	Planning	Pipe for replacement has been identified and a new pump will be ordered once quotes have been received.
23/24 WWTP Minor Infa Renewal Program	Planning	Working with treatment operations supervisor to identify critical equipment that requires replacement.
23/24 WWPS Refurbishment Program	Planning	Working with suitable consultants and suppliers to understand the works required at some key SPS's before commencing works.

Program: 13 Waste

MWF Construct New Landfill Cells	Design	This project can be closed out
MBA/KDA Transfer Station Security Improv	Construction	CCTV business advised they were to close, seeking assistance form local electrical contractors to complete works
23/24 Mba L/Fill Leachate Pump Replace	Planning	An assessment will be done in the November service round on which pumps to replace.
23/24 Mba L/Fill PS Pump Replace	Planning	An assessment will be done in the November service round on which pumps to replace.

Program: 15 Fleet

GPS Vehicle Management System	Procurement	Trial to commence with sample of fleet.
Fleet Refurb Truck Mounted Water Tank	Cancelled	Project cancelled, look to replace water tank with a purpose built water truck in the 24/25 plant replacement budget
Fleet Replace #621 Single Cab Tipper	Procurement	Purchase order raised July 2022. Wait time for delivery 8-16 months. No fixed date of supply yet confirmed, once truck arrives the truck has to go to the body fabricator
Fleet Replace #675 Crew Cab Tipper	Procurement	Purchase order raised July 2022. Wait time for delivery 8-16 months. No fixed date of supply yet confirmed, once truck arrives the truck has to go to the body fabricator
Fleet Replace #623 Crew Cab Tipper	Procurement	Purchase order raised July 2022. Wait time for delivery 8-16 months. No fixed date of supply yet confirmed, once truck arrives the truck has to go to the body fabricator
Fleet Replace #6253 Road Broom	Completed	Project completed July 2023
Fleet Replace #14 Grader Caterpillar	Not Commenced	Planning for procurement commenced
Fleet Replace #401 Mini Excavator	Not Commenced	Planning for procurement commenced
Fleet Replace #619 Job Truck Tipper	Not Commenced	Planning for procurement commenced
Fleet Replace #1206 Mitsu Pool Vehicle	Not Commenced	Planning for procurement commenced



Project Description	Project Stage	Comments
Fleet Replace #1210 Mitsu Pool Vehicle	Not Commenced	Planning for procurement commenced
Fleet Replace #1231 Toyota WW	Not Commenced	Planning for procurement commenced
Fleet Replace #1313 Nissan Dual Cab	Not Commenced	Planning for procurement commenced
Fleet Replace #1402 Mazda Oncall Veh	Not Commenced	Planning for procurement commenced
Fleet Replace #2055 Mitsu P&G	Not Commenced	Planning for procurement commenced
Fleet Replace #4050 Kubota Zero Turn	Not Commenced	Planning for procurement commenced
Fleet Replace #4051 Kubota Out Front	Not Commenced	Planning for procurement commenced
Fleet Replace Jet Rodder Trailer	Not Commenced	Planning for procurement commenced
Fleet New Caterpillar Mini Excavator	Not Commenced	Planning for procurement commenced
Program: 16 Depots and Council Offices		
Kowa St MSC Depot Emergency Generator	Design	Options under review.
Mba Depot Admin Building Refurb	Planning	Procurement late 2023.
Mba Depot Stores Mez Floor Safety Upgr	Planning	Investigations underway.
Program: 17 Community Buildings		
Aquatic Facility Upgrades & Splash Park	Construction	Splashpark and heating are in use by public and generally operational, aside from some minor issues. Electrical upgrades are also being finalised.
Dimb/Mba/Kda Pools Chloring Dosing Impr	Procurement	Works to be undertaken following completion of Splash park.
MBA Women's Restroom Refurb	On Hold	Further direction required following changes to CBD Toilet project. MPO have undertaken site review.
MBA Riverside CPark Amenities Replace	Completed	Completed July 2023
22/23 Shire Toilet Facility Repl Program	Construction	Remedial works to Vains Park Toilets and Mareeba Aerodrome Toilet block set for Councils Carpenter. painting works awarded. Works set to be completed by 3 September 2023.
MBA Community Hub Signage & Seating	Construction	Shelter structure procured and in manufacture. Installation works awarded and programmed to commence 21-28 August 2023.
MBA New CBD Toilet Facilities	On Hold	Project cancelled.
22/23 Facilities Refurbishment Program	Planning	Only to be used with CEO approval.
KDA Community Prec. Toilet Refurb	Completed	Completed July 2023
KDA Aquatic Cnt 25m Pool Auto Fillers	Procurement	Continued discussion with Facility Operator and contractors on delivery of works.
KDA Aquatic Cnt 25m Pool Cleaner	Procurement	Refurbishment of Cleaner a possibility rather than full replacement, works/quotations being finalised.
KDA Aquatic Cnt 25m Pool Aquaris Upgrade	Procurement	Equipment assessment completed, quotations underway.
22/23 MBA Roof Replacement Program	Completed	Completed July 2023
MBA Timber Fascia Replacement	Cancelled	Project on hold. Timber fascia's not required at this time. Possible minor maintenance works to be delivered by Mareeba Community Housing Company.
23/24 Park/Sporting LED Lights Arnold Pk	Design	Facilities will seek estimates, aim to provide by end of May 2023. Budget item included in 2023/24 Fin year.
22/23 DIM Town Hall A/C/Solar/Lighting	Procurement	Roof upgrade works awarded to Langley Plumbing. Works to commence 18-25 August 2023.
Cedric Davies Hub Disaster Resilience Up	Procurement	Request for Tender for roof upgrade works released. Submissions due 21 August 2023.
Chillagoe Hall Septic Modifications	Planning	Investigations underway.
Mba Aquatic Fac Pump Shed Upgrades	Planning	Investigations underway.

Infrastructure Services Capital Works Summary Report July 2023



Project Description	Project Stage	Comments
23/24 Park/Sporting LED Light Up Program	Not Commenced	
Mba/Dim Aquatic Condition Assessment	Not Commenced	To be programmed
Dimbulah Hall Replace Roller Doors/Gates	Not Commenced	Investigations underway.
Dimbulah Hall Replace Roof	Construction	Contract awarded to Langley Plumbing. Works to commence late August 2023.
23/24 Amenities Refurbishment Program	Not Commenced	To be programmed
Daveis Park Lighting Upgrade	Not Commenced	To be designed. Potential grant project.
Aquatic Facilities Equipment	Procurement	Pool Blankets ordered and awaiting delivery.
Program: 18 Non-Infrastructure Items		
Kuranda New Cemetery	Construction	Contract for Stage 1 awarded to Ikin Civil, project remains in budget. Reconfi/MCU process continues.
DIM Cemetery Lawn Plaque on Beam	Close Out	Project complete June 2023
MBA MIP Expansion	Planning	Masterplan design progressing.
Mba Cemetery New Mausoleum Wall	Design	Design drawings out for review and certification.
Tech Replace Total Station/Controller	Not Commenced	Investigations underway
Tech New Drone & Software	Not Commenced	Procurement underway
Mba Cemetery New Lawn Beam (x2)	Not Commenced	Will be completed this calendar year
Mba Cemetery Expansion Planning	Not Commenced	Investigations underway.
Program: 20 KIAC		

9.2 FNQROC 2023-2024 REGIONAL SEWER RELINING PROGRAM

Date Prepared: 3 August 2023
Author: Project Manager
Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with an assessment of the tenders received for FNQ039 2023/2024 Regional Sewer Relining.

RECOMMENDATION

That Council:

1. Awards Contract FNQ039 2023/2024 Regional Sewer Relining to Relining Solutions based on the indicative works program and pricing the annual contract value for all participating councils is estimated to be \$564,758.88 excluding GST, with the potential for the Scope to be varied to include relining required during 2024/25 and 2025/26; and
2. Delegates authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into contracts, negotiate, finalise and execute any and all matters associated with or in relation to this project subject to Council's procurement practices and policies.

BACKGROUND

Council undertakes annual in-situ sewer relining works in order to maintain the sewer reticulation network. As neighbouring councils undertake similar works, the Far North Queensland Regional Organisation of Councils (FNQROC) invited tenders on behalf of council for the 2023/24 Regional Sewer Relining Program under a collective procurement arrangement, with each council forming an individual contract with the selected contractor.

Collective procurement arrangements established by the Far North Queensland Regional Organisation of Councils, enable the participating member councils to achieve economies of scale in pricing and eliminates the risk of individual councils competing against each other for limited supplier resources. The collective arrangement also includes the provision of performance bonds to ensure the works are completed within the agreed timeframes.

FNQROC invited tenders for the 2023/24 regional sewer relining program on behalf of the following member Councils:

- Cairns Regional Council
- Mareeba Shire Council
- Tablelands Regional Council

The request for tender was advertised on Vendor Panel on 31 May 2023 and the tender period closed on 21 June 2023.

Tenders Received

Four (4) submissions were received. A summary of the tender prices at opening is provided below:

Tenderer	Tendered Price (excluding GST)
FNQ Joint Venture (Trenchless Renewals Consulting, Underground Experts & Dig Hard Excavations)	\$ 555,483
Interflow	\$ 464,162
Relining Solutions	\$ 564,758
South West Pipe Relining	\$ 413,728

Tender Assessment

Tenders were assessed in accordance with the evaluation criteria stated in the tender documentation and as provided in *Table 2* below;

Table 2: Evaluation Criteria

Criteria	Weighting
Local Business Profile	10%
Technical Capacity & Experience	15%
Key Personnel Skills and Equipment	15%
Value for money	40%
Works Program	20%
Total	100%

Each tender was evaluated and scored against the criteria, with the scores then weighted to provide a total weighted score for each submission. Additionally, each tender has been assessed for conformance, compliance and discrepancies, against the requested response schedules.

Tender Evaluation

Relining Solutions were the recommended tenderer for all councils. They are the only completely Local supplier and have engaged with FNQROC Councils in previous years dating back to FNQ019 20/21 Sewer Relining. In this time, their work has been highly regarded and they have been responsive and proactive at resolving issues.

RISK IMPLICATIONS

Environmental

Council requires Contractors to demonstrate awareness and commitment to the Environmental Management System.

Infrastructure and Assets

The project will benefit the local community by providing improved wastewater infrastructure.

FINANCIAL AND RESOURCE IMPLICATIONS***Capital***

Yes

Is the expenditure noted above included in the current budget?

Expenditure has been allocated to complete this project.

LINK TO CORPORATE PLAN

Financial Sustainability: A council that continuously looks for savings and opportunities while managing council's assets and reserves to ensure a sustainable future in a cost-effective manner.

Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

IMPLEMENTATION/COMMUNICATION

Contractor to be notified of outcome of this report.

9.3 REEF GUARDIAN COUNCIL ACTION PLAN 2023/24

Date Prepared: 2 March 2023

Author: Technical Officer (QA/Env)

Attachments: 1. [Mareeba Shire Council - Reef Guardian Action-Plan 2023-2024](#) ↓

EXECUTIVE SUMMARY

This purpose of this report is to present the Mareeba Shire Council Reef Guardian Action Plan 2023/2024.

RECOMMENDATION

That Council endorses the Mareeba Shire Council Reef Guardian Action Plan 2023/2024.

BACKGROUND

The Reef Guardian Council program (RGC program) is a collaborative stewardship arrangement between local governments in the Great Barrier Reef catchment and the Great Barrier Reef Marine Park Authority, which recognises that local and regional approaches are central to protecting and managing the Reef and the communities it supports.

Through their statutory responsibilities, local government delivers many actions that support the outcomes of the Reef 2050 Long Term Sustainability Plan. Councils work with industry to facilitate economic development and provide significant guidance and support to the community in achieving their aspirations in a coordinated way. Most local governments adjacent to the Great Barrier Reef are Reef Guardian councils—these councils have identified both statutory and non-statutory actions to manage the threats to the Great Barrier Reef and support the community in understanding and appreciating the Reef's values.

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS***Capital***

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Community: An engaged community which supports and encourages effective partnerships to enhance the liveability of the shire and the wellbeing of residents in communities which are resilient and prepared for unforeseen events.

Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

Economy and Environment: A resilient economy that promotes and supports the shire's natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance and affordable levels of service delivered to the community.

IMPLEMENTATION/COMMUNICATION

Nil



Reef Guardian Council program

The Reef Guardian Council program (RGC program) is a collaborative stewardship arrangement between local government in the Great Barrier Reef catchment and the Authority, which recognises that local and regional approaches are central to protecting and managing the Reef and the communities it supports.

The RGC program was first launched in 2007 and in 2020 has grown to include 19 member councils covering an area of 300 000 square kilometres and a population of more than one million people.

Whether Reef Guardian Councils and their communities are large or small, they are making continuous improvements to help the Reef.

Action plans

This Action Plan records the diversity of council actions and projects that contribute to Reef health. It aligns with Queensland and Australian Government objectives to improve the long-term outlook for the Reef.

Actions are scalable reflecting each council's financial and technical capacities. To be a member, councils with a population of less than 50,000 residents must commit to at least one action for each item (climate change, coastal development, land-based run-off, direct use, heritage values), while councils with greater than 50,000 residents must commit to at least three actions per item. Examples of actions are provided in Table 1 of the Reef Guardian Council program Terms of Reference, however the program empowers councils to drive change and deliver innovative solutions to help the Reef by identifying other actions beyond those provided.

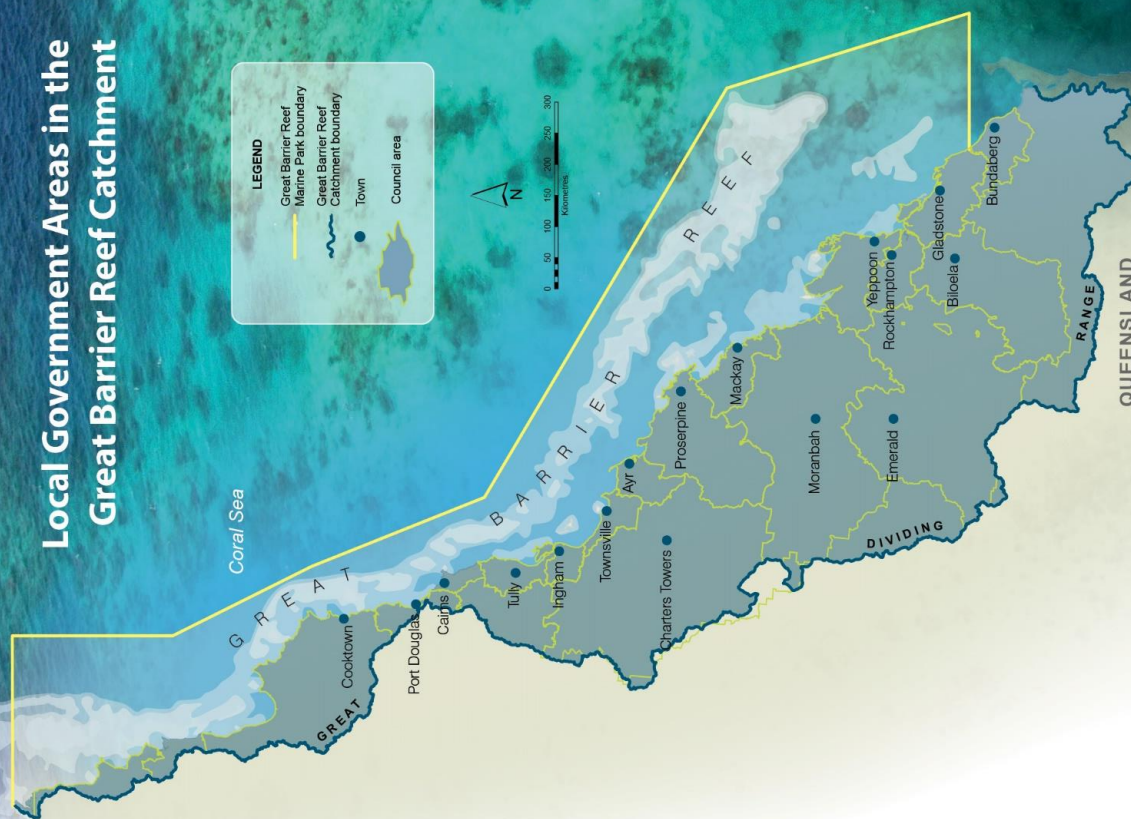
Endorsement

The council recognises the importance of the Reef Guardian partnership and values the contributions made by staff and the community 'working together today for a healthier Reef tomorrow'.

Period of Action Plan: July 2023 to June 2024

Endorsed: Council signatory

Local Government Areas in the Great Barrier Reef Catchment



Climate change

Action	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Fire Management	Implementation of fire management plans including cool burns to reduce risk of wildfire through organic load management.	Operational	QRFS	Infrastructure Services	Ongoing
Energy consumption auditing	Council to conduct energy consumption audits and identifying opportunities for improved energy efficiency and supply.	Operational	Nil	Corporate Services	Annual
Vehicle exhaust emission design standards.	Council will meet and exceed where economically viable, legislated exhaust emission design standards to reduce pollution and greenhouse warming gases in its fleet.	Capital / Operational	Nil	Infrastructure Services	Ongoing
Drinking water planning	Council will continue to strategically plan for drinking water schemes including water security, treatment, and reticulation for climate resilience.	Capital / Operational	FNQROC	Infrastructure Services	Ongoing
GhG Emissions	Establish an emissions inventory, to record yearly data and track Council's carbon footprint	Operational	FNQROC and Ironbark	Infrastructure Services	Commenced 2022



Catchment development

Action	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Ongoing sewer renewal programs, sewer pump station refurbishments and capacity upgrades	<p>Sewer relining and wastewater maintenance hole rehabilitation and replacement program in the Barron River Catchment.</p> <p>Part of the Wastewater Asset Management Sub Plan, this program of works aims to improve water quality in the Barron River catchment.</p> <p>This will be achieved by reducing raw sewage overflows and surcharges to restore terrestrial and aquatic ecosystems.</p>	External Funding	Nil	Infrastructure Services	Ongoing
Statutory Compliance	<p>Mareeba Shire Council endeavors to comply with all environmental protection statutory approvals including:</p> <ul style="list-style-type: none"> • Environmental Authority issued for the Council activities of Water and Waste Treatment, • Protected Flora Permits and Vegetation Management Permits, • Wet Tropics Infrastructure Maintenance Permit. 	Operational	Nil	Infrastructure Services	Ongoing
Planning Scheme	Integrate environmental values of Mareeba Shire's diverse environment through planning and development assessments.	Operational	Nil	Corporate Services	Ongoing
Biosecurity Management	Implementation of the Mareeba Shire Community Biosecurity Plan	Operational	NRM bodies, indigenous	Infrastructure Services	Ongoing



			corporations, landholders, state government, FNQROC.			
Environmental Management Plans for Council projects	Operational	Operational	Infrastructure Services			Ongoing.
Renewal program River (water quality)	Capital Works	Operational	Infrastructure Services			Commence 2022/2023
	Operational	Operational	Infrastructure Services			Commence 2022
Rehabilitation program	Capital Works	Capital Works	Infrastructure Services			Commence 2022/2023
Refurbishments	Capital budget	Capital budget	Infrastructure Services			Commence 2022/2023

Land-based run-off

Action	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Buy Back Shop	Mareeba Shire Council's first buy back shop located at Mareeba Waste Transfer Station is now open to promote the diversion of resources into the circular economy, encourages dialogue about minimizing waste generation. Prevents landfilling and production of harmful leachate.	Capital budget.	Nil	Infrastructure Services	Ongoing.
Illegal dumping, environmental pollution	When deemed necessary Council will investigate and exercise its regulatory power to facilitate environmental protection.	Operational	Nil	Corporate Services & Infrastructure Services	Ongoing
Waste Management	Environmentally sustainable and responsible waste and wastewater management. Council will pursue cost effective strategies to minimise waste.	Capital / Operational	FNQROC - Regional Waste Strategic Framework.	Infrastructure Services	Ongoing



	realise circular economy opportunities and reduce littering and illegal dumping through the implementation of its <i>Waste Management Services Strategy 2018 - 2027</i> .				
Drainage	Upgrades to water drains	Capital Works	Nil	Infrastructure Services	Commence 2022/2023
Mareeba WTP.	Construct banded area for chemical storage and dosing.	Capital Works	Nil	Infrastructure Services	Commence 2022/2023
Bicentennial Lakes	Sewer Main Capacity Upgrade	Capital Works	Nil	Infrastructure Services	Commence 2022/2023

Land-based run-off - Continued

Action	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Bicentennial Lakes	Bicentennial lakes, is part of the Parks and Open Space Strategy, this project aims to improve water quality and parklands. Encouraging expansion of habitat and ecological connectivity and restoration of terrestrial and aquatic ecosystems.				Ongoing.
<p>This is an important project for the Shire, as the lakes flow into the Granite Creek which then merges into the Barron River. The Barron River catchment provides extraordinary biodiversity through the landscape which includes dry Savannah plains, World Heritage Wet Tropic Rainforest, and is also crucial for agriculture as well as conservation, recreational and cultural heritage values. The catchment supports ecosystems and habitats for flora and fauna.</p>					

Direct use

Project Name	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Grade 5 Mareeba State School Project Field Days	Sustainability - minimizing waste - recycling, composting Best practice - Biosecurity	Operational Operational	Mareeba State Primary School Mareeba Shire Council Landholders NRM Groupe	Infrastructure Services Infrastructure Services	Commenced 2022 Ongoing
Amazon Frogbit Reef Themed Virtual Learning Sessions	Proposed Field Day in the dry season Learning sessions held over the Easter School Holidays at Kuranda and Mareeba Libraries	Operational Operational	TRC, DAF, FNQROC Reef Guardian Program and MSC	Infrastructure Services Libraries	Ongoing Small project
Community engagement - use of social media platforms	Fact sheets developed on several topics ranging from, composting to recycling, caring for catchments	Operational	Rivers to Reef Climate Resilience	Infrastructure Services	Commence 2022
Proposed Kuranda State College	Drain stenciling project	Operational	Kuranda State College, GBRMPA, MSC	Infrastructure Services	Commence 2022



Reef heritage and social values

Action	Description	Financial/Resource Commitment	Partnerships	Responsible department/position	Project Status
Parks and Open Spaces Strategy	Mareeba Shire Council is developing a Parks and Open Space Strategy that will feature actions that provide open space for aesthetic appeal, connection to nature, green corridors, climate change resilience and improve environmental health	Capital Budget	Nil	Infrastructure Services	Commenced.
Splash Park	Community wellbeing and social values	Capital Budget	Nil	Infrastructure Services	2022/23
Environmental Awareness Training	Integrating the consideration of environmental protection into Council activities through raising awareness with employees.	Operational	Nil	Corporate Services	Ongoing.



9.4 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - JULY 2023

Date Prepared: 19 July 2023
Author: Manager Technical Services
Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to outline Council's Fleet, Design, Soils Lab, Survey, Quality, GIS, Facilities and Investigation Services activities undertaken by Infrastructure Services during the month of July 2023.

RECOMMENDATION

That Council receives the Infrastructure Services, Technical Services Operations Report for July 2023.

BACKGROUND**Technical Services**Design, quality, and investigations:

Investigation activities undertaken in July included:

Activity	Current Requests	Closed Requests
Road Infrastructure Review	72	6
Drainage Investigations	25	1
NHVR Permit Applications	0	30
Traffic Count Surveys	0	5
Parks Investigations	3	0
Miscellaneous <i>e.g.</i> Planning; Local Laws	21	11
Before You Dig Requests	48	48

Soil Laboratory:

Council's Soil Laboratory provides NATA-accredited soil and material testing for internal and external services. Testing undertaken on internal Council projects including Euluma Creek Road, Bilwon Road, and Springmount Road.

Asset Inspections:

Facility asset condition and defect inspections continue, and a review of internal facility processes/practices is underway to seek efficiency improvements. Inspections are currently targeted towards assisting in the development of Asset Management sub plans.

Ongoing improvements to GIS data associated with water, sewerage, roads, underground stormwater, and kerbs asset data sets continues, as information is received from other areas of Council. An internal data improvement project for stormwater assets has resulted in improved asset and condition data within the Mareeba Township, with Kuranda Township soon to be completed.

Operational Works and Subdivisions

To ensure ongoing compliance with development conditions, both during construction and on-maintenance, Council undertakes routine inspection and monitoring of sites. The following developments remain current:

Locality	Subdivisions Name	Status
Kuranda	Jum Rum Rainforest Estate Stage 1, Fallon Road	Under construction
Mareeba	Amaroo Stage 13	Under construction
Mareeba	Prestige Gardens Stage 1-6	Under construction
Mareeba	Emerald End Road and Country Road	Under construction
Mareeba	Amaroo Stage 12	On-maintenance
Mareeba	7 Haren Street	On-maintenance
Koah	123 Fantin Road (Two Chain Road)	On-maintenance
Mareeba	Kenneally Estate Stage 4	Off-maintenance
Mareeba	The Edge Stage 3	Off-maintenance
Mareeba	Amaroo Stage 11	Off-maintenance
Mareeba	Mareeba Roadhouse and Accommodation Park, Williams Close	On-maintenance - Monitoring
Kuranda	112 Barnwell Road widening	Monitoring

Disaster Recovery Funding Arrangements (DRFA)

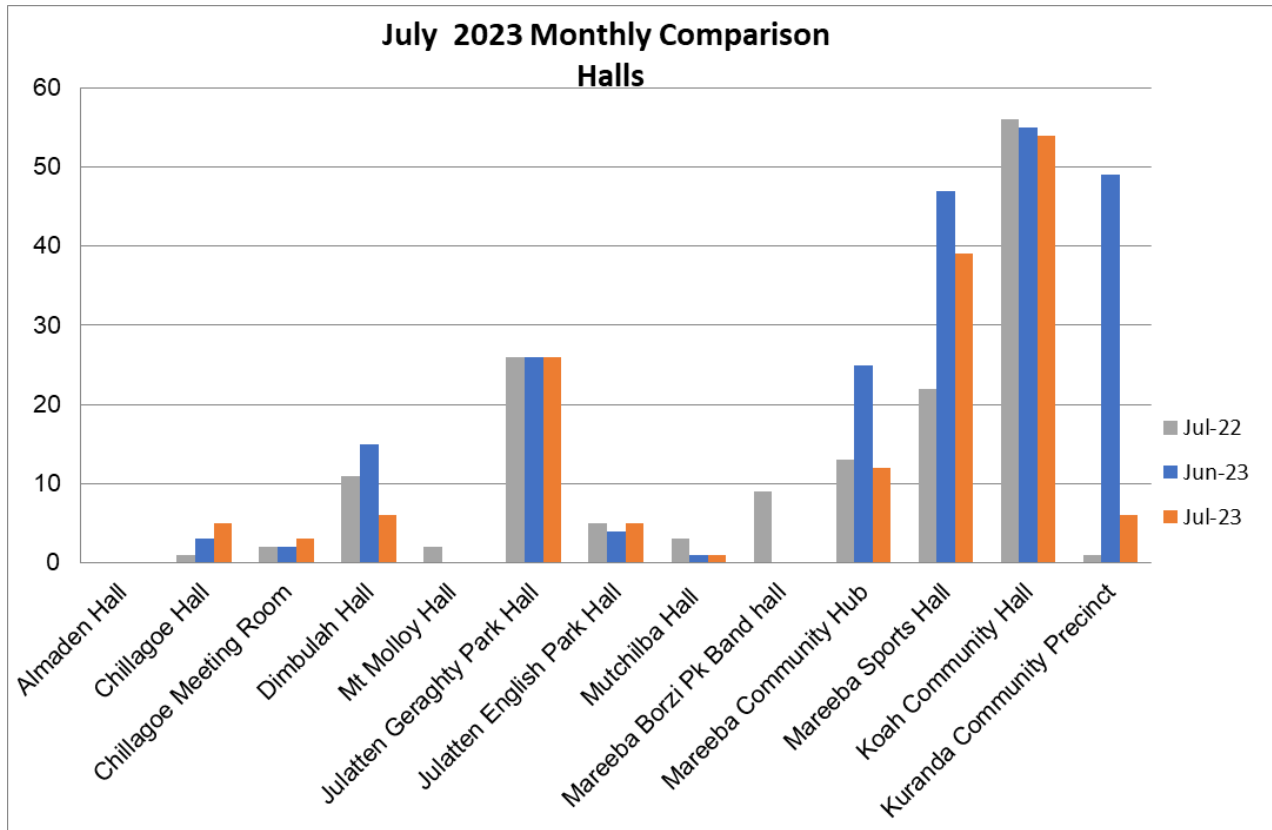
The DRFA is jointly funded by the Commonwealth and Queensland governments to help alleviate the costs of relief and recovery activities undertaken in disaster-affected communities by delivering recovery activities to return affected eligible assets back to pre-event condition. The status of declared disaster events currently being managed are provided below:

Program	Status
2022 DRFA	Mareeba Shire activated DRFA assistance measures linked Far North Queensland Low Pressure Trough, that occurred 1 – 7 February 2022. Contracts are awarded for works and progressing, with the Western contract nearing completion.
2022 Betterment	Tenders have been received for the package of gully crossing improvements and are under evaluation. Tenders have exceeded the QRA funding amount and the scope is being reviewed in conjunction with QRA.
Fallon Road	Geotechnical works to stabilise the embankment of Fallon Road continue. Minor delays due to wet weather have impeded progress, however works are nearing completion.
2023 DRFA	Activation for DRFA assistance occurred for the Northern and Central Queensland Monsoon and Flooding Event, 20 December 2022 – 30 April 2023. Emergent response activities were completed in July with the focus now on completing the damage assessments of the network for QRA submissions.

Facilities

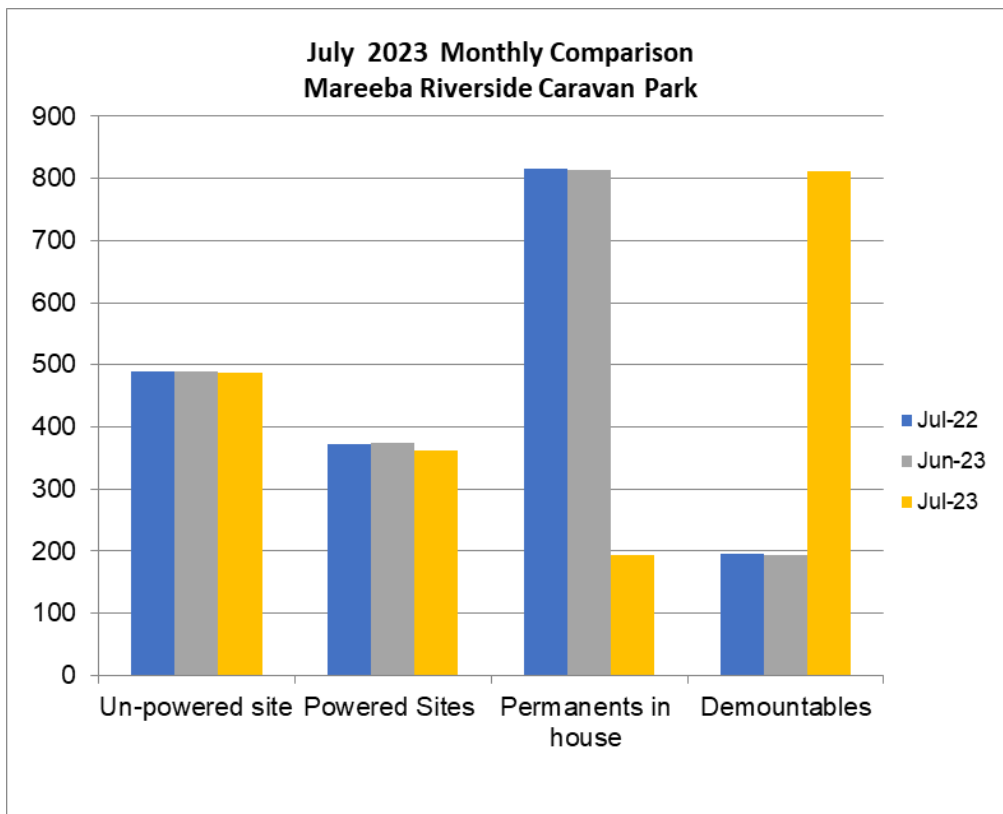
Community Halls:

Maintaining safe and efficient access to Council’s Community Halls is recognised as an important aspect for the community’s ongoing wellbeing. Although attendance numbers generally improved comparative to the previous year, the previous months attendances were mixed, with some facilities seeing a reduction in utilisation compared with the previous month.

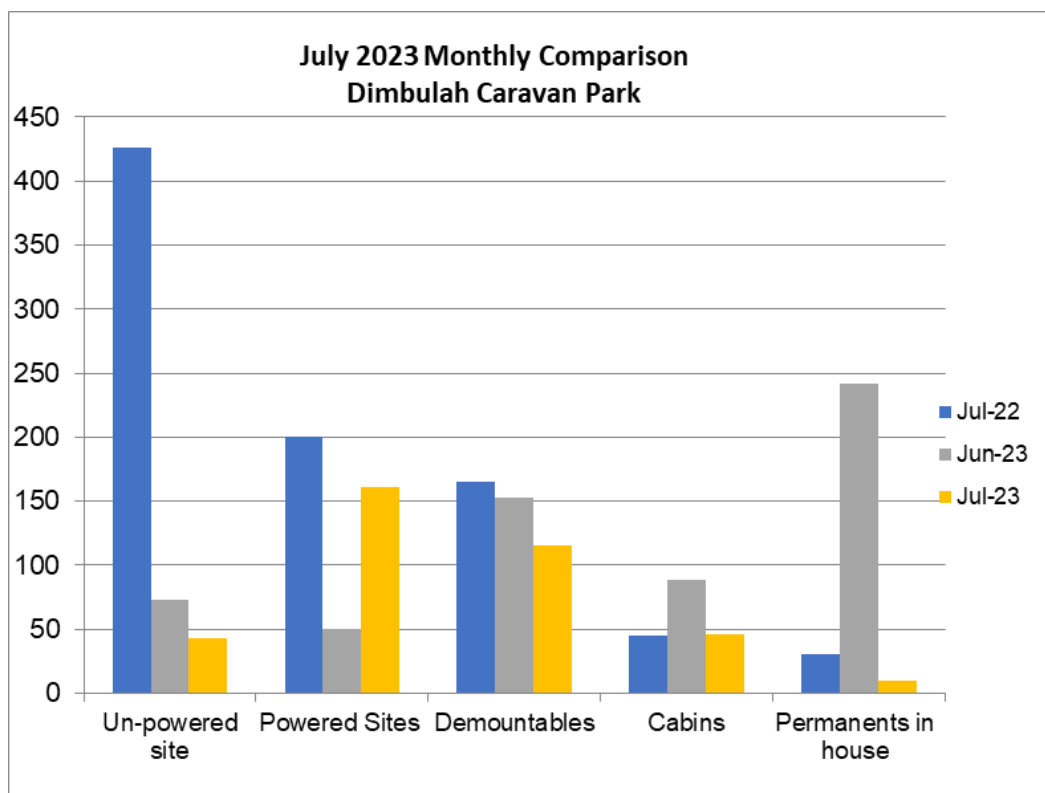


Caravan Parks:

Mareeba Riverside Caravan Park tenant numbers have remained steady across all sectors. The significant change in demountable and permanent housing categories is associated with how the data is now reported by the lessee.

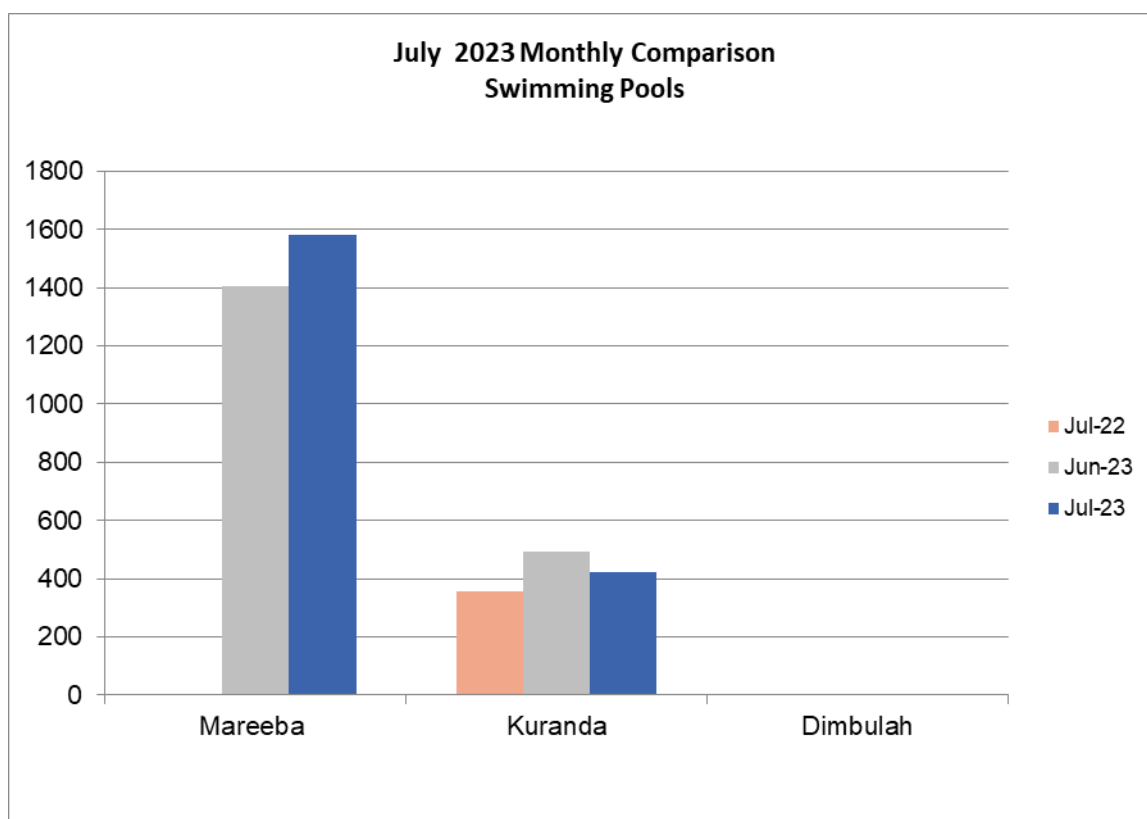


Dimbulah Caravan Park tenant numbers are generally reduced which may align with the cooler months.



Aquatic Centres

Attendance numbers for Mareeba have strengthened in July, which is generally attributable to the Splash Park, and heating for the pools coming on-line. Previously, Mareeba Pool was closed in July as part of the winter shut-down. Kuranda attendance remains in line with previous years. Dimbulah Pool is closed for winter and will re-open in early September.



Vandalism & Graffiti:

During July, five (5) reports of vandalism were recorded for Council facilities, with annual costs provided below;

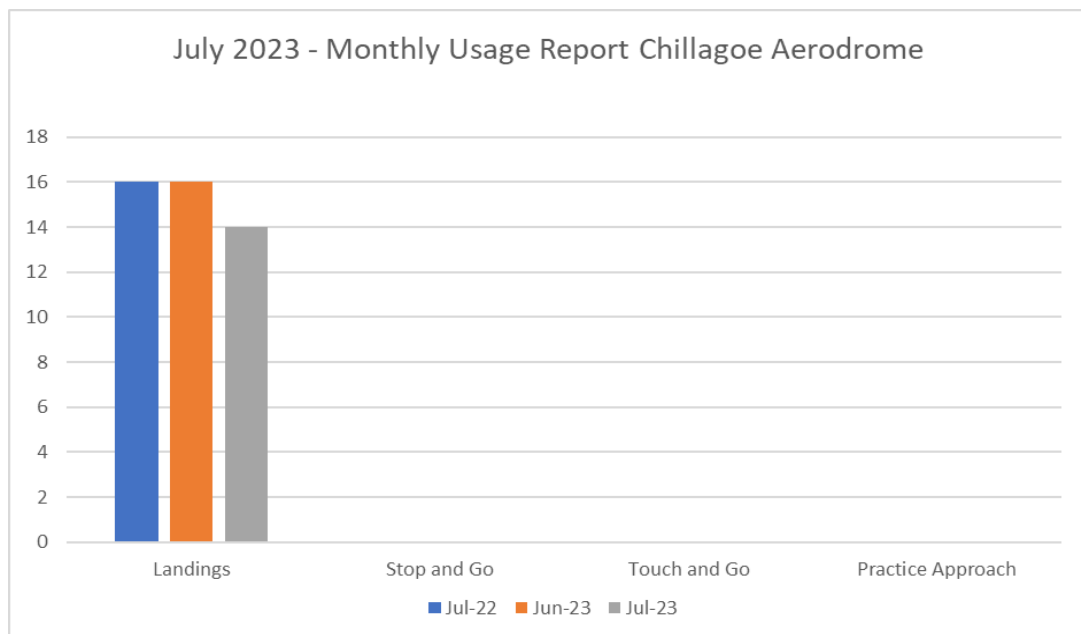
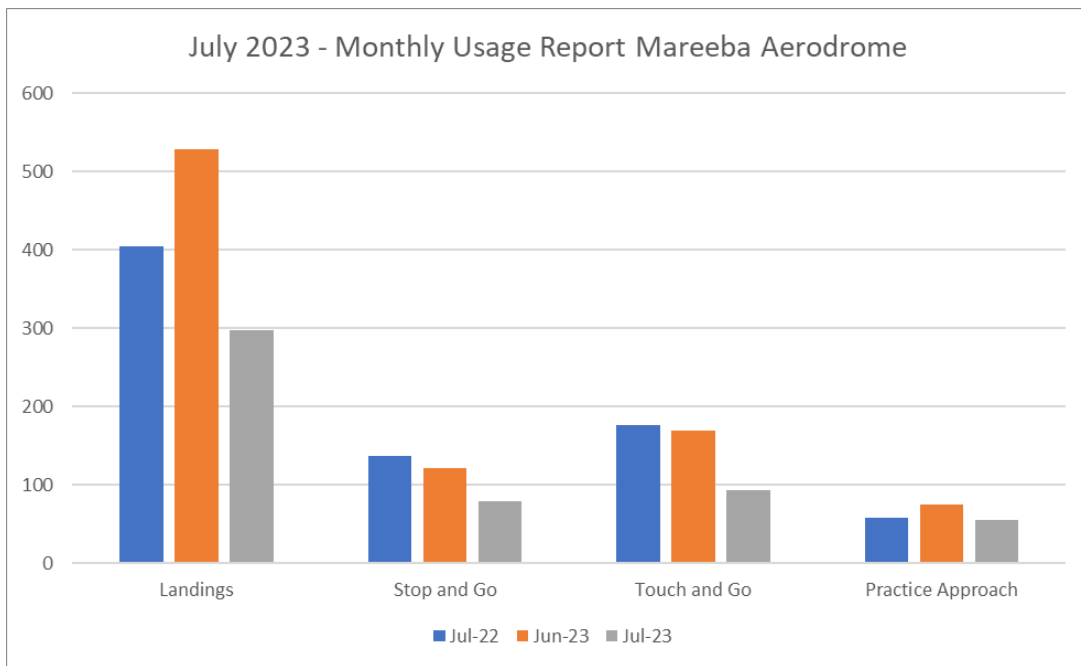
Financial Year	Actuals	Comments – July 2023
2015/16	\$ 2,134.00	<ul style="list-style-type: none"> • Mareeba CWA Toilets – Vandalism x2 • Mareeba Rankin St Office – Vandalism x1 • Mareeba Mary Andrews Park Toilets – Vandalism x1 • Mareeba Arnold Park Toilets – Vandalism x1
2016/17	\$ 16,546.00	
2017/18	\$ 23,948.00	
2018/19	\$ 14,851.00	
2019/20	\$ 14,211.18	
2020/21	\$ 62,199.62	
2021/22	\$ 48,301.12	
2022/23	\$33,030.18	
2023/24	\$150.00	

Note - actuals for vandalism/graffiti do not reflect costs to repairs during that period. Incoming expenses for repairs carry over until works are completed.

Aerodromes:

The data recorded below is current for the month of July, however there is usually a lag of some data for each current month from the service provider, which continues to be updated into the next month.

Landings for both facilities are reduced lower than previous years, however with the extended wet season this is not unexpected.



FINANCIAL AND RESOURCE IMPLICATIONS

Operating

Additional cost associated with graffiti and vandalism is expected and will be accommodated within existing budget allocations.

LINK TO CORPORATE PLAN

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Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

Community: An informed and engaged community which supports and encourages effective partnerships to enhance the liveability of the Shire.

Economy and Environment: A resilient economy that promotes and supports the shire's natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

9.5 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - JULY 2023

Date Prepared: 19 July 2023
Author: Manager Water and Waste
Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to summarise Council’s Water and Waste activities undertaken by the Infrastructure Services Department during the month of July 2023.

RECOMMENDATION

That Council receives the Infrastructure Services, Water and Waste Operations Report for July 2023.

BACKGROUND

Water and Wastewater Treatment:

All treatment plants are generally performing satisfactorily. Water demand was varied across all schemes. Rainfall in most catchments has resulted in decreased consumption per connection compared with previous years.

Routine environmental monitoring did not detect any exceedances of environmental discharge limits. No anomalies or reportable notifications were reported in relation to routine water quality testing conducted during the month.

Data for Mt Molloy is unavailable for the month of July due to a faulty bulk flow meter. Parts are being sourced for replacement.

Connections have been updated with information provided by the rates section to correspond with annual KPI reporting.

Water Treatment	Mareeba	Kuranda	Chillagoe	Dimbulah	Mt Molloy*
Water Plant average daily production (kL)	7,466	743	298	276	N/A
Number of Connections	4,141	1053	127	246	111
Average daily water consumption per connection (L)	1,803	705	2,348	1,122	N/A

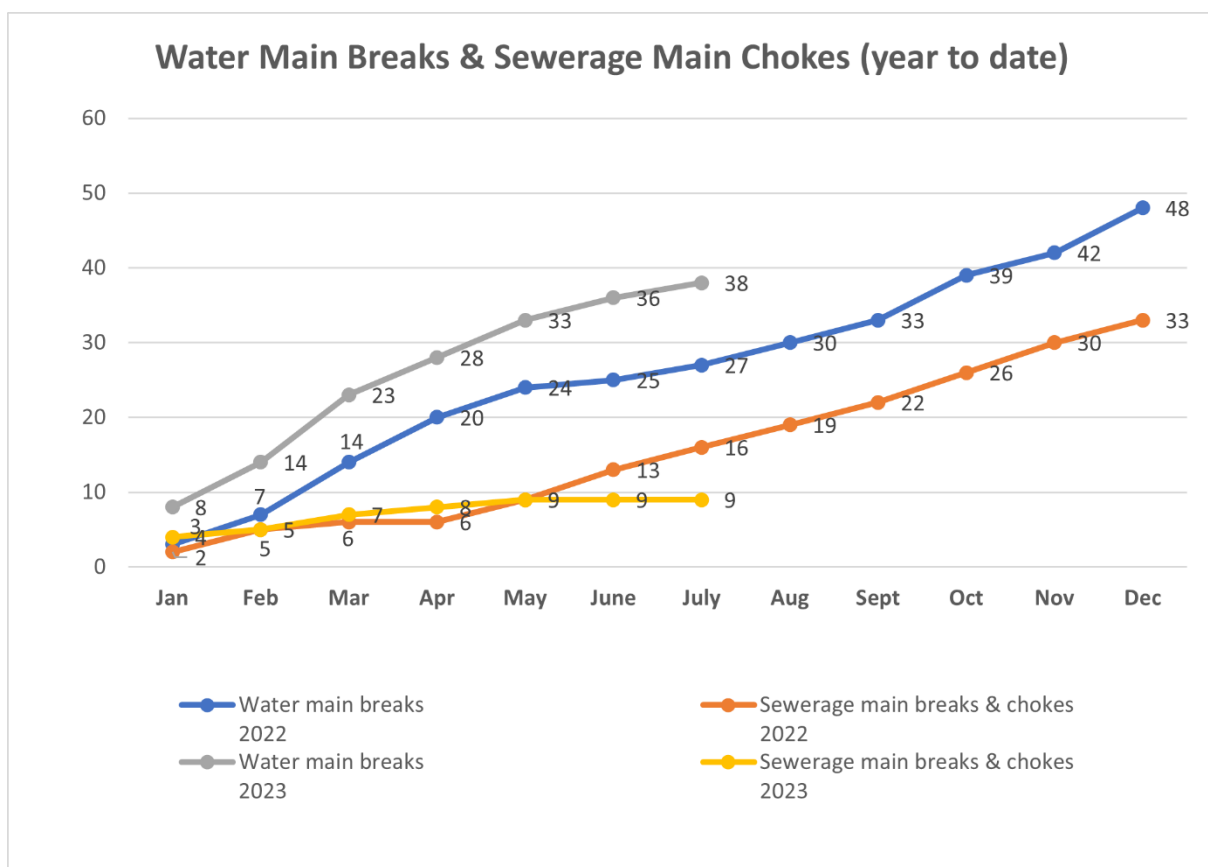
* Mt Molloy is an untreated, non-potable water supply

Wastewater Treatment	Mareeba	Kuranda
Wastewater Plant average daily treatment (kL)	2,233	207
Number of Connections	3,519	356
Average daily inflow per connection (L)	635	582

Water and Wastewater Reticulation:

Council's water reticulation crew attended to two (2) water main breaks, and zero (0) sewer main breaks/chokes this month, and average response times were within targets set out in Council's customer service standard for water services.

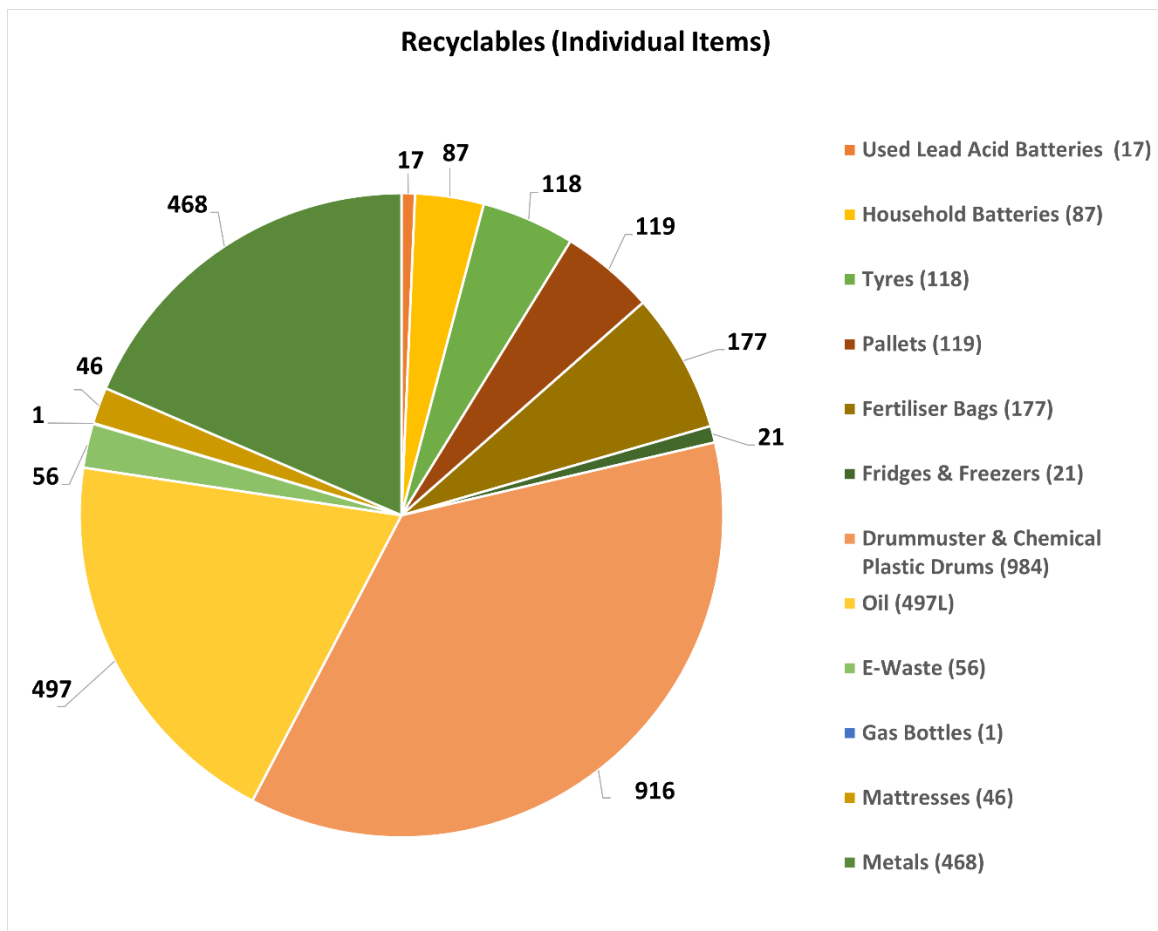
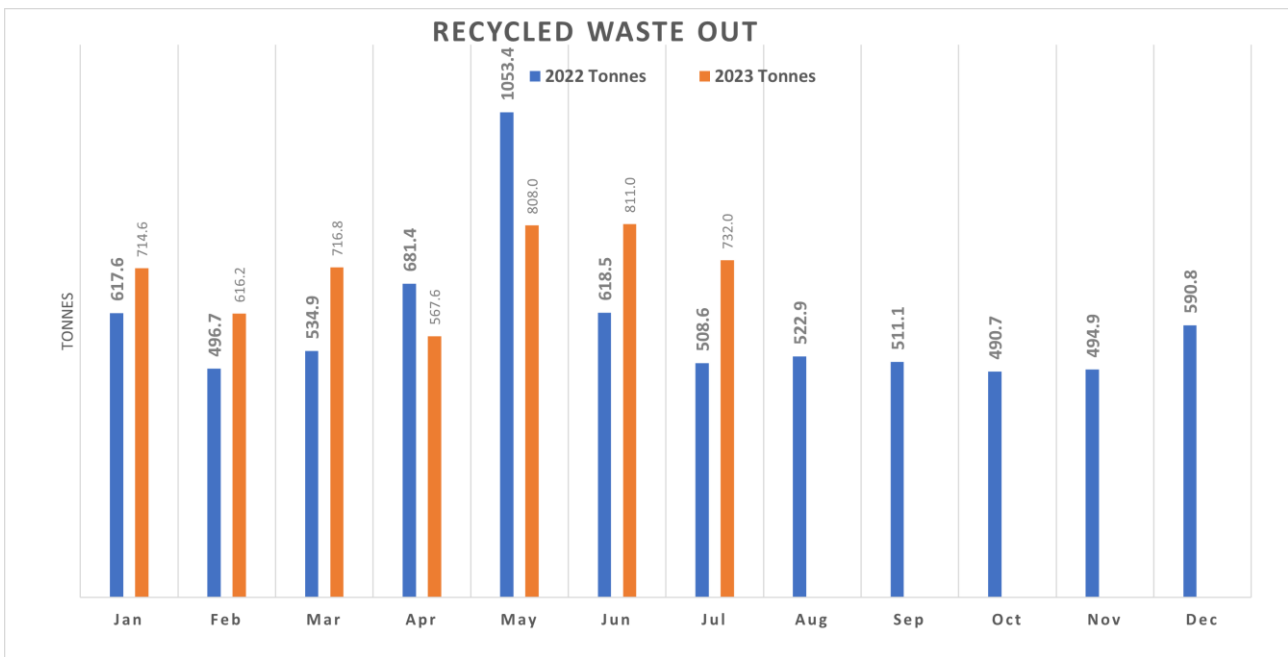
Monthly statistics are shown on the water reticulation main breaks and sewerage main breaks and chokes:



Waste Operations:

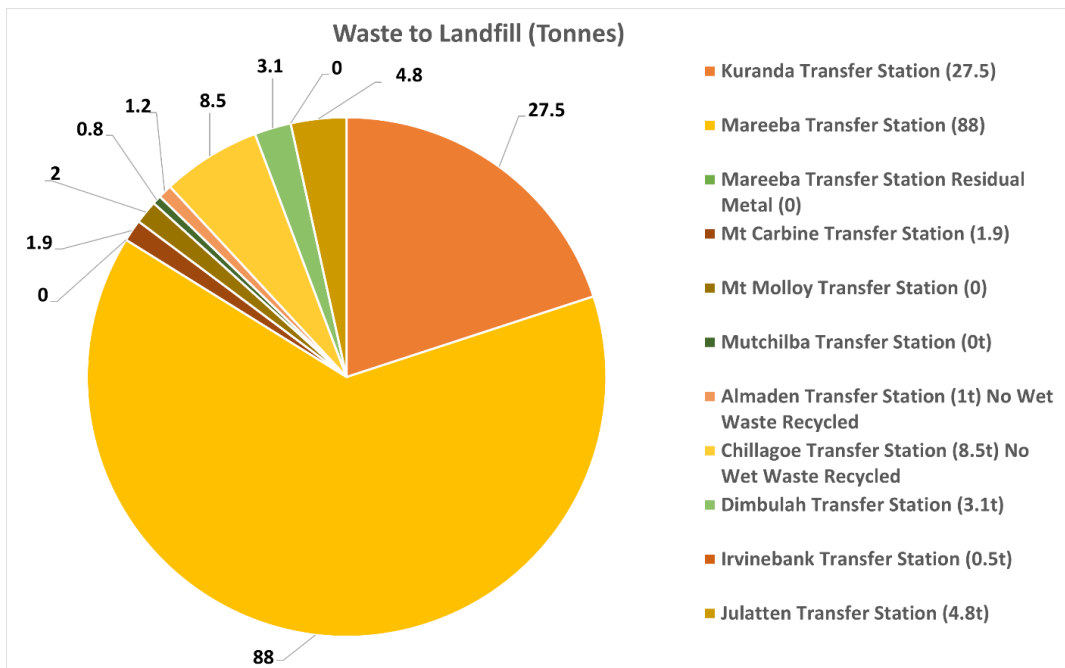
Recycling

Waste material collected at each of the waste transfer stations are either deposited directly to the Springmount Waste Facility, recycled, or transported to the Veolia Advanced Resource Recovery Facility (ARRF) in Cairns for processing. During July, 502 tonnes of waste was processed through the ARRF, and 9.7 tonnes of domestic items were recycled at the MRF. This month, there was an increase in household batteries, tyres, pallets, fertiliser bags, chemical drums, e-waste, and metal recycled through the region's Transfer Stations.



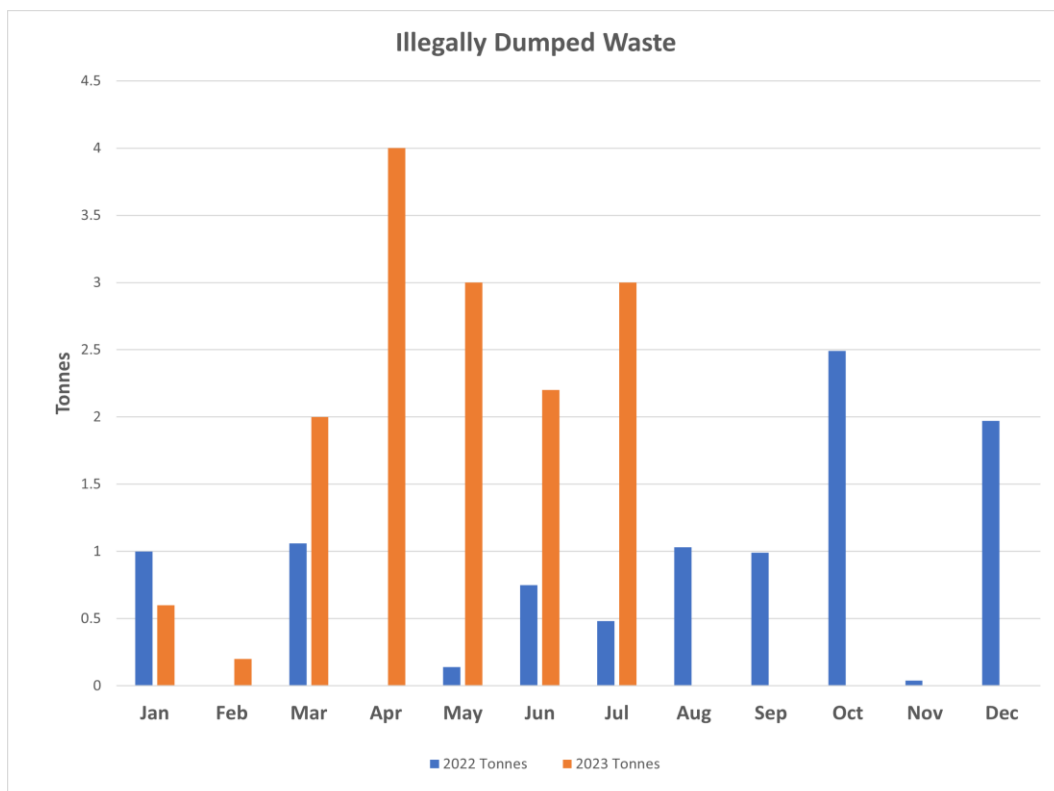
Waste to Transfer Stations

Transfer Station dry waste is transported off site to the Springmount Waste Facility. During July a total of 138 tonnes of waste was sent to landfill.



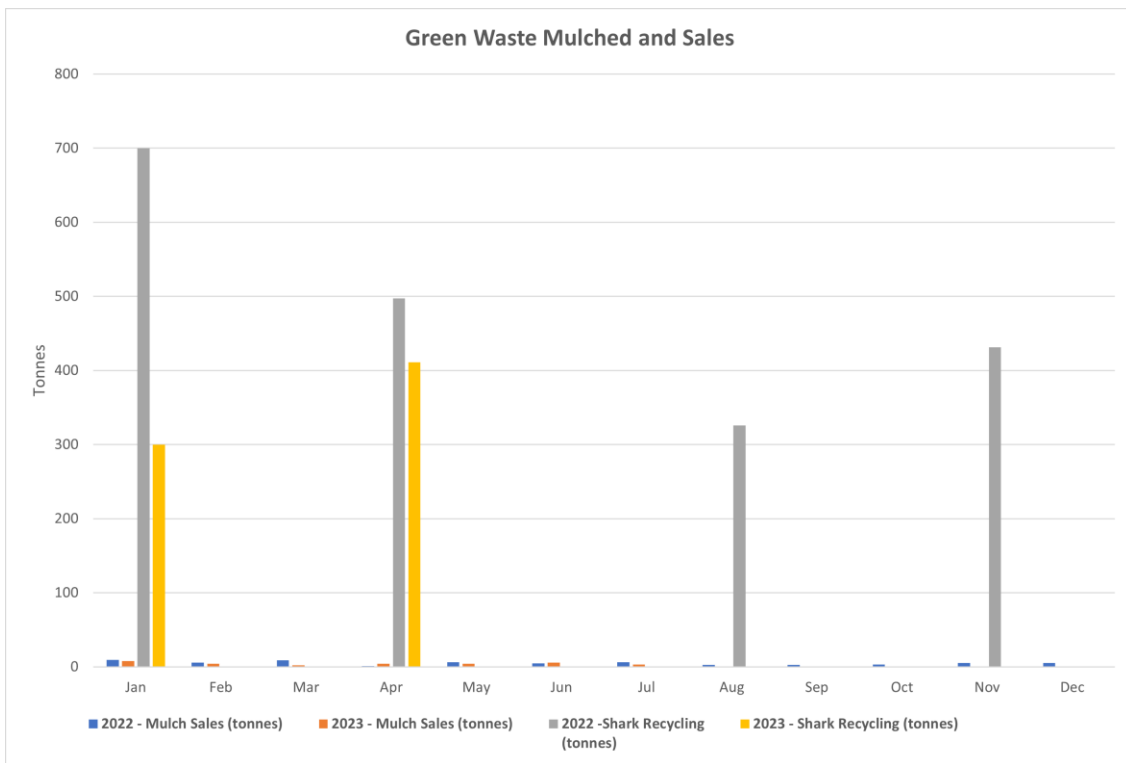
Illegally Dumped Waste

A total of 3 tonnes of illegally dumped waste was recorded through Transfer Stations during July. 2.4 tonnes of this waste was illegal road litter and 600 Kgs was illegally dumped tyres on roadsides. This does not include the illegal dumping on TMR Roads.



Green Waste

During July, Council received a total of 562 tonnes of green waste, the largest monthly quantity received this year. The region’s Transfer Stations are preparing for a further increase in green waste due to the upcoming Free Green Waste Days in August. Kuranda recorded 6 tonnes of green waste from locations registered as being potentially contaminated with Electric Ants. Green waste sales remained stable, with a total of 3.2 tonnes sold during July.



RISK IMPLICATIONS

Environmental

Council holds an Environmental Authority issued under the *Environmental Protection Act 1994* to operate landfill facilities.

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS***Capital***

Nil

Operating

Nil

LINK TO CORPORATE PLAN

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IMPLEMENTATION/COMMUNICATION

Nil

9.6 FNQ038 2023/24 REGIONAL BITUMEN RESEAL PROGRAM

Date Prepared: 8 August 2023

Author: Manager Works

Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with an assessment of the tenders received for FNQ038 2023/2024 Regional Bitumen Reseal Program.

RECOMMENDATION

That Council:

1. Awards Contract FNQ038 2023/24 Regional Bitumen Reseal Program to fgf Bitumen Pty Ltd. Based on the indicative works program and pricing, of an estimated annual contract value of \$274,217.70 (excl GST), with the potential for the Scope to be varied to include resealing required during 2024/25 and 2025/26; and
2. Delegates authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to enter into contracts, negotiate, finalise and execute any and all matters associated with or in relation to this contract subject to Council's procurement practices and policies.

BACKGROUND

Council undertakes an annual bitumen reseal program in order to maintain its road network to a suitable standard. This process is required to prevent moisture from penetrating through deteriorated bitumen seals into the underlying pavement which causes damage such as rutting and potholes.

Previous programs have successfully been delivered under collective procurement arrangements with neighbouring Councils. The collective arrangements have enabled the participating member Councils to achieve economies of scale in pricing and eliminated the risk of individual Councils competing against each other for limited supplier resources. The collective arrangements also include the provision of performance bonds to ensure the works are completed within the agreed timeframes, and Councils also benefit from the appointment of a Program Coordinator by FNQROC to oversee overall delivery of the program.

Following the success of the previous arrangements, FNQROC was tasked with inviting tenders for the 2023/24 regional bitumen reseal program on behalf of the following member Councils:

Cassowary Coast Regional Council

Tablelands Regional Council

Croydon Shire Council

Yarrabah Aboriginal Shire Council

Mareeba Shire Council

The request for tender received six (6) submissions which were evaluated by the Tender Evaluation Committee, made up of representatives from the participating councils.

Submissions were received from the following companies:

- Boral Resources (Qld) Pty Ltd (Boral)
- FGF Bitumen Pty Ltd (FGF)
- Gulf Civil Pty Ltd
- Koppin Construction Pty Ltd (Koppin)
- Pioneer North Queensland Pty Ltd (PNQ)
- RPQ Pty Ltd (RPQ)

The submissions were evaluated against the following criteria and weightings by the Tender Evaluation Committee:

Local Business Profile 10%

Technical Capacity & Experience 15%

Key Personnel & Equipment 15%

Program of Works & Work Procedures 20%

Value for Money 40%

fgf's submission was evaluated against all the selection criteria, and they were the recommended tenderer. They are a well-known local supplier and are generally highly regarded in the region. Their submission was evaluated and scored consistently very high across most criteria. They had the highest scores for "Technical Capacity & Experience" and "Key personnel & equipment" and "Value for Money". On that basis it is recommended that fgf Bitumen Pty Ltd be awarded the contract.

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Tenders were invited in accordance with Council's Procurement Policy.

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

Works are undertaken as a component of the 2023/24 Bitumen Reseals and Asphalt Programs.

Is the expenditure noted above included in the current budget?

Yes.

Operating

Nil.

LINK TO CORPORATE PLAN

Financial Sustainability: A council that continuously operates in a cost-effective manner while managing council's assets and reserves to ensure a sustainable future.

Transport and Council Infrastructure: The provision of quality services and infrastructure for our growing community that is planned and managed using sound asset management principles.

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

Nil

9.7 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - JULY 2023

Date Prepared: 7 August 2023

Author: Manager Works

Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to summarise Council's Transport Infrastructure, Parks and Gardens and Land Protection operational activities undertaken by Infrastructure Services during the month of July 2023.

RECOMMENDATION

That Council receives the Infrastructure Services, Works Progress Report for the month of July 2023.

BACKGROUND

Transport Infrastructure

Emergent Works

Mareeba Shire Council was eligible for DRFA funding following the activation of the shire under the Northern and Central Queensland Monsoon and Flooding 20 December 2022 to 30 April 2023 event. DRFA emergent works were eligible for repair until 29 July 2023.

During July, the Works Group has undertaken emergent work on the following roads within the shire.

Road	Locality
Chewko Road	Mareeba
Sutherland Street	Mareeba
Mt Lewis Road	Julatten
Clacherty Road	Julatten
Strathleven Road	Gamboola
Rubina Terrace	Irvinebank
Mt Misery Road	Irvinebank

Unsealed Road Maintenance Grading

Road	Locality
Hodzic Road	Bilwon
Spena Road	Mareeba
Davies Creek Road	Mareeba
Rollinson Drive	Mareeba
Sabin Road East	Mareeba

Road	Locality
Kay Road	Mareeba
Adler Hill Road	Mareeba
Springfield Road	Springfield

General Maintenance

Activity	Area
Slashing/Mowing	Speewah and Kuranda areas
Fire Break Installation	Mareeba Industrial Park, Granite Creek-Mareeba
Unsealed Road Repairs	Mt Molloy, Julatten and Irvinebank areas
Inlet and Outlet Drainage	Mt Lewis Road and Davies Creek Road
Illegal Dumping Clean up	Various locations in Mareeba and Kuranda areas
Patching and Edge Repair	Kuranda, Mareeba and Mt Molloy areas

Customer Requests

During the month of July, the Works Group received 98 Customer Requests (CRs) with 128 resolved (resolved requests include those received prior to July 2023). The table below shows the number of requests lodged per Works Section for the month.

Month	Roads	Parks and Gardens	Pest Management	RMPC
July	68	25	4	1

At the time of reporting, the Works Group had 92 open requests.

TMR Routine Maintenance Performance Contract (RMPC)

During July, unsealed road maintenance grading continued on the Burke Developmental Road (BDR) reaching Louisa Creek and was completed on the unsealed section between Irvinebank and Petford.

Pipe inspections were completed on the Mulligan Highway between Mareeba and Mt Molloy, Mt Molloy and the Cook Shire boundary and the Mareeba – Dimbulah Road. Pipe inspections have now commenced on the BDR.

Other works included the updating of the rail crossing signage at Almaden.

Parks and Open Spaces

With the cooler winter weather, crews are now only mowing open spaces as required and irrigated parks approximately once per fortnight. Open drains across Mareeba township have mechanically cleared and herbicide treated in readiness for the upcoming wet season.

Other activities undertaken in July include;

- Turf laid at Anzac Park Mareeba
- Two (2) additional seats installed at Centenary Park playground
- Slashing of Shaban and Eales Parks
- Tree removal in Chillagoe and Mareeba
- Vegetation management to enable street sweeping activities
- Mareeba Cemetery mowing and brush cutting
- Removal of the rodeo banner and the erection of the Multi-Cultural Festival banner
- Street cleaning and sweeping of Byrnes Street post rodeo procession
- Repairs to the drinking fountain at Centenary Park, Kuranda

Fire Management

- All Mareeba fire breaks and the mulching of vegetation along Granite Creek is complete.

Land Protection

Parthenium Weed: Inspections carried out on 13 sites. All landholders are complying with their biosecurity obligation. Land Protection Officers (LPOs) continue to monitor one (1) site every two (2) weeks with the other 12 every three (3) weeks.

Siam Weed: LPOs completed the Siam Weed survey and removal on all known sites at Gorge Creek-Watsonville, Sandy Creek-Mt Molloy, Back Creek-Petford and Holmes Creek-Mt Carbine.

Department of Agriculture and Fisheries (DAF) four tropical weeds: LPOs assisted DAF in herbicide treating a large patch of Miconia Racemosa in Fairyland Drive, Kuranda.

Kuranda State School Certificate II - Conservation Land Management: The Land Protection Coordinator assisted Djabugay Bulmba Rangers in a presentation to Kuranda State High School students who are in the process of completing their Cert II in Conservation Land Management.

Aerodrome stockpiles: Stockpiles at the Mareeba Aerodrome and Zenel Road have been herbicide treated prior to fill being relocated to limit weed seed spread.

Wild Dogs: Five (5) properties have carried out 1080 baiting, one (1) on the upper Barron River and four (4) on the Mitchell River catchment totalling 117,520 hectares.

Wild Pigs: A total of 12 pigs were trapped and destroyed during July. Pig traps were provided to landholders in Cadagi Drive, Kuranda and Douglas Track West, Speewah. The property on Douglas Track West is a known cassowary habitat for which the landholder held concerns the pigs are competing for the cassowary food supply and, as it is the nesting season for cassowaries, the pigs prey on the Cassowary eggs.

The pig traps provided to landholders are designed to be cassowary safe.





FINANCIAL AND RESOURCE IMPLICATIONS

Operating

All operational works are funded by the section specific 2022/23 maintenance budgets.

LINK TO CORPORATE PLAN

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Economy and Environment: A resilient economy that promotes and supports the shire’s natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

IMPLEMENTATION/COMMUNICATION

Nil

10 OFFICE OF THE CEO

10.1 COUNCILLOR ATTENDANCE AT CONFERENCES

Date Prepared: 9 August 2023
Author: Chief Executive Officer
Attachments: Nil

EXECUTIVE SUMMARY

The purpose of this report is to obtain Council approval for the attendance of Councillors at the 2023 Local Government Association Queensland (LGAQ) Annual Conference to be held in Gladstone 16-18 October 2023 and the National Local Roads, Transport and Infrastructure Congress to be held in Canberra 6-7 September 2023.

RECOMMENDATION

That Council:

1. Approves the attendance of Cr Bird to the 2023 Local Government Association Queensland (LGAQ) Annual Conference to be held in Gladstone 16-18 October 2023; and
2. Approves the attendance of Cr Bensted and Davies to the National Local Roads, Transport and Infrastructure Congress to be held in Canberra 6-7 September 2023.

BACKGROUND

The Annual LGAQ Conference brings together Councils from all parts of the state for professional development and networking, and to debate issues of importance to their communities.

The National Local Roads, Transport and Infrastructure Congress provides the opportunity to interact with federal government agencies and learn about the latest trends and developments in road safety, circular economy, decarbonising infrastructure builds, telecommunications, and technology.

RISK IMPLICATIONS

Nil

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

Capital

Nil

Operating

Yes

Is the expenditure noted above included in the current budget?

Yes

LINK TO CORPORATE PLAN

Economy and Environment: A resilient economy that promotes and supports the shire's natural assets and local industry and encourages investment while preserving and future proofing for generations to come.

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

N/A

10.2 LGAQ CONFERENCE MOTION - COUNCILS TO CONDUCT LOCAL GOVERNMENT ELECTIONS

Date Prepared: 9 August 2023
Author: Chief Executive Officer
Attachments: Nil

EXECUTIVE SUMMARY

This report is to propose a motion to be tabled at the 2023 Local Government Association Queensland (LGAQ) Annual Conference. The purpose of the motion is to Petition the Federal and State Governments to allow the State Government to Councils or their nominees to conduct Local Government Elections.

RECOMMENDATION

That Council endorses the following motion for consideration at the LGAQ Annual Conference:

"The LGAQ calls on the State government to change the Local Government Electoral Act to allow Councils or their nominees to conduct Local Government Elections."

BACKGROUND

The costs being passed on to Councils by the Electoral Commission Queensland (ECQ) for conducting the Local Government Elections are growing exponentially.

Prior to 2008 Local Governments ran these elections and the costs were significantly lower. This was mainly due to the fact that in most cases Council staff and facilities were used and most of the work, especially all the preparatory work, was done during normal working hours. In the case of the ECQ they hire in staff to prepare for and conduct the election and often hire other facilities.

Prior to 2008 Councils were able to either have the CEO (or other employee) or engage an external person/organisation to conduct the election in their specific Local Government area. Not only where these elections were conducted at significantly lower cost than what Councils are currently faced with but were run very efficiently with indicative results generally available on the night of the election.

There is no historical evidence of any inappropriate action being taken in these elections and all the necessary checks and balances were adhered to ensuring a free and fair election.

It is proposed that the legislation be changed to allow Local Governments to conduct elections themselves, noting that this does not preclude a Council engaging the ECQ to conduct the election on their behalf should they so wish.

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

LINK TO CORPORATE PLAN

Financial Sustainability: A council that continuously operates in a cost-effective manner while managing council's assets and reserves to ensure a sustainable future.

Community: An informed and engaged community which supports and encourages effective partnerships to enhance the liveability of the Shire.

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

The adopted the motion will be forwarded to the LGAQ for inclusion in the Annual Conference Agenda.

10.3 CHANGE IN OCTOBER COUNCIL MEETING DATE

Date Prepared: 9 August 2023
Author: Chief Executive Officer
Attachments: Nil

EXECUTIVE SUMMARY

This report is presented to Council to recommend changing the date of the October Council Meeting from Wednesday 25 October to Wednesday 18 October 2023. The reason for the change is to realign the October meeting back into the current schedule of Council meetings held on the third Wednesday of the month.

RECOMMENDATION

That Council approves the change in date for the October Council Meeting to Wednesday 18 October 2023.

BACKGROUND

The October Council meeting is currently scheduled for 25 October 2023. When the dates were originally determined for 2023, consideration was given to the potential attendance of Councillors at the Annual LGAQ Conference which is usually scheduled for the third week of October. It has now been decided that only one (1) Councillor will be attending the conference and it is therefore recommended that the meeting date be changed to 18 October 2023. The proposed change would reduce the time between the September and October Council Meetings and therefore less disruption to Council business.

RISK IMPLICATIONS

Nil

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS

Nil

LINK TO CORPORATE PLAN

Governance: Sound decision making based on effective frameworks and clear strategic direction to achieve regulatory compliance while delivering affordable levels of identified services within the Shire.

IMPLEMENTATION/COMMUNICATION

If approved by Council, advertisements will be placed in the newspaper and on social media.

10.4 MSC SHOW HOLIDAYS 2024

Date Prepared: 25 July 2023
Author: Chief Executive Officer
Attachments: Nil

EXECUTIVE SUMMARY

Council has been contacted by the Office of Industrial Relations with regard to the declaration of a Show Holiday for 2024. This report recommends the current situation where three (3) separate dates are allocated across three (3) separate areas of the Shire linking them to the shows closest to them.

RECOMMENDATION

That Council endorses the request to the Office of Industrial Relations to declare the show holidays within the Mareeba Shire for 2024:

1. 9 July 2024 for the parishes of Irvinebank, Myosotis and Western, which links to the Atherton Annual Show;
2. 19 July 2024 for the Mareeba Shire Council area excluding the parishes of Irvinebank, Myosotis, Western, Mowbray, Salisbury, Riflemead and that part of the parish of Garioch located north of Hunter and Rifle Creeks, which links to the Cairns Annual Show; and
3. 22 July 2024 for the parishes of Mowbray, Salisbury, Riflemead and that part of the parish of Garioch located north of Hunter and Rifle Creeks, which links to the Mossman Annual Show.

BACKGROUND

The Holidays Act 1983 provides for the declaration of a show holiday within a Local Government area and Council has been advised that if it wishes to have such a holiday/s declared, a request must be submitted to the State Government.

As the Mareeba Shire does not have an Annual Agricultural, Horticultural or Industrial Show, it has previously linked these holidays to other Annual Shows in the region and has linked specific parishes to specific shows.

Below is an extract from the State Government's Show Holiday listing for 2023 in which the various parishes have dates declared and to which shows they link. These holidays were declared by the State following a request made by the Mareeba Shire Council last year.

11 July	Mareeba Shire - that part of Mareeba district within the parishes of Irvinebank, Myosotis and Western; the communities of Malanda, Atherton and Herberton and the districts of Ravenshoe, Mt Garnet, Millaa Millaa and Yungaburra.	Atherton Annual Show
21 July	Mareeba Shire - excluding the parishes of Irvinebank, Myosotis, Western, Mowbray, Salisbury, Riflemead and that part of the parish of Garioch located north of Hunter and Rifle Creeks.	Cairns Annual Show

24 July	Mareeba Shire - that part of the Mareeba district within the parishes of Mowbray, Salisbury, Riflemead and that part of the parish of Garioch located north of Hunter and Rifle Creeks.	Mossman Annual Show
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RISK IMPLICATIONS

Nil

LEGAL/COMPLIANCE/POLICY IMPLICATIONS

Nil

FINANCIAL AND RESOURCE IMPLICATIONS***Capital***

Nil

Operating

Nil

LINK TO CORPORATE PLAN

Community: An informed and engaged community which supports and encourages effective partnerships to enhance the liveability of the shire.

IMPLEMENTATION/COMMUNICATION

The Office of Industrial Relations will be informed of these dates if approved by Council. Should they change the department will be informed.

11 CONFIDENTIAL REPORTS

Nil

12 BUSINESS WITHOUT NOTICE

13 NEXT MEETING OF COUNCIL

14 FOR INFORMATION

14.1 SUMMARY OF NEW PLANNING APPLICATIONS & DELEGATED DECISIONS FOR THE MONTH OF JULY 2023

Date Prepared: 31 July 2023

Author: Senior Planner

Attachments: Nil

Please see below information.

Summary of new Planning Development Applications and Delegated Decisions for July 2023

New Development Applications					
Application #	Lodgement Date	Applicant/ Address	Property Description	Application Type	Status
MCU/23/0013	14/07/2023	K and P Whipp C/- Northern Building Approvals 47 Masons Road Kuranda	Lot 2 on RP725851	MCU Dwelling House (Secondary Dwelling)	Decision Notice Stage
MCU/23/0014	18/07/2023	Caldante Holdings Pty Ltd TTE C/- RPS AAP Consulting 121 Douglas Track Speewah	Lot 45 on N157358	MCU Function Facility	Confirmation Notice Stage
MCU/23/0015	25/07/2023	Mulungu Aboriginal Corp Primary Health Service 21-31 Keeble Street Mareeba	Lot 56 on SP291994	MCU Community Use	Confirmation Notice Stage
RAL/23/0007	18/07/2023	Ewa Knapik C/- RPS AAP Consulting 5A-5B Kullaroo Close Kuranda	Lot 3 on RP728595	ROL (1 into 2 Lots)	Application Stage
RAL/23/0008	24/07/2023	John and Wendy Price C/- Freshwater Planning 1074 Springmount Road Mutchilba	Lot 121 on RP903075	ROL (1 into 5 Lots)	Application Stage
OPW/23/0002	3/07/2023	Mareeba Shire Council C/- ARO Industries 70 Kuranda Heights Road Kuranda	Lot 2 on RP730337	OPW Road works, Stormwater, Water infrastructure, Sewage infrastructure, Drainage work, Earthworks and Clearing vegetation) for Development Permit MCU/22/0009 – New Kuranda Cemetery – Stage 1	Decision Notice Stage

July 2023 (Regional Land Use Planning)

Decision Notices issued under Delegated Authority					
Application #	Date of Decision Notice	Applicant	Address	Property Description	Application Type
MCU/23/0013	19/07/2023	K and P Whipp C/- Northern Building Approvals 47 Masons Road Kuranda	47 Masons Road Kuranda	Lot 2 on RP725851	MCU Dwelling House (Secondary Dwelling)
OPW/23/0002	5/07/2023	Mareeba Shire Council C/- ARO Industries 70 Kuranda Heights Road Kuranda	70 Kuranda Heights Road Kuranda	Lot 2 on RP730337	OPW For Development Permit MCU/22/0009 New Kuranda Cemetery Stage 1

Negotiated Decision Notices issued under Delegated Authority					
Application #	Date of Decision Notice	Applicant	Address	Property Description	Application Type
Nil					

Change to Existing Development Approval issued					
Application #	Date of Decision	Applicant	Address	Property Description	Application Type
Nil					

Referral Agency Response Decision Notices issued under Delegated Authority					
Application #	Date of Decision	Applicant	Address	Property Description	Application Type
CAR/23/0009	4/07/2023	D and W Green C/- David Green Architect	12-14 Wirramo Street Kuranda	Lot 16 on NR7601	Referral agency response before application – building work assessable against a planning scheme - Dwelling House

Extensions to Relevant Period issued					
Application #	Date of Decision	Applicant	Address	Property Description	Application Type
Nil					

July 2023 (Regional Land Use Planning)

Survey Plans Endorsed					
Application #	Date	Applicant	Address	Property Description	No of Lots
REC/07/0052	10/07/2023	Hockey Machinery Sales Pty Ltd C/- Twine Surveys Pty Ltd	Summer Street Mareeba	Lots 58 and 100 on SP342221 (Cancelling Lot 100 on SP334790	1

July 2023 (Regional Land Use Planning)